



# City of West Allis

## Legislation Text

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Ordinance to Create Section 9.35 of the City of West Allis Revised Municipal Code Relating to Requiring Control of Premises for Certain Licenses/Permits, Providing for a Remedy Where the Operation Lapses or is Abandoned, Requiring Cooperation with the License & Health Committee, and Providing a Procedure for Suspension, Revocation, and Nonrenewal of Licenses and Permits.

The Common Council of the City of West Allis do ordain as follows:

PART I. Section 9.35 of the Revised Municipal Code is hereby created to read as follows:

### 9.35 CONTROL OF PREMISES AND LAPSE OF OPERATION.

(1) Control of Premises. No applicant will be considered for any license or permit issued under this Chapter unless the applicant has the right to possession of the premises described in the application for the license. The applicant shall present documentation, in a form acceptable to the City Attorney, of proof of right to possession for the license/permit period. Loss of the right to the premises subjects the license or permit to immediate revocation. Only one license or permit for the same activity may be issued per premise at one time.

(2) Lapse of License/Permit. Whenever any licensee or permittee under this Chapter shall not conduct the licensed or permitted business at the authorized location for a period of thirty (30) consecutive days, the license or permit shall become subject to revocation, unless such thirty day period is, for good cause, extended by the License and Health Committee.

(3) Procedure for Suspension, Revocation, or Nonrenewal. The procedures for suspension, revocation, and nonrenewal of licenses set forth in subsection 9.02(20)(d-h) of the Revised Municipal Code shall apply to all licenses and permits issued under this Chapter.

(4) Applicability. The provisions of subsection (1) shall not apply where the licensed or permitted activity is, by its nature, not conducted at a particular premises. Where there is a specific requirement or procedure set out in this Chapter for a particular license or permit, the more specific procedure or requirement shall govern.

PART II. All ordinances or parts of ordinances contravening the provisions of this ordinance are hereby amended.

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

ATTO-Create 9.35 ControlPremises Licenses-Permits