

CITY OF WISCONSIN DELLS MEETING AGENDA

MEETING DESCRIPTION: LEGISLATIVE COMMITTEE

DATE: MONDAY, APRIL 13, 2015 **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 MARCH 9, 2015 MEETING MINUTES
3	DISCUSSION/DECISION ON APPLICATION FOR AN ORIGINAL CLASS B BEER LICENSE SUBMITTED BY STROMBERG WEI LLC, MICHAEL STROMBERG AGENT, FOR WEI'S CHINESE RESTAURANT, 630 FRONTAGE ROAD, FOR THE LICENSING PERIOD OF APRIL 15, 2015 THROUGH JUNE 30, 2015
4	DISCUSSION/DECISION ON APPLICATIONS FOR RENEWAL OF FIREWORK SALES LICENSES RECEIVED FROM THE FOLLOWING FOR THE LICENSING PERIOD OF MAY 1, 2015 THROUGH APRIL 30, 2016: <ul style="list-style-type: none"> • RICHARD CHRISTENSEN FOR 4 TRAVEL MART LOCATIONS • BRIAN HOLZEM FOR 2 RETAIL LOCATIONS • DAN ZINKE FOR ZINKE'S VILLAGE MARKET
5	DISCUSSION/DECISION ON APPLICATION FOR RENEWAL OF RIDING STABLE/HORSES FOR HIRE LICENSE RECEIVED FROM DELLS ADVENTURE DEVELOPMENT FOR BEAVER SPRINGS RIDING STABLES FOR THE LICENSING PERIOD OF MAY 1, 2015 THROUGH APRIL 30, 2016
6	DISCUSSION/DECISION ON DRAFT ORDINANCE TO AMEND CODE SEC. 16.03 - MANUFACTURED AND MOBILE HOME COMMUNITIES TO REFLECT CURRENT STATE LAW AND RULES
7	DISCUSSION/DECISION ON DRAFT ORDINANCE TO REPEAL AND RECREATE CODE SEC. 18.06 TO REFLECT THE STATE SMOKING BAN AND RECENT REGULATION OF NICOTINE PRODUCTS
8	DISCUSSION/DECISION ON DRAFT ORDINANCE TO FORMALIZE THE BUSINESS IMPROVEMENT DISTRICT'S PLANNING, BUDGET AND OPERATIONAL PROCESS
9	ITEMS FOR REFERRAL TO SUBSEQUENT MEETING
10	ADJOURNMENT

ALD. MIKE FREEL	DISTRIBUTED & POSTED: 04/10/2015
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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.

ORIGINAL ALCOHOL BEVERAGE RETAIL LICENSE APPLICATION

Submit to municipal clerk.

For the license period beginning April 15 20 15 ;
ending ~~April 15~~ June 30 20 15

TO THE GOVERNING BODY of the: Town of }
 Village of } Wisconsin Dells
 City of }

County of Sauk Aldermanic Dist. No. _____ (if required by ordinance)

Applicant's WI Seller's Permit No. / FEN Number 456102851463102 / 46-50-112	
LICENSE REQUESTED ▶	
TYPE	FEE
<input type="checkbox"/> Class A beer	\$
<input checked="" type="checkbox"/> Class B beer	\$ <u>24.99</u>
<input type="checkbox"/> Class C wine	\$
<input type="checkbox"/> Class A liquor	\$
<input type="checkbox"/> Class B liquor	\$
<input type="checkbox"/> Reserve Class B liquor	\$
<input type="checkbox"/> Class B (wine only) winery	\$
Publication fee	\$ <u>14.00</u>
TOTAL FEE	\$ <u>38.99</u>

1. The named INDIVIDUAL PARTNERSHIP LIMITED LIABILITY COMPANY
 CORPORATION/NONPROFIT ORGANIZATION

hereby makes application for the alcohol beverage license(s) checked above.

2. Name (individual/partners give last name, first, middle; corporations/limited liability companies give registered name): ▶ Stromberg Wei LLC
dba Wei's Chinese Restaurant

An "Auxiliary Questionnaire," Form AT-103, must be completed and attached to this application by each individual applicant, by each member of a partnership, and by each officer, director and agent of a corporation or nonprofit organization, and by each member/manager and agent of a limited liability company. List the name, title, and place of residence of each person.

