

CITY OF WHITEWATER ALCOHOL LICENSING COMMITTEE MEETING

Tuesday, September 4, 2012

6:00 p.m.

City of Whitewater Municipal Building

312 W. Whitewater Street, Whitewater, WI 53190

(2012-13 Alcohol Licensing Committee Members: Singer, Abbott, Olsen).

CALL TO ORDER, ROLL CALL

HEARING OF REQUEST FOR ALCOHOL LICENSES:

*Request for "Class B" Beer & Liquor license for Fine Food Culture, LLC, Tyler Sailsbery, agent, d/b/a The Black Sheep, 210 W. Whitewater Street, Whitewater, Wisconsin.

ADJOURNMENT

MEMORANDUM

TO: Michele Smith, City Clerk

FROM: Lisa K. Otterbacher, Chief of Police

DATE: August 13, 2012

REF: ALCOHOL BEVERAGE LICENSE APPLICATION
Black Sheep
210 W Whitewater St
Agent: Tyler Sailsbery

Effective August 13, 2012, the following information is being supplied on an official basis concerning the license application of the above named party. Only that information which would bear upon this application is recorded. Traffic Violations are excluded.

Pertinent records of the appropriate local and state agencies have been searched as of this date with the following results:

No information was disclosed that would hinder the issuance of the above requested license.

LKO/cas

Replaces current Class B Beer + Class C Wine
The Black Sheep

ORIGINAL ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

For the license period beginning _____ 20____ ;
ending _____ 20____

TO THE GOVERNING BODY of the: }
Town of _____ }
Village of _____ } Whitewater
 City of _____ }

County of Walworth 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): Fine Food Culture, LLC (The Black Sheep)

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.

President/Member	Title	Name	Home Address	Post Office & Zip Code
	MR.	Tyler Saisbery	141 W. Whitewater St, Suite A	53190
Vice President/Member				
Secretary/Member				
Treasurer/Member				
Agent				

Directors/Managers Tyler Saisbery

3. Trade Name The Black Sheep Business Phone Number (262) 458-4751

4. Address of Premises 210 W. Whitewater St, Whitewater Post Office & Zip Code 53190

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? Completed 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 WI and date 07/2011 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, and/or storage of alcohol beverages and records. (Alcohol beverages may be sold and stored only on the premises described.) Sold at front bar, stored in basement, refrigerator &

10. Legal description (omit if street address is given above): Served in restaurant and outdoor cafe shelf

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? Fine Food Culture, LLC

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. Is the applicant indebted to any wholesaler beyond 15 days for beer or 30 days for liquor? 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 8th day of August, 2012

Shirley M. Helgen
(Clerk/Notary Public)

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

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

My commission expires 1/20/13

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

TO BE COMPLETED BY CLERK

Date received and filed with municipal clerk	Date reported to council/board	Date provisional license issued	Signature of Clerk / Deputy Clerk
Date license granted	Date license issued	License number issued	

Hall. Formal invitations have been mailed to 64 individuals. Nimm shared the list of those invited and asked for input regarding additional invites. Nimm will call about Campus Parking and permitting for the meeting.

8. Discussion and possible action on Cozumel Liquor License Grant Request

City Clerk, Michele Smith put together an Alcohol License Grant memo on behalf of Cozumel Mexican Restaurant. The Clerks Comments in the memo were:

“Cozumel Mexican Restaurant is requesting a grant to assist them with the \$10,000 reserve license fee that is required for a license. Cozumel is an established business, having had a restaurant in Janesville for a number of years, located in the mall near Home Depot. I have been at their restaurant a number of times, and find it to be a very well run and popular business. Cozumel will be located in the restaurant space formerly occupied by Jade Buffet, in the old Sentry building mall. Owners of Cozumel state that it is imperative for them to be able to sell alcohol, particularly margaritas, to make their restaurant appealing.

* The owners of Cozumel have been very cooperative and have passed Police Record checks. There is no information disclosed that would hinder the issuance of the license. Request is made to the CDA to consider granting of a \$10,000 grant for Cozumel Mexican Restaurant.”

Alan Marshall motioned to approve the granting of \$10,000 as made in an alcohol license grant request for \$10,000 by Cozumel Mexican Restaurant. Knight seconded.

