



City of Madison

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

Meeting Minutes - Approved ALCOHOL LICENSE REVIEW COMMITTEE

Wednesday, October 21, 2015

5:30 PM

210 Martin Luther King, Jr. Blvd.
Room 351 (City-County Building)

ROLL CALL

Present: 7 - Paul E. Skidmore; Michael E. Verveer; Fernando Cano Ospina; Thomas A. Landgraf; Kathryn D. Hill; Michael S. Donnelly and Shiva Bidar-Sielaff

Non Voting: 6 - Eric Christianson; James Boxrud; Carl Gloede; Roger Allen; Everett D. Mitchell and Mark D. Woulf

Approval of Minutes

A motion was made by Bidar-Sielaff, seconded by Donnelly, to Approve the Minutes as amended. The motion passed by voice vote/other.

Public Comment

None heard.

Disclosures and Recusals

Ald. Bidar-Sielaff disclosed that she works for UW Health in regards to item #2 but does not consider this a conflict.

Public Hearing

Presentation of the Consent Agenda

Changes of Agent

1. [39616](#) Change of Agent
BAT Inc • dba Madhatter
322 W Gorham St
New Agent: Susan McKinney
Class B Combination Liquor & Beer
Aldermanic District 4 (Alder Verveer)

A motion was made by Verveer, seconded by Donnelly, to Refer to the ALCOHOL LICENSE REVIEW COMMITTEE regular November meeting. The motion passed by voice vote/other.

2. [40439](#) Change of Agent
InnTowner LLC • dba Best Western Plus InnTowner
2424 University Ave
New Agent: Jordan Nicole Lee
Class B Combination Liquor & Beer
Aldermanic District 5 (Alder Bidar-Sielaff)
- A motion was made by Bidar-Sielaff, seconded by Cano Ospina, to RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER. The motion passed by voice vote/other.**

3. [40440](#) Change of Agent
Apple Hospitality Group LLC • dba Applebee's Neighborhood Grill & Bar
4710 East Towne Blvd
New Agent: Gabriel Bernaden
Class B Combination Liquor & Beer
Aldermanic District 17 (Alder Baldeh)
- A motion was made by Bidar-Sielaff, seconded by Cano Ospina, to RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER. The motion passed by voice vote/other.**

Business Name Change

4. [40437](#) Business Name Change
Avenue Restaurant LLC • Current dba: Avenue Bar
1128 E Washington Ave
Class B Combination Liquor & Beer
Aldermanic District 2 (Alder Zellers)
New dba: Avenue Club and the Bubble Up Bar
- A motion was made by Bidar-Sielaff, seconded by Cano Ospina, to RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER. The motion passed by voice vote/other.**

Change of Licensed Premises

5. [39609](#) Change of Licensed Premise
BAT Inc • dba Madhatter • Capacity: 200
322 W Gorham St • Agent: Ted Gervasi
Class B Combination Liquor & Beer • 100% alcohol, 0% food
Aldermanic District 4 (Alder Verveer) • Police Sector 403
Increase indoor capacity to 320.
- A motion was made by Verveer, seconded by Donnelly, to Refer to the ALCOHOL LICENSE REVIEW COMMITTEE regular November meeting. The motion passed by voice vote/other.**

6. [40442](#) Change of Licensed Premise
Avenue Restaurant LLC • dba Avenue Club and the Bubble Up Bar • Capacity:
300
1128 E Washington Ave • Agent: Caitlin Suemnicht
Class B Combination Liquor & Beer • 27% alcohol, 73% food
Aldermanic District 2 (Alder Zellers) • Police Sector 400
Request to remodel.

A motion was made by Bidar-Sielaff, seconded by Cano Ospina, to RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER. The motion passed by voice vote/other.

Entity Reorganization

7. [39614](#) Entity Reorganization
BAT Inc • dba Madhatter
322 W Gorham St
Class B Combination Liquor & Beer
Aldermanic District 4 (Alder Verveer)
1 new officer, remove 1 officer

A motion was made by Verveer, seconded by Donnelly, to Refer to the ALCOHOL LICENSE REVIEW COMMITTEE regular November meeting. The motion passed by voice vote/other.

21+ Entertainment License

8. [40435](#) 21+ Entertainment License
Luckys 1313 Brew Pub LLC • dba Lucky's 1313 Brew Pub • Capacity: 813
1313 Regent St • Agent: Rodney J Ripley
Class B Combination Liquor & Beer • 68% alcohol, 30% food, 2% other
Aldermanic District 13 (Alder Eskrich) • Police Sector 303

A motion was made by Bidar-Sielaff, seconded by Cano Ospina, to RECOMMEND TO COUNCIL TO GRANT WITH CONDITIONS - REPORT OF OFFICER. The motion passed by voice vote/other.

