

Public Safety Committee
Regular Meeting
Wednesday, April 7, 2021 at 6:00 p.m.

Due to County, State and Federal social distancing recommendations in response to COVID-19, this meeting is being held virtually. Committee members, applicants, and members of the public will be required to participate via the virtual format. To participate via video, go to this website: <https://meet.google.com/xtf-ayun-xwn>. To participate via phone, call this number: 475-222-5110 and enter PIN: 808 226 480# when prompted.

AGENDA

1. Call to Order.
2. Roll Call.
3. Approval of Agenda.
4. Motion to approve the March 3, 2021 Public Safety regular meeting minutes.
5. Citizen appearances other than agenda items listed.
6. Old Business.
 - A. Discussion and possible motion to recommend to Common Council updated Ordinance 2021-03 Amending Chapter 6 Alcohol Beverage.
 - B. Motion to recommend to Common Council Ordinance 2021-04 for updates to Animal Ordinance.
 - C. Discussion on EMS and Police Wants & Needs Assessment.
7. New Business.
 - A. Discussion on Place of Last Drink Cooperative Agreement between Janesville Mobilizing 4 Change and Evansville Police Department.
 - B. Motion to approve the application for a Street Use License for Creekside Place Cruise Night for the period beginning May through September 2021:

Thursday, May 6, 2021
Thursday, June 3, 2021
Thursday, July 1, 2021
Thursday, August 5, 2021
Thursday, September 2, 2021

- C. Motion to approve the Temporary Class “B” Retailer’s License Application for Evansville Home Talent Baseball Club Inc. (Evansville Jays) for the period beginning April through September 2021 at Lake Leota Park, Upper Diamond:

Sunday, June 6, 2021
Thursday, June 17, 2021
Sunday, June 20, 2021
Thursday, July 15, 2021
Sunday, July 25, 2021
Thursday, July 29, 2021
Thursday, August 5, 2021

D. Motion to approve the Original Operators License application(s) for: (approved by Police Chief Reese unless otherwise noted).

- 1) Sarah K. Gay
- 2) Marci L. McCaffrey
- 3) Forrest P. Johnson
- 4) Jonathan I. Oner (not recommended)
- 5) Hannah Vanthournout (not recommended)

E. Fire District calls and City of Evansville residents.

8. Evansville Emergency Medical Services Report.
9. Evansville Police Department Report.
10. Meeting Reminder: Next regular meeting scheduled for Wednesday, May 5, 2021 6:00 p.m.
11. Motion to adjourn.

Dianne Duggan, Chairperson

Requests for persons with disabilities who need assistance to participate in this meeting should be made to the City Clerk's office by calling 608-882-2266 with as much advance notice as possible.

Please turn off all cell phones while the meeting is in session. Thank you.

City of Evansville Public Safety Committee
Regular Meeting
Wednesday, March 3, 2021 at 6:00 p.m.
Meeting held virtually due to COVID-19 Guidelines
MINUTES

1. **Call to Order at 6:00 pm**, by Dianne Duggan, Public Safety Chair.
2. **Roll Call.**

Members	Present/Absent	Others Present
Aldersperson Dianne Duggan, Chair	P	Bill Hurtley, Mayor
Aldersperson Bill Lathrop	P	Jamie Kessenich, EMS Chief
Aldersperson Erika Stuart	P	Chris Jones, Lieutenant
		Justin Nagel, ADCI
		Mike Maas, ADCI
		Darnisha Haley, City Clerk
		Leah Hurtley, Deputy Clerk

3. **Motion to approve the agenda**, by Duggan, seconded by Stuart. Approved unanimously.
4. **Motion to waive the reading of the minutes from the February 3, 2021 regularly scheduled Public Safety Meeting minutes and approve them as printed, by Lathrop, seconded by Stuart.** Lathrop and Duggan requested grammatical revisions to the paragraph 7(C) and 7(D). *Approved unanimously.*
5. **Citizen appearances other than agenda items listed.** None
6. **Old Business.**
 - A. **Motion to recommend to Common Council Ordinance 2021-03 Amending Chapter 6 Alcohol beverage, by Duggan, seconded by Lathrop. Motion carried.** City Clerk, Darnisha Haley, presented Municipal Code Chapter 6 Alcohol Beverages, as it stands with small formatting changes for consistency throughout the municipal code. Haley proposed revisions beginning at Sec. 16-44, Operator’s License. Haley explained the presented changes to Sec.6-44(a) would eliminate the current process for committee approval of recommended applicants. The Clerk would issue the license to the approved applicant. Recommendations would come from a completed background check and Police Chief’s recommendation. The process of the non-recommended applicants would still go to committee for review/discussion. Haley’s second proposal to the committee: revisions of Municipal Code, Sec. 16-44(c), Violations. Haley acknowledged Chief Reese’s interest in setting clear guidelines on how and when to issue a license following offenses. Haley’s proposal is to avoid a resolution but rather update municipal code, ensuring information is assessable within the code. Haley’s proposal also included changing the proposed waiting period of denied applicants to six (6) months rather than a year. Duggan would like to proceed with the proposed changes Haley has written. Lathrop suggested minor grammatical changes. Lathrop would also like to see the classifications defined within the section versus referring to state statutes. Lathrop also commented on Sec. 6-2(d), dancing. Lathrop would like to go on the record stating, “Everybody ought to have a right to dance.”
 - 1) **If approved, discussion on possible motion to recommend that the Council suspend its current rule and/or past practice of voting on proposed ordinances only after a first and second reading so that proposed ordinance 2021-03 can be voted on after the first reading. Motion denied.** Haley proposed “fast-tracking” the ordinance due to renewals approaching. Mayor Hurtley voiced his concern with not

having a second reading of an ordinance change. Lathrop and Duggan shared mutual unease with not following the rules set forth and would like two (2) readings of the proposed change to council.

- 2) **Resolution 2021-02 Amending Fee Schedule for Operator License.** Duggan will recommend to the March 4 2021 Finance meeting. Mayor Hurtley asked for justification of proposed increase amount of \$10.00. Haley explained increase was to cover the cost of the background check (\$7.00) and wanted a rounded number.
- 3) **New Operator's License Application.** Committee was in favor of the new application and its implementation.

B. Discussion and possible motion to recommend Ordinance 2021-04 for updates to Animal Ordinance.

Lt. Jones recapped the need for clarity and consistency in regards to Municipal Code Chapter 14. Sec. 14-8 "No person may keep a Pet which disturbs the peace by loud or unusual noises at any time of the day or night." and 14-33 "No person shall possess, harbor or keep any animal which: Habitually makes noise to the annoyance of any two or more other persons." Jones also discussed more inconsistencies throughout the ordinance that would need discussion later. Duggan requested Jones to make all revisions throughout Chapter 14 of the Municipal Code Ordinance, returning the proposed changes to the April 7, 2021 Public Safety Meeting with possible recommendation to Common Council at the April meeting.

