



## Legislation Details (With Text)

**File #:** 21126      **Version:** 1      **Name:** Density Plan sunset  
**Type:** Ordinance      **Status:** Passed  
**File created:** 1/20/2011      **In control:** ALCOHOL LICENSE REVIEW COMMITTEE  
**On agenda:** 3/1/2011      **Final action:** 3/1/2011  
**Enactment date:** 3/8/2011      **Enactment #:** ORD-11-00035  
**Title:** Amending Secs. 38.05(9)(o)5.a.vi., 38.05(9)(o)5.a.viii. and 38.05(9)(o)12. of the Madison General Ordinances to extend the sunset date of the Downtown License Density Plan.  
**Sponsors:** Shiva Bidar, Michael Schumacher, Michael E. Verveer

**Indexes:****Code sections:**

**Attachments:** 1. Registration statements from 2/26/2011 meeting of the ALRC, 2. Registration statements from 3/1/2011 Common Council meeting

Date	Ver.	Action By	Action	Result
3/1/2011	1	COMMON COUNCIL	Adopt	Pass
2/16/2011	1	ALCOHOL LICENSE REVIEW COMMITTEE	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
2/1/2011	1	COMMON COUNCIL	Referred	
1/20/2011	1	Attorney's Office/Approval Group	Referred for Introduction	

**Fiscal Note**

Extending the sunset date could result in a minimal decrease in General Fund Revenues.

**Title**

Amending Secs. 38.05(9)(o)5.a.vi., 38.05(9)(o)5.a.viii. and 38.05(9)(o)12. of the Madison General Ordinances to extend the sunset date of the Downtown License Density Plan.

**Body**

DRAFTER'S ANALYSIS: This proposal extends the sunset date of the Downtown License Density Plan until July 5, 2011, and extends the date of the exception to the 365-day limitation a successor licensee until July 4, 2011. The proposal has been requested by the Alcohol License Review Committee, so the Committee will have additional time to propose changes to the Plan prior to the sunset of the existing ordinance in March.

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The Common Council of the City of Madison do hereby ordain as follows:

1. Subsubparagraph vi. of Subparagraph a. entitled "Class A' Alcohol Beverage Licenses" of Paragraph 5. entitled "Restrictions" of Subdivision (o) entitled "Alcohol Beverage License Density Plan" of Subsection (9) entitled "Limitation Upon Issuance of Licenses" of Section 38.05 entitled "General Licensing Requirements" of the Madison General Ordinances is amended to read as follows:

"vi. Notwithstanding the three hundred sixty-five (365) day restriction contained in Sec. 38.05(9)(o)5.a. v., MGO, the ALRC may recommend approval of applications for 'Class A' alcohol beverage licenses intended to be located in the Density Plan area, so long as the application is filed on or before ~~March 4~~ July 4, 2011, and the proposed establishment is intended to replace a former "Class A" alcohol beverage license that has ceased regular operations at the same premise and no other business has occupied the premise since the closing of the former licensed establishment."

2. Subsubparagraph viii. of Subparagraph b. entitled "Class 'B' Beer, Class 'C' Wine, or 'Class B' Combination Alcohol Beverage Licenses" of Paragraph 5. entitled "Restrictions" of Subdivision (o) entitled "Alcohol Beverage License Density Plan" of Subsection (9) entitled "Limitation Upon Issuance of Licenses" of

Section 38.05 entitled “General Licensing Requirements” of the Madison General Ordinances is amended to read as follows:

“viii. Notwithstanding the three hundred sixty-five (365) day restriction contained in Sec. 38.05(9)(o)5.b vii., MGO, the ALRC may recommend approval of applications for Class ‘B’ Beer, Class ‘C’ Wine or ‘Class B’ Combination alcohol beverage licenses so long as the application is filed on or before ~~March 4~~July 4, 2011, and the proposed establishment is intended to replace a former “Class ‘B’ Beer, Class ‘C’ Wine or ‘Class B’ Combination alcohol beverage license that has ceased regular operations at the same premise and no other business has occupied the premise since the closing of the former licensed establishment.”

3. Paragraph 12. entitled “Sunset” of Subdivision (o) entitled “Alcohol Beverage License Density Plan” of Subsection (9) entitled “Alcohol Beverage License Density Plan” of Section 38.05 entitled “General Licensing Requirements” of the Madison General Ordinances is amended to read as follows:

“12. Sunset. This subsection shall expire on ~~March 5~~July 5, 2011, unless extended by the Common Council prior to the expiration date.”