

CITY OF WISCONSIN DELLS MEETING AGENDA

MEETING DESCRIPTION: LEGISLATIVE COMMITTEE

DATE: MONDAY, MARCH 21, 2016 **TIME:** 6:00PM **LOCATION:** MUNICIPAL BUILDING COUNCIL CHAMBERS - 300 LA CROSSE STREET, WISCONSIN DELLS, WI 53965

COMMITTEE MEMBERS			
	Ald. Mike Freel, Chair	Ald. Ed Wojnicz	
	Mayor Brian Landers	Ald. Ed Fox	

AGENDA ITEMS	
--------------	--

1	CALL TO ORDER AND ATTENDANCE NOTED
2	APPROVAL OF THE FEBRUARY 8, 2016 MEETING MINUTES
3	DISCUSSION/DECISION ON APPLICATIONS FOR RENEWAL OF TAXICAB SERVICE LICENSES FOR THE LICENSING PERIOD OF APRIL 1, 2016 THROUGH MARCH 31, 2017: <ul style="list-style-type: none"> • CALIN BOBEANU FOR CITY TAXI • LARRY K. VOLKEY FOR DELLS CAB • JEREMY RINGDAHL FOR KANGAROO TAXI • MICHAEL COLEMAN FOR SUREWAY TAXI SERVICE • KESHIA GREGERSON FOR WISCONSIN DELLS TAXI
4	DISCUSSION/DECISION ON PROPOSED ORDINANCE TO UPDATE CODE SEC. 8.04 WATERWAY REGULATIONS WHICH WILL ALLOW ALLIANT TO INSTALL AND MAINTAIN A BUOY SYSTEM
5	DISCUSSION/DECISION ON PROPOSED ORDINANCE TO UPDATE CODE SEC. 19.907 PUBLIC SIDEWALK CAFES; AND RELATED EXHIBIT 5.3 TEMPORARY USES BY DISTRICT
6	DISCUSSION/DECISION ON PROPOSED ORDINANCE TO UPDATE CODE SEC. 16.10 BUSKING PERMIT PROCESS
7	NEXT MEETING DATE AND TIME: Monday, April 11 th at 6:00pm ITEMS FOR NEXT MEETING AGENDA: Renewal of Firework Sales and Riding Stable Licenses
8	ADJOURN
	ALD. MIKE FREEL
	POSTED: 03/18/2016
	<p>Open Meetings Notice: If this meeting is attended by one or more members of the Common Council who are not members of this committee, their attendance may create a quorum of another city commission, board or committee under the Wisconsin Open Meetings Law; However, no formal action will be taken by any governmental body at the above stated meeting other than the body, committee, commission, or board identified in this meeting notice. Please be advised that upon reasonable notice, the City of Wisconsin Dells will furnish appropriate auxiliary aids and services to afford individuals with disabilities an equal opportunity to participate in meeting activities.</p>

CITY OF WISCONSIN DELLS
LICENSE APPLICATION FOR:
TAXICAB SERVICE LICENSE

ITEM 3

Fee: \$150

(Plus \$50 for first vehicle, \$25 each additional vehicle)

New Renewal

Date Submitted: 3-2-2016 Amount Paid: \$ 250.00 Receipt No. 54325

Name of Applicant (Last, First, MI): BOBEANU, CALIN

Address of Applicant: 177 FOREST DR #915, WIS. DELLS, WI, 53965

Date of Birth: 09/23/1977 Daytime Telephone Number: 608 432 2401

Applicant's Drivers License Number: R150-1177-7343-00 State: WI

Business Name: PROINVEST LLC DBA CITY TAXI Telephone No. 608-448-1818

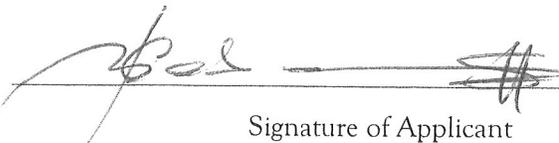
Business Address: 177 FOREST DR #915, WIS. DELLS, WI, 53965

Proposed hours of Operation: MON - SUN 8am - 3am

Name of Auto Insurance Carrier: (Attach Proof of Coverage): American Country Insurance Co.