7. New Business.

A. A motion was made by Stuart, seconded by Lathrop to approve the Original Operators License application(s) for:

- 1) Trinity L. Rosa 2) Tracie L. Held 3) Colin J. Reese 4) Dorry A. Weigel 5) Austin L. Marlowe.
- Motion carried.*

B. Discussion on EMS and Police Wants & Needs Assessment. Chief Reese was absent from the meeting. In his absence, Lt. Jones introduced Mike Maas and Justin Nagel from ADCI, present in the meeting. Nagel explained ADCI is a full service architecture and interior design firm and they met with Chief Reese at a Police Chief show at the Kalahari a month ago. Duggan asked what the process is in terms of a timeline of consulting services. Nagel reported they would begin with a Needs assessment that takes about 45-60 days including meeting with stakeholders and conversations compiling pertinent information. Mayor Hurtley asked what the average initial average cost is. Nagel explained the two-month effort is usually around \$15,000-17,000 for the first step and if the City were to choose their firm, "it is a much more significant investment 'depending on' the budget and the project." Mayor Hurtley explained that the City budget time runs from January to January. Lathrop asked if there has been any other discussion on this topic in any other City meeting. Duggan reports there has been no discussion at recent meetings of Finance and Labor; however, discussion has occurred at the annual budget meetings as a future topic since she started as an Alderperson in 2017. Mayor Hurtley explained the budget and borrowing money process. Lathrop asked for Mayor Hurtley's gage of priority of this project in relation to other city projects. Hurtley said personally he sees a need for city services to be together, but many factors go into this project. The biggest issue would be land property and where would it go? Nagel explained his firm could assist with the space needs/facility study. Chairperson Duggan thanked Nagel for his time.

C. Discussion on electric car charging station. Duggan has received complaints of internal combustion engine vehicles parking in front of the electric car station. Duggan brought it to Chief Reese's attention; she asked for drive-bys on patrol and for Reese review of the ordinance in regards to violations and management.

D. Discussion on City COVID-19 response. Duggan asked both Mayor Hurtley and Chief Kessenich's for input on her role on Covid-19, whether it be information only or coordinator of Covid-19 vaccination shots

as well. Kessenich shared her efforts thus far. Direction from Mayor Hurtley was if she had time to continue her communication and information to city staff.

- E. Discussion with possible motion for road closure & traffic control for a High School 5k on March 23, 2021.** Chief Reese was not in attendance to report on this topic. Stuart shared general information on Cross Country. Mayor Hurtley suggested that with the road closures and traffic control it may be best to leave it to the Police Department and DPW. Leah Hurtley read a shared email correspondence with specific time and proposed maps. The committee was in agreeance and entrust Chief Reese's input and direction on said event.
- 8. Evansville Emergency Medical Services Report.** Chief Kessnich had to leave the meeting early but emailed her written monthly report prior to the meeting. No further discussion occurred.
- 9. Evansville Police Department Report.** Chief Reese emailed his written monthly report covering the training for officers, community outreach, updates in the department, staffing matters, and accreditation. No further discussion occurred.
- 10. Meeting Reminder: Next regular meeting scheduled for Wednesday, April 7, 2021 at 6:00 p.m.**
- 11. Motion to adjourn at 7:47 p.m, made by Lathrop, seconded by Duggan. Motion carried.**

Respectfully submitted, Leah Hurtley, Deputy Clerk City of Evansville

Chapter 6

ALCOHOL BEVERAGES¹

Article I. In General

Division 1. Generally

- Sec. 6-1. Adoption of state law.
- Sec. 6-2. Regulations pertaining to licensed premises.
- Sec. 6-3. Consumption in public place.

Division 2. Hosting Gatherings Involving Underage Possession
and Consumption of Alcohol

- Sec. 6-4. Purpose and Findings.
- Sec. 6-5. Definitions.
- Sec. 6-6. Prohibited Acts.
- Sec. 6-7. Exceptions.
- Sec. 6-8. Penalties.

- Secs. 6-9--6-30. Reserved.

Article II. Licenses and Permits

Division 1. Generally

- Sec. 6-31--6-32. Reserved
- Sec. 6-33. Filing of list of licensees with state department of revenue.
- Sec. 6-34. Consent of applicant to future regulations and amendments.
- Sec. 6-35. Restrictions on issuance of "Class A" licenses.
- Sec. 6-36. Standards for issuance; license quota for "Class B" licenses.
- Sec. 6-37. Investigation and inspection.
- Sec. 6-38. Procedure for issuance.
- Sec. 6-39. Contents.
- Sec. 6-40. Loss of rights on abandonment of business.
- Sec. 6-41. Unlawful use of license; defacing, destroying or removing license.
- Sec. 6-42. Duplicate license.
- Sec. 6-43. Temporary Class "B" (picnic) beer license or temporary "Class B" (picnic) wine license.
- Sec. 6-44. Operator's license.
- Secs. 6-45--6-60. Reserved.

Division 2. Permit for Consumption in Public Parks

- Secs. 6-61--6-62. Reserved.
- Sec. 6-63. Eligibility; application; issuance.

¹ **Cross references:** Businesses, Ch. 22; alcohol beverage or refreshments at cemeteries, § 26-12.

Sec. 6-64. Reserved

ARTICLE I. IN GENERAL

Division 1 – Generally

Sec. 6-1. Adoption of state law.

The provisions of Wis. Stats. Ch. 125 defining, describing and regulating the sale, procurement, dispensing, consumption and transfer of alcohol beverages, including provisions relating to underage persons, are adopted and made a part of this section by reference. Violation of any such provisions shall constitute a violation of this section. Penalties for violations by or relating to sale, procurement, dispensing or transfer to underage persons shall strictly conform to the penalties imposed for violations of identical offenses defined and described in Wis. Stats. Ch. 125, adopted in this section.

(Code 1986, § 12.04(1))

Sec. 6-2. Regulations pertaining to licensed premises.

(a) ~~Unlawful or disorderly conduct prohibited.~~ Premises licensed under this chapter shall, at all times, be conducted in an orderly manner, and no unlawful conduct, either under municipal ordinance or state law, shall be allowed at any time on any licensed premises.

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(b) ~~Sales by clubs.~~ No club shall sell intoxicating liquors or fermented malt beverages except to members and guests invited by members.

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(c) ~~Payment of state liquor taxes.~~ No licensee shall possess or sell or offer for sale any intoxicating liquor upon which the state tax established by Wis. Stats. Ch. 139 has not been paid.

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(d) ~~Dancing.~~ No dancing by patrons or entertainers shall be permitted on premises for which a class "A" license has been granted.

