



Legislation Text

File #: 30740, Version: 1

Fiscal Note

There may be a minimal increase in General Fund revenues if additional licenses are granted, but no significant fiscal impact is anticipated.

Title

Amending Sections 38.06(11)(a) and (12)(c) of the Madison General Ordinances to eliminate the capacity level for 21+ and 18+ entertainment venues.

Body

DRAFTER'S ANALYSIS: This ordinance lifts the patron capacity level for 21+ and 18+ entertainment venues.

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

1. Subdivision (a) entitled "Entertainment License Required" of Subsection (11) entitled "21 + Entertainment License" of Section 38.06 entitled "General Provisions and Hours" of the Madison General Ordinances is amended to read as follows:

"(a) Entertainment License Required. No holder of a "Class B" and/or Class "B" intoxicating liquor or fermented malt beverage license with a patron capacity of more than forty nine (49) shall offer or allow live entertainment without first obtaining an Entertainment License from the City Clerk."

2. Subdivision (c) entitled "Definitions" of Subsection (12) entitled "18+ Centers For Visual And Performing Arts" of Section 38.06 entitled "General Provisions and Hours" of the Madison General Ordinances is amended to read as follows:

"(c) Definitions.

"Center For Visual and Performing Arts" means a licensed premises that meets all of the following criteria and will be allowed to have patrons eighteen (18) years of age and older on the premises during live entertainment performances only in accordance with provisions of this section:

- 1. Pays a fee to performers or an agreed-upon designee.
- 2. Has a legal capacity established by building inspection of no less than forty nine (49) patrons.
- 3. Provides live entertainment as that term is defined in this subsection.

Patrons eighteen (18) years of age and older may be allowed onto the premises one half hour before the scheduled performance time and must be off the premises within one half hour after the performance ends.

"Live Entertainment" means a live music or disc jockey performance being heard and/or viewed at the time of performance and in the physical presence of a live audience. Live entertainment does not include non amplified or acoustic music performed by a single artist, or performances where an uncompensated patron sings along with a machine that plays pre recorded music, commonly known as "karaoke".

43. The license issued under this subsection shall be known as an "18+ Center for the Visual and Performing Arts license."