Title	Name	Home Address	Post Office & Zip Code
President/Member	<u>Owner/ Member Michael Stromberg</u>	<u>2235 Doris Rd Reedsburg, WI</u>	<u>53959</u>
Vice President/Member	<u>Owner / Member Lisu Stromberg Wei</u>	<u>2235 Doris Rd Reedsburg, WI</u>	<u>53959</u>
Secretary/Member	<u>*** Note *** mailing address PO Box 744 Lake Delton, WI 53940</u>		
Treasurer/Member	_____		
Agent ▶	<u>Michael Stromberg</u>		
Directors/Managers	_____		

3. Trade Name ▶ Wei's Chinese Restaurant Business Phone Number 608-844-3534

4. Address of Premises ▶ 630 S. Frontage Rd Wisconsin Dells Post Office & Zip Code ▶ 53965

5. Is individual, partners or agent of corporation/limited liability company subject to completion of the responsible beverage server training course for this license period? Yes No
6. Is the applicant an employe or agent of, or acting on behalf of anyone except the named applicant? Yes No
7. Does any other alcohol beverage retail licensee or wholesale permittee have any interest in or control of this business? Yes No
8. (a) **Corporate/limited liability company applicants only:** Insert state Wisconsin and date 03/11/14 of registration.
(b) Is applicant corporation/limited liability company a subsidiary of any other corporation or limited liability company? Yes No
(c) Does the corporation, or any officer, director, stockholder or agent or limited liability company, or any member/manager or agent hold any interest in any other alcohol beverage license or permit in Wisconsin? Yes No
(NOTE: All applicants explain fully on reverse side of this form every YES answer in sections 5, 6, 7 and 8 above.)

9. Premises description: Describe building or buildings where alcohol beverages are to be sold and stored. The applicant must include all rooms including living quarters, if used, for the sales, service, consumption, and/or storage of alcohol beverages and records. (Alcohol beverages may be sold and stored only on the premises described.) Wei's Chinese Restaurant building structure & outdoor patio

10. Legal description (omit if street address is given above): 630 S. Frontage Rd Wisconsin Dells, WI 53965

11. (a) Was this premises licensed for the sale of liquor or beer during the past license year? Yes No
(b) If yes, under what name was license issued? _____

12. Does the applicant understand they must file a Special Occupational Tax return (TTB form 5630.5) before beginning business? [phone 1-800-937-8864] Yes No

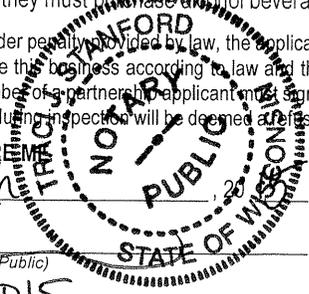
13. Does the applicant understand a Wisconsin Seller's Permit must be applied for and issued in the same name as that shown in Section 2, above? [phone (608) 266-2776] Yes No

14. Does the applicant understand that they must purchase alcohol beverages only from Wisconsin wholesalers, breweries and brewpubs? . . . Yes No

READ CAREFULLY BEFORE SIGNING: Under penalty provided by law, the applicant states that each of the above questions has been truthfully answered to the best of the knowledge of the signers. Signers agree to operate this business according to law and that the rights and responsibilities conferred by the license(s), if granted, will not be assigned to another. (Individual applicants and each member of a partnership applicant must sign; corporate officer(s), members/managers of Limited Liability Companies must sign.) Any lack of access to any portion of a licensed premises during inspection will be deemed a refusal to permit inspection. Such refusal is a misdemeanor and grounds for revocation of this license.

SUBSCRIBED AND SWORN TO BEFORE ME

this 13th day of March, 2015
[Signature]
(Clerk/Notary Public)



Michael Stromberg
(Officer of Corporation/Member/Manager of Limited Liability Company/Partner/Individual)

(Officer of Corporation/Member/Manager of Limited Liability Company/Partner)

(Additional Partner(s)/Member/Manager of Limited Liability Company if Any)

My commission expires 10/25/2015

TO BE COMPLETED BY CLERK

Date received and filed with municipal clerk <u>3-13-2015</u>	Date reported to council/board <u>4-6-2015</u>	Date provisional license issued _____	Signature of Clerk / Deputy Clerk
Date license granted _____	Date license issued _____	License number issued _____	

AUXILIARY QUESTIONNAIRE ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

Individual's Full Name (please print) (last name)		(first name)		(middle name)	
Stromberg		Michael		Edwin	
Home Address (street/route)		Post Office	City	State	Zip Code
2235 Doris Rd Reedsburg, WI 53959		PO Box 744	Lake Delton, WI	WI	53940
Home Phone Number		Age	Date of Birth	Place of Birth	
608-963-7136		52	6/13/62	Hinsdale, IL	

The above named individual provides the following information as a person who is (check one):

- Applying for an alcohol beverage license as an **individual**.
- A member of a **partnership** which is making application for an alcohol beverage license.
- Michael Stromberg of Stromberg Wei LLC dba Wei's Chinese Restaurant
(Officer/Director/Member/Manager/Agent) (Name of Corporation, Limited Liability Company or Nonprofit Organization)
- which is making application for an alcohol beverage license.