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(e) ~~Sale of commodities other than alcohol beverages.~~

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(1) ~~No holder of a class "B" liquor license shall sell any commodity other than such commodities as such "class B" liquor and class "B" fermented malt beverages license permits; provided the holder of such license may also sell tobacco for retail use and smoking accessories. No holder of a "class B" liquor license shall conduct any other business except pool, billiards or a bowling alley in the premises for which such license is granted.~~

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(2) ~~This subsection shall not apply to restaurants or hotels, which may sell or dispose of food under their restaurant or hotel licenses.~~

(f) ~~Closing hours.~~ No premises for which a retail liquor or fermented malt beverage license has been issued shall remain open nor shall any intoxicating liquor or fermented malt beverages be sold or dispensed:

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(1) ~~Class A license.~~ If a class A license, between 9:00 p.m. Saturday evening and 6:00 a.m. on Sunday, and on weekdays between 9:00 p.m. and 6:00 a.m. the next day, provided this subsection shall not prohibit drugstores holding such class A license from remaining open on Sundays and beyond the hours set forth in this subsection for the conduct of business other than that provided for by such class A license.

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(2) ~~Class B license.~~

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a. ~~If a class B license, on Saturdays and Sundays between 2:30 a.m. and 6:00 a.m., and on weekdays between 2:00 a.m. and 6:00 a.m. On January 1, premises operating under a class B license are not required to close. No package, container or bottle sales may be made after midnight.~~

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b. ~~This subsection shall not prohibit restaurants, bowling alleys or similar establishments holding class B licenses from remaining open beyond the hours set forth for the conduct of business other than that provided for by such class B license.~~

(3) ~~Christmas Eve.~~ No person having a class A license shall sell or dispense liquor or fermented malt beverages after 6:00 p.m. on Christmas Eve.

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(g) ~~Violations by agents or employees.~~ A violation of this section, section 6-1, or article II, division 1 of this chapter by an authorized agent or employee of a licensee shall constitute a violation by the licensee.

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(Code 1986, § 12.04(12)(a), (c), (e)--(g), (13), (18), Ord 2012-23)

Sec. 6-3. Consumption in public place.

No person shall drink or carry for the purpose of immediate consumption in any container an alcohol beverage upon the streets, sidewalks, parks, public parking lots, public buildings or public school property within the city.

(Code 1986, § 9.17(1), (2)(a))

Division 2 – Hosting Gatherings Involving Underage Possession and Consumption of Alcohol

Sec 6-4 Purpose and Finding.

The City Council of the City of Evansville, Wisconsin intends to discourage underage possession and consumption of alcohol, even if done within the confines of a private residence, and intends to hold persons civilly responsible who host events or gatherings where persons under 21 years of age possess or consume alcohol or consume alcohol regardless of whether the person hosting the event or gathering supplied the alcohol. The City Council of Evansville finds:

Events and gatherings held on private or public property where alcohol is possessed or consumed by persons under the age of twenty-one are harmful to those persons and constitute a potential threat to public health requiring prevention or abatement.

Prohibiting hosting underage consumption acts to protect underage persons, as well as the general public, from injuries related to alcohol consumption, such as alcohol overdose or alcohol-related traffic collisions.

Alcohol is an addictive drug which, when used irresponsibly, does have drastic effects on those who use it as well as those who are affected by the actions of an irresponsible user.

Often, events or gatherings involving underage possession and consumption occur outside the presence of parents. However, there are times when the parent(s) is/are present and condone the activity, and in some circumstances, provide the alcohol.

A deterrent effect is created by holding a person responsible for hosting an event or gathering where underage possession or consumption occurs.

[Ord. 2012-17]

Sec 6-5 Definitions.

For purposes of this division, the following terms have the following meanings:

~~(a)~~ ~~Alcohol.~~ *Alcohol* means ethyl alcohol, hydrated oxide of ethyl, or spirits of wine, whiskey, rum, brandy, gin or any other distilled spirits including dilutions and mixtures thereof from whatever source or by whatever process produced.

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~~(b)~~ ~~Alcoholic Beverage.~~ *Alcoholic Beverage* means alcohol, spirits, liquor, wine, beer and every liquid or solid containing alcohol, spirits, wine or beer, and which contains one-half of one percent or more of alcohol by volume and which is fit for beverage purposes either alone or when diluted, mixed or combined with other substances.

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~~(c)~~ ~~Event or Gathering.~~ *Event or Gathering* means any group of two or more persons who have assembled or gathered together for a social occasion or other activity.

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~~(d)~~ ~~Host or Allow.~~ *Host* or *Allow* means to aid, conduct, entertain, organize, supervise, control or permit a gathering or event.

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~~(e)~~ ~~Parent.~~ *Parent* means any person having legal custody of a juvenile:

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- As natural, adoptive parent or step-parent
- As a legal guardian; or
- As a person to whom legal custody has been given by order of the Court

~~(f)~~ ~~Residence, Premises or Public or Private Property.~~ *Residence*, *Premises*, or *Public or Private Property* means any home, yard, farm, field, land, apartment, condominium, hotel or motel room or other dwelling unit, or a hall or meeting room, park

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or any other place of assembly, whether occupied on a temporary or permanent basis, whether occupied as a dwelling or specifically for a party or other social function, and whether owned, leased, rented or used with or without permission or compensation.

~~(g) — **Underage Person.** "Underage Person" means a person who has not attained the legal drinking age.~~

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~~(h) — **Present.** "Present" means being at hand or in attendance.~~

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~~(i) — **In Control.** "In control" means the power to direct, manage, oversee and/or restrict the affairs, business or assets of a person or entity.~~

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Option 1

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~~(j) — **Class A-** means sale for consumption off the premises. Examples: Liquor stores, grocery stores or convenience stores. See (Sec. 125.25, Wis. Stats.) & (Sec. 125.51(2), Wis. Stats.) for more details.~~

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~~(k) — **Class B-** means for consumption on or off premises. Examples: Restaurants, bars or taverns. See (Sec. 125.26, Wis. Stats.) & (Secs. 125.51(3), 125.51(3r), Wis. Stats.) for more details~~

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Or Option 2

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~~(j) — **Class "A"**- Class "A" fermented malt beverage licenses allow retail sale of fermented malt beverages (beer) for consumption off the premises. Examples: grocery or convenience stores. (Sec. 125.25, Wis. Stats.)~~

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~~(k) — **"Class A"** – "Class A" liquor licenses allow retail sale of intoxicating liquor (including wine) for consumption off the premises. Examples: liquor stores or grocery stores with full liquor sales sections. (Sec. 125.51(2), Wis. Stats.)~~

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~~(l) — **Class "B"**- Class "B" fermented malt beverage licenses allow retail sale of fermented malt beverages (beer) for consumption on or off the premises. Examples: restaurants, "beer bars." (Sec. 125.26, Wis. Stats.)~~

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~~(m) — **"Class B"**- "Class B" liquor licenses allow retail sale of intoxicating liquor (including wine) for consumption on the premises, and wine in original sealed containers for consumption off the premises. If the municipality elects to, it may also permit sale of intoxicating liquor in any quantity, in the original sealed container, for consumption off the premises. Check local ordinances for the allowance. State law also allows carryout of a single, opened (resealed) bottle of wine if sold with a meal at either a "Class B" or "Class C" licensed premises. Examples: taverns and restaurants with alcohol beverage service. (Secs. 125.51(3), 125.51(3r), Wis. Stats.)~~

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~~{(Ord. 2012-17, Ord. 2021-03)}~~

Sec 6-6 Prohibited Acts.

