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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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2010-0486 Communication In Committee

Communication from Assistant City Attorney regarding Smokin' Joe's failure to complete the landscaping and screening plan for the property at 6139 W. Beloit Rd.

Introduced: 8/3/2010

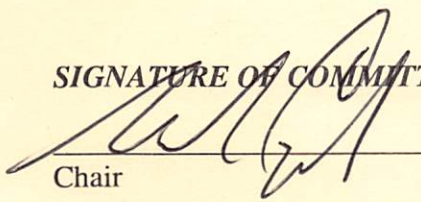
Controlling Body: License & Health Committee

POF

COMMITTEE RECOMMENDATION

ACTION DATE:	MOVER	SECONDER		AYE	NO	PRESENT	EXCUSED
JAN 25 2011	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Barczak				<input checked="" type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	Czaplewski	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input type="checkbox"/>	Kopplin				
	<input type="checkbox"/>	<input type="checkbox"/>	Lajsic				
	<input type="checkbox"/>	<input type="checkbox"/>	Narlock				
	<input type="checkbox"/>	<input type="checkbox"/>	Reinke				
	<input type="checkbox"/>	<input type="checkbox"/>	Roadt	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input type="checkbox"/>	Sengstock				<input checked="" type="checkbox"/>
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Vitale				
	<input type="checkbox"/>	Weigel	<input checked="" type="checkbox"/>				
		TOTAL		3	0		2

SIGNATURE OF COMMITTEE MEMBER

 _____ Chair
 _____ Vice-Chair
 _____ Member

COMMON COUNCIL ACTION

PLACE ON FILE

ACTION DATE:	MOVER	SECONDER		AYE	NO	PRESENT	EXCUSED
FEB 01 2011	<input type="checkbox"/>	<input type="checkbox"/>	Barczak				
	<input type="checkbox"/>	<input type="checkbox"/>	Czaplewski				
	<input type="checkbox"/>	<input type="checkbox"/>	Kopplin				
	<input type="checkbox"/>	<input type="checkbox"/>	Lajsic				
	<input type="checkbox"/>	<input type="checkbox"/>	Narlock				
	<input type="checkbox"/>	<input type="checkbox"/>	Reinke				
	<input type="checkbox"/>	<input type="checkbox"/>	Roadt				
	<input type="checkbox"/>	<input type="checkbox"/>	Sengstock				
	<input type="checkbox"/>	<input type="checkbox"/>	Vitale				
	<input type="checkbox"/>	Weigel					
		TOTAL					



CITY CLERK/TREASURER'S OFFICE
414/302-8200 or 414/302-8207 (Fax)
www.ci.west-allis.wi.us
Paul M. Ziebler
City Admin. Officer, Clerk/Treasurer
Monica Schultz
Assistant City Clerk
Rosemary West
Treasurer's Office Supervisor

January 17, 2011

Joseph A. Jeffords
d/b/a Smokin' Joe's Pub
6139 W. Beloit Rd.
West Allis, WI 53219

Dear Mr. Jeffords:

The Chairman of the License & Health Committee orders that you appear at its meeting on Tuesday, January 25, 2011, at 6:00 P.M., in the Common Council Chambers, West Allis City Hall, 7525 W. Greenfield Ave., regarding failure to complete the landscaping and screening plan for the property at 6139 W. Beloit Rd.

Sincerely,

Monica Schultz
amn

Monica Schultz
Assistant City Clerk

/amn
enc.

cc: Joseph A. Jeffords (home)



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Paul M. Ziehler
City Admin. Officer, Clerk/Treasurer
Monica Schultz
Assistant City Clerk
Rosemary West
Treasurer's Office Supervisor

October 18, 2010

Joseph A. Jeffords
d/b/a Smokin' Joe's Pub
6139 W. Beloit Rd.
West Allis, WI 53219

Dear Mr. Jeffords:

The Chairman of the License & Health Committee orders that you appear at its meeting on Tuesday, October 26, 2010, at 6:00 P.M., in the Common Council Chambers, West Allis City Hall, 7525 W. Greenfield Ave., with regarding failure to complete the landscaping and screening plan for the property at 6139 W. Beloit Rd.