Ayes: Hixson, Kienbaum, Knight, Marshall, Miller

Nays: None

Absent: Allen

The motion to approve the granting of \$10,000 as made in an alcohol license grant request for \$10,000 by Cozumel Mexican Restaurant passed unanimously on a roll-call vote.

9. Coordinators Report - 2007 Governor's Conference on Economic Development

Nimm reported that she attended the WEDA Conference at the Monona Terrace in Madison February 8 & 9. She reported that while the Governor was not able to attend, Lieutenant Governor Barbara Lawton spoke on his behalf at the opening session. The focus of the conference was the need to make the effort to continue to search for opportunities to keep growing Wisconsin's economy and to create even more good-paying, family-supporting jobs. There were a number of speakers at the conference, but she found two the most interesting and in her memo wrote:

First, George Erickcek spoke about dashboard indicators. The analysis for his presentation was based on a study in Northeast Ohio, however the results of his study could be carried over to other communities. Mr. Erickcek pointed-out that there are four areas of economic activity: employment, output, per capita income, and productivity. He associated these eight growth factors with those areas of economic activity:

1. Skilled Workforce – skills and occupations of your workforce having a clear association with per capita income growth and is the primary driver of economic growth.
2. Urban Assimilation – the organizations/City's willingness to be open to new ideas and be diverse
3. Racial Community – are the racial communities socially isolated?

MINUTES

**Monday, April 23, 2007
4:30 PM - Second Floor
Cravath Lake Front Room
Whitewater Municipal Building
312 W. Whitewater Street
Whitewater, WI 53190**



1. Call to order and roll call

Tom Miller called the meeting to order at 4:38 PM.

Present: Jim Allen, Kim Hixson (@ 4:55 PM), Jeff Knight, Alan Marshall, Tom Miller, Jim Stewart

Absent: Al Stanek

Others: David Kachel, Jim Caldwell, Kevin Brunner, Wally McDonell

2. Approval of the Agenda

Jim Allen motioned to approve the agenda. Marshall seconded.

The motion to approve the agenda passed unanimously on a voice vote.

3. Approval of the March 26, 2007 Minutes

Jim Allen motioned to approve the March 26, 2007 minutes. Stewart seconded.

The motion to approve the minutes passed unanimously on a voice vote.

4. Approval of Liquor License Grant Policy

Knight motioned to approve the Liquor License Grant Policy. Stewart seconded.

Ayes: Knight, Marshall, Stewart

Nays: Allen, Miller

Absent: Hixson

The motion to approve the Liquor License Grant Policy passed on a three/two vote.

5. Approval of Liquor License Grant Payment to Cozumel Mexican Restaurant

Alan Marshall motioned to approve the Grant Payment of \$10,000 to Cozumel Mexican Restaurant. Knight seconded.

Ayes: Allen, Knight, Marshall, Miller, Stewart

Nays: None

Absent: Hixson

The motion to approve the grant payment of \$10,000 to Cozumel Mexican Restaurant passed unanimously on a roll-call vote.



The motion to approve the agenda passed unanimously on a voice vote.

3. Approval of the March 26, 2007 Minutes

Jim Allen motioned to approve the March 26, 2007 minutes. Stewart seconded.
The motion to approve the minutes passed unanimously on a voice vote.

4. Approval of Liquor License Grant Policy

Knight motioned to approve the Liquor License Grant Policy. Stewart seconded.
Ayes: Knight, Marshall, Stewart
Nays: Allen, Miller
Absent: Hixson
The motion to approve the Liquor License Grant Policy passed on a three/two vote.

5. Approval of Liquor License Grant Payment to Cozumel Mexican Restaurant

Alan Marshall motioned to approve the Grant Payment of \$10,000 to Cozumel Mexican Restaurant. Knight seconded.
Ayes: Allen, Knight, Marshall, Miller, Stewart
Nays: None
Absent: Hixson
The motion to approve the grant payment of \$10,000 to Cozumel Mexican Restaurant passed unanimously on a roll-call vote.

6. Discussion and Possible Action on Sweet Spot Liquor License Grant Request

City Manager, Kevin Brunner addressed the CDA by telling them that if they so choose, they have the ability to put conditions/restrictions on the Liquor License Grant to the Sweet Spot. Knight made mention that the CDA had just approved another grant to an establishment outside of the downtown and put no conditions/restrictions on that grant. Marshall questioned as to whether or not the license would go to the next business if the Sweet Spot chooses to sell its business. Kachel questioned the availability of beer & wine licenses. Knight stated that as a neighboring business (to the Sweet Spot) he does not object to their receiving the grant as there has never been a negative comment about the Sweet Spot brought to his attention.