It is unlawful for any person(s) to: host or allow an event or gathering at any residence, premises or on any other private or public property where alcohol or alcoholic beverages

are present when the person knows that an underage person will or does (i) consume any alcohol or alcoholic beverage; or (ii) possess any alcohol or alcoholic beverage with the intent to consume it; and the person fails to take reasonable steps to prevent possession or consumption by the underage person(s).

(a) — A person is in violation of this section if the person intentionally aids, advises, hires, counsels or conspires with or otherwise procures another to commit the prohibited act.

(b) — A person who hosts an event or gathering does not have to be present at the event or gathering to be responsible.

[Ord. 2012-17]

Sec 6-7 Exceptions.

(a) — This division does not apply in cases where a person procures for, sells, dispenses or gives away alcohol beverage to an underage person in the direct company of his or her parent, guardian or spouse who has attained the legal drinking age, who has consented to the underage person acquiring or consuming the alcohol beverages and is in a position to observe and control the underage person.

(b) — This division does not apply to legally protected religious observances.

(c) — This division does not apply to situations where underage persons are lawfully in possession of alcohol or alcoholic beverages during the course and scope of employment.

[Ord. 2012-17]

Sec 6-8 Penalties.

An adult who violates any provision of this section must appear in municipal court and is subject to the following penalties:

(a) A forfeiture of not more than \$500 if the adult has not committed a previous violation within 30 months of the violation.

(b) Fined not more than \$500 if the adult has committed a previous violation within 30 months of the violation.

(c) Fined not more than \$1,000 if the adult has committed two previous violations within 30 months of the violation.

(d) Fined not more than \$10,000 if the adult has committed three or more previous violations within 30 months of the violation.

(Ord. 2012-17, Ord. 2018-01)

Secs. 6-9--6-30. Reserved.

ARTICLE II. LICENSES AND PERMITS

DIVISION 1. GENERALLY

Secs. 6-31--6-32. Reserved

Sec. 6-33. Filing of list of licensees with state department of revenue.

By July 15 of each year, the Clerk-~~Treasurer~~ shall forward to the State Department of Revenue a list containing the name, address and trade name of each person holding a license issued under this division, except a picnic, manager's or operator's license.

(Code 1986, § 12.04(5)(d), Ord. 2020-04)

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Sec. 6-34. Consent of applicant to future regulations and amendments.

By filing the application for a class A, B or C license under this division, the applicant consents that the council may make any rule or regulation or alteration or amendment to this chapter at any time during the period for which such license is granted.

(Code 1986, § 12.04(5)(e)(1))

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Sec. 6-35. Restrictions on issuance of class A licenses.

(a) ~~The~~ number of "Class A" intoxicating liquor licenses which may be issued to persons or premises in the city is limited to one (1) for each seven-hundred (700) population in the city as defined by Wis. Stats. § 125.51(4). An application for a "Class A" liquor license shall not be favored or disfavored because the applicant already has been granted a Class "A" fermented malt beverage license.

(b) ~~A~~ Class "A" fermented malt beverage license may be granted separately from or in conjunction with a granting of a "Class A" intoxicating liquor license. The number of Class "A" fermented malt beverage licenses the city may issue is subject only to the applicable limit under state law, if any.

(Code 1986, § 12.04(5)(e)2, 3, Ord. 2006-7, Ord. 2012-11, Ord. 2020-04)

Sec. 6-36. Standards for issuance; license quota for class B licenses.

(a) ~~Location of premises.~~

(1) ~~No~~ retail Class A or B license shall be issued for premises the main entrance of which is less than three hundred (300) feet from the main entrance of any established public school, parochial school, hospital or church, except that this prohibition may be waived by a majority vote of the Common Council. Such distance shall be measured by the shortest route along the ~~highway roadway~~ from the closest point of the main entrance of such school, church or hospital to the main entrance of such premises.

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(2) ~~This subsection shall not apply to premises licensed as such on June 30, 1947, nor shall it apply to any premises licensed as such prior to the occupation of real property within three hundred (300) feet thereof by any school, hospital or church building.~~

(3) ~~This subsection shall not apply to a restaurant located within three hundred (300) feet of a church or school. This paragraph applies only to restaurants in which the sale of alcohol beverages accounts for less than fifty (50%) percent of their gross receipts.~~

(b) ~~**Issuance to violators of liquor, beer or wine laws or ordinances.**~~ No retail class A, B or C license shall be issued to any person who has been convicted of a violation of any federal or state liquor or fermented malt beverage law or wine law or the provisions of this division, section 6-1 or section 6-2 during one year prior to such application. A conviction of a member of a partnership or the partnership itself shall make the partnership or any member thereof ineligible for such license for one year.

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(c) ~~**Health, safety and sanitation requirements.**~~ No retail Class A, B or C license shall be issued for any premises which do not conform to the sanitary, safety and health requirements of the state department of industry, labor and human relations pertaining to buildings and plumbing, to the rules and regulations of the State Department of Health and Family Services applicable to restaurants, and all such ordinances and regulations adopted by the city.

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(d) ~~**License quota.**~~

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(1) ~~**Class "B" fermented malt beverages license.**~~

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a. ~~The number of persons and places that may be granted a Class "B" fermented malt beverage license under this division is limited to one (1) for each four hundred (400) population in the city, as defined by Wis. Stats. § 125.51(4).~~

b. ~~The City Council may grant a Class "B" fermented malt beverage license, as defined in Wis. Stats. Ch. 125, to any restaurant that will agree in writing to the following conditions:~~

1. ~~Fermented malt beverages will only be served for consumption on the premises (no carryouts).~~

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2. ~~Fermented malt beverages will not be served in the original containers.~~

3. ~~Fermented malt beverages will only be served in open containers.~~

4. ~~Fermented malt beverages will only be served with food.~~

The Council may at any time add conditions to this agreement as it deems necessary for the health, welfare or safety of the community. The council may waive any of these requirements.

(2) ~~**"Class B" liquor license.**~~ Only one (1) "Class B" liquor license shall be granted for each 500 population in the city as defined by Wis. Stats. § 125.51(4).