The conditions are:

1. The banquet room and the brew pub cannot utilize live entertainment, including bands, karaoke, and/or DJs, simultaneously.
2. All live entertainment in the banquet room will end at midnight, when the banquet room hours end.
3. There shall be no outdoor amplified sound in the outdoor eating area.
4. The brew pub door will remain closed when live entertainment is being used in the brew pub.

The remainder of the conditions are from the Conditional Use Permit.

5. That there shall be no outdoor amplified sound in the outdoor eating area.
6. That the outdoor eating area shall close at 10:00 pm, nightly.
7. That the outdoor seating area shall not be available of use during regular season Wisconsin Badger home football games.

8. That the parking facilities must be available at all times, and shall not be shut down for any events.

9. That the reception hall/room shall close at midnight.

10. That maximum capacities shall be approved by the Director of Building inspection but shall not exceed: (a) 208 for brewpub (number of available seats, plus staff, plus a reasonable number of people waiting for seats); (b) 48 for outdoor seating area;(c) 155 for reception hall/room when furniture, tables and chairs are present (fixed-seat capacity); for reception hall/room when no tables or chairs present (general assembly capacity) An alteration to this conditional use shall be required prior to granting a higher capacity.

Major/Non-Standard Conditions are Shaded The applicant requests conditional use approval for an outdoor eating area and a parking reduction. Proposal Summary: The applicant proposes to convert a former auto repair facility (Foreign Car Specialists) into a brewpub with an outdoor eating area and a reception hall. While brewpubs and reception halls are permitted uses, outdoor eating areas require conditional use approval. Further, the applicant requests approval of a parking stall reduction, which is also a conditional use.

11. That the reception hall/room may be used with the general assembly capacity for Wisconsin Badger Home Football games. Capacity will be limited to 155 all other days/events (fixed-seat capacity).

12. That to minimize parking impacts, the reception hall space shall not be used as expanded capacity for the brewpub. In no event shall the reception hall be used as a music venue other than music provided in conjunction with private events such as weddings, receptions, private parties (retirement, birthday, holiday, reunion, or other special occasions including private events hosted related to Kohl Center and Camp Randall sporting events and concerts). The doors are required to be closed and locked to reception hall space but for when it is being used for separate events.

13. That the proposed establishment be allowed the higher capacity for any event at Camp Randall Stadium that is open to the public.
14. That additional landscaping be installed around the outdoor eating area according to plans approved by the Planning Division prior to final sign-off and issuance of permits.

9. [40441](#)

21+ Entertainment License
Tip Top Cabaret LLC • dba Tip Top Cabaret • Capacity: 99
610 North St • Agent: Benjamin Altschul
Class B Combination Liquor & Beer • 55% alcohol, 35% food, 10% other
Aldermanic District 12 (Alder Palm) • Police Sector 503

A motion was made by Verveer, seconded by Donnelly, to **RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER**. The motion passed by voice vote/other.

Recessed Public Hearing

10. [39464](#)

Public Hearing - New License

Luckys 1313 Brew Pub LLC • dba Lucky's 1313 Brew Pub
1313 Regent St • Agent: Rodney J Ripley • Estimated Capacity: 716
Class B Combination Liquor & Beer • 68% alcohol, 30% food, 2% other
Aldermanic District 13 (Alder Eskrich) • Police Sector 303

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

The conditions are:

1. The banquet room and the brew pub cannot utilize live entertainment, including bands, karaoke, and/or DJs, simultaneously.
2. All live entertainment in the banquet room will end at midnight, when the banquet room hours end.
3. There shall be no outdoor amplified sound in the outdoor eating area.
4. The brew pub door will remain closed when live entertainment is being used in the brew pub.

The remainder of the conditions are from the Conditional Use Permit.

5. That there shall be no outdoor amplified sound in the outdoor eating area.
6. That the outdoor eating area shall close at 10:00 pm, nightly.
7. That the outdoor seating area shall not be available of use during regular season Wisconsin Badger home football games.

8. That the parking facilities must be available at all times, and shall not be shut down for any events.

9. That the reception hall/room shall close at midnight.

10. That maximum capacities shall be approved by the Director of Building inspection but shall not exceed: (a) 208 for brewpub (number of available seats, plus staff, plus a reasonable number of people waiting for seats); (b) 48 for outdoor seating area;(c) 155 for reception hall/room when furniture, tables and chairs are present (fixed-seat capacity); for reception hall/room when no tables or chairs present (general assembly capacity) An alteration to this conditional use shall be required prior to granting a higher capacity.

Major/Non-Standard Conditions are Shaded The applicant requests conditional use approval for an outdoor eating area and a parking reduction. Proposal Summary: The applicant proposes to convert a former auto repair facility (Foreign Car Specialists) into a brewpub with an outdoor eating area and a reception hall. While brewpubs and reception halls are permitted uses, outdoor eating areas require conditional use approval. Further, the applicant requests approval of a parking stall reduction, which is also a conditional use.

