

State of Wisconsin
County of Dunn

TOWN OF RED CEDAR
ORDINANCE CONCERNING THE ISSUANCE OF
TEMPORARY BEVERAGE OPERATOR'S LICENSES
No.: 2017-7

The Town Board of the Town of Red Cedar, Dunn County, Wisconsin does hereby ordain as follows:

Section 1 – Title and Purpose.

This ordinance is entitled the Town of Red Cedar Ordinance Concerning the Issuance of Temporary Beverage Operator's Licenses. The purpose of this ordinance is to establish regulations for Temporary Operator's Licenses issued by the Town.

Section 2 – Authority.

The Town Board of the Town of Red Cedar, Dunn County, Wisconsin, has the specific authority under Ch. 125.10, Wis. Stats., to enact regulations for the sale of alcohol beverages and licenses and permits issued by the Town.

Section 3 – Application Procedure.

- (a) The Town of Red Cedar shall issue a temporary operator's license to any applicant who meets the qualifications set forth in Sections 125.32(2) and 125.68(2) of the Wisconsin Statutes provided that:
 - (1) Such temporary license shall be granted only upon application in writing on forms to be obtained from the Town Clerk to persons eighteen (18) years of age or older;
 - (2) This license may be issued only to operators employed by, or donating their services to, nonprofit corporations;
 - (3) No person may hold more than two (2) licenses of this kind per year;
 - (4) The license is valid for any period from one (1) day to fourteen (14) days, and the period for which it is valid shall be stated on the license; and
 - (5) A fee is paid as set forth in the Town's Schedule of Fees for Alcohol Related Licenses and Permits.
- (b) Temporary operator's licenses shall be operative only within the limits of the Town.
- (c) All applications are subject to an investigation by the Town Board and/or other appropriate authority to determine whether the applicant and/or premises to be licensed complies with all regulations, ordinances and laws applicable thereto. If the Town Board denies the application, said denial shall provide, in writing, the reasons for such denial.
- (d) If approved by the Town Board, the Town Clerk shall issue the temporary operator's license within seven (7) working days from the date of Town Board approval.

Section 4 – Issuance or Denial of Operator's Licenses.

- (a) Temporary operator's licenses shall be issued and numbered in the order they are granted and shall give the applicant's name and address and the date of the expiration of such license.
- (b) If the application is denied by the Town Board, the Town Clerk shall, in writing, inform the applicant of the denial and the reasons therefore.
- (c) Because a license is a privilege, the issuance of which is a right granted solely to the Town, the Town Board reserves the right to consider the severity and facts and circumstances of any offense when making the determination to deny or not renew a license.

Section 5 – Revocation of Operator’s License.

Violation of any of the terms or provisions of the State law or of this ordinance relating to a temporary operator's license by any person holding such license shall be cause for nonrenewal, suspension, or revocation of the license. Any such action shall proceed in accordance with Sec. 125.12 of the Wisconsin Statutes, and the Town Board shall be the official hearing body.

Section 6 – Severability.

If any provision of this ordinance or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this ordinance that can be given effect without the invalid provision or application, and to this end, the provisions of this ordinance are severable.

Section 7 – Effective Date.

This ordinance is effective on publication or posting as required under s. 60.80, Wis. Stats.

Adopted this 10th day of April, 2017.

Pat Pechum
Town Board Chairperson

Debra Gullibson
Supervisor 1

Robert Cook
Supervisor 2

Dave Leach
Supervisor 3

Jay Miller
Supervisor 4

ATTEST:

C. Miller
Clerk



4/19/2017 - Published Summary
Sunn Co. News