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City of West Allis

Matter Summary

7525 W. Greenfield Ave.
West Allis, WI 53214

File Number	Title	Status
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R-2010-0017 Resolution Introduced

Resolution to impose a moratorium on tobacco stores that openly display, make available for sale instruments used for inhaling tobacco, that sell sex or marital aides.

Introduced: 1/19/2010

Controlling Body: Safety & Development Committee

Sponsor(s): Martin J. Weigel

COMMITTEE RECOMMENDATION

As is *as amended*

ACTION DATE:	MOVER	SECONDER		AYE	NO	PRESENT	EXCUSED
			Barczak				
			Czaplewski				
			Kopplin	✓			
<i>2/2/10</i>	✓		Lajsic	✓			
		✓	Narlock	✓			
			Reinke	✓			
			Roadt				
			Sengstock				
			Vitale	✓			
			Weigel				
			TOTAL	<i>5</i>	<i>0</i>		

SIGNATURE OF COMMITTEE MEMBER

Chair _____ Vice-Chair _____ Member _____

COMMON COUNCIL ACTION

ADOPT *as amended*

ACTION DATE:	MOVER	SECONDER		AYE	NO	PRESENT	EXCUSED
			Barczak	✓			
			Czaplewski	✓			
<i>FEB 02 2010</i>	✓	✓	Kopplin	✓			
			Lajsic	✓			
			Narlock	✓			
			Reinke	✓			
			Roadt	✓			
			Sengstock	✓			
			Vitale	✓			
			Weigel	✓			
			TOTAL	<i>10</i>	<i>-</i>		



City of West Allis

7525 W. Greenfield Ave.
West Allis, WI 53214

Resolution

File Number: R-2010-0017

Final Action: 2/2/2010

Sponsor(s): Martin J. Weigel

Resolution to impose a moratorium in the C-1, Downtown Central Business District, on tobacco stores that openly display, make available for sale instruments used for inhaling tobacco, that sell sex or marital aides.

WHEREAS, the City of West Allis Zoning Ordinance currently permits retail stores that sell and display tobacco and instruments used for inhaling tobacco, that sell sex or marital aides in accordance with Chapter 12 of the Municipal Code. These establishments are also regulated under sections 6.026 Instruments Used for Inhaling and 9.28 Adult Orientated Business; and,

WHEREAS, the Department of Development is preparing a proposed ordinance to amend the terms, conditions and restrictions under which such commercial uses may be granted in the C-1, Downtown Central Business District; and,

WHEREAS, it is in the City's interest to put all current and further applications for new tobacco stores and other similar specialty commercial business that openly display, make available for sale instruments used for inhaling tobacco, that sell sex, marital aides or toys as these uses may be detrimental to the general welfare of persons residing in the immediate vicinity, the neighborhood, or the community at large. Retail operations that sell prescription drugs are exempt from this moratorium.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of West Allis that a moratorium be imposed on the granting and issuing of all aforementioned license and permits in the C-1, Downtown Central Business District for a period of 90 days.

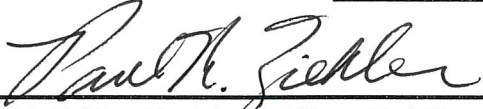
BE IT FURTHER RESOLVED that the moratorium may be extended by the Common Council for up to an additional 90 day period if review of the proposed ordinance is still pending.

BE IT FURTHER RESOLVED that said moratorium shall not apply to renewal applications for the same address as long as the location of the establishment remains the same.

Cc: City Attorney
Department of Development

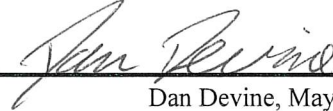
DEV-R-581-1-19-10

ADOPTED AS AMENDED 02/02/2010



Paul M. Ziehler, City Admin. Officer, Clerk/Treas.

APPROVED AS AMENDED 2/5/10



Dan Devine, Mayor



City of West Allis

7525 W. Greenfield Ave.
West Allis, WI 53214

Resolution

File Number: R-2010-0017

Final Action:

Sponsor(s): Martin J. Weigel

Resolution to impose a moratorium on tobacco stores that openly display, make available for sale instruments used for inhaling tobacco, that sell sex or marital aides.

WHEREAS, the City of West Allis Zoning Ordinance currently permits retail stores that sell and display tobacco and instruments used for inhaling tobacco, that sell sex or marital aides in accordance with Chapter 12 of the Municipal Code. These establishments are also regulated under sections 6.026 Instruments Used for Inhaling and 9.28 Adult Orientated Business; and,

WHEREAS, the Department of Development is preparing a proposed ordinance to amend the terms, conditions and restrictions under which such commercial uses may be granted; and,

WHEREAS, it is in the City's interest to put all current and further applications for new tobacco stores and other similar specialty commercial business that openly display, make available for sale instruments used for inhaling tobacco, that sell sex, marital aides or toys as these uses may be detrimental to the general welfare of persons residing in the immediate vicinity, the neighborhood, or the community at large.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of West Allis that a moratorium be imposed on the granting and issuing of all aforementioned license and permits for a period of 90 days.

BE IT FURTHER RESOLVED that the moratorium may be extended by the Common Council for up to an additional 90 day period if review of the proposed ordinance is still pending.

BE IT FURTHER RESOLVED that said moratorium shall not apply to renewal applications for the same address as long as the location of the establishment remains the same.

Cc: City Attorney
Department of Development

DEV-R-581-1-19-10

ADOPTED

APPROVED

Paul M. Ziehler, City Admin. Officer, Clerk/Treas.

Dan Devine, Mayor



City of West Allis

Legislative File Number R-2010-0017 (version 1)

Title

Resolution to impose a moratorium on stores that sell tobacco or openly display, sell or make available for sale instruments used for inhaling tobacco, or that sell sex or marital aides.

Body

WHEREAS, the City of West Allis Zoning Ordinance currently permits retail stores that sell and display tobacco and instruments used for inhaling tobacco, that sell sex or marital aides in accordance with Chapter 12 of the Municipal Code. These establishments are also regulated under sections 6.026 Instruments Used for Inhaling and 9.28 Adult Orientated Business; and,

WHEREAS, the Department of Development is preparing a proposed ordinance to amend the terms, conditions and restrictions under which such commercial uses may be granted; and,

WHEREAS, it is in the City's interest to put all current and further applications for new tobacco stores and other similar specialty commercial business that openly display, make available for sale instruments used for inhaling tobacco, that sell sex, marital aides or toys as these uses may be detrimental to the general welfare of persons residing in the immediate vicinity, the neighborhood, or the community at large. *Retail operations that sell prescription drugs are not included in the ~~also~~ exempt from this moratorium.*

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of West Allis that a moratorium be imposed on the granting and issuing of all aforementioned license and permits for a period of 90 days.

BE IT FURTHER RESOLVED that the moratorium may be extended by the Common Council for up to an additional 90 day period if review of the proposed ordinance is still pending.

BE IT FURTHER RESOLVED that said moratorium shall not apply to renewal applications for the same address as long as the location of the establishment remains the same.

Cc: City Attorney
Department of Development

DEV-R-581-1-19-10

Downtown
in the C-1, Central Business District,
in the C-1, Downtown Central Business District;
in the C-1, Downtown Central Business District