The above named individual provides the following information to the licensing authority:

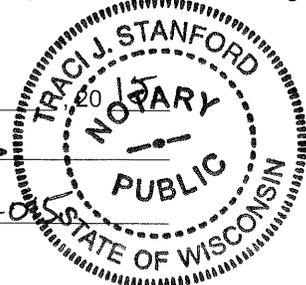
- How long have you continuously resided in Wisconsin prior to this date? 40 years
- Have you ever been convicted of any offenses (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of any other states or ordinances of any county or municipality? Yes No
 If yes, give law or ordinance violated, trial court, trial date and penalty imposed, and/or date, description and status of charges pending. (If more room is needed, continue on reverse side of this form.)
- Are charges for any offenses presently pending against you (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of other states or ordinances of any county or municipality? Yes No
 If yes, describe status of charges pending.
- Do you hold, are you making application for or are you an officer, director or agent of a corporation/nonprofit organization or member/manager/agent of a limited liability company holding or applying for any other alcohol beverage license or permit? Yes No
 If yes, identify. (Name, Location and Type of License/Permit)
- Do you hold and/or are you an officer, director, stockholder, agent or employe of any person or corporation or member/manager/agent of a limited liability company holding or applying for a wholesale beer permit, brewery/winery permit or wholesale liquor, manufacturer or rectifier permit in the State of Wisconsin? Yes No
 If yes, identify. (Name of Wholesale Licensee or Permittee) (Address By City and County)
- Named individual must list in chronological order last two employers.

Employer's Name	Employer's Address	Employed From	To
Skinner Transfer Corp	2070 E. Main St. Reedsburg, WI	1986	—
Employer's Name	Employer's Address	Employed From	To

The undersigned, being first duly sworn on oath, deposes and says that he/she is the person named in the foregoing application; that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that any license issued contrary to Chapter 125 of the Wisconsin Statutes shall be void, and under penalty of state law, the applicant may be prosecuted for submitting false statements and affidavits in connection with this application.

Subscribed and sworn to before me

this 13th day of March
[Signature] (Notary Public)



[Signature]
 (Signature of Named Individual)

My commission expires 10/25/2015



Printed on Recycled Paper

SCHEDULE FOR APPOINTMENT OF AGENT BY CORPORATION/NONPROFIT ORGANIZATION OR LIMITED LIABILITY COMPANY

Submit to municipal clerk.

All corporations/organizations or limited liability companies applying for a license to sell fermented malt beverages and/or intoxicating liquor must appoint an agent. The following questions must be answered by the agent. The appointment must be signed by the officer(s) of the corporation/organization or members/managers of a limited liability company and the recommendation made by the proper local official.

To the governing body of: Town Village City of Wisconsin Dells County of Sauk

The undersigned duly authorized officer(s)/members/managers of Stromberg Wei LLC dba Weis Chinese Restaurant
(registered name of corporation/organization or limited liability company)

a corporation/organization or limited liability company making application for an alcohol beverage license for a premises known as Weis Chinese Restaurant
(trade name)

located at 630 S. Frontage Rd Wisconsin Dells, WI 53965

appoints Michael Stromberg
(name of appointed agent)
2235 Doris Rd Reedsburg, WI 53959
(home address of appointed agent)

to act for the corporation/organization/limited liability company with full authority and control of the premises and of all business relative to alcohol beverages conducted therein. Is applicant agent presently acting in that capacity or requesting approval for any corporation/organization/limited liability company having or applying for a beer and/or liquor license for any other location in Wisconsin?

Yes No If so, indicate the corporate name(s)/limited liability company(ies) and municipality(ies).