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(3) ~~**Exceptions.**~~ Nothing contained in this subsection shall prevent a license being granted to any person or the assignee of any person holding a "Class B" liquor license on May 10, 1977; nor shall anything contained in this subsection prevent the council, in its discretion, from granting a license to any person who otherwise qualifies therefor according to Wis. Stats. § 125.51(4)(g), or from granting a Class "B" fermented malt beverage license to a bona fide club, as defined in Wis. Stats. § 125.02(4), which has existed in the city for not less than six (6) years and has been incorporated in the state for not less than 30 years, if sale or service of fermented malt beverages is restricted to club members, members of affiliated clubs and guests of either in a separate room which is locked during closing hours and no carryout sales are made.

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(4) ~~**"Class C" wine license.**~~ The City Council may grant a "Class C" wine license, as defined in Wis. Stats. § 125.51(3m), without quota, to any restaurant that will agree in writing to the following conditions:

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a. ~~Sale of wine shall only be by the glass or in an open original container~~ for consumption on the premises where sold.

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b. ~~The person shall be qualified under Wis. Stats. § 125.04(5) for a restaurant in which the sale of alcohol beverages accounts for less than fifty (50%) percent of gross receipts and which does not have a barroom if the city's quota under subsection (d)(2) of this section and Wis. Stats. § 125.51(4) prohibits the city from issuing a "Class B" liquor license to that person.~~

c. ~~The license may not be issued to a foreign corporation, a foreign limited liability company or a person acting as an agent for or in the employ of another.~~

d. ~~The license shall particularly describe the premises for which it is issued.~~

The council may not waive at any time any of these requirements as they are by state statute, and the requirements may be amended by state statute from time to time.

(e) ~~**Payment of delinquent taxes, assessments and claims.**~~ No license shall be initially granted or renewed to any person or applicant who, or premises for which, municipal taxes, assessments, or overdue ordinance violation forfeitures due the City are delinquent and unpaid. When this section applies to an initial application for a license, the person or applicant shall be given notice of the intent to not issue the license and an opportunity to rebut the assertion of unpaid obligations. If this section is invoked upon a person or applicant request for renewal, the notice and opportunity for hearing provisions of Section 125.12(3) of the Wisconsin Statutes shall apply.

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(f) ~~**Residences not to be licensed.**~~ No license shall be issued for the purpose of possessing, selling or offering for sale any intoxicating liquor or fermented malt beverage in any dwelling house, flat or residential apartment.

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(Code 1986, § 12.04(6); Ord. No. 2003-13, § 1, 11-11-2003, Ord. 2006-39, Ord. 2021-03)

Sec. 6-37. Investigation and inspection.

(a) ~~The City Clerk-Treasurer~~ shall notify the Chief of Police, Fire Chief and Building Inspector of each application for a license under this division, and those officials shall inspect or cause to be inspected each application and the premises, together with any other investigations, accompanied by a recommendation as to whether a license should be granted or refused.

(b) ~~In determining the suitability of any applicant, consideration shall be given to the financial responsibility of the applicant, the appropriateness of the location and the premises proposed and, generally, the applicant's fitness for the trust to be reposed.~~

(c) ~~No license shall be renewed without a reinspection of the premises and reports as originally required.~~

(Code 1986, § 12.04(7))

Sec. 6-38. Procedure for issuance.

(a) ~~**Generally.** Opportunity shall be given by the Council to any person to be heard for or against the granting of any license under this division. Upon approval of the application by the Council, the City Clerk-Treasurer shall file a receipt showing the payment of the required license fee and issue a license to the applicant.~~

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(b) ~~**Operator's license.** For provisions pertaining to operator's licenses, see section 6-454.~~

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(c) ~~**Picnic license.** For provisions pertaining to picnic licenses, see section 6-443.~~

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(Code 1986, § 12.04(8), Ord. 2021-03)

Sec. 6-39. Contents.

All licenses issued under this division shall be numbered in the order in which they are issued and shall state clearly the specific premises for which granted, the date of issuance, the fee paid and the name of the licensee.

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(Code 1986, § 12.04(9)(a))

Sec. 6-40. Loss of rights on abandonment of business.

Any person holding a Class B license under this division who abandons such business shall forfeit any right or preference he may have had to the holding and renewal of such license. The closing of such premises for fifteen (15) days or more shall be prima facie an abandonment.

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(Code 1986, § 12.04(9)(b), Ord. 2020-04)

Sec. 6-41. Unlawful use of license; defacing, destroying or removing license.

No person shall post a license issued under this division or permit any other person to post it upon premises other than those mentioned in the application, or knowingly deface or destroy such license, or remove such license without the consent of the holder thereof.

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(Code 1986, § 12.04(11)(a))

Sec. 6-42. Duplicate license.

Whenever a license issued under this division is lost or destroyed without fault on the part of the holder or his agent or employee, a duplicate in lieu thereof under the original application shall be issued by the City Clerk ~~Treasurer~~ on satisfaction given as to the facts and upon payment of a fee as established by the council from time to time by resolution and as set forth in appendix A.

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(Code 1986, § 12.04(11)(b))

Sec. 6-43. Temporary Class "B" (picnic) beer license or temporary "Class B" (picnic) wine license.

Picnic licenses may be issued by the Council or the Public Safety Committee under Wis. Stats. § 125.26(6). Application therefor shall be filed at least thirty (30) days prior to the date such license is intended to be used, but applications may be accepted within such thirty (30) day period if the applicant agrees in writing to pay the cost of any special meeting of the Council or the Committee called for the purpose of acting upon such application.

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(Code 1986, § 12.04(14))

Sec. 6-44. Operator's license.

(a) ~~Regular.~~ Application for an operator's license under § 125.17, Wis. Stats., shall state the name, residence, age, birthdate, and sex of the applicant, together with such other pertinent information as the City Clerk requires, and shall be issued by the Clerk for a period of no longer than two years to the renewal date of June 30, upon approval as detailed below. ~~by the public safety committee.~~

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(1) Submitted applications shall be referred by the City Clerk to the Police Department for review and recommendation. The Police Chief shall review each submitted application, perform a background check and recommend issuance or denial of the license.

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(2) The City Clerk shall issue a regular operator license to an applicant if the Police Chief recommends issuance and the applicant is in compliance with all other requirements. The City Clerk shall deny issuance of a regular operator license to an applicant when the Police Chief notes non-recommendation and the reason. If an applicant is a not recommended, the City Clerk will contact the applicant by phone and/or written letter to notify them of the non-recommendation and they must appear before the Public Safety Committee. If the

applicant does not appear or make arrangements to appear within 30 days of the notification date the application will automatically be denied.