Jim Stewart motioned to approve the Liquor License Grant of \$10,000 to the Sweet Spot. Hixson seconded.

Allen noted he is pleased to have the Sweet Spot in Whitewater's downtown however there had been a moratorium put on the creation of new bars in the downtown and while he understands the need for fairness there must be parameters and restrictions in place to



CDA meeting
4-23-07

protect the City. Brunner noted that neither the Plan Commission nor the City Council put restrictions on the alcohol license when they approved it to the Sweet Spot but the CDA could put restrictions on the grant if it chooses to do so. Miller stated he has been against a license in this building from the start and that he does not feel this is the appropriate spot for a license. Allen questioned what the stipulations for the license to Fat Jacks were. Brunner stated that the stipulations on the liquor license to Fat Jacks were that if liquor sales become more than 75% than the total sales, the license is forfeited.

Allen motioned to amend the approval of the Sweet Spot Liquor License Grant of \$10,000 to include the a restriction that if liquor sales become more than 75% of the total sales, the grant (in the amount of %10,000) will be re-paid to the Community Development Authority. Knight seconded.

Ayes: Allen, Hixson, Knight, Marshall

Nays: Miller, Stewart

Absent: Stanek

The motion to amend the approval of the Sweet Spot License Grant of \$10,000 to include the a restriction that if liquor sales become more than 75% of the total sales, the grant (in the amount of %10,000) will be re-paid to the Community Development Authority passed on a four/two vote.

Knight noted that yes, he would like to see a consistency in the restrictions placed on the liquor license grants and has requested that the CDA consider placing the same restriction on the grant to Cozumel. Miller noted that he would like to see the percentage of alcohol sales to be lower than the 75%.

Jim Stewart motioned to approve the Liquor License Grant of \$10,000 to the Sweet Spot.

Hixson seconded.

Ayes: Allen, Hixson, Knight, Marshall, Stewart

Nays: Miller

Absent: Stanek

The motion to approve the Liquor License Grant of \$10,000 (as amended) to the Sweet Spot passed on a five/one vote.

7. February & March 2007 CDA financials

Saubert noted both February and March 2007 financials were included in the packet, all of the loans are current, the audit is near complete and the capital (as discussed at previous meetings) has been recorded. Brunner asked if the CDA would like the Auditors to present a report to the CDA at its May 21st meeting.

8. Discussion of Sale of Bonds for Financing of University Gardens Housing Improvements

Brunner started by noting that when considering the issue of bonds on behalf of Wisconsin Housing Preservation Corporation (WHPC) for the purchase the renovations at the University Gardens to refinance WHPC's debt, the CDA must consider (at a minimum) the following:

- a. PILOT – A Payment in lieu of taxes must be considered as the property could potentially go from taxable status to tax exempt status
- b. Loan Management Fee – The project has, and will consume a considerable amount of the City Attorney's, the CDA Coordinator's and the City Manager's time
- c. Review of the Inter-Governmental Agreement between the City of and CDA in Wausau
- d. The number of low-moderate income units – as this could potentially be 107 low-to-moderate income units

Attorney McDonell noted that there is no legal exposure to the City if the bonds fail. Brunner added that the CDA will only be lending its name to the bond issue for a tax benefit benefiting WHPC. Knight noted that the region already seems to be high in low-moderate income and questioned as to whether or not this would limit the City in the future in qualifying for federal financial assistance. Knight also noted that the two projects in Wausau are larger than the one in Whitewater.

Attorney McDonell noted that in his conversations with Wausau that both the Mayor and the CDA Director stated that Wausau has a moderate amount of low income housing and they

that ultimate economy would be promoted by the issuance of the Bonds by the Authority.

Prior to the issuance of the Bonds, this body shall have adopted the Final Resolution.

The Bonds shall be issued pursuant to the Act, and the delivery of the Bonds shall be accompanied with the unqualified approving legal opinion of Foley & Lardner LLP or other nationally recognized firm of bond attorneys as shall be acceptable to the Authority and WHPC.

