



Monica Schultz
City Clerk
City Clerk's Office
414.302.8220
mschultz@westalliswi.gov

December 28, 2016

Ronald L. Mellantine
100 Lynnwood Lane
Brookfield, WI 53005

Dear Mr. Mellantine:

Per the discussion at the License & Health meeting on November 15, 2016, the Chairman of the License & Health Committee orders that you appear at their meeting on Tuesday, January 3, 2017, at 6:00 P.M. in Room 128, West Allis City Hall, 7525 W. Greenfield Ave., regarding the status of your 2016-2017 Class B Tavern License application, for the premises located at 9638 W. National Ave., and the Findings and Recommendations.

Please be advised that all meetings, unless otherwise noted, are open to the public and may be televised and recorded through the City's Cable Communications Division.

If you have any questions, please contact the Clerk's Office at (414) 302-8202.

Sincerely,

Monica Schultz
amn

Monica Schultz
City Clerk

/amn



Monica Schultz
City Clerk
City Clerk's Office
414.302.8220
mschultz@westalliswi.gov

November 7, 2016

Ronald L. Mellantine
100 Lynnwood Lane
Brookfield, WI 53005

Re: Findings of Fact, Conclusion of Law, and Recommendation
of the License & Health Committee for Top Dog Enterprises, LLC

Dear Mr. Mellantine:

Enclosed please find a copy of the proposed findings and recommendation in the matter of the complaint against Top Dog Enterprises, LLC, Ronald L. Mellantine, Agent, d/b/a The Choice Eatery and Entertainment for the premises located at 9638 W. National Ave. The License & Health Committee recommends that the "Class B" Intoxicating Liquor License, Class "B" Fermented Malt Beverage License of Top Dog Enterprises, LLC, d/b/a The Choice Eatery and Entertainment be revoked and not renewed. These findings and recommendations will be submitted to the Common Council for action at the November 15, 2016 meeting.

You have until 5:00 pm, Thursday, November 10, 2016, to file with the City Clerk a written statement or response to the findings and recommendation, including objections, exceptions, and arguments of fact and law, pursuant to section 9.02(20)(f)2 of the West Allis Revised Municipal Code.

Please feel free to contact me should you have any questions in this regard.

Sincerely,

Monica Schultz
City Clerk

/amn
enclosure

cc: Alderpersons
City Attorney
Police Chief



Monica Schultz
City Clerk
City Clerk's Office
414.302.8220
mschultz@westalliswi.gov

November 11, 2016

Ronald L. Mellantine
100 Lynnwood Lane
Brookfield, WI 53005

Dear Mr. Mellantine:

The License & Health Committee will be meeting on Tuesday, November 15, 2016, at 6:00 P.M. in Room 128, West Allis City Hall, 7525 W. Greenfield Ave., regarding the Findings and Recommendations for your 2016-2017 Class B Tavern License application for the premises located at 9638 W. National Ave. You may attend this meeting to respond to the Findings and Recommendations.

Please be advised that all meetings, unless otherwise noted, are open to the public and may be televised and recorded through the City's Cable Communications Division.

If you have any questions, please contact the Clerk's Office at (414) 302-8202.

Sincerely,

Monica Schultz
amn

Monica Schultz
City Clerk

/amn



Monica Schultz
City Clerk
City Clerk's Office
414.302.8220
mschultz@westalliswi.gov

January 5, 2017

Ronald L. Mellantine
100 Lynnwood Lane
Brookfield, WI 53005

Re: Findings of Fact, Conclusions of Law, and Recommendations for
Top Dog Enterprises, LLC

Dear Mr. Mellantine:

Enclosed please find the Findings of Fact, Conclusions of Law, and Recommendations approved by the City of West Allis Common Council on January 3, 2017, regarding the revocation and nonrenewal of your Class 'B' intoxicating Liquor License, and Class "B" Fermented Malt Beverage License, of Top Dog Enterprises, LLC, d/b/a The Choice Eatery and Entertainment at 9638 W. National Ave.

Please feel free to contact me should you have any questions in this regard.

Sincerely,

Monica Schultz
City Clerk

/amn

Enclosure

cc: Chairman, License & Health Committee
City Attorney
Police Chief

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

**In the Matter of the
Complaint Against:**

**FINDINGS OF FACT, CONCLUSIONS
OF LAW, AND RECOMMENDATION**

**Top Dog Enterprises, LLC,
d/b/a The Choice Eatery and Entertainment
Ronald Mellantine, agent,**

STATE OF WISCONSIN)
) ss.
COUNTY OF MILWAUKEE)

Upon deliberation and consideration of the complaint presented at the License and Health meeting held on October 18, 2016, the Committee finds:

FINDINGS OF FACT:

1. That Top Dog Enterprises, LLC, d/b/a The Choice Eatery and Entertainment by registered agent Ronald Mellantine, was properly served a copy of the summons and complaint, pursuant to Wis. Stat. Section 125.12(2)(ar).
2. That Ronald Mellantine appeared at the hearing held on October 18, 2016, held by the License and Health Committee and admitted to the facts contained in the complaint.
3. That Top Dog Enterprises, LLC, d/b/a The Choice Eatery and Entertainment, by registered agent Ronald Mellantine, is in violation of West Allis Revised Municipal Code section 9.35(2) and 9.02(9)(c) for failing to conduct the licensed or permitted business at the authorized location for a period of thirty (30) consecutive days.
4. That the conduct of Ronald Mellantine and Top Dog Enterprises, LLC, d/b/a The Choice Eatery and Entertainment described in the complaint substantially relates to the licensed

activity contrary to Wis. Stat. § 125.12(2)(ag)1, and West Allis Revised Municipal Code Sections 9.02(9)(c), 9.35(2) and 9.02(12)(d).

