

STATE OF WISCONSIN BEFORE THE CITY OF MADISON DANE COUNTY
ALCOHOL LICENSING REVIEW COMMITTEE

CITY OF MADISON
210 Martin Luther King Jr. Blvd. #401
Madison WI 53703

Complainant,

v.

SUMMONS

Hoops of Dane County Inc.
d/b/a North of the Bayou
Dale Beck, liquor/beer agent
6009 Exchange Street
McFarland, WI 53558

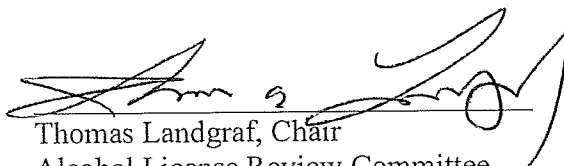
Non-renewal of "Class B" Combination
Alcohol Beverage License and
Entertainment License

Respondent.

To each person named above as Respondent:

You are hereby summoned and required to appear before the Alcohol License Review Committee of the City of Madison at a special meeting on June 13, 2018 at 5:30 p.m. in Room 354 of the City-County Building, 210 Martin Luther King Jr. Blvd., Madison, WI, to answer to the attached Non-renewal Complaint for Hoops of Dane County Inc., d/b/a North of the Bayou, 802 Atlas Avenue, Madison, WI.

Dated this 6th day of JUNE, 2018.


Thomas Landgraf, Chair
Alcohol License Review Committee

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LICENSE REVIEW COMMITTEE
OF THE CITY OF MADISON

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Complainant,

v.

HOOPS OF DANE COUNTY INC.
d/b/a North of the Bayou
Dale Beck, liquor/beer agent
6009 Exchange Street
McFarland, WI 53558

COMPLAINT

Non-renewal of Class B”
Combination Alcohol Beverage
License and 18+ Entertainment
License

Respondent.

NOW COMES the City of Madison by Assistant City Attorney Jennifer Zilavy,
and alleges as follows, that:

1. The Complainant, Jennifer Zilavy, is an adult resident of the City
of Madison, with a business address of 210 Martin Luther King Jr. Blvd.,
Madison, WI, and at all times material to this action, she was and is a member of
the Office of the City Attorney, in her official capacity.

2. The respondent herein, Hoops of Dane County Inc, Dale Beck,
agent, is the alcohol beverage licensee doing business as North of the Bayou at
802 Atlas Avenue, Madison, Wisconsin, according to documents filed with the
City Clerk of the City of Madison.

3. The City of Madison Common Council granted Respondent’ a
”Class B” Combination Alcohol Beverage License for the period July 1, 2017

through June 30, 2018. At all times alleged in this complaint, respondent was the holder of a “Class B” Combination Alcohol Beverage License issued by the City of Madison.

4. Respondent submitted a renewal application for its “Class B” Combination Alcohol Beverage license for the period July 1, 2018 through June 30, 2019.

5. Respondent’s renewal application was separated at the Alcohol License Review Committee’s May 16, 2018, meeting because a “Change of Premise” form had not been submitted to the Clerk’s office for a change in premise Respondent had made. The separation hearing was scheduled for a May 31, 2018. The Madison City Clerk’s Office sent Mr. Beck certified letters to two of Mr. Beck’s addresses on file informing him of the separation and the meeting date and time. Mr. Beck failed to appear at that hearing and the ALRC recommended nonrenewal of his liquor license for North of the Bayou.

6. On information and belief, the licensee, under the City of Madison “Class B” Combination Alcohol Beverage License for the retail sale of those beverages at the premises known as North of the Bayou, Madison, Wisconsin, has violated Sec. 38.10(1)(a) of the Madison General Ordinances, to wit:

VIOLATION OF CHAPTER 38 OF THE MADISON GENERAL ORDINANCES WITHIN THE MEANING OF § 38.05(3) (a)(1), MADISON GENERAL ORDINANCES, EXPANDING OR CHANGING THE LICENSED PREMISES WITHOUT COMMON COUNCIL APPROVAL

1. North of the Bayou filed a liquor license renewal application for the 2018-2019 licensing year and described the premises where alcohol is


sold/permitted as ‘1st floor (all)/basement/outside patio/volleyball, and fenced in area.’ Construction on the volleyball courts was completed in early June and volleyball leagues started on May 23, 2018. North of the Bayou had not filed a “change in licensed premises” form for the addition of the volleyball courts. On May 3, 2018, the Madison City Clerk’s office sent Dale Beck a letter and a blank “Change of Premise” form and instructed Mr. Beck to complete it and submit it to the Clerk’s office so it could go before the Alcohol License Review Committee. Mr. Beck was allowing alcohol service on the volleyball courts and adjoining area without having his licensed premise expanded in violation of Madison General Ordinance § 38.05(3)(a)(1). (May 3, 2018, letter from Thomas Lund from the Madison City Clerk’s office).

NOW, THEREFORE, for all the above stated reasons and pursuant to § 38.10(1)(e), Madison General Ordinances, the Complainant requests that the Common Council of the City of Madison non-renew the “Class B” Combination Alcohol Beverage License and the 18+ Entertainment license for the premises known as, Hoops of Dane County Inc, d/b/a North of the Bayou, 802 Atlas Avenue, Madison, Wisconsin.

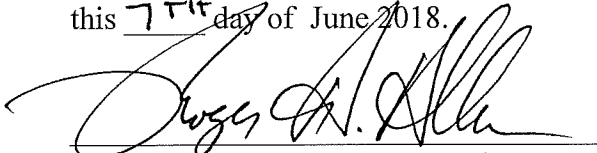
STATE OF WISCONSIN)
) ss.
COUNTY OF DANE)

Madison Assistant City Attorney Jennifer Zilavy, being duly sworn on oath, states that she has read the foregoing Complaint against Hoops of Dane County Inc, d/b/a North of the Bayou, and that the statements are true of her own knowledge, except those which are stated upon information and belief, and as to such matters, she believes them to be

true as they are based upon communications with staff from the City of Madison Clerk's Office acting in their official capacity and pursuant to their official duties.


Jennifer Zilavy
Assistant City Attorney

Subscribed and sworn to before me
this 7th day of June 2018.



Notary Public, Dane County, Wis.

My Commission ~~expires~~: is permanent