

Ashland Committee of the Whole Meeting
Tuesday, November 28, 2023 – 6:00 PM
601 Main Street W. Ashland WI 54806



The CITY of
ASHLAND
WISCONSIN

Take notice that a meeting of the City of Ashland Committee of the Whole will be held on **Tuesday, November 28, 2023** in- person in the City Hall Council Chambers, 601 Main Street W. Ashland, WI with the availability to attend virtually. **Meeting will begin immediately following the adjournment of the City Council Meeting** to consider and act upon the following agenda.

To join the meeting from your computer, tablet or smartphone:
<https://global.gotomeeting.com/join/500263957>

Or dial in using your phone. United States (Toll Free): 1-877-309-2073 Access Code: 500-263-957

Please contact the Clerk's office if you require accommodations to attend the meeting.

Tuesday, November 28, 2023 Ashland Committee of the Whole Meeting Agenda

1. **Roll Call**
2. **Approval of Agenda**
3. **Council President's Report**
4. **Administrator's Report**
5. **Committee Updates**
6. **Discussion Items**
 - A. **Discussion and Possible Action Regarding an Amendment to Chapter 922 Alcohol Beverage Regulations, Ashland City Ordinances to Define the Procedure for a Hearing for Nonrenewal or Revocation of Alcohol Beverage Licenses** (Clerk)
7. **Items for Future Discussion**
8. **Adjournment**

The City of Ashland does not discriminate on the basis of sex, race, creed, color, national origin, sexual orientation, age or disability in employment or provision of services, programs or activities.

NOTE: Upon reasonable notice, the City of Ashland will accommodate the needs of disabled individuals or individuals with limited English proficiency through auxiliary aids or services. For additional information or to request this service, contact the City Clerk's Office at 715-682-7071 (not a TDD telephone number) or FAX: 715-682-7048

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SUBJECT: Committee Updates

RECOMMENDATION:

DEPARTMENT OF ORIGIN: Clerk

CLEARANCES:

EXHIBITS:

**COMPLIANCE WITH STRATEGIC
PLAN:**

SUMMARY STATEMENT:

OREDOCK TRUST - Ana Tochterman
DPEAC - Jim Gregoire
HARBOR COMMISSION - Dick Pufall
HISTORIC PRESERVATION - Andrew Goyke
HOUSING COMMITTEE - Charlie Ortman / Anna Tochterman: Plan Commission Rep
MAIN STREET BOARD - Andrew Goyke
LIBRARY BOARD - Sarah Jackson
PARKS & REC COMMITTEE - Kevin Seefeldt
PLAN COMMISSION - Ana Tochterman
PUBLIC WORKS COMMITTEE - Andrew Goyke
SUSTAINABILITY COMMITTEE - Jim Gregoire

SUBJECT: Discussion and Possible Action Regarding an Amendment to Chapter 922 Alcohol Beverage Regulations, Ashland City Ordinances to Define the Procedure for a Hearing for Nonrenewal or Revocation of Alcohol Beverage Licenses (*Clerk*)

RECOMMENDATION: Approval

DEPARTMENT OF ORIGIN: Clerk

CLEARANCES: City Attorney

EXHIBITS: 1. Proposed Changes to Ordinance 922

COMPLIANCE WITH STRATEGIC PLAN: NA

SUMMARY STATEMENT:

With the recent events of nonrenewal of alcohol beverage licenses in the Clerk's office, the City Attorney's office offered to assist in better defining the procedure of the hearing for nonrenewal or revocation. The attached is a red-lined proposal of changes to Chapters 922.50, 922.51, and proposed additions of 922.52, and 922.53.

The Clerk's office is asking for Council's approval to move the proposed amendments forward to assist with the procedure when or if circumstances arise again.

Proposed Revisions to Ordinance Chapter 922: Alcoholic Beverages Regulation

(proposed changes in red)

922.50 Revocation Of Licenses

Licenses issued under the provisions of this chapter may be revoked by the Council of the City of Ashland after notice and hearing, **as provided in Wisconsin Statutes §125.12**, for any of the following causes:

- (a) Fraud, misrepresentation, or incorrect statement contained in the application for license;
- (b) Fraud, misrepresentation, or incorrect statement made in the course of carrying on his/her business;
- (c) Any violation of this ordinance;
- (d) Conviction of any crime or misdemeanor;
- (e) **Any of the reasons enumerated in Wisconsin Statutes §125.12(2)(ag)**

922.51 Notice Of Hearing **For Revocation**

Notice of the hearing for revocation of a license shall be given by the City Clerk in writing, setting forth specifically the grounds of complaint and the time and place of hearing. Such notice shall be mailed, postage prepared to the licensee at his/her last known address at least 72 hours prior to the date set for hearing or shall be delivered by a Police Officer in the same manner as a court summons. **The procedure for the hearing shall be as described in Wisconsin Statutes §125.12(2)(b). The City Council's decision shall be subject to judicial review as provided in Wisconsin Statutes §125.12(2)(d).**

922.52 Non-Renewal of Licenses

The City may refuse to renew a license issued under this Ordinance for any of the reasons enumerated in Wisconsin Statutes §125.12(2)(ag). Prior to the time for the renewal of the license, the City shall notify the licensee in writing of the City's intention not to renew the license and provide the licensee with an opportunity for a hearing. The notice shall state the reasons for the intended action. The hearing shall be conducted as provided in Wisconsin Statutes §125.12(2)(b). The City Council's decision shall be subject to judicial review as provided in Wisconsin Statutes §125.12(2)(d).

922.53 Non-Issuance of Licenses

If the City decides to not issue a new license under this Ordinance, it shall notify the application in writing and state the reasons for the decision.