



Office of the City Attorney

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LITIGATION ASSISTANT
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February 23, 2010

Dean Brasser, Comptroller
City of Madison
Room 406, City-County Building
Madison, WI 53703

RE: Africana Restaurant & Lounge LLC
2701 Atwood Avenue

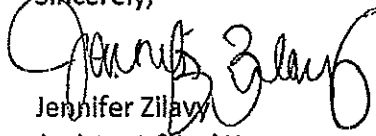
Dear Mr. Brasser:

The above-referenced establishment holds a Class B Combination liquor license issued by the City of Madison. The food and alcohol percentages on Africana's liquor license requires the establishment to meet the definition of a restaurant as defined in Madison General Ordinances (MGO) Sec. 38.02.¹ Africana is no longer serving lunch and they serve food from 5:30 to 9:30 six nights a week. There has been some concern on the part of the Madison Police Department and concerned citizens that Africana no longer meets the definition of a restaurant and is operating primarily as a bar and not a restaurant.

On behalf of Captain Tom Snyder of the East Police District, I am requesting an audit of Africana Restaurant and Lounge for purposes of determining whether the establishment meets the definition of a restaurant as defined in MGO Sec. 38.02.

If you need any further information or have any questions regarding this request, please contact me.

Sincerely,


Jennifer Zilavy
Assistant City Attorney

¹ "Restaurant" has the meaning as defined in Wis. Stats. Sec. 254.61(5) and whose sale of alcohol beverages accounts for 50% or less of the establishment's gross receipts."

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David Hart, ALRC Chair

ALRC

Captain Tom Snyder, Madison Police Department

Captain Carl Gloede

Alder Marsha Rummel

Issouf Ouattara, Agent for Africana Restaurant & Lounge

Katherine Plominski, City of Madison Alcohol Policy Coordinator