Proposed Rate Schedule: 8am - midnight \$ 1.92/mile, midnight - 3am \$ 2.96/mile
\$ 2.50 per person day/night

I hereby certify that the information provided on this application is correct. I understand that failure to provide all required information or falsification of any information shall be grounds for denial or revocation of my license. I acknowledge that I have read Wisconsin Dells Taxicab Ordinance 16.21 and am familiar with all appropriate laws and ordinances pertaining to vehicles for hire. I understand that the Police Department will conduct a criminal history and driving record check and those results may be considered in the licensing process.


Signature of Applicant

03-02-16
Date

License subject to compliance with Wisconsin Dells Code Section 16.21.

Background check completed. _____

License Approved: _____ License Valid from _____, 20____ through March 31, 20____

Conditions (if any): _____

Date Denied: _____ Reason(s): _____

Note: Incomplete, false, or misleading information on the application form can delay the review process and/or be grounds for denial of permit or license. Rev. 01/14

CITY OF WISCONSIN DELLS
LICENSE APPLICATION FOR:
TAXICAB SERVICE LICENSE

Fee: \$150

(Plus \$50 for first vehicle, \$25 each additional vehicle)

New Renewal

Date Submitted: 2/26/16 Amount Paid: \$ 275.00 Receipt No. 54377
15

Name of Applicant (Last, First, MI): Volkey K Larry

Address of Applicant: 918 Capital St. Wisc. Dells, WI 53965

Date of Birth: 9-10-63 Daytime Telephone Number: 608-434-3166

Applicant's Drivers License Number: V420-5316-3330-04 State: WI

Business Name: Dells Cab Telephone No. (608) 434-3166

Business Address: 918 Capital St. Wisc. Dells, WI 53965

Proposed hours of Operation: 7 AM - 3 AM Extended hours as needed

Name of Auto Insurance Carrier: (Attach Proof of Coverage): Gateway Ins. Company

Proposed Rate Schedule: Dells to Dells \$5 1st person \$2 each addtl. persons

Delton to Delton (same) Dells to Delton \$10 1st

Person \$2 each addtl. persons. out of city/village limits \$2/person

plus \$2/mile. \$8 minimum charge.

I hereby certify that the information provided on this application is correct. I understand that failure to provide all required information or falsification of any information shall be grounds for denial or revocation of my license. I acknowledge that I have read Wisconsin Dells Taxicab Ordinance 16.21 and am familiar with all appropriate laws and ordinances pertaining to vehicles for hire. I understand that the Police Department will conduct a criminal history and driving record check and those results may be considered in the licensing process.

Larry K Volkey Jr
Signature of Applicant

03/07/16
Date

License subject to compliance with Wisconsin Dells Code Section 16.21.

Background check completed. _____

License Approved: _____ License Valid from _____, 20____ through March 31, 20____

Conditions (if any): _____

Date Denied: _____ Reason(s): _____

CITY OF WISCONSIN DELLS
LICENSE APPLICATION FOR:
TAXICAB SERVICE LICENSE

Fee: \$150

(Plus \$50 for first vehicle, \$25 each additional vehicle)

New

Renewal

Date Submitted: 3-1-16 Amount Paid: \$ 350.00 Receipt No. 54249

Name of Applicant (Last, First, MI): Ringdahl, Jeremy, Steven

Address of Applicant: 227 Canyon Rd #3 Lake Delton, WI 53940

Date of Birth: 2/27/83 Daytime Telephone Number: 608-432-4627

Applicant's Drivers License Number: R 523-4378-3067-09 State: WI

Business Name: A1 Wisconsin Dells Kangaroo Taxi Telephone No. 608-432-4627

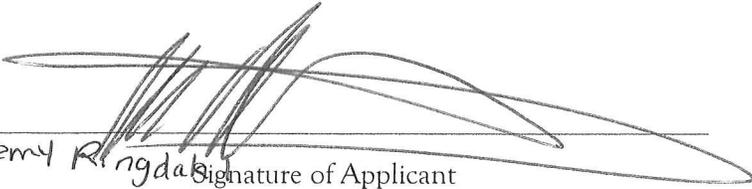
Business Address: PO Box 629 Lake Delton, WI 53940

