



City of Madison

City of Madison
Madison, WI 53703
www.cityofmadison.com

Meeting Minutes - Draft ALCOHOL LICENSE REVIEW COMMITTEE

Monday, June 1, 2015

4:30 PM

210 Martin Luther King, Jr. Blvd.
Room 201 (City-County Building)

Special Separated License Renewal Hearing

Applications will go to the Common Council Meeting of June 2, 2015

This meeting is governed by Robert's Rules of order. All speakers wishing to address the committee regarding an agenda item must first complete a registration form and submit it to the City Clerk designee.

Call to Order/Roll Call

at 4:48 p.m. Mr. Landgraf in the Chair.

Disclosures and Recusals

Change of Licensed Conditions

1. Change of Licensed Conditions
Kelley Williamson Co. • dba Mobil Mart
636 W Washington Ave • Agent: Suzanne Dorsey-Sterling
Class A Liquor, Class A Beer
Aldermanic District 4 (Alder Verveer) • Police Sector 404
Request to alter conditions 1 and 2.

The amended conditions are:

1. Shall not sell, dispense or give away fermented malt beverages in the original container in amounts less than the amount contained in a six pack of bottles or cans;
2. Malt based flavored coolers may not be sold, dispensed or given away in the original container in amounts less than a four pack of bottles or cans;
3. Sales shall be limited to beer, wine and fermented beverages only;
4. Shall not sell, dispense or give away wine in the original container with an alcohol content of more than 15% alcohol by volume, where spirits have been added to the wine that have not been produced from the same fruit as the wine, for consumption off the licensed premises. This prohibition shall not apply to vermouth, port, sherry, and wine sealed with a cork and aged two years or more, and wine with 15% or less alcohol by volume where the alcohol is produced by natural fermentation.

A motion was made by Verveer, seconded by Bidar-Sielaff, to RECOMMEND TO COUNCIL TO GRANT WITH CONDITIONS AS AMENDED - REPORT OF OFFICER. The motion passed by voice vote/other. The amended conditions are:

1. Shall not sell, dispense or give away fermented malt beverages in the

original container in amounts less than the amount contained in a six pack of bottles or cans;

2. Malt based flavored coolers may not be sold, dispensed or given away in the original container in amounts less than a four pack of bottles or cans;

3. Sales shall be limited to beer, wine and fermented beverages only;

4. Shall not sell, dispense or give away wine in the original container with an alcohol content of more than 15% alcohol by volume, where spirits have been added to the wine that have not been produced from the same fruit as the wine, for consumption off the licensed premises. This prohibition shall not apply to vermouth, port, sherry, and wine sealed with a cork and aged two years or more, and wine with 15% or less alcohol by volume where the alcohol is produced by natural fermentation.

Two registrants in support.

Two registrants in opposition.

2.

Change of Licensed Conditions

Midwest Retail Group-Regent Street Inc • dba 7-11

1401 W Regent St • Agent: James Fiene

Class A Liquor, Class A Beer

Aldermanic District 13 (Alder Dailey) • Police Sector 303

Request to remove condition of "No sale of single cans or single bottles of beer or fermented malt beverages" and replace it with "No sale of single cans or single bottles of beer or fermented malt beverages over 25 oz."

The amended conditions are:

1. Sales shall be limited to beer, wine and fermented beverages only.
2. No sale of single serve bottles or cans larger than 25 ounces in size.
3. No keg sales.

A motion was made by Donnelly, seconded by Cano Ospina, to RECOMMEND TO COUNCIL TO GRANT WITH CONDITIONS AS AMENDED - REPORT OF OFFICER. The motion passed by voice vote/other. The amended conditions are:

1. Sales shall be limited to beer, wine and fermented beverages only.
2. No sale of single serve bottles or cans larger than 25 ounces in size.
3. No keg sales.

One registrant in support.

Separated Renewals

3.