Is applicant agent subject to completion of the responsible beverage server training course? Yes No

How long immediately prior to making this application has the applicant agent resided continuously in Wisconsin? 40 years

Place of residence last year _____

For: Stromberg Wei LLC
(name of corporation/organization/limited liability company)
By: Michael Stromberg
(signature of Officer/Member/Manager)
And: _____
(signature of Officer/Member/Manager)

ACCEPTANCE BY AGENT

I, Michael Stromberg, hereby accept this appointment as agent for the
(print/type agent's name)

corporation/organization/limited liability company and assume full responsibility for the conduct of all business relative to alcohol beverages conducted on the premises for the corporation/organization/limited liability company.

Michael Stromberg 3/13/15 Agent's age 52
(signature of agent) (date)
2235 Doris Rd Reedsburg, WI 53959 Date of birth 6/13/62
(home address of agent)

**APPROVAL OF AGENT BY MUNICIPAL AUTHORITY
(Clerk cannot sign on behalf of Municipal Official)**

I hereby certify that I have checked municipal and state criminal records. To the best of my knowledge, with the available information, the character, record and reputation are satisfactory and I have no objection to the agent appointed.

Approved on _____ by _____ Title _____
(date) (signature of proper local official) (town chair, village president, police chief)

City of Wisconsin Dells

Application for:
FIREWORK SALES

ITEM 4

Date Submitted: 3/27/15 Fee: \$275 for First Site, \$60.00 for Add'l Sites \$ 455 Receipt No. 50296

Name of Applicant: Richard Christensen

Address of Applicant: 646 Gillette Drive, Wisconsin Dells, WI 53965

Daytime Telephone Number: (608) 393-6081

Driver's License Number: C623 - 7486 - 8350 - 08 State: WI

Business Name(s) and Address(s) of where Fireworks are to be sold:

Broadway Travel Mart - 802 Broadway, Wis. Dells, WI

Travel Mart Shell - 2415 Wis Dells Pkwy, Wis Dells, WI

Lower Dells Travel Mart - 710 Trout Road, Wis Dells, WI

R+6 Travel Mart - 611 Frontage Road, Wis Dells, WI

Name and Address of property owner if different than above: Travel Mart Inc.

P.O. Box 120, Wis. Dells, WI 53965

Itemization of Fireworks to be sold: Cone fountains, not exceeding 75 grams in weight,

designed to sit on the ground, emits sparks and smoke. Caps containing

not more than 1/4 grain of explosive mixture. Toy snakes containing no

mercury. Sparklers not exceeding 36 inches in length and not containing

magnesium, chlorate or perchlorate. Devices that spray cut paper

(cont. on back)



Signature of Applicant

License subject to compliance with Wisconsin Dells Code Section 16.20

Date Approved: _____ Conditions (if any): _____

Date Denied: _____ Reason(s): _____

* License valid from _____, 20__ through April 30, 20__

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. 01/07

**CITY OF WISCONSIN DELLS
APPLICATION FOR LICENSE
FIREWORK SALES**

Date Submitted: 03/19/2015 Fee: \$275.00 1st Site, \$60.00 add'l Sites \$335.00 Receipt No. 50205
TS

Name of Applicant: Brian K. Holzem

Address of Applicant: 505 Bowman Road, Wisconsin Dells, WI 53965

Daytime Telephone Number: (608) 254-4101

Driver's License Number: H425-0715-6138-08 State: WI

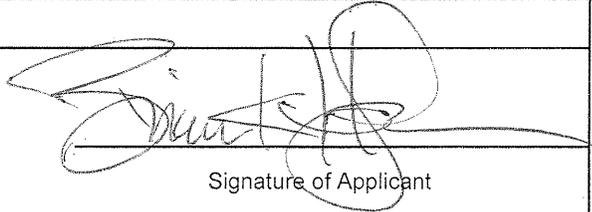
Business Name(s) and Address(es) of where Fireworkds are to be sold: _____

Native Sun - 302 Broadway, WI Dells

38 Broadway - 38 Broadway, WI Dells

Name and Address of property owner if different than above: _____

Itemization of Fireworks to be sold: Cone fountains not exceeding 75 grams in weight designed to sit on the ground; emits sparks and smoke. Caps containing not more than 1/4 grain of explosive mixture. Toy snakes containing no mercury. Sparklers not exceeding 36 inches in length and do not contain magnesium, chlorate, or per chlorate. Devices that spray-out paper confetti or streamers and contain less than 1/4 grain of explosive mixture. Devices that produce an audible sound but don't explode, spark, move, or emit an external flame after ignition and does not exceed 3 grams in weight. Devices that emit smoke with no external flames and do not leave the ground. Cylindrical fountains not exceeding 100 grams in weight with a diameter not exceeding .75 inches, designed to sit on the ground.