Proposed hours of Operation: 8 Am - 2.30 AM Sun - Thue
8 Am - 3.30 Am Fri & Sat

Name of Auto Insurance Carrier: (Attach Proof of Coverage): Integrity Mutual Insurance

Proposed Rate Schedule: 8am - 12am : \$2 per person / \$2 per mile
12.01 am - 3.30 am - \$3 per person / \$3 per mile - \$10 mi -
nimum.

I hereby certify that the information provided on this application is correct. I understand that failure to provide all required information or falsification of any information shall be grounds for denial or revocation of my license. I acknowledge that I have read Wisconsin Dells Taxicab Ordinance 16.21 and am familiar with all appropriate laws and ordinances pertaining to vehicles for hire. I understand that the Police Department will conduct a criminal history and driving record check and those results may be considered in the licensing process.


Signature of Applicant

2-22-16
Date

License subject to compliance with Wisconsin Dells Code Section 16.21.

- Background check completed. _____
- License Approved: _____ License Valid from _____, 20____ through March 31, 20____
- Conditions (if any): _____
- Date Denied: _____ Reason(s): _____

CITY OF WISCONSIN DELLS
LICENSE APPLICATION FOR:
TAXICAB SERVICE LICENSE

Fee: \$150

(Plus \$50 for first vehicle, \$25 each additional vehicle)

New Renewal

Date Submitted: 3/7/16 Amount Paid: \$250.00 Receipt No. 54348

Name of Applicant (Last, First, MI): COLLEMAN MICHAEL R.

Address of Applicant: 1110 RACE ST. WISCONSIN DELLS WI. 53965

Date of Birth: Aug. 5, 1940 Daytime Telephone Number: 608-253-2129

Applicant's Drivers License Number: 5455-5564-0285-07 State: WI.

Business Name: SUREWAY TAXI SERVICE Telephone No. 608-253-2129

Business Address: 1110 RACE ST. WISCONSIN DELLS WI. 53965

Proposed hours of Operation: 24/7

Name of Auto Insurance Carrier: (Attach Proof of Coverage): AMERICAN BUSINESS INS.

Proposed Rate Schedule: EIGHT DOLLARS A PERSON LESS THAN 8 PEOPLE - A VAN
LOAD OF J-1 STUDENTS *7.00 DOLLARS,
LOCAL SENIORS *3.00, OUTSIDE CITY OF WISCONSIN DELLS - *2.00 MILE.

I hereby certify that the information provided on this application is correct. I understand that failure to provide all required information or falsification of any information shall be grounds for denial or revocation of my license. I acknowledge that I have read Wisconsin Dells Taxicab Ordinance 16.21 and am familiar with all appropriate laws and ordinances pertaining to vehicles for hire. I understand that the Police Department will conduct a criminal history and driving record check and those results may be considered in the licensing process.



Signature of Applicant

3/29/16
Date

License subject to compliance with Wisconsin Dells Code Section 16.21.

- Background check completed. _____
- License Approved: _____ License Valid from _____, 20____ through March 31, 20____
Conditions (if any): _____
- Date Denied: _____ Reason(s): _____

CITY OF WISCONSIN DELLS
LICENSE APPLICATION FOR:
TAXICAB SERVICE LICENSE

Fee: \$150

(Plus \$50 for first vehicle, \$25 each additional vehicle)

New Renewal

Date Submitted: 3-4-2016 Amount Paid: \$ 425.00 Receipt No. 54332

Name of Applicant (Last, First, MI): GREGGERSON, KESTHA, M.