CONCLUSION OF LAW:

1. That the foregoing constitutes a sufficient basis to revoke and not renew the 2016-2017 “Class B” Intoxicating Liquor License and “Class B” Fermented Malt Beverage License from Top Dog Enterprises, LLC, d/b/a The Choice Eatery and Entertainment registered agent Ronald Mellantine.

RECOMMENDATION:

Therefore, the License and Health Committee recommends to the Common Council of the City of West Allis that the 2016-2017 “Class B” Intoxicating Liquor License and the 2016-2017 “Class B” Fermented Malt Beverage License of Top Dog Enterprises, d/b/a The Choice Eatery and Entertainment, be revoked and not renewed.

Dated this 3 day of November, 2016.

By: 

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



City of West Allis

7525 W. Greenfield Ave.
West Allis, WI 53214

Master Report

File Number: 2016-0676

File ID: 2016-0676	Type: Findings and Recommendation	Status: In Committee
Version: 1	Reference:	In Control: License & Health Committee
Name:		File Created: 11/15/2016
		Final Action:

Title: Findings and Recommendation in the Matter of the Complaint Against Top Dog Enterprises, LLC, d/b/a The Choice Eatery and Entertainment, Ronald Mellantine, Agent, for premises located at 9638 W. National Ave. (2016-2017 Class B Tavern License no. 2316).

Internal Notes:

Sponsors:	Enactment Date:
Attachments: F&R Top Dog Enterprises, LLC	Enactment Number:
Recommendation:	Hearing Date:
Drafter:	Effective Date:

History of Legislative File

Version:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	License & Health Committee	11/15/2016	Committee Introduction	License & Health Committee			
	Action Text: This matter was Committee Introduction to the License & Health Committee						
	Notes:						
1	License & Health Committee	11/15/2016	Appearance Requested				
	Action Text: This matter was Appearance Requested						
	Notes:						
1	License & Health Committee	11/15/2016	Held				
	Action Text: This matter was Held.						
	Notes: <i>Appearance by Ronald Mellantine. Discussion ensued regarding the work Mr. Mellantine has completed, and the work and inspections that still need to be completed. The Committee approved Mr. Mellantine's request for an extension and requested he appear at the meeting on January 3, 2017.</i>						
1	Common Council	11/15/2016					
	Notes: <i>Held in License & Health Committee during recess.</i>						
1		11/15/2016					

Master Report Continued (2016-0676)

- 1 12/20/2016
 - 1 License & Health Committee 01/03/2017 Returned from Held Status
Action Text: This matter was Returned from Held Status
Notes:
 - 1 License & Health Committee 01/03/2017 Appearance Requested
Action Text: This matter was Appearance Requested
Notes:
 - 1 License & Health Committee 01/03/2017
 - 1 Common Council 01/03/2017
-

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

**In the Matter of the
Complaint Against:**

**FINDINGS OF FACT, CONCLUSIONS
OF LAW, AND RECOMMENDATION**

**Top Dog Enterprises, LLC,
d/b/a The Choice Eatery and Entertainment
Ronald Mellantine, agent,**

STATE OF WISCONSIN)
) ss.
COUNTY OF MILWAUKEE)

Upon deliberation and consideration of the complaint presented at the License and Health meeting held on October 18, 2016, the Committee finds:

FINDINGS OF FACT:

1. That Top Dog Enterprises, LLC, d/b/a The Choice Eatery and Entertainment by registered agent Ronald Mellantine, was properly served a copy of the summons and complaint, pursuant to Wis. Stat. Section 125.12(2)(ar).
2. That Ronald Mellantine appeared at the hearing held on October 18, 2016, held by the License and Health Committee and admitted to the facts contained in the complaint.
3. That Top Dog Enterprises, LLC, d/b/a The Choice Eatery and Entertainment, by registered agent Ronald Mellantine, is in violation of West Allis Revised Municipal Code section 9.35(2) and 9.02(9)(c) for failing to conduct the licensed or permitted business at the authorized location for a period of thirty (30) consecutive days.
4. That the conduct of Ronald Mellantine and Top Dog Enterprises, LLC, d/b/a The Choice Eatery and Entertainment described in the complaint substantially relates to the licensed

activity contrary to Wis. Stat. § 125.12(2)(ag)1, and West Allis Revised Municipal Code Sections 9.02(9)(c), 9.35(2) and 9.02(12)(d).

CONCLUSION OF LAW:

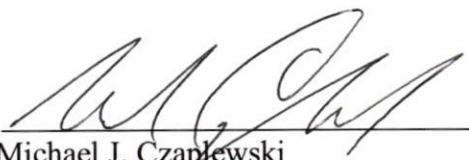
1. That the foregoing constitutes a sufficient basis to revoke and not renew the 2016-2017 “Class B” Intoxicating Liquor License and “Class B” Fermented Malt Beverage License from Top Dog Enterprises, LLC, d/b/a The Choice Eatery and Entertainment registered agent Ronald Mellantine.

RECOMMENDATION:

Therefore, the License and Health Committee recommends to the Common Council of the City of West Allis that the 2016-2017 “Class B” Intoxicating Liquor License and the 2016-2017 “Class B” Fermented Malt Beverage License of Top Dog Enterprises, d/b/a The Choice Eatery and Entertainment, be revoked and not renewed.

Dated this 3 day of November, 2016.

By: _____


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