(3) The Public Safety Committee will review the application and any recommendations from the Police Chief. The Public Safety Committee shall decide by majority of those voting whether to grant or deny a license to the applicant. The Public Safety Committee may attach any conditions and/or limitations to a granted operator license as they deem necessary.

(4) If an application is denied the applicant must wait at least six (6) months before they can apply for another operator license.

(b) **Provisional license.**

(1) ~~Application for a provisional operator's license under Wis. Stats. § 125.17(5) shall be made to the City Clerk-Treasurer and shall state the name, residence, age, birthdate and sex of the applicant, together with such other pertinent information as the City Clerk-Treasurer requires. The provisional license shall be issued by the City Clerk-Treasurer following a background check and an approval recommendation by the Chief of Police, or the chairperson of the Public Safety Committee.~~

(2) ~~A provisional license may be issued only to a person who has applied for an operator's license under this section. The provisional license shall expire sixty (60) days after its issuance or when the operator's license is issued, whichever is sooner.~~

(3) ~~The City Clerk or the Public Safety Committee may revoke the provisional license if it discovers that the holder of the provisional license made a false statement on the application for a provisional license or a regular operator's license.~~

(4) ~~The provisions of Wis. Stats. § 125.17(5) are hereby adopted in their entirety, and any conflict between this section and that statute as it may exist from time to time shall be resolved in favor of the statutory provision.~~

(c) **Violations-** The City has generally found convictions for the following offenses are substantially related to the duties and responsibilities associated with an operator's license. For purposes of these guidelines, any pending prosecution may be treated as a conviction.

(1) OWI (all collectively referred to herein as "OWI"): Operating Under the Influence of an Intoxicant or Other Drugs, under Wis. Stat. § 346.63, local ordinances in conformity therewith, or other similar laws from other states, (commonly referred to as OWI, OWPBAC, PBAC, DWI, or DUI); or driving any vehicle while under the influence of alcohol or drugs; or injuring any person or damaging any property while driving under the influence or alcohol or other drugs.

i. The City has generally found OWI convictions within one (1) year of application for a License are grounds for denial of a License.

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ii. The City has also generally found two or more OWI convictions within five (5) years of application for a license can be grounds for denial of a License.

(2) Underage Drinking: Any underage drinking conviction which is the same as or similar to Wis. Stat. § 125.07(3) or (4) is substantially related to the duties and responsibilities associated with alcohol beverage licenses.

i. Any such underage drinking conviction within one (1) year of application for a license is typically grounds for denial.

ii. Two or more such underage drinking convictions within five (5) year of application for a license are typically grounds for denial.

(3) Service to Underage Persons. Any service to underage persons conviction which is the same as or similar to Wis. Stat. § 125.07(1)(a) is substantially related to the duties and responsibilities associated with alcohol beverage licenses.

i. Two (2) or more service to underage persons within one (1) year of application for a License is typically grounds for denial.

(4) Drug Offense. The City has generally found that the following convictions are substantially related to the duties and responsibilities associated with alcohol beverage licenses: manufacturing, distributing or delivering a controlled substance or controlled substance analog under Wis. Stat. § 961.41(1); possessing with intent to manufacture, distribute or deliver, a controlled substance or controlled substance analog under Wis. Stat. § 961.41(1m); possessing, with intent to manufacture, distribute or deliver, or manufacturing, distributing or delivering a controlled substance or controlled substance analog under a federal law or law of another state that is substantially similar to Wis. Stat. § 961.41(1) or (1m); possessing any of the materials listed in Wis. Stat. § 961.65 with intent to manufacture methamphetamine under that section or under federal law or a law of another state that is substantially similar to Wis. Stat. § 961.65; or possessing controlled substances as regulated by Chapter 961, Wis. Stats.

i. The City has generally found such convictions within one (1) year of application for a License are grounds for denial.

ii. The City has generally found two or more such convictions within five (5) years of application for License can be grounds for denial of a License.

(5) Overall Conviction Record, Felons, or Other Offenses. No operator's license may be issued under this guideline to any person who has:

i. Been convicted of a felony that substantially relates to the circumstances of the licensed activity unless the person has been duly pardoned;

ii. Been deemed a habitual law offender;

iii. Convictions not specifically listed above may also be grounds for denial of a License, as reasonably determined in the sound discretion of the City; or

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Intentionally or accidentally omitted any violation it will be considered a false application, resulting in the delay and or possible denial of the application.

(Code 1986, § 12.04(15); Ord. No. 1999-10, § 1, 7-13-1999; Ord. No. 2000-21, § 2, 1-9-2001, Ord. 2021-03)

Secs. 6-45--6-60. Reserved.

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DIVISION 2. PERMIT FOR CONSUMPTION IN PUBLIC PARKS²

Sec. 6-63. Eligibility; application; issuance.

(a) **Eligibility.** Eligible permit holders under this division are limited to residents of the city or the Evansville School District; persons who own real estate in the city or school district; recognized organizations, including sport leagues, the majority of whose members are residents of the city or school district; or companies having the city or school district as the company's principal place of business.

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(b) **Form of application.** Applications shall be in a form determined and provided by the City Clerk ~~Treasurer~~, to include the name, address, telephone number and date of birth of the applicant, the date for which the permit is desired, and the approximate number of persons in the party. The Clerk ~~Treasurer~~ may require such additional information about the applicant as the Clerk ~~Treasurer~~ deems necessary. The permit form shall be as provided by the Clerk ~~Treasurer~~.

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(c) **Filing of application; scope of permit.** Applications shall be made in person by the applicant at least forty-eight (48) hours in advance of the date for which the permit is requested. Organizations may in one application obtain a permit for each event date or league play date, paying the permit fee required for each date. The permit shall extend to all members of the applicant's immediate party of legal drinking age. The permit shall be valid for only one calendar date, which date will be specified thereon.

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(d) **Fee.** -The fee for each permit shall be as established by the council from time to time by resolution and as set forth in appendix A. The fee shall be payable at the time of application, and is not refundable.

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(e) **Issuance.** -The Clerk ~~Treasurer~~ or the Deputy shall issue permits according to the requirements of this division, and may refuse to grant a permit if the applicant incompletely or falsely prepares the application or the applicant has violated terms of a permit or alcohol law at any prior time. An organization may have permits for remaining unused dates revoked if there is violation of a prior permit date or any federal, state, county or city alcohol law.

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(Ord. No. 1999-5, § 3, 5-11-1999, Ord. 2014-02, Ord. 2020-04)

² **Cross references:** Parks and recreation, Ch. 86.

This Ordinance shall be in full force and effect upon passage and publication.