Address of Applicant: PO BOX 752 ; WISCONSIN DELLS, WI 53965

Date of Birth: 03/07/89 Daytime Telephone Number: (608)408-9946

Applicant's Drivers License Number: G626-5138-9587-05 State: WI

Business Name: K2G Inc. DBA Wisconsin Dells Taxi Telephone No. (608)253-7433

Business Address: PO BOX 752 ; WISCONSIN DELLS, WI 53965

Proposed hours of Operation: Sunday - Thursday - 7am - 2:30am
Friday - Saturday - 7am - 3:30 am (OR LATER)

Name of Auto Insurance Carrier: (Attach Proof of Coverage): American Country

Proposed Rate Schedule: 7am - midnight \$2/person + \$2/mile

Midnight - close \$3/person + \$3/mile < \$10.00 min. charge >

I hereby certify that the information provided on this application is correct. I understand that failure to provide all required information or falsification of any information shall be grounds for denial or revocation of my license. I acknowledge that I have read Wisconsin Dells Taxicab Ordinance 16.21 and am familiar with all appropriate laws and ordinances pertaining to vehicles for hire. I understand that the Police Department will conduct a criminal history and driving record check and those results may be considered in the licensing process.

Kestha Gregerson
Signature of Applicant

3-4-2016
Date

License subject to compliance with Wisconsin Dells Code Section 16.21.

Background check completed. _____

License Approved: _____ License Valid from _____, 20____ through March 31, 20____

Conditions (if any): _____

Date Denied: _____ Reason(s): _____

City of Wisconsin Dells

ORDINANCE NO. _____

The City of Wisconsin Dells, Adams, Columbia, Juneau and Sauk Counties, Wisconsin, does hereby ordain as follows:

SECTION I: PURPOSE

This ordinance updates the City Code Waterway Regulations Section. Current speed restrictions/slow no wake provisions are retained; and, the dam owner/operator is authorized to create a Kilbourn Dam restricted area and install and maintain appropriate waterway markers.

SECTION II: PROVISIONS AFFECTED

- A. Wisconsin Dells Code sec. 8.04 is repealed and recreated.

SECTION III: PROVISIONS AS AFFECTED:

8.04 Waterway Regulations

- (1) Intent. The intent of this code section is to provide safe and healthful conditions for the enjoyment of aquatic recreation consistent with public rights and interest, and the capability of the water resource.
- (2) Applicability and Enforcement. The provisions of this code section shall apply to the waters of the Wisconsin River within the jurisdiction of the City of Wisconsin Dells. The provisions of this ordinance shall be enforced by the Wisconsin Dells
- (3) Speed Restrictions.
 - (a) Definitions. "Slow-no-wake" means that speed at which a board moves as slowly as possible while still maintaining steerage control.
 - (b) A "no wake" zone on the Wisconsin River is created and described as the area from the southernmost point on the bridge abutment on River Road at Michigan Avenue on the east side of the river, then on a line 300 degrees to a point on the west side of the river then south along the west side of the River to the Kilbourn Power Dam and then along the Dam to the east side of the River and then north along the east side to the aforementioned bridge abutment. This area shall be marked by five "no wake" buoys of the type authorized by the Department of Natural Resources.

March 18, 2016

(c) A "no wake" zone is hereby created for all of Crandall Bay. This area shall be marked by three "no wake" buoys of the type authorized by the Department of Natural Resources.

(4) Kilbourn Dam Restricted Area. The owner/operator of Kilbourn Hydro Plant is authorized to restrict access in the vicinity of the facility and install and maintain waterway markers and buoys as permitted by law.

SECTION IV: VALIDITY

Should any section, clause or provision of the ordinance be declared by the courts to be invalid, the same shall not affect the validity of the ordinance as a whole or any part thereof, other than the part so declared to be invalid.

SECTION V: CONFLICTING PROVISIONS REPEALED

All ordinances in conflict with any provisions of this ordinance are hereby repealed.

SECTION VI: EFFECTIVE DATE

This ordinance shall be in force from and after its introduction and publication and as provided by statute.

SECTION VII: PART OF CODE

This ordinance becomes a part of Wisconsin Dells Code, Chapter 8.

