



City of West Allis

Ordinance: O-2019-0057

File Number: O-2019-0057

Final Action:

Sponsor(s): Alderperson Weigel

Ordinance to Amend Section 9.02(12)(title) and create Section 9.02(12m)(a) of the West Allis Municipal Code relating to authorizing the imposition of a condition upon alcohol licenses

Whereas, under Wis. Stat. § 125.10(1), the City may prescribe additional regulations for the sale of alcohol beverages not in conflict with Wis. Stat. Ch. 125.; and

Whereas, the City may further prescribe forfeitures or license suspension or revocation for violations of any such regulations adopted by ordinance; and

Whereas, the City is adopting these regulations under Wis. Stat. § 125.10 to clarify and streamline the alcohol license application process only regulating alcohol licensees to the extent necessary;

Now, therefore, the Common Council of the City of West Allis, Milwaukee County, do ordain as follows:

Part 1. Code Revision

Section 9.02(12)(title) of the Municipal Code of the City of West Allis is hereby amended to read as follows:

(12) General Conditions upon of all Licenses. All retail Class "A" and "B" licenses granted hereunder shall be granted subject to the following conditions, and all other conditions of this section, and subject to all other ordinances and regulations of the City applicable thereto:

Part 2. Code Revision

Section 9.02(12m) of the Municipal Code of the City of West Allis is hereby created to read as follows:

(12m) Conditions upon Specific Licenses. The common council may impose any of the following conditions specifically upon a new Class A or Class B license at the time the license is granted. The council may impose any of the following conditions specifically upon an existing licensee only with the licensee's consent.

(a) The license shall conduct a principal business on the premises particularly described by the common council. Examples include those types of businesses described in Wis. Stat. § 125.32(3m).

Part 3. Inconsistent Law Repealed

All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed.

Part 4. Severability

The provisions of this ordinance are severable. If any provision of this ordinance is invalid, or if the application of this ordinance to any person or circumstance is invalid, such invalidity shall not affect other provisions or applications which can be given effect without the invalid provision or application.

Part 5. Effective Date

This ordinance shall take effect and be in force from and after its passage and publication.

PASSED

DEC 03 2019

APPROVED

12/10/19



Steven A. Braatz, Jr., City Clerk



Dan Devine, Mayor