Passed and adopted this _____ day of _____, 2021

William C. Hurtley, Mayor

ATTEST:

Darnisha Haley, City Clerk

Introduced: 03/09/2021
Second Reading 04/13/2021
Adoption: 00/00/2021
Publication: 00/00/2021

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Chapter 14

ANIMALS¹

ARTICLE I. IN GENERAL

- Sec. 14-1. Definitions.**
- Sec. 14-2. Excessive Animal Hoarding, Sheltering and Ownership.**
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- Sec. 14-5. Unattended animals in standing or parked vehicles – Authority to remove – Liability for Removal**
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- Sec. 14-7. Declaration of vicious animal.**
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- Sec. 14-54. Instigating or allowing fights between animals.**
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¹ **Cross references:** Environment, ch. 46; health and sanitation, ch. 58; agricultural district one (A-1), § 130-701 et seq.; agricultural district two (A-2), § 130-721 et seq.; agricultural district three (A-3), § 130-741 et seq.

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Sec. 14-60. Permit Required.

Sec. 14-61. Operation of Commercial Animal Establishments.

ARTICLE VI. ENFORCEMENT

Sec. 14-62. Penalties for violations of Chapter 14.

ARTICLE I. IN GENERAL

Sec. 14-1. Definitions.

1. **Animal:** means any multicellular organism under the scientific kingdom classification of Animalia.
2. **Animal control officer:** means any person appointed by the City to act as animal control officer of the City or any police officer.
3. **Commercial Animal Establishment:** means an establishment that:
 - a. Bathes, clips, plucks, or otherwise grooms animals, not their own;
 - b. Breeds, boards, or buys;
 - c. Sells or donates more than 10 animals per calendar year;
 - d. Trains, or sports animals; or
 - e. Displays or exhibits animal
4. **Cat:** a small domesticated carnivore, *Felis domestica* or *F. catus*, bred in a number of varieties.
5. **Dog:** a domesticated canid, *Canis familiaris*, bred in many varieties.
6. **Domestic Pet.** means an animal that has been traditionally tamed and kept by humans as a service animal, or pet such as birds (i.e. caged birds such as parakeets, finches, macaws, and typically caged birds); small caged animals like hamsters, ferrets, sugar gliders, chinchillas, pet rats and gerbils; fish, ~~but does not include~~including Dogs or Cats.
7. **Exotic Animal.** Means any animal which is kept within the city limits by a person, and does not meet the definition provided under Domestic Pet ~~and is not a dog or cat.~~
8. **Feral:** existing in a natural state, not domesticated, or having reverted to the wild state, as from domestication; or characteristic of wild animals; ferocious; brutal.
9. **Owner:** means any person owning, keeping, harboring, temporarily taking care of, or having under their control one or more Pet.
10. **Pet:** means all animals which are kept or cared for within the city limits by a person and including Exotic Animals, Domestic Pets, Dogs or Cats.
11. **Pet Boarding Facility:** means the cages maintained by the Evansville Police Department, the Rock County Humane Society, or any private entity that conducts business as a kennel and contracts with the Evansville Police Department for boarding Pets.
12. **Running at Large:** means that an animal is off the owner's premises, or on a public right of way on the owner's premises, and is not under the control of the owner or some other person.
13. **Service Animal:** ~~means an animal specially trained to lead blind, deaf person or to provide support for mobility-impaired persons. Any pet or animal under an owner's care that is to provide support to the owner due to blindness, deafness, lack of mobility or other diagnosable mental and physical conditions.~~

14. Unkempt: means that the animal appears to be neglected, or is in poor health due to lack of food, dehydration, or untreated injuries.

15. Vicious: means that the Pet has been declared vicious pursuant to section 14-7.

(Ord. 2020-05, [Ord 2021-04](#))

Sec. 14-2. Excessive Animal Hoarding, Sheltering and Ownership.

1. No property owner shall make or allow such use of property or harbor animals in a manner that creates one of the following violations:
 - a. Neglect of the Animals – The number of animals located at the property causing violations of 14-50 and/or 14-52 can be enforced under this provision.
 - b. Unsanitary Conditions for Humans –The location and/or number of animals cause or reasonably may cause health consequences to an individual or community such as, but not limited to, infectious bites or scratches to neighborhood children, Toxoplasmosis, asthma triggering caused by excessive urine, Leptospirosis, hookworms, Psittacosis, Lymphocytic Choriomeningitis Virus, Brucellosis, Scabies, Cryptosporidiosis, tape worms, insect infestation and rabies.
 - c. Unsanitary Conditions for Animals – The number of animals in relation to the space available and/or care provided could cause the spread of distemper, ring worm, flea anemia, Toxoplasmosis, asthma triggering caused by excessive urine, Leptospirosis, hookworms, Psittacosis, Lymphocytic Choriomeningitis Virus, Brucellosis, Scabies, Cryptosporidiosis, tape worms, insect infestation, rabies and other unsanitary conditions.
 - d. Harboring or Attracting Feral and Stray Animals –The property owner’s actions or allowance of such actions on their property creates a harbor for feral and/or stray animals by the creation of feeding stations, leaving the premises open for animals to freely leave and return or not properly containing their refuse.
 - e. Shelters –Evansville ordinances allow animal shelters to be permitted under proper licensing and zoning requirements. Shelters that are temporary, non-profit and commercial must be properly licensed, zoned, and maintained so that they do not violate any other section of the municipal code. This sub-section excludes family/friends or volunteers of non-profit shelters watching an animal temporarily unless a separate violation of this Chapter occurs. If a separate violation occurs then this section may be enforced without exception.
 - f. Noise Disturbance – Violation of ordinance 14-8 ~~and/or 82.161~~
 - g. Property Maintenance and Nuisance – Violations of any ordinances pertaining to the maintenance and care of properties caused by the number of animals or causes the attraction of animals that may result a public nuisance.
2. Any property owner creating or allowing such a violation shall be responsible for the humane disposal or placement of the animals to the extent the property is no longer in violation of local ordinances.

(Ord. 2020-05, [Ord 2021-04](#))

Sec. 14-3. Running at large.

1. No person having in his possession or under his control any animal shall allow the animal to run at large within the city.

2. *Impoundment authorized.* The police department or any other officer appointed by the City shall attempt to apprehend any animal running at large within the city or any dog or cat which does any of the things prohibited under section 14-31(3). The animal may be held at the police department or other location approved by the police department for a period of 1 day or such additional time as the chief of police may determine. If the police department is unable to identify the owner of the animal; or the owner of the animal fails to respond to the police department; or pay the fees and charges the animal may be transferred to a veterinary clinic or animal boarding facility for the duration of the holding period at the expense of the owner.
3. *Fees and charges.* The owner shall be responsible for the expense of all fees and charges for apprehension, impoundment, transport, veterinary care, quarantine, observation, and examination of the animal and may be subject to a forfeiture as provided in section 1-11. Fees and charges shall be as established by the council from time to time by resolution.
4. *Release to owner.* An animal may be returned to its owner upon proof that the owner has either resolved, or enrolled the animal in training to resolve, the reason the animal was impounded, completion of any required quarantine period, and payment of the fees and charges. If after seven (7) days from the date the animal was impounded or five (5) days after the expiration of the quarantined period, whichever is longer, the owner does not claim the animal and pay the fees and charges, ownership of the animal will be relinquished. The chief of police, instead of having the animal destroyed, may authorize the Rock County Humane Society or another non-profit organization to place the animal for adoption.