Brian L. Landers, Mayor

Nancy R. Holzem, Clerk

INTRODUCED: _____

PUBLISHED: _____

PASSED: _____

March 18, 2016

I believe this will be an amendment to Ordinance 8.04.

I imagine this is something Joe could draft for the Legislative Committee. I am not sure if the Waterway committee or Public safety would want to approve this as well.

Please advise.

-Chris

From: Vyvyan, Robert [<mailto:RobertVyvyan@alliantenergy.com>]
Sent: Friday, March 11, 2016 11:58 AM
To: Chris Tollaksen
Cc: Acton, Amanda; Jennifer Schuetz; Martin Kemps
Subject: Kilbourn Hydro Plant - Spillway Dam Upstream Buoy Permit and Ordinance Request

Chris,

Find the Kilbourn Hydro Plant upstream buoy project summary below and attachments showing the proposed layout, DNR Permit needed (8700-058), WDNR Waterway Marker Ordinance Guidelines, and a Waterway Marker Statuses. This summary and documents can be used to aid the City in writing an ordinance to allow Alliant Energy to obtain a DNR Permit for the buoy installation and maintenance.

The Kilbourn Hydro Buoy project originated from conversations had with local authorities (Dells Chief of Police Jody Ward, Sauk County Emergency Management Director Jeff Jelinek, Columbia County Emergency Management Director Pat Behgin, WDNR Warden Mike Green) and Amanda Acton (Hydro Plant Manager) with Alliant Energy following a string of deaths near the dam. The intent of installing the buoy system would be to increase awareness that the dam is near, provide a barrier to restrict access below or downstream of the buoys/barrier because it is not safe, and provide an object to hold back a boater that has lost power or someone that has fallen into the river.

The buoy system has been purchased and we are finalizing engineering of the anchors. The goal is to install the buoy system in April of this year but this could change depending on permitting and weather.

What we need from the City of Wisconsin Dells is a written and approved ordinance that allows Alliant Energy to install and maintain the buoy system as shown in the attachment and a signature on the DNR Permit attached once the ordinance is written and approved. A draft copy of the ordinance would be appreciated for review by Alliant Energy prior to approval.

After reviewing the information don't hesitate to give me a call with any questions. I look forward to working with you and your team to provide a safer waterway near the dam.

Please respond that you have received this email.

Thanks,

Robert Vyvyan, P.E. | Civil & Dam Safety Engineer

ALLIANT ENERGY

4902 N. Biltmore Lane | Madison, WI 53718
Office: (608) 458-3677 | Cell: (608) 751-8814
alliantenergy.com | robertvyvyan@alliantenergy.com

This e-mail message is intended only for the personal use of the recipient(s) named above. This message may be an attorney-client communication and as such privileged and confidential. If you are not an intended recipient, you may

ORDINANCE NO. _____
(Public Sidewalk Cafés)

ITEM **5**

The City of Wisconsin Dells, Adams, Columbia, Juneau and Sauk Counties, Wisconsin, does hereby ordain as follows:

SECTION I: PURPOSE

This ordinance allows Public Sidewalk Cafés by right in the C-2 Commercial Downtown Zoning District and updates the definition and standards.

SECTION II: PROVISIONS AMENDED & RECREATED

Wisconsin Dells Code Chapter 19 Exhibit 5.3 is amended.
Wisconsin Dells Code sec. 19.907 is recreated.

SECTION III: PROVISIONS AS AMENDED & RECREATED

“**Exhibit 5.3 - Temporary uses by District**” is amended to reflect use 21.8 – Public Sidewalk Café is unconditionally permitted in the C-2 Commercial Downtown District.

21.8 Public Sidewalk Café. And outdoor dining area located upon public property, including a sidewalk; and operated as an integral part of an adjacent restaurant where food and beverages are sold or served primarily for consumption on the premises.