Sincerely,

Monica Schultz
amn

Monica Schultz
Assistant City Clerk

/amn
enc.

cc: Joseph A. Jeffords (home)



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Monica Schultz
Assistant City Clerk
Rosemary West
Treasurer's Office Supervisor

September 21, 2010

Joseph A. Jeffords
d/b/a Smokin' Joe's Pub
6139 W. Beloit Rd.
West Allis, WI 53219

Dear Mr. Jeffords:

The Chairman of the License & Health Committee orders that you appear at its meeting on Tuesday, September 28, 2010, at 6:00 P.M., in the Common Council Chambers, West Allis City Hall, 7525 W. Greenfield Ave., with regarding failure to complete the landscaping and screening plan for the property at 6139 W. Beloit Rd.

Sincerely,

Monica Schultz
/amn

Monica Schultz
Assistant City Clerk

/amn
enc.

cc: Joseph A. Jeffords (home)



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City Admin. Officer, Clerk/Treasurer
Monica Schultz
Assistant City Clerk
Rosemary West
Treasurer's Office Supervisor

August 16, 2010

Joseph A. Jeffords
d/b/a Smokin' Joe's Pub
6139 W. Beloit Rd.
West Allis, WI 53219

Dear Mr. Jeffords:

The Chairman of the License & Health Committee orders that you appear at its meeting on Tuesday, August 24, 2010, at 6:00 P.M., in the Common Council Chambers, West Allis City Hall, 7525 W. Greenfield Ave., with regarding failure to complete the landscaping and screening plan for the property at 6139 W. Beloit Rd.

Sincerely,

Monica Schultz
amn

Monica Schultz
Assistant City Clerk

/amn
enc.

cc: Joseph A. Jeffords (home)



CITY CLERK/TREASURER'S OFFICE
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www.ci.west-allis.wi.us
Paul M. Ziehler
City Admin. Officer, Clerk/Treasurer
Monica Schultz
Assistant City Clerk
Rosemary West
Treasurer's Office Supervisor

July 27, 2010

Joseph A. Jeffords
d/b/a Smokin' Joes Pub
6139 W. Beloit Rd.
West Allis, WI 53219

Dear Mr. Jeffords:

The Chairman of the License & Health Committee orders that you appear at its meeting on Tuesday, August 3, 2010, at 5:45 P.M., in the Common Council Chambers, West Allis City Hall, 7525 W. Greenfield Ave., with regarding failure to complete the landscaping and screening plan for the property at 6139 W. Beloit Rd.

Sincerely,

Monica Schultz
Assistant City Clerk

/amn
enc.

cc: Joseph A. Jeffords (home)

INTEROFFICE MEMORANDUM

TO: License and Health Committee Members
CC: Ann Neff
FROM: Assistant City Attorney Jenna Merten
SUBJECT: Joseph Jeffords d/b/a Smokin Joe's
DATE: 7/26/2010

On September 23, 2009, Building Inspector Terry Tauschmann inspected 6139 West Beloit Road, the tavern Smokin' Joe's, which is owned by Joseph Jeffords, and discovered that Jeffords was in violation of Ordinance 12.13(15) of the Municipal Code in that he had failed to complete the landscaping and screening plan of the property in accordance with the approved site plan. See attached complaint. On May 12, 2010, Jeffords appeared in municipal court and was given 60 days to complete the work. On his return date of July 14, 2010, Jeffords failed to appear in court and was assessed a default judgment of \$7,500.00.

Accordingly, Jeffords is in violation of Ordinance 9.02(12)(d) and cannot receive any new licenses under Ordinance 1.08(9)(b). To remedy the violation, Jeffords needs to complete the work as ordered and either reopen the case or pay the forfeiture to the City.

STATE OF WISCONSIN : MUNICIPAL COURT : CITY OF WEST ALLIS

CITY OF WEST ALLIS
7525 West Greenfield Avenue
West Allis, Wisconsin 53214

Plaintiff,

-VS-

SUMMONS

JOSEPH A. JEFFORDS
D/B/A SMOKIN' JOE'S,
8828 West Fairmount Avenue
Milwaukee, Wisconsin 53225

Defendant.

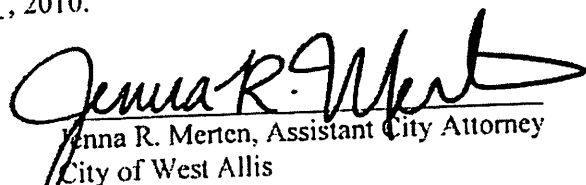
THE STATE OF WISCONSIN TO SAID DEFENDANT:

The complaint, a copy of which is attached, has been made charging you with a violation of section(s) 12.13(15) of the West Allis Revised Municipal Code

NOW, THEREFORE, You, Joseph A. Jeffords, are summoned to appear at the West Allis Municipal Court at 11301 West Lincoln Avenue, West Allis, Wisconsin, on the 12th day of May, 2010, at 10:00 a.m. or as soon thereafter as this matter can be heard to answer said complaint.