Signature of Applicant

License subject to compliance with Wisconsin Dells Code Section 16.20

___ Date Approved: _____ Conditions (if any): _____

___ Date Denied: _____ Reason(s): _____

* License valid from May 1, 2015, through April 30, 2016

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. 01/07

City of Wisconsin Dells

Application for: FIREWORK SALES

Date Submitted: 3-17-15 Fee: \$275 for First Site, \$60.00 for Add'l Sites \$275 Receipt No. 50166
jm

Name of Applicant: DANIEL G. ZINKE

Address of Applicant: 1105 ARROWHEAD CT WIS DELLS WI 53965

Daytime Telephone Number: (608) 754-8313

Driver's License Number: 2520-1675-8177-00 State: WI

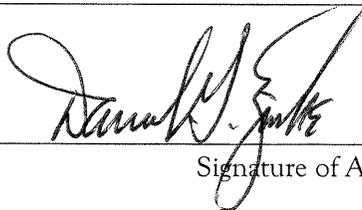
Business Name(s) and Address(s) of where Fireworks are to be sold: ZINKE'S MARKET INC.

716 WASHINGTON AVE. WIS DELLS WI 53965

Name and Address of property owner if different than above: _____

Itemization of Fireworks to be sold: ALL LEGAL FIREWORKS ACCORDING TO CITY

CODES



Signature of Applicant

License subject to compliance with Wisconsin Dells Code Section 16.20

Date Approved: _____ Conditions (if any): _____

Date Denied: _____ Reason(s): _____

* License valid from _____, 20__ through April 30, 20__

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. 01/07

City of Wisconsin Dells

Application for: RIDING STABLE/HORSES FOR HIRE

ITEM 5

Date Submitted: 3/30/15 Fee \$200 Plus \$25 per horse 575⁰⁰ Receipt No. 50320

Name of Applicant: Dells Adventure Development Inc / Beaver Springs Date of Birth: 06-12-66

Address of Applicant: 600 TROUT RD Wis Dells

Daytime Telephone Number: (608) 254 2735 Email Address: _____

Applicant's Drivers License Number: T4250776621204 State: _____

Name and Address of Business: Beaver Springs Riding Stable
600 TROUT RD, Wis Dells WI 53965-8007

Number of Horses: 15

Proposed hours of Operation: 9am - 7pm

Description of Route: (Attach map) on file. Same as last year.

*Attach written permission from property owners if applicable.

Description of the manner and location in which the horses will be feed, sheltered, stabled or transported within the City:
on file, same as previous years.

Safety and Sanitation Methods: same as last year

Printed Name of Applicant:

Dells Adventure Development Inc by: Brent Tolbak
pres  3/30/15

Signature of Applicant

License subject to compliance with Wisconsin Dells Code Section 16.01

Date Approved: _____ License Valid from _____, 20____ through April 30, 20____

Conditions (if any): _____

Date Denied: _____ Reason(s): _____

4/1/2015

City of Wisconsin Dells
ORDINANCE NO. _____

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

INTENT:

This ordinance updates the City's mobile home code section to reflect current state law and rules.

SECTION II: PROVISION CREATED

Wisconsin Dells Code secs. 16.03(1) and 16.03(2) are re-titled and amended.
Wisconsin Dells Code secs. 16.03(10)(c) and 16.03 (17)(c) are created.

SECTION III: SECTION AS CREATED

A. 16.03 Manufactured and Mobile Home Communities.

(1) Purpose.

(a) It is the intent and purpose of this section to regulate manufactured and mobile home communities in the City of Wisconsin Dells to provide adequate standards to protect the public health, safety, convenience and general welfare, consistent with Wis. Stat. Sec. 66.0435 and Wis. Admin. Code Chap. SPS 326.

(b) No person shall establish, operate or maintain, or permit to be established, operated or maintained upon any property owned, leased or controlled, a manufactured and mobile home community within the limits of the City without having first secured a license. The license year shall be from July 1 to June 30 and may be renewed under the provisions of this section for additional periods of one year.

(c) The application for a license or renewal shall be filed with the City Clerk and shall be accompanied by the fee in the amount set forth in City Fee Schedule. A fee shall be paid for each transfer of a license. A license may not be transferred or assigned to a new owner.

(2) Definitions.

The definitions of Wis. Stat. Sec. 66.0435 and Wis. Admin. Code Chap. SPS 326 are adopted by reference as if fully set forth.