19.907 Public Sidewalk Café

- (1) Generally. The provisions of this section provide the opportunity for restaurants in identified areas of the city to use adjoining public sidewalks for the purpose of providing outdoor seating.
- (2) Purpose. The provisions of this section are intended to:
 - (a) Enhance the pedestrian ambiance of the city by promoting additional activity on city sidewalks and visual interest;
 - (b) Enhance the appropriate use of existing public spaces;
 - (c) Increase economic activity in the area.
- (3) Approval. Any proposed public sidewalk café must be approved by the Design Review Committee (DRC) prior to the use commencing.
- (4) Location. The location of a public sidewalk café will be reviewed by the DRC on a case by case basis, with the following guidelines:
 - (a) A public sidewalk café shall be located directly in front of, or adjacent to the restaurant with which it is associated.
 - (b) A public sidewalk café may utilize public space in front of and against the building of an adjoining property only if expressed consent is given by the adjoining property owner.
 - (c) A public sidewalk café may utilize space in front of an adjoining property, along the curb, only if the property owner directly in front of that space is not utilizing that space.
 - (d) A public sidewalk café service area shall be contiguous.

- (5) Obstructions. A public sidewalk café may not interfere with any public service facilities located within the street right-of-way, including public telephones, mailboxes, public signs, public benches, public art, public fountains, and bus stops. In addition, a sidewalk café may not interfere with fire escapes, drop ladders, building access points, and other points of normal or emergency access.
- (6) Pedestrian movement. No portion of a public sidewalk café may impede pedestrian movement. Generally, a 4-foot wide unobstructed walkway allows adequate pedestrian movement. One Broadway, a minimum 6-foot wide unobstructed walkway is required by the WisDOT.
- (7) Planters. Planters may be used as a visual amenity and to frame off the space allocated for the public sidewalk café. The size of plant materials shall be compatible in scale with the immediate area. Hanging planters are not permitted.
- (8) Lighting. Lighting shall be limited to table top lamps of low intensity. The building inspector may allow additional lighting to provide appropriate levels for safety.
- (9) Furnishings. All furnishings shall fit the character of a public streetscape. An umbrella over each table may be permitted if it does not create an obstruction.
- (10) Floor covering. A floor covering may not be used in the public sidewalk café.
- (11) Tables. Round tables may not exceed 42 inches in diameter and square tables may not exceed 42 inches in width.
- (12) Food preparation. All food shall be prepared within the restaurant.

SECTION IV: VALIDITY

Should any section, clause or provision of the ordinance be declared by the courts to be invalid, the same shall not affect the validity of the ordinance as a whole or any part thereof, other than the part so declared to be invalid.

SECTION V: CONFLICTING PROVISIONS REPEALED

All ordinances in conflict with any provisions of this ordinance are hereby repealed.

SECTION VI: EFFECTIVE DATE

This ordinance shall be in force from and after its introduction and publication and as provided by statute.

SECTION VII: PART OF CODE

This ordinance becomes a part of Wisconsin Dells Code Chapter 19

Brian L. Landers, Mayor

Nancy R. Holzem, Clerk/Coordinator

**ORDINANCE NO. _____
(Busking Permit Revisions)**

ITEM 6

The City of Wisconsin Dells, Adams, Columbia, Juneau and Sauk Counties, Wisconsin, does hereby ordain as follows:

SECTION I: PURPOSE

This ordinance updates the City code section regarding Busking Permits.

SECTION II: PROVISION REPEALED AND RECREATED

Wisconsin Dells Code Sec. 16.10 is repealed and recreated.

SECTION III: PROVISION AS REPEALED AND RECREATED

16.10 BUSKING

- (1) Permit Required. No person shall engage in the act of busking within the City of Wisconsin Dells without first obtaining a permit thereof in compliance with the provisions of this ordinance.
- (2) Definitions. When used in this section, the following term shall have the following meaning:
 - (a) Busking. The practice of doing live performances in public places to entertain people. Those engaging in the practice are called buskers.
 - (b) Performance. Musical, dramatic or other entertainment substantially involving musical, theatrical, or circus performance skills.
 - (c) Soliciting of Funds. The act of asking, begging, seeking or requesting money or goods from members of the public.
 - (d) Offerings for Sale. The display or demonstration of items with an implication that they are available for sale.
 - (e) Dangerous materials and implements. Items that pose a risk, hazard or uncertain outcome for people. Dangerous materials include flammable materials and chemical, fire, fireworks, smoke, flares, heated elements, or anything that gives off a level of heat or toxicity that poses a threat of harm or damage to members of the public and public property. Dangerous implements include knives, spears, swords, spikes and sharp implements of any kind that pose a threat of harm to the general public.
 - (f) Designated Location. Specified sites within restricted areas where busking can occur under defined conditions.

