

### 38.03 - LICENSE CLASSIFICATIONS.

- (1) Class A License. A Class A license shall permit its holder to keep, sell, deal and traffic in alcohol beverages within the City of Madison, for consumption elsewhere than on the premises where sold.
- (2) Class B Licenses.
  - (a) A Class "B" license authorizes retail sales of fermented malt beverages to be consumed either on the premises where sold or off the premises, provided that only fermented malt beverages in original packages or container and fermented malt beverages in hand-capped or sealed containers may be removed from the premises where sold. (Am. by ORD-14-00116, 7-11-14)
  - (b) A "Class B" license authorizes the retail sales of intoxicating liquor for consumption on the premises where sold by the glass to be consumed on the licensed premises or in the original package or container in multiples **not to exceed four (4) liters at any one time** and to be consumed off the licensed premises, except that wine may be sold in the original container or otherwise in any quantity to be consumed off the premises.

(R./ReCr. by Ord. 11,641, 7-29-96)

- (c) A reserve Class B license means a license that is not granted or issued on December 1, 1997 and is counted under Sec. 125.51(4)(br), Wis. Stats., which authorizes the retail sale of intoxicating liquor for consumption on the premises where sold by the glass to be consumed on the licensed premises or in the original package or container in multiples **not to exceed four (4) liters at any one time** and to be consumed off the licensed premises, except that wine may be sold in the original container or otherwise in any quantity to be consumed off the premises. (Cr. by Ord. 12,142, 6-1-98)
- (d) (R. by ORD-14-00025, 2-18-14)
- (3) Class C License.
  - (a) A "Class C" license authorizes the retail sale of wine by the glass or in an opened original container for consumption on the premises where sold.
  - (b) A "Class C" license may be issued to a person qualified under Section 38.05(4) for a restaurant in which the sale of alcohol beverages accounts for less than 50% of gross receipts and which does not have a barroom or for a restaurant in which the sale of alcohol beverages accounts for less than 50% of gross receipts and which has a barroom in which wine is the only intoxicating liquor sold. A "Class C" license may be not be issued to a foreign corporation, a foreign limited liability company or a person acting as agent for or in the employ of another.
  - (c) A "Class C" license shall particularly describe the premises for which it is issued.
  - (d) The fee for a "Class C" license shall be \$100.00. (Sub. (3) Cr. by Ord. 12,604, 3-3-00)
- (4) Wholesaler's License. A Wholesaler's license shall permit its holder to sell and keep for sale, within the City of Madison, alcohol beverages in their original packages or containers to dealers to be consumed elsewhere than on the premises where stored or sold.

(Renum. by Ord. 12,604, 3-3-00)

- (5) Operator's or Manager's License. An Operator's or Manager's license shall permit its holder to serve or sell alcohol beverages. (Renum. by Ord. 12,604, 3-3-00)
- (6) (R. by Ord. 13,565, 4/21/04)

- (7) Provisional Retail License. A provisional retail license for Class "A", Class "B", "Class A", "Class B", or "Class C" establishments may be issued by the Madison City Clerk only to a person who has applied and been approved for by the Alcohol License Review Committee, for a Class "A", Class "B", "Class A", "Class B" or "Class C" license and authorizes only the activities that the type of retail license applied for authorizes. The fee for a provisional retail license is fifteen dollars (\$15). (Cr. by ORD-07-00013, 2-2-07)