In case of your failure to appear, a warrant for your arrest may be issued or a default judgment may be entered against you.

Dated this 5th day of April, 2010.


Jenna R. Merten, Assistant City Attorney
City of West Allis
State Bar No. 1051848

STATE OF WISCONSIN : WEST ALLIS MUNICIPAL COURT : MILWAUKEE COUNTY

CITY OF WEST ALLIS,

Plaintiff,

v.

COMPLAINT

JOSEPH A. JEFFORDS
D/B/A SMOKIN' JOE'S,

Defendant.

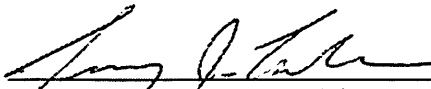
The plaintiff, City of West Allis, hereby alleges that on or about September 23, 2009, and everyday continuously thereafter, at 6139 West Beloit Rd., in the City of West Allis, County of Milwaukee, State of Wisconsin, the above-named defendant, owner/occupant of said property, did violate section 12.13(15) of the West Allis Revised Municipal Code, in the defendant has failed to complete the landscaping and screening of the property in accordance with the approved site plan in that the screening fence along the alley has been erected without being the appropriate width and it leans out towards the alley, has failed to repair the damaged refuse enclosure gate and has failed to repair the deteriorated parking lot as set forth in Exhibit A attached hereto.

The penalty for violation of section 12.13 of the West Allis Revised Municipal Code is a forfeiture of not less than twenty-five dollars (\$25.00), nor more than five hundred dollars (\$500.00), together with the costs of prosecution and, in default of payment thereof, by imprisonment in the Milwaukee County House of Correction until such forfeiture and costs are paid, but not more than the number of days set forth in section 800.095(4)(b)(1) of the Wisconsin

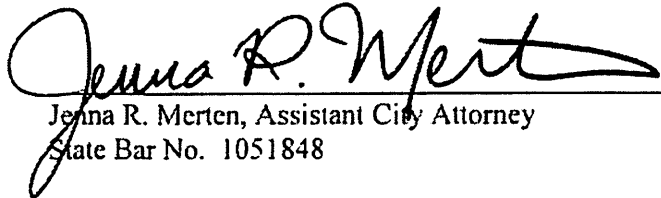
Statutes. Each and every day during which any violation continues constitutes a separate offense.

This complaint is based upon personal knowledge of the undersigned complainant and upon his review of the records maintained by the City of West Allis.

Dated at West Allis, Wisconsin, this 5th day of April, 2010.



Terry Tauschmann, Complainant,
Building Inspector
Department of Building Inspections & Zoning
(414) 302-8400



Jenna R. Merten, Assistant City Attorney
State Bar No. 1051848

P. O. Address
7525 West Greenfield Avenue
West Allis, Wisconsin 53214
(414) 302-8450



DEPARTMENT OF BUILDING INSPECTIONS &
NEIGHBORHOOD SERVICES

414/302-8400
414/302-8402 (Fax)

City Hall
7525 West Greenfield Avenue
West Allis, Wisconsin 53214

www.ci.west-allis.wi.us

August 25, 2009

NOTICE
TT3057

Joseph A. Jeffords
6139 West Beloit Road
West Allis, WI 53219

RE: Landscape/Screening plan for property located at 6139 West Beloit Road

Dear Mr. Jeffords:

The above plan was approved by the City of West Allis Plan Commission on June 22, 2005. A site inspection on August 24, 2009, revealed the following deficiencies.

1. Landscaping – Grass at rear of the building missing.
2. Screening – Fence along the alley not erected.
3. Refuse – Gates on refuse enclosure not erected.
4. Weeds along the alley.

This is Notice that the above deficiencies are a violation of section 12.13 of the West Allis Revised Municipal Code. You are directed to correct the deficiencies by September 15, 2009.

Upon correction this office will authorize the release of the \$1,000.00 surety.

Sincerely,

Terry Tauschmann, Building Inspector
City of West Allis
phone: (414)302-8409
email: ttauschmann@ci.west-allis.wi.us

Recall: 9-15-09
cc: Property File
Referral File
TJT/dl

EXHIBIT A