11. That the reception hall/room may be used with the general assembly capacity for Wisconsin Badger Home Football games. Capacity will be limited to 155 all other days/events (fixed-seat capacity).

12. That to minimize parking impacts, the reception hall space shall not be used as expanded capacity for the brewpub. In no event shall the reception hall be used as a music venue other than music provided in conjunction with private events such as weddings, receptions, private parties (retirement, birthday, holiday, reunion, or other special occasions including private events hosted related to Kohl Center and Camp Randall sporting events and concerts). The doors are required to be closed and locked to reception hall space but for when it is being used for separate events.

- 13. That the proposed establishment be allowed the higher capacity for any event at Camp Randall Stadium that is open to the public.
- 14. That additional landscaping be installed around the outdoor eating area according to plans approved by the Planning Division prior to final sign-off and issuance of permits.

- 11. [39848](#) Public Hearing - New License
Kangchen Inc • dba Kangchen Indian Cuisine
7475 Mineral Point Rd, Ste 12 • Agent: Indra Thapa
Estimated Capacity: 90
Class B Beer, Class C Wine • 10% alcohol, 90% food
Aldermanic District 9 (Alder Skidmore) • Police Sector 124

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

New License - Public Hearing

- 12. [29251](#) Composition of and scheduling for Alcohol License ad hoc subcommittee to conduct evidentiary hearing(s) on current revocation and/or suspension actions and make a licensing report to the ALRC.

A motion was made by Donnelly, seconded by Cano Ospina, to Refer to the ALCOHOL LICENSE REVIEW COMMITTEE (ALRC). The committee directed Mr. Woulf to schedule a special disciplinary meeting prior to the regular December ALRC meeting, preferrably prior to the regular November ALRC meeting. If that proves impossible, the disciplinary action will take place at the regular December ALRC meeting. The motion passed by voice vote/other.

- 13. [40240](#) Public Hearing - New License
Next Door Brewing LLC • dba Next Door Brewing Company
2439 Atwood Ave • Agent: Aric Dieter • Estimated Capacity: 99
Class C Wine • 40% alcohol, 55% food, 5% other
Aldermanic District 6 (Alder Rummel) • Police Sector 601

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

The condition is that all current license conditions apply to the new license.

14. [40242](#) Public Hearing - New License
Mirk 3 LLC • dba Badger Tavern
1612 Seminole Hwy • Agent: Mike Franklin • Estimated Capacity: 99
Class B Combination Liquor & Beer • 50% alcohol, 50% food
Aldermanic District 10 (Alder Cheeks) • Police Sector 103

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

15. [40243](#) Public Hearing - New License
Growlers to Go-Go LLC • dba Growler's to Go-Go
2927 East Washington Ave • Agent: Chris Welch
Estimated Capacity: 20
Class B Beer • 80% alcohol, 20% other
Aldermanic District 6 (Alder Rummel) • Police Sector 603

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

16. [40244](#) Public Hearing - New License
Hong Kong Chili LLC • dba Hong Kong Chili
1441 Regent St • Agent: Jason Chien • Estimated Capacity: 30
Class B Beer & Class C Wine • 10% alcohol, 90% food
Aldermanic District 13 (Alder Eskrich) • Police Sector 303

A motion was made by Verveer, seconded by Cano Ospina, to RECOMMEND TO COUNCIL TO GRANT - PUBLIC HEARING. The motion passed by voice vote/other.

17. [40245](#) Public Hearing - New License
Oriental Gifts LLC • dba Tobacco Plus
1935 Monroe Street • Agent: Abdul Qadir
Class A Beer, Class A Cider
Aldermanic District 13 (Alder Eskrich) • Police Sector 303

A motion was made by Verveer, seconded by Cano Ospina, to RECOMMEND TO COUNCIL TO RE-REFER - RECESSED PUBLIC HEARING to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.

18. [40246](#) Public Hearing - New License
Table Wine LLC • dba Table Wine
2045 Atwood Ave #111 • Agent: Molly Moran • Estimated Capacity: 40
Class B Combination Liquor & Beer • 98% alcohol, 2% other
Aldermanic District 6 (Alder Rummel) • Police Sector 410

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

19. [40247](#) Public Hearing - New License
Kwik Trip Inc • dba Kwik Trip 187
4825 American Pkwy • Agent: Emily A Aplin
Class A Beer, Class A Liquor
Aldermanic District 17 (Alder Baldeh) • Police Sector 520

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

The condition is that there shall be no sales of intoxicating liquor with the exception of wine and cider.

