

ORDINANCE NO.06-2020

AN ORDINANCE TO CREATE SECTION 110.15(Q) OF THE MUNICIPAL CODE OF THE CITY OF MINERAL POINT, IOWA COUNTY, WISCONSIN, RELATED TO EXTENSIONS OF LICENSED PREMISES

The Common Council of the City of Mineral Point, Iowa County, Wisconsin, do ordain as follows:

Section I: Section 110.15(Q) of the Municipal Code of the City of Mineral Point shall be and hereby is created to read as follows:

(Q) *Extension of Premises*

(1) Sidewalk Stores and Parklets. An applicant for a Sidewalk Store or Parklet permit who also holds an alcohol beverage license may expand their licensed premises to Sidewalk Stores and Parklets in addition to Outdoor Areas permitted pursuant to Section 110.15(P) of this Code. In addition to the Sidewalk Store and Parklet permit, license holders must obtain an amended alcohol beverage license to extend onto a Sidewalk Store or Parklet in order for alcohol beverages to be served, sold, or consumed. Permission to include a Sidewalk Store or Parklet as part of a licensed premise is subject to approval by the Common Council. For a licensed premises, after approval, the Sidewalk Store or Parklet becomes part of the licensed premises for the term of the permit and must be noted on any Renewal Alcohol Beverage License Application. The following general requirements shall apply to the extension of licensed premises into sidewalk or parklet areas:

(a) The license holder is responsible to see that alcoholic beverages are served in compliance with state law.

(b) No alcohol beverage may be served, sold or consumed during the closed hours of the licensed premise.

(c) There shall be compliance with all provisions of sections 110.20 and 110.21 of this Code.

(d) No extension of the premises shall be allowed if the premises are not contiguous to the existing licensed premises. No extension of the premises shall be allowed for Parklets unless a Sidewalk Store permit is also issued for any sidewalk located between the existing licensed premises and the Parklet.

(2) If the extension is approved, the City Clerk shall provide an amended license to the holder of the license, which must be posted on the premises.

(3) The purpose of this section is to accommodate the needs of local businesses for additional space due to the COVID-19 epidemic, social distancing and personal safety requirements. To the extent needed to give effect to these public health needs, this ordinance shall supersede any other provision of this Code which conflicts with the provisions herein.

(4) Revocation or Suspension of Extension of Premises License. The Chief of Police may suspend and the Common Council may revoke the license for extension of the premises if they determine that the permittee has violated the provisions contained herein; if they determine that occupancy of the extension is detrimental to the public health, safety, or welfare; or if the right-of-way subject to such extension is required for some other public purpose. The license may also be revoked if the applicant has misrepresented or provided false information in the application. Licenses issued under this section confer privileges within public rights of way and no continuing rights are conferred by the issuance of an extension of premises license. The provisions of Wis. Stat. sec. 125.12 do not apply to extended premises.

Section II: This ordinance shall become effective upon its passage and publication as required by law.

Adopted and approved this _____ day of _____ 2020.

Jason Basting, Mayor

ATTEST:

Candice Coughlin, City Clerk

Date Adopted: _____
Date Published: _____
Effective Date: _____