Separated Liquor License Renewal

Wisconsin CVS Pharmacy, LLC • dba CVS Pharmacy #4930

2 South Bedford St. • Agent: Dan Peterson

Class A Liquor, Class A Beer

Aldermanic District 4 (Alder Verveer) • Police Sector 404

Separation requested by Alcohol License Review Committee

The amended conditions are:

1. Sales shall be limited to beer, wine and fermented beverages only.
2. Shall not sell, dispense, or give away fermented malt beverages in the original container in amounts

- less than the amount contained in a six pack of bottles or cans;
3. Malt based flavored coolers may not be sold, dispensed, or given away in the original container in amounts less than a four pack of bottles or cans;
 4. Shall not sell, dispense, or give away wine in the original container with an alcohol content of more than 15% alcohol by volume, where spirits have been added to the wine that have not been produced from the same fruit as the wine, for consumption off the licensed premises. This prohibition shall not apply to vermouth, port, sherry, and wine sealed with a cork and aged two or more years, and wine with 15% or less alcohol by volume where the alcohol is produced by natural fermentation.
 5. Beer display area limited to one cooler accessible by no more than two doors.
 6. Wine display area limited to 16' x 72" shelf area.

A motion was made by Verveer, seconded by Bidar-Sielaff, to RECOMMEND TO COUNCIL TO GRANT LICENSE RENEWAL WITH CONDITIONS AS AMENDED - PUBLIC HEARING. The motion passed by voice vote/other.

4. Separated Liquor License Renewal
Kwik Trip Inc • dba Kwik Trip 268
1421 Monroe St • Agent: Alexander Abel
Class A Liquor, Class A Beer
Aldermanic District 5 (Alder Bidar-Sielaff) • Police Sector 402
Separation requested by Alcohol License Review Committee

The current license conditions are:

1. No liquor sales - beer and wine only.
2. No sale of single serve bottles or cans larger than 25 ounces in size.
3. The floor display shall be as submitted .
4. No keg sales.

A motion was made by Donnelly, seconded by Bidar-Sielaff, to RECOMMEND TO COUNCIL TO GRANT LICENSE RENEWAL WITH CURRENT CONDITIONS - PUBLIC HEARING. The motion passed by voice vote/other.

Recess

at 6:02 p.m.

Reconvene

at 6:07 p.m.

Present: 6 - Michael E. Verveer; Fernando Cano Ospina; Thomas A. Landgraf; David A. Hart; Michael S. Donnelly and Shiva Bidar-Sielaff

Non Voting: 7 - Eric Christianson; James Boxrud; Richard Bach; Roger Allen; Everett D. Mitchell; Mark D. Woulf and Hoyon Mephokee

5. Separated Liquor License Renewal
Five Corners Inc • dba Pinkus McBride Market & Deli
301 N Hamilton • Agent: John Wallace
Class A Beer
Aldermanic District 02 (Alder Zellers) • Police Sector 406
Separation requested by Alcohol License Review Committee

The amended conditions are:

1. No liquor sales - beer and wine only.
2. Shall not sell, dispense, or give away fermented malt beverages in the original container in amounts

- less than the amount contained in a six pack of bottles or cans;
3. Malt based flavored coolers may not be sold, dispensed, or given away in the original container in amounts less than a four pack of bottles or cans;
 4. Shall not sell, dispense, or give away wine in the original container with an alcohol content of more than 15% alcohol by volume, where spirits have been added to the wine that have not been produced from the same fruit as the wine, for consumption off the licensed premises. This prohibition shall not apply to vermouth, port, sherry, and wine sealed with a cork and aged two or more years, and wine with 15% or less alcohol by volume where the alcohol is produced by natural fermentation.

A motion was made by Donnelly, seconded by Cano Ospina, to RECOMMEND TO COUNCIL TO GRANT LICENSE RENEWAL WITH CONDITIONS AS AMENDED - PUBLIC HEARING. The motion passed by voice vote/other.

6. Separated Liquor License Renewal
SHM Investment Inc • dba Stop N Shop
312 E Mifflin St • Agent: Rajan Talwar
Class A Beer, Class A Liquor
Aldermanic District 2 (Alder Zellers) • Police Sector 406
Separation requested by Alcohol License Review Committee

The amended conditions are:

1. No liquor sales - beer and wine only.
2. Shall not sell, dispense, or give away fermented malt beverages in the original container in amounts less than the amount contained in a six pack of bottles or cans;
3. Malt based flavored coolers may not be sold, dispensed, or given away in the original container in amounts less than a four pack of bottles or cans;
4. Shall not sell, dispense, or give away wine in the original container with an alcohol content of more than 15% alcohol by volume, where spirits have been added to the wine that have not been produced from the same fruit as the wine, for consumption off the licensed premises. This prohibition shall not apply to vermouth, port, sherry, and wine sealed with a cork and aged two or more years, and wine with 15% or less alcohol by volume where the alcohol is produced by natural fermentation.