All out-of-pocket costs of the Authority in connection with the issuance and sale of the Bonds shall be paid or reimbursed either from the proceeds of the Bonds or by WHPC, and WHPC shall agree to indemnify the Authority and hold it harmless from any and all liability whatsoever in respect to the issuance of the Bonds for the project.

Official Intent

This Resolution constitutes a declaration of official intent to reimburse expenditures of WHPC with proceeds of the Bonds for purposes of Section 1.150-2 of the Treasury Regulations.

Effective Date; Conformity

This resolution shall be effective immediately upon its passage and approval. To the extent that any prior resolutions of this body are inconsistent with the provisions hereof, this resolution shall control and such prior resolutions shall be deemed amended to such extent as may be necessary to bring them in conformity with this resolution. Unless the Bonds shall have been issued prior thereto, the authorities and authorizations given by this Resolution shall expire on the third anniversary date of the date of adoption of this Resolution or on such later date as this body may specify by resolution adopted either before or after such date.

5. Discussion and Possible Action on Cozumel Mexican Restaurant Liquor License Grant Conditions

Per the request of Board of Directors member Jim Allen, this item has been placed the agenda. Jim Allen asked to board to consider placing the same conditions on the Cozumel Liquor License Grant as the conditions placed on the Sweet Spot Liquor License Grant with the condition being that if liquor sales become more than 75% of the total sales, the grant in the amount of \$10,000 is re-paid to the Community Development Authority by the violating establishment.

*

CDA Board

4-30-2007

Jim Allen motioned to place the condition that if liquor sales become more than 75% of Cozumel Mexican Restaurant's total sales, the Liquor License Grant in the amount of \$10,000 be repaid to the Community Development Authority. Knight seconded.

Ayes: Allen, Hixson, Knight, Marshall, Miller, Stanek

Nays: Stewart

Absent: None

The motion to place the condition that if liquor sales become more than 75% of Cozumel Mexican Restaurant's total sales, the Liquor License Grant in the amount of \$10,000 be repaid to the Community Development Authority passed on a six/one vote.

6. Confirm next meeting date of May 21st at 4:30 PM

Next CDA meeting has been re-scheduled to May 29th at 4:30 P.M.

7. Adjourn

Jim Allen motioned to adjourn at 6:00 P.M.

Respectfully Submitted,

**Mary S. Nimm
Coordinator - CDA/GIS**

CDA meeting
4-30-07



City of
WHITEWATER

City of Whitewater Community Development Authority
Alcohol Beverage Development Grant Procedure

- i. The City of Whitewater Community Development Authority (hereafter CDA) hereby creates a business development grant (hereafter development grant) to be funded by the fees paid by reserve "Class B" licenses.
- ii. Following the granting of any new reserve "Class B" license, the applicant may file a request for a development grant of ten thousand dollars (\$10,000.00) with the city clerk. Following the receipt of the request for said Development grant, the city clerk shall determine whether the licensee is operating in compliance with the approved reserve "Class B" license. The city clerk may require the assistance of any other city agency in making said determination.
- iii. If the city clerk determines the applicant/licensee is operating in compliance with the previously approved reserve "Class B" license, the CDA shall authorize the approval of the ten thousand dollar (\$10,000.00) development grant. If the city clerk determines the applicant/licensee is not in compliance with the approved license, no development grant may be authorized and the city clerk shall make such finding in writing and deliver a copy of the findings to the applicant/licensee. If the applicant/licensee disagrees with the city clerk's determination, the applicant/licensee may file a written notice of appeal with the city clerk within ten (10) calendar days of the delivery of the written notice of the city clerk's findings. Upon receiving such notice from the applicant/licensee, the city clerk shall relay said notice to the City of Whitewater Council which shall hold a hearing thereon. The City of Whitewater Council may affirm or reverse the city clerk's determination. If the city clerk's determination is upheld, appeal thereof may be taken to circuit court pursuant to Title 4 Administrative Determination Review of the Municipal Code of the City of Whitewater. If the city clerk's determination is reversed, the city clerk shall authorize the payment of the development grant.
- iv. In accepting the one-time development grant, the applicant/licensee agrees to waive any claim he/she/it may have against the City of Whitewater CDA for refund of any part of the reserve "Class B" license fee paid to the city by the applicant/licensee. This waiver shall be effective whether such license fee be repealed, rescinded or modified by action of the state legislature or by the courts. By accepting this one-time development grant of ten thousand dollars (\$10,000.00), the applicant/licensee also agrees that, in the event any court of competent jurisdiction shall determine the city's development grant program does not serve a public purpose or is otherwise contrary to law, the applicant/licensee will, upon demand by the city, repay the one-time development grant to the city.

conclusions of law and a recommendation as to what action, if any, the city council should take with respect to the license.