- (3) Exemptions. Those individuals or groups hired and scheduled by the Wisconsin Dells Visitors and Convention Bureau, business covered under a Conditional Use Permit, and events otherwise covered under a Special Events Permit are exempt.
- (4) Application. Applicants for a permit under this section must file with the Police Department **or designated entity** a sworn application in writing on a form to be furnished by the Police Department **or designated entity** which shall give the following information:
 - (a) Full name, including middle initial of all performers including date of birth, driver's license number and state of issuance.
 - (b) Current address (include mailing address if different).
 - (c) Telephone number, including cell phone number
 - (d) Brief description of type of performance that will be done
 - (e) Fee must accompany permit application and is non-refundable
 - (f) A performance audition **or submitted media** may be required
 - (g) All applicants are subject to a criminal history check conducted by the police department **or designated entity**. Based on the results, the Police Chief or designee may deny the permit.
- (5) Permit Fee. Fee is established by fee schedule adopted pursuant to city code section 2.05.
- (6) Regulation and Restrictions.
 - (a) Hours of Performance. Busking will be allowed only during the designated hours.
 - (b) Designated Location. Busking will be allowed only in those locations designated by the city.
 - (c) Traffic Flow. Buskers must not unreasonably interfere with pedestrian or traffic flow, including by way of encouraging audience formation in such a manner to cause interference.
 - (d) Solicitation. Buskers may receive a monetary appreciation from the audience for their performance but may not solicit funds in any way.
 - (e) Display of Permit. The applicant shall have city permit on display and visible at all time while engaged in the licensed activity.
 - (f) Misrepresentation Prohibited. The applicant shall not intentionally misrepresent the purpose of their busking.
 - (g) Loud Noises and Speaking Devices. The applicant, or any person on their behalf, shall not shout, cry out, blow a horn, ring a bell, use any sound amplifying device

or otherwise create any noise that is solely for the purpose of attracting attention and not inherently part of the busking performance. **The applicant shall not use sound amplifying devices as part of their performance.**

- (h) Dangerous Materials and Implements. May be prohibited.
 - (i) Offering for Sale Prohibited. Only sales of the performer's CDs and DVDs are allowed. Sales of any other kind of merchandise are prohibited.
 - (j) Performance Cessation. The police department or designated entity may require any individual performance to cease and desist if that performance is deemed inappropriate, unsuitable for a family-friendly environment, ~~or~~ not cordial, **or otherwise creates a disturbance.**
- (7) Revocation of Permit. Permit issued hereunder may be revoked by the issuer at any time.
 - (8) Reapplication. No applicant whose permit has been revoked shall make further application until a period of at least six (6) months has lapsed since the last revocation. An application may be denied based on a previous revocation.
 - (9) Expiration of Permit. This permit is for a performance season defined on the permit application. This permit shall expire at the end of that season, regardless of when the permit was issued.

SECTION IV: VALIDITY

Should any section, clause or provision of the ordinance be declared by the courts to be invalid, the same shall not affect the validity of the ordinance as a whole or any part thereof, other than the part so declared to be invalid.

SECTION V: CONFLICTING PROVISIONS REPEALED

All ordinances in conflict with any provisions of this ordinance are hereby repealed.

SECTION VI: EFFECTIVE DATE

This ordinance shall be in force from and after its introduction and publication and as provided by statute.

SECTION VII: PART OF CODE

This ordinance becomes a part of Wisconsin Dells Code, Chapter 16.

Brian L. Landers, Mayor

Nancy R. Holzem, City Clerk