20. [40248](#) Public Hearing - New License
Shopko Holding Company LLC
dba Shopko Stores Operating Co LLC #29
7401 Mineral Point Rd • Agent: Mike Blattner
Class A Beer
Aldermanic District 9 (Alder Skidmore) • Police Sector 124

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

21. [40249](#) Public Hearing - New License
Madison Cuisine LLC • dba Madison Cuisine
785 University Ave • Agent: Jing Hong Zheng • Estimated Capacity: 115
Class B Beer & Class C Wine • 1% alcohol, 99% food
Aldermanic District 8 (Alder Wood) • Police Sector 402

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

The condition is that there shall be no alcohol sale after 10pm.

22. [40250](#) Public Hearing - New License
Ni & Dong LLC • dba Ramen Station
1124 S Park St • Agent: Qiao Kong Ni • Estimated Capacity: 70
Class B Beer, Class C Wine • 10% alcohol, 85% food, 5% other
Aldermanic District 13 (Alder Eskrich) • Police Sector 306

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

23. [40251](#) Public Hearing - New License
Tip Top Cabaret LLC • dba Tip Top Cabaret
610 North St • Agent: Benjamin C Altschul • Estimated Capacity: 99
Class B Combination Liquor & Beer • 55% alcohol, 35% food, 10% other
Aldermanic District 12 (Alder Palm) • Police Sector 503

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

24. [40253](#) Public Hearing - New License
Sabaidee Thailand WI LLC • dba Monsoon Siam 2
2045 Atwood Ave #109 • Agent: Dutdao Wonglaka
Estimated Capacity: 60
Class B Combination Liquor & Beer • 15% alcohol, 80% food, 5% other
Aldermanic District 6 (Alder Rummel) • Police Sector 410

A motion was made by Cano Ospina, seconded by Verveer, to RECOMMEND TO COUNCIL TO GRANT - PUBLIC HEARING. The motion passed by voice vote/other.

25. [40256](#) Public Hearing - New License
PDQ Food Stores Inc • dba PDQ Stores #136
3528 East Washington Ave • Agent: Patti Jorgenson
Class A Beer, Class A Liquor
Aldermanic District 15 (Alder Ahrens) • Police Sector 513

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

The condition is that there shall be no sales of intoxicating liquor with the exception of wine and cider.

Discussion Items

26. [36229](#) Tavern Safety Training update

The next session will be Wed., October 28 at the Madison Senior Center - 6:30pm.

Items Referred to the ALRC

27. [40166](#) Amending Sections 38.02 and 38.05(3)(c), creating Sections 38.05(3)(b), 38.05(9)(d)7.a.vii, viii., and 38.09(5)(a)1. - 4., and repealing Sections 38.05(3)(f)3. and 38.05(9)(o) of the Madison General Ordinances removes the Alcohol License Density section, clarifies the City's publication fees, permits the issuance of alcohol licenses to movie theaters and painting studios, and creates the requirements for the Class A Cider license.

Sponsors: Shiva Bidar-Sielaff, Paul E. Skidmore and Michael E. Verveer

A motion was made by Verveer, seconded by Donnelly, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER with the understanding that ACA Allen will continue to work with the sponsors on a substitute to address the lack of an informational hearing in the Ordinance. The motion passed by voice vote/other.

Report of Madison Police Department

28. [34003](#) Summary of recent calls for service

no questions

Report of City Clerk's Office

29. [28524](#) Summary of licenses issued

no questions

Operator's License Applications

30. [39781](#) Operator License Application
Applicant - Thomas Xistris

A motion was made by Cano Ospina, seconded by Verveer, to RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER. The motion passed by voice vote/other.

31. [40020](#) Operator License Application
Applicant - Sylvester Thomas

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

32. [40314](#)

Operator License Application
Applicant - Tara L Doty

A motion was made by Donnelly, seconded by Verveer, to RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER. The motion passed by voice vote/other.

33. [40416](#)

Operator License Application
Spencer Williams - Establishment where employed: The Edgewater Hotel

A motion was made by Verveer, seconded by Cano Ospina, to Refer to the ALCOHOL LICENSE REVIEW COMMITTEE regular November meeting. The motion passed by voice vote/other.

34. [40547](#)

Operator License Application
Applicant - Mary Haug

A motion was made by Skidmore, seconded by Verveer, to RECOMMEND TO COUNCIL TO PLACE ON FILE WITHOUT PREJUDICE -REPORT OF OFFICER. The motion passed by voice vote/other.

35. [40556](#)

Operator License Application
Applicant - Brendan Polkinghorn

A motion was made by Verveer, seconded by Skidmore, to RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER. The motion passed by voice vote/other.

Adjournment

A motion was made by Donnelly, seconded by Skidmore, to Adjourn at 9pm. The motion passed by voice vote/other.