(d) The committee's findings of fact, conclusions of law and recommendation shall be presented to the council and the council pursuant to Chapter 125 of the Wisconsin Statutes shall determine what action if any the city council should take with respect to the license. (Ord. 1311 §1, 1995).

5.20.027 Licensing standards for considering new alcohol license applications.

A. Alcohol License Review Committee Review. All new (as opposed to renewal) applications for open "class A" sale of intoxicating liquor to consumers in original packages for off premises consumption licenses, and open "class B" sale of intoxicating liquor to consumers by the glass for on premises consumption licenses, shall be reviewed by the alcohol license review committee (at times hereafter referred to as the ALRC) before the application is acted upon by the common council. The ALRC shall recommend that the council grant, deny, or grant with conditions each license. The common council shall consider the recommendation of the ALRC when considering license applications. The term "open" in this subsection shall mean an application for a license that has not been issued for at least twenty-four hours, and therefore is an open and available license. This section is not intended to apply when a license holder surrenders a license pursuant to a contract to transfer the business associated with the license, and the same license is issued immediately to the purchasing party.

B. Staff input. The ALRC and the common council shall consider the below listed factors in reviewing and judging the adequacy of applications. Appropriate city staff shall review the application in the context of these factors and report to the committee. The city staff may include the city manager, the police department, the fire department, the community development authority, the city clerk's office, the city attorney's office, the neighborhood services director's office, the department of public works office, and any other staff as deemed necessary or desirable. It shall not be required that all of the foregoing

participate in any particular recommendation, rather it is the intent that the make-up of the staff involved be flexible to meet the needs of each particular situation.

C. Factors to be considered. The ALRC in making its recommendation, and the council in making its decision, shall consider the following factors:

1. Factors to be considered for reviewing new license applications:

a. Economic development considerations.

The council finds that while all of the factors listed below are important considerations in licensing issuance decisions, economic development consideration should be a primary factor in the decision. In considering the economic development impact of an application, the ALRC and the council will favor license applications that support important additional desirable development, such as businesses that provide high quality employment opportunities, businesses that provide attractive entertainment opportunities, or establishments that feature high quality restaurants.

The council also finds that establishments whose primary purpose is to serve alcohol, and that do not support other important additional developments should be given low priority in the application process because the city has an excess supply of similar establishments and those establishments do not foster economic development. Also, such businesses' tend to cause more police enforcement related problems, and often detract from the immediate neighborhood and at times diminish the quality of life in the City of Whitewater.

The council also finds that it is appropriate and in the public's best interest to at times hold in reserve one or more licenses that are limited by quota so that there will be a license or licenses available if a highly desirable development that needs a license seeks to locate in the City of Whitewater.

b. Character of applicant, agent, managerial personnel, and owners.

c. Experience of applicant and manager in operating a licensed establishment.

d. History of applicant and manager in operation of licensed establishments.

e. History of premises.

f. Design, type, and size of the proposed establishment.

- g. Proximity to other licensed establishments.
- h. Proximity to residential buildings or areas.
- i. Ability of police department to ensure public safety at this location.
- j. Condition of building/premises.
- k. Compatibility of proposed use with the surrounding neighborhood.
 - l. Zoning and land use considerations.
 - m. Likely impact on property values.
 - n. Any other relevant considerations.

D. Ranking applications. When deciding between applications, those applications which best meet the listed factors shall be judged as superior to other applications. If there are multiple applications pending for licenses, whether the licenses are available or not, the timing of the filing of the application shall not create any preference. If more than one license application is pending for any particular license, the alcohol licensing committee shall recommend which application, if any, in order of priority, should be granted.