A motion was made by Donnelly, seconded by Verveer, to RECOMMEND TO COUNCIL TO GRANT LICENSE RENEWAL WITH CONDITIONS AS AMENDED - PUBLIC HEARING. The motion passed by voice vote/other.

7. Separated Liquor License Renewal
Fresh City Market LLC • dba Fresh Madison Market
703 University Ave • Agent: Jeffrey Maurer • Estimated Capacity: 49
Class B Beer & Class C Wine • 5% alcohol, 95% food
Aldermanic District 8 (Alder Wood) • Police Sector 402
Separation requested by Alcohol License Review Committee

The amended conditions are:

- 1) Shall not sell, dispense, or give away fermented malt beverages in the original container in amounts less than the amount contained in a six pack of bottles or cans;
- 2) Malt based flavored coolers may not be sold, dispensed, or given away in the original container in amounts less than a four pack of bottles or cans;
- 3) Shall not sell, dispense, or give away intoxicating liquor in the original amounts of two hundred milliliters or less in volume. "Intoxicating liquor" shall not include wine in the original container with an alcohol content of 15% or less.
- 4) Shall not sell, dispense, or give away wine in the original container with an alcohol content of more than 15% alcohol by volume, where spirits have been added to the wine that have not been produced from the same fruit as the wine, for consumption off the licensed premises. This prohibition shall not apply to vermouth, port, sherry, and wine sealed with a cork and aged two or more years, and wine with 15% or less alcohol by volume where the alcohol is produced by natural fermentation.

A motion was made by Cano Ospina, seconded by Bidar-Sielaff, to

RECOMMEND TO COUNCIL TO GRANT LICENSE RENEWAL WITH CONDITIONS AS AMENDED - PUBLIC HEARING. The motion passed by voice vote/other.

8. Separated Liquor License Renewal
608, LLC • dba 608
212 State St • Agent: Jonathan Enriquez • Estimated Capacity: 100
Class B Combination Liquor & Beer • 30% alcohol, 70% food
Aldermanic District 4 (Alder Verveer) • Police Sector 406
Separation requested by the Madison City Clerk's Office

The existing conditions are:

1. The establishment must meet the definition of a restaurant under Madison General Ordinance 38.02.
2. Food must be available at all times the establishment is open.
3. The capacity is 85.

A motion was made by Verveer, seconded by Bidar-Sielaff, to RECOMMEND TO COUNCIL TO GRANT LICENSE RENEWAL WITH EXISTING PREMISES AND CONDITIONS - PUBLIC HEARING. The motion passed by voice vote/other.

9. Separated Liquor License Renewal
Copper Top, Inc. • dba The Copper Top Restaurant
5401 Schroeder Rd • Agent: Bujar Jonuzi • Estimated Capacity: 100
Class B Combination Liquor & Beer • 1% alcohol, 99% food
Aldermanic District 20 (Alder Phair) • Police Sector 115
Separation requested by the Madison City Clerk's Office

A motion was made by Bidar-Sielaff, seconded by Cano Ospina, to RECOMMEND TO COUNCIL TO GRANT LICENSE RENEWAL WITH EXISTING CONDITIONS - PUBLIC HEARING. The motion passed by voice vote/other.

Liquor License Non-Renewal

10. Liquor License Non-Renewal
Husnu Inc • dba Husnu • Capacity: 97
547 State St • Agent: Sarah Atis
Class B Combination Liquor & Beer • 15% alcohol, 86% food
Aldermanic District 4 (Alder Verveer) • Police Sector 403
Separation requested by the office of the City Attorney

A motion was made by Verveer, seconded by Donnelly, to RECOMMEND TO COUNCIL TO PLACE ON FILE WITHOUT PREJUDICE -PUBLIC HEARING. The motion passed by voice vote/other.

Adjournment

A motion was made by Bidar-Sielaff, seconded by Donnelly, to Adjourn at 7:42 p.m. The motion passed by voice vote/other.