

LEGISLATIVE COMMITTEE MEETING
CITY OF WISCONSIN DELLS
NOVEMBER 13, 2018

ITEM 2

Chairperson Mike Freel called the meeting to order at 5:45P.M. Notice of the meeting was provided to the *Dells Events*, WNNO Radio, and posted in accordance with State Statutes.

1. Present: Ald. Mike Freel, Mayor Ed Wojnicz, Ald. Ben Anderson and Ald. Brian Holzem

Others: Ald. Terry Marshall, Ald. Jesse DeFosse, City Clerk/Coordinator Nancy R. Holzem, Police Chief Jody Ward, Public Works & Utilities Director David Holzem, City Planner/Zoning Administrator Chris Tollaksen, City Attorney Joseph Hasler, Thomas Morgan, and Christopher Jardine from the *Dells Events*.
2. Motion by Ald. Holzem seconded by Ald. Anderson to approve the August 13, 2018 meeting minutes. Motion carried unanimously.
3. Motion by Ald. Holzem seconded by Ald. Anderson to recommend to the Common Council for approval, a proposed ordinance to create Ward 12 as required by the State for a vacant parcel that was annexed from the Town of Newport that is in a different State Senate District (#27), Assembly District (#81) and County Supervisory District (#2) than the adjoining property in Ward 1 which is in State Senate District #14, Assembly District #41 and County Supervisory District #1. Motion carried unanimously.
4. The committee reviewed a request from Thomas Morgan, a potential new business owner, to amend Municipal Code sec. 18.03(4) in order to allow beer and wine on pedal pubs. Mr. Morgan stated that he plans to lease space at The Keg on Oak Street for a pedal pub business and he would like to serve beer and wine on the bike. Ald. Holzem stated that the committee made it very clear years ago when they passed the ordinance that they did not want alcohol on them. (State Statute allows it unless the municipality passes an ordinance otherwise.) Motion by Ald. Holzem seconded by Ald. Anderson to deny the request and keep the existing ordinance in place. Motion carried unanimously. The committee encouraged Mr. Morgan to work with the City Planner and the Police Department if he plans to continue moving forward with this business plan, without the alcohol, as there were many questions as to how and where the bike would be loaded, operated, parked, etc.
5. No date was set for the next meeting. Items to include establishing criteria for denial of bartender license applications.
6. Motion by Ald. Anderson seconded by Ald. Holzem to adjourn. Motion carried unanimously and the meeting adjourned at 6:03pm.

Nancy R. Holzem
City Clerk/Coordinator

Original Alcohol Beverage Retail License Application

Submit to municipal clerk.

For the license period beginning January 22 20 19 ;
ending December 18 20 19 ;
June 30 20 19

TO THE GOVERNING BODY of the: Town of }
 Village of } WISCONSIN DELLS
 City of }

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

- 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): Lucy Hai LLC

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 (Last, First, M.I.)	Home Address	Post Office & Zip Code
President/Member	<u>Li, Hongyan</u>	<u>751 W. Mulberry St</u>	<u>Baraboo, WI 53913</u>
Vice President/Member	<u>Ta, Hai</u>	<u>1875 Pine St.</u>	<u>Baraboo, WI 53913</u>
Secretary/Member			
Treasurer/Member			
Agent	<u>Hongyan Li</u>		
Directors/Managers			

- 3. Trade Name Wei's Chinese Restaurant Business Phone Number (608) 844-3534
- 4. Address of Premises 630 S. Frontage Rd 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 9/28/18 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.) Restaurant dining area 630 S. Frontage Rd with 53965

- 10. Legal description (omit if street address is given above):
- 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? Stromberg Wei LLC
- 12. Does the applicant understand they must register as a Retail Beverage Alcohol Dealer with the federal government, Alcohol and Tobacco Tax and Trade Bureau (TTB) by filing (TTB form 5630.5d) before beginning business? [phone 1-877-882-3277]. Yes No
- 13. Does the applicant understand they must hold a Wisconsin Seller's Permit? [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 signer. Any person who knowingly provides materially false information on this application may be required to forfeit not more than \$1,000. Signer agrees 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, or one member of a partnership applicant must sign; one corporate officer, one member/manager 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.

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

TO BE COMPLETED BY CLERK

Date received and filed with municipal clerk <u>12-16-2018</u>	Date reported to council / board <u>01-21-2019</u>	Date provisional license issued —	Signature of Clerk / Deputy Clerk <u>N. Johnson</u>
Date license granted	Date license issued	License number issued	

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 Lucy Hai LLC
(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

appoints Hongyan Li
(name of appointed agent)
751 W. Mulberry St. Baraboo, WI 53913
(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? _____

Place of residence last year _____

For: _____
(name of corporation/organization/limited liability company)

By: _____
(signature of Officer/Member/Manager)

And: _____
(signature of Officer/Member/Manager)

ACCEPTANCE BY AGENT

I, HONGYAN LI, 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.