(Ord. No. 1726A, § 1, 4-21-2009; Ord. No. 1762A, § 1, 4-20-2010)

5.20.031 Non-alcohol events--Underaged persons.

The presence of underage persons on a licensed premises as provided under Section 125.07(3)(a)10, Wis. Stats., shall be subject to the following:

(1) The licensee or agent of a corporate licensee shall notify the police department at least seventy-two hours in advance of any date on which underage persons will be present on the licensed premises. Each such non-alcohol event notice shall specify the date(s) on which the event is to occur and the time(s) of commencement. All notices shall be filed with the police department during normal working hours (8:00 a.m. to 5:00 p.m., Monday through Friday) and shall be given on forms prescribed by the department. After a non-alcohol event notice has been given, the licensee may cancel an event(s) only by giving like notice to the department in accordance with the provisions of this subsection. Regardless of date given, all notices

From: [Michele Smith](#)
To: [Debbie Hilgen](#)
Subject: FW: Request for input on Black Sheep's request for an upgrade to a Class B Beer and Liquor license
Date: Wednesday, August 29, 2012 2:31:35 PM

Please add as backup to council packet and ALC packet.

ms

From: Pat Cannon
Sent: Wednesday, August 29, 2012 1:37 PM
To: Michele Smith
Subject: RE: Request for input on Black Sheep's request for an upgrade to a Class B Beer and Liquor license

Michele

After reviewing the City's ordinance regarding 5.20.027 regarding licensing standards for new alcohol licenses as it relates to the application by Black Sheep Restaurant, I find that this type of restaurant is within the spirit of the economic development criteria as defined by the ordinance. Therefore, I have no objections to the application.

If approved by the City Council, I will place it on the CDA agenda for consideration.

Pat

From: Michele Smith
Sent: Wednesday, August 29, 2012 11:27 AM
To: Cameron Clapper; Lisa Otterbacher; Don Gregoire; Pat Cannon; 'Jeffery Knight'; 'Wally McDonell'; Latisha Birkeland; Dean Fischer
Subject: Request for input on Black Sheep's request for an upgrade to a Class B Beer and Liquor license
Importance: High

Attached is a copy of Chapter 5.20.027 of the Municipal Code. Section B requires that I obtain staff input regarding the issuance of a "Class B" Beer and Liquor license. As you may know, The Black Sheep Restaurant has requested this type of license.

Any sort of input you have would be appreciated. I would appreciate it in memo form or return e-mail, as I will be submitting it to the Alcohol Licensing Committee / Common Council. I would like to include it in the packet going out to the Committees if possible.

Thank you everyone!

Michele R. Smith,

City Clerk
City of Whitewater
Population: 14,454
msmith@whitewater-wi.gov
Phone: (262) 473-0102
Fax: (262) 473-0509

Please note that my e-mail address has changed to msmith@whitewater-wi.gov

From: [Michele Smith](#)
To: [Debbie Hilgen](#)
Subject: FW: Request for input on Black Sheep's request for an upgrade to a Class B Beer and Liquor license
Date: Thursday, August 30, 2012 10:11:28 AM

For council packet

From: Lisa Otterbacher
Sent: Thursday, August 30, 2012 8:05 AM
To: Michele Smith
Subject: RE: Request for input on Black Sheep's request for an upgrade to a Class B Beer and Liquor license

Good Morning Michele,

I have no concerns regarding the issuance of the Class B beer and liquor license to the Black Sheep Restaurant.

Thank you,

Lisa Otterbacher
Chief of Police
Whitewater Police Department
262-473-0555
lotterbacher@whitewater-wi.gov

*"The best use of life is to spend it for something that outlast it" Williams
James*

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From: Michele Smith
Sent: Wednesday, August 29, 2012 11:27 AM
To: Cameron Clapper; Lisa Otterbacher; Don Gregoire; Pat Cannon; 'Jeffery Knight'; 'Wally McDonell'; Latisha Birkeland; Dean Fischer
Subject: Request for input on Black Sheep's request for an upgrade to a Class B Beer and Liquor license
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Attached is a copy of Chapter 5.20.027 of the Municipal Code. Section B requires that I obtain staff input regarding the issuance of a "Class B" Beer and Liquor license. As you may know, The Black

Sheep Restaurant has requested this type of license.

Any sort of input you have would be appreciated. I would appreciate it in memo form or return e-mail, as I will be submitting it to the Alcohol Licensing Committee / Common Council. I would like to include it in the packet going out to the Committees if possible.

Thank you everyone!

Michele R. Smith,

City Clerk

City of Whitewater

Population: 14,454

msmith@whitewater-wi.gov

Phone: (262) 473-0102

Fax: (262) 473-0509

Please note that my e-mail address has changed to msmith@whitewater-wi.gov