

**WEST ALLIS COMMON COUNCIL  
LICENSE AND HEALTH COMMITTEE  
CITY OF WEST ALLIS**

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**In the Matter of the  
Complaint Against**

**COMPLAINT**

**Scardina Bakery & Delicatessen, Inc.,  
c/o registered agent Rosa Scardina,**

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**STATE OF WISCONSIN        )  
  ) ss.  
COUNTY OF MILWAUKEE    )**

Michael J. Czaplewski, being duly sworn, on oath deposes and states as a complaint against Scardina Bakery & Delicatessen, Inc. as follows:

1. That the complainant is a resident of the City of West Allis, is the duly elected Alderperson for the First Aldermanic District in the City of West Allis, is the chair of the License and Health Committee, and makes this complaint at the direction of the License and Health Committee of the West Allis Common Council.
2. That the information contained in this complaint comes from the complainant's review of official records maintained by the City of West Allis, which records complainant believes to be reliable and accurate.
3. That Scardina Bakery & Delicatessen, Inc. is the holder of a Food-Related Permit to sell/serve food under Chapter 97 and 254, Wis. Stat., issued by the West Allis Common Council and is located at 5901 West Beloit Road, West Allis, Wisconsin.
4. That Scardina Bakery & Delicatessen, Inc. is the owner of the property located at 5901 West Beloit Road, West Allis, Wisconsin.
5. That Rosa Scardina is the registered agent of Scardina Bakery & Delicatessen, Inc.
6. That due to non-payment of real estate and personal property taxes, Scardina Bakery & Delicatessen, Inc. has not been eligible for a renewal of its licenses or permits

since the 2008-2009 license year, but has been operating due to its entering into payment agreements with the City in August 2009 and September 2012.

7. That Scardina Bakery & Delicatessen, Inc. is now in default of those agreements.
8. That the City of West Allis assessed and levied a 2008 personal property tax pursuant to Chapter 74 of the Wisconsin Statutes against Scardina Bakery & Delicatessen, Inc. in the amount of Eight Thousand One Hundred Eighty-Nine and 47/100 Dollars (\$8,189.47).
9. That the City of West Allis assessed and levied a 2009 personal property tax pursuant to Chapter 74 of the Wisconsin Statutes against Scardina Bakery & Delicatessen, Inc. in the amount of Nine Thousand Two Hundred Ten and 65/100 Dollars (\$9,210.65).
10. That the City of West Allis assessed and levied a 2010 personal property tax pursuant to Chapter 74 of the Wisconsin Statutes against Scardina Bakery & Delicatessen, Inc. in the amount of Eleven Thousand Three Hundred Twenty-Two and 17/100 Dollars (\$11,322.17).
11. That the City of West Allis assessed and levied a 2011 personal property tax pursuant to Chapter 74 of the Wisconsin Statutes against Scardina Bakery & Delicatessen, Inc. in the amount of Twelve Thousand Four Hundred Seventy-Nine and 68/100 Dollars (\$12,479.68).
12. That the City of West Allis assessed and levied a 2012 personal property tax pursuant to Chapter 74 of the Wisconsin Statutes against Scardina Bakery & Delicatessen, Inc. in the amount of Twelve Thousand Nine Hundred Eleven and 91/100 Dollars (\$12,911.91).
13. That the City of West Allis assessed and levied a 2004 real estate tax pursuant to Chapters 70 and 74 of the Wisconsin Statutes against the property at 5901 West

Beloit Road in the amount of Sixteen Thousand Three Hundred Ninety-One and 88/100 Dollars (\$16,391.88).

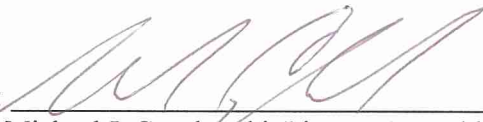
14. That the City of West Allis assessed and levied a 2005 real estate tax pursuant to Chapters 70 and 74 of the Wisconsin Statutes against the property at 5901 West Beloit Road in the amount of Eighteen Thousand Seven Hundred Fifty-One and 27/100 Dollars (\$18,751.27).
15. That the City of West Allis assessed and levied a 2006 real estate tax pursuant to Chapters 70 and 74 of the Wisconsin Statutes against the property at 5901 West Beloit Road in the amount of Nineteen Thousand Seven Hundred Twelve and 59/100 Dollars (\$19,712.59).
16. That the City of West Allis assessed and levied a 2007 real estate tax pursuant to Chapters 70 and 74 of the Wisconsin Statutes against the property at 5901 West Beloit Road in the amount of Twenty Thousand Five Hundred Thirty-Three and 39/100 Dollars (\$20,533.39).
17. That the City of West Allis assessed and levied a 2008 real estate tax pursuant to Chapters 70 and 74 of the Wisconsin Statutes against the property at 5901 West Beloit Road in the amount of Twenty-One Thousand Two Hundred Forty-Two and 54/100 Dollars (\$21,242.54).
18. That the City of West Allis assessed and levied a 2009 real estate tax pursuant to Chapters 70 and 74 of the Wisconsin Statutes against the property at 5901 West Beloit Road in the amount of Twenty-Three Thousand Four Hundred and 68/100 Dollars (\$23,400.68).
19. That the City of West Allis assessed and levied a 2010 real estate tax pursuant to Chapters 70 and 74 of the Wisconsin Statutes against the property at 5901 West Beloit Road in the amount of Twenty-Three Thousand Seven Hundred Fifty-Seven

and 94/100 Dollars (\$23,757.94).


20. That the City of West Allis assessed and levied a 2011 real estate tax pursuant to Chapters 70 and 74 of the Wisconsin Statutes against the property at 5901 West Beloit Road in the amount of Twenty-Three Thousand Eight Hundred Forty-Six and 76/100 Dollars (\$23,846.76).
21. That the City of West Allis assessed and levied a 2012 real estate tax pursuant to Chapters 70 and 74 of the Wisconsin Statutes against the property at 5901 West Beloit Road in the amount of Twenty-Three Thousand Nine Hundred Sixty-Three and 13/100 Dollars (\$23,963.13).
22. That Scardina Bakery & Delicatessen, Inc. has not paid the real estate and personal property taxes in full and currently owes approximately \$323,047.00 in delinquent real estate taxes and \$73,914.26 in delinquent personal property taxes as of August 13, 2013.
23. That the conduct of Scardina Bakery & Delicatessen, Inc. is contrary to West Allis Revised Municipal Code Section 1.08(9)(a) and is grounds for non-renewal, suspension, or revocation of its Food-Related Permit/License.

**WHEREFORE**, Michael J. Czaplewski, requests that Scardina Bakery & Delicatessen, Inc., c/o registered agent Rosa Scardina, be summoned to appear before the License and Health Committee of the West Allis Common Council to answer this complaint and, if the material allegations of the complaint are denied, that a hearing be held to determine whether the Food-Related Permit/License of Scardina Bakery & Delicatessen, Inc. should be revoked, suspended, or not renewed.

Dated at this 19th day of August, 2013.

By:   
Michael J. Czaplewski, License & Health  
Committee  
West Allis Common Council

Subscribed and sworn to before me  
this 19th day of August, 2013.

  
( Jenna Merten )  
Notary Public, State of Wisconsin.  
My Commission expires: Is Perpetual