B. Code Section 16.03(10)(c) is created.

(c) No person shall park any mobile home on any platted street, alley, highway or other public right-of-way.

C. Code Section 16.03(17)(c) is created.

(17) Bond. The Fee required by code sec. (1)(c) shall be accompanied by a surety bond in the amount of Five Thousand and 00/100 Dollars **(\$5,000.00)**. The bond shall guarantee the collection by the licensee of the monthly parking permit fee provided for in subsec. 15 and the payment of such fees to the City, the payment by the licensee of any fine or forfeiture including legal costs imposed upon or levied against said licensee for a violation of the ordinances of the City pursuant to which such license is granted, and shall also be for the use and benefit and may be prosecuted and recovery had thereon by any person who may be injured or damaged by reason of the license violating the provisions of this section.

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 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, Clerk

March 11, 2015

City of Wisconsin Dells

ORDINANCE NO. _____
(Smoking and Smoking Products)

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

SECTION I: PURPOSE

This ordinance is a recodification of the City Code Section regarding smoking and smoking products. It reflects the state smoking ban and recent regulation of nicotine products.

SECTION II: PROVISION CREATED

Wisconsin Dells Code sec. 18.06 is repealed and recreated.

SECTION III: PROVISION AS CREATED:

18.06 Smoking and Smoking Products

- (1) Smoking Prohibited. Wis. Stat. sec. 101.123, State Smoking Prohibition, as amended from time to time is adopted by reference.
- (2) Tobacco on school property. Wis. Stat. sec. 120.12(20) is adopted by reference.
- (3) Minors.
 - (a) Definitions in this subsection:
 1. "Cigarette" has the meaning given in Wis. Stat. sec. 139.30(1m).
 2. "Minor" means a person who is less than 18 years of age.
 3. "Law Enforcement Officer" has the meaning given in Wis. Stat. sec. 30.50(4s).
 4. "Tobacco Products" has the meaning given in Wis. Stat. sec. 139.75(12).
 5. "Nicotine Product" has the meaning given in Wis. Stat. sec. 134.66(1)(f).

- (b) Except as provided in subsection (c), no minor may do any of the following:
 - 1. Buy or attempt to buy any cigarette, tobacco product or nicotine product.
 - 2. Falsely represent their age for the purpose of receiving any cigarette, tobacco product, or nicotine product.
 - 3. Possess any cigarette, tobacco product or nicotine product.
- (c) A minor may purchase or possess cigarettes, tobacco products or nicotine products for the sole purpose of resale in the course of employment during their working hours if employed by a retailer licensed under Wis. Stat. sec. 134.65(1)
- (d) A law enforcement officer shall seize any cigarette, tobacco product or nicotine product involved in any violation of subsection (2) committed in their presence.
- (e) No person may procure for, sell, dispense, furnish or give away any cigarette, tobacco products or nicotine product to a minor.

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 18.

March 10, 2015

City of Wisconsin DellsORDINANCE NO. _____
(Business Improvement District)

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

SECTION I: PURPOSE

Wisconsin Dells created a Business Improvement District in 1998 when the City Council adopted a Resolution accepting an operating plan and operating budget. The plan and budget have been reviewed and approved annually as part of the City budget process. This Ordinance formalizes the BID's planning, budget and operational processes.

SECTION II: PROVISION CREATED

Wisconsin Dells Code sec. 1.11 is created.

SECTION III: PROVISION AS CREATED**1.11 BUSINESS IMPROVEMENT DISTRICT**

- (1) The duly established, constituted and operational business improvement district shall have the powers and duties enumerated in Wis. Stat. sec. 66.1109, as provided in the operating plan and as generally provided in this code of ordinances.
- (2) The business improvement district shall be managed by a board of directors which is responsible for development, modification and implementation of the operating plan and budget.
- (3) The board shall consist of seven (7) members appointed by the Mayor and confirmed by the Common Council. Six (6) of the members shall serve staggered terms of three years; and, a member of the Common Council shall be appointed annually. A majority of the board shall own or occupy real property in the district.
- (4) The mayor shall designate the chair and vice chair of the board.

- (5) In conjunction with the City's annual budget cycle, the board shall report on the district's activities, accomplishments and goals.
- (6) The board may adopt bylaws and operating procedures in furtherance of its powers and duties.

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 1.

Brian L. Landers, Mayor

Nancy R. Holzem, Clerk

INTRODUCED: _____
PUBLISHED: _____
PASSED: _____