X Hongyan Li 12-04-2018 Agent's age 48
(signature of agent) (date)

751 W Mulberry St Baraboo WI 53913 Date of birth 8-24-1969
(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 12/20/18 by [Signature] Title POLICE CHIEF
(date) (signature of proper local official) (town chair, village president, police chief)

✓ 12/18/18 BS

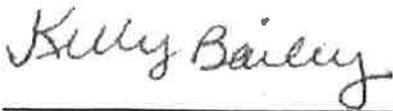
Wisconsin Responsible Beverage Server Training

Hongyan Li

has met all training requirements and successfully completed the above course and/or exam.

Certification Number: SL95353

Date of Completion: 11/13/2018



Authorized Signature

ServerLicense.com is approved by the Wisconsin Department of Revenue and fully complies with statutes 125.04 and 125.17. Present this certificate to your local municipal clerk's office to receive your Operator's or Retail license.

Diversys Learning, Inc.
1101 Arrow Point Drive, Suite 302
Cedar Park, TX 78613

Auxiliary Questionnaire Alcohol Beverage License Application

Submit to municipal clerk.

Individual's Full Name (please print) (last name) Li		(first name) Hongyan		(middle name)	
Home Address (street/route) 751 W Mulberry St		Post Office	City Baraboo	State WI	Zip Code 53913
Home Phone Number 331-222-2614		Age 48	Date of Birth 8-24-1969	Place of Birth China	

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.
- _____ of _____
(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:

1. How long have you continuously resided in Wisconsin prior to this date? 9 years
2. 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.)
3. 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.
4. 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)
5. 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)
6. Named individual must list in chronological order last two employers.

Employer's Name	Employer's Address	Employed From	To
Working	419 W. Pine St Baraboo WI	3-15-2009	4-15-2018

READ CAREFULLY BEFORE SIGNING: Under penalty provided by law, the undersigned states that each of the above questions has been truthfully answered to the best of the knowledge of the signer. The signer agrees 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. Any person who knowingly provides materially false information on this application may be required to forfeit not more than \$1,000.

X Hongyan Li
(Signature of Named Individual)

Auxiliary Questionnaire Alcohol Beverage License Application

Submit to municipal clerk.

Individual's Full Name (please print) (last name)		(first name)		(middle name)	
Ta		Hai			
Home Address (street/route)		Post Office	City	State	Zip Code
1875 W. Pine St			Baraboo	WI	53913
Home Phone Number	Age	Date of Birth	Place of Birth		
312-975-5440	46	10-19-1972	China		

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.
- _____ of _____
(Officer / Director / Member / Manager / Agent) (Name of Corporation, Limited Liability Company or Nonprofit Organization)

which is making application for an alcohol beverage license.

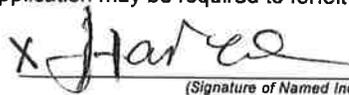
The above named individual provides the following information to the licensing authority:

- How long have you continuously resided in Wisconsin prior to this date? _____
- 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)

6. Named individual must list in chronological order last two employers.

Employer's Name	Employer's Address	Employed From	To
House of human	6810 Douglas Ave. Urbandale	12-1-2017	9-15-2018
PANDA GARDEN	105 2nd Ave. SE Cresco IA	11-18-2015	11-1-2017

READ CAREFULLY BEFORE SIGNING: Under penalty provided by law, the undersigned states that each of the above questions has been truthfully answered to the best of the knowledge of the signer. The signer agrees 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. Any person who knowingly provides materially false information on this application may be required to forfeit not more than \$1,000.



(Signature of Named Individual)



WISCONSIN DEPARTMENT OF REVENUE
 PO BOX 8902
 MADISON, WI 53708-8902

Contact Information:

2135 RIMROCK RD PO BOX 8902
 MADISON, WI 53708-8902
 ph: 608-266-2776 fax: 608-264-6884
 email: DORBusinessTax@wisconsin.gov
 website: revenue.wi.gov

Letter ID L0601557008

LUCY HAI LLC
 630 S FRONTAGE RD
 WISCONSIN DELLS WI 53965-9674

Wisconsin Department of Revenue Seller's Permit

Legal/real name: LUCY HAI LLC
Business name: WEIS CHINESE RESTAURANT
 630 S FRONTAGE RD
 WISCONSIN DELLS WI 53965-9674

- This certificate confirms you are registered with the Wisconsin Department of Revenue and authorized in the business of selling tangible personal property and taxable services.
- You may not transfer this permit.
- This permit must be displayed at the place of business and is not valid at any other location.
- If your business is not operated from a fixed location, you must carry or display this permit at all events.

Tax Type	Account Type	Account Number
Sales & Use Tax	Seller's Permit	456-1030343111-02

DRAFT

City of Wisconsin Dells
Parameters for Denial of Operator's License

- 1) Falsifying the application. This includes omission.
- 2) Two alcohol related offenses in the past 5 years. Includes OWI, chapter 125 violations and violations which occur on a licensed premise.
- 3) Felony conviction for offenses involving cooperation with law enforcement.
- 4) Felony conviction for Drug related crimes
- 5) Felony conviction for Violent crimes
- 6) Two or more arrests in the previous 5 years for violent, property, society and nuisance offenses including but not limited to the following: battery, disorderly conduct, criminal damage to property, prostitution offenses, possession of controlled substance, possession of drug paraphernalia and theft.
- 7) Any habitual law offender or felon where the circumstances of the charge(s) substantially related to the licensing activity.