(Code 1986, § 11.04(1), Ord. 2012-22, Ord. 2015-01, Ord. 2016-18)

Sec. 14-4. Animals not permitted on school grounds.

No owner shall permit their Pet to be upon any school property except upon express permission of the school principal or their designee, except when a dog is participating in an organized event or activity. This does not include animals that would otherwise be considered Service Animals.

Sec. 14-5. Unattended animals in standing or parked vehicles – Authority to remove – Liability for Removal.

No person may leave a Pet unattended in a standing or parked vehicle in a manner that endanger the health or safety of such animal. If a Pet is found in a standing or parked vehicle, and the health and safety of the animal appears to be endangered, any animal control officer or police officer may use reasonable force to remove such animal. Removal of an unattended animal by an animal control officer or police officer shall not constitute an offense. Prior to the use of reasonable force the animal control officer or police officer shall attempt to contact the owner or operator of the vehicle.

Sec. 14-6. Confinement and observation of Pets biting person.

1. Any Pet known to have bitten any person shall be immediately seized by a police officer of the city and reported at once to the county health department for observation and attention. Such Pet shall be placed in an isolation facility for observation for ten days or such additional period as the officer may require under Wis. Stats. § 95.21, at the expense of the owner.

2. If the Pet has not been seized, the owner shall, on demand of the person bitten, a police officer or the county health department, immediately deliver such Pet to an isolation facility to be held for ten days for observation at the expense of the owner.
3. The individual or entity that takes responsibility for completing the quarantine of a Pet shall report at the end of such observation without delay to the county health department by telephone and confirmed in writing all reports required by law under Wis. Ch 95 regarding the quarantine.
4. Any person who refuses or fails to deliver such Pet as required shall be subject to a forfeiture as provided in section 1-11.
5. If after five days or such additional time as the chief of police in his discretion may deem advisable following such ten-day observation period, the owner does not claim such animal and pay the cost of keeping such animal, such officer shall dispose of the animal in a proper and humane manner. The chief of police, instead of destroying such animal, may authorize the Rock County Humane Society or another non-profit organization to place the Pet for adoption.
6. If the Pet is a dog or cat and the person has proof of current rabies vaccination, the isolation may be conducted within the owner's home in compliance with Wisconsin statutes.

(Code 1986, § 11.04(4), (5), Ord. 2012-22, 2015-01)

Sec. 14-7. Declaration of vicious animal.

The owner of a vicious animal must remove the animal from City limits or have the animal humanely disposed. An animal may be declared to be a vicious animal by at least two persons employed as a police officer, animal control officer, veterinarian, or the attending physician of a victim of an animal bite or scratch. In making such a declaration the individuals shall consider an animal to be vicious if:

1. An animal which, in a vicious or aggressive manner, approaches in an apparent attitude of attack, or bites, inflicts injury, assaults or otherwise attacks a person or other animal upon the streets, sidewalks or any public grounds, parks or places; or
2. An animal, while on private property, approaches in an apparent attitude of attack, or bites, inflicts injury, assaults or otherwise attacks a postal worker, meter reader, service person, journeyman, delivery person, or another person or animal that are on the private property with the consent of the owner or occupant of the private property.
3. No animal may be declared vicious if the injury or damage is sustained to any person or animal who is committing a willful trespass or is not authorized to be upon the premises occupied by the owner of the animal, or who is teasing, tormenting, abusing or assaulting the animal or was committing or attempting to commit a crime.
4. The following factors may also be considered in making a determination of viciousness.
 - a. The nature or severity of the attack or bite.
 - b. Whether the animal has shown a propensity to display dangerously aggressive behavior and is able or likely to inflict injury to another animal or person.
 - c. Previous incidents of a similar nature.

Sec. 14-8. Disturbing the peace prohibited.

No person may keep a Pet which ~~disturbs the peace by loud or unusual noises at any time of the day or night.~~ habitually makes noise to the annoyance of any two or more other person.

(Ord 2021-04)

Sec. 14-9. Animals as prizes.

No Person or entity shall offer as a prize or give away any animal, except a small fish in a plastic bag with enough water for the fish to easily move around, in a contest, raffle or lottery, as an enticement to enter any place of business, or to exploit any animal for the purpose of fundraising.

Sec. 14-10. Carcasses

Carcasses of Pets shall be buried or otherwise disposed of in a sanitary manner within 24 hours after death.

Secs. 14-11--14-30. Reserved.

ARTICLE II. DOGS AND CATS

Sec. 14-31. License.

1. *Required.* Every person residing in the city who owns a dog or cat which is more than five months of age on January 1 of any year or five months of age within the license year shall, on or before the date the dog or cat becomes five months of age, and annually thereafter, pay the dog or cat license fee and obtain a license therefore.
2. *Fees.* Such owner shall pay to the city clerk/treasurer the amount as established by the council from time to time by resolution. The owner of any dog or cat who fails to obtain a license prior to April 1 of each year or within 30 days of acquiring ownership of a licensable dog or cat, or fails to obtain a license on or before the dog or cat reaches licensable age shall pay an additional late fee as established by the council from time to time by resolution and be subject to further penalties pursuant to section 14-62.
3. *Issuance; tag.* Upon payment to the city clerk-treasurer of the required fee, the clerk-treasurer shall issue to such person a license and tag bearing a serial number in the form prescribed by Wis. Stats. § 174.07, to keep such dog or cat for the license year. The owner shall upon procuring the license place upon the dog or cat a collar and shall securely attach and keep attached the tag furnished to him by the city clerk-treasurer to the collar as required by Wis. Stats. § 174.07. ~~If the owner desires or the animal cannot wear a collar and tag, a micro chip may be implanted so long as the information is placed on file with the City.~~ No license shall be issued under this article for any dog or cat unless the applicant exhibits a certificate of a qualified veterinarian showing that the dog or cat is currently immunized against rabies ~~and distemper~~. The owner shall attach the rabies vaccination tag to a collar, which shall be kept on the dog or cat at all times, but this requirement does not apply to a dog or cat during competition or training, to a dog while hunting, to a dog or cat securely confined indoors, to a dog or cat securely confined in a fenced area or to a dog while actively involved in herding or controlling livestock if the dog is under the control of its owner, as required by Wis. Stats. § 95.21(2)(f).
4. Every Pet specially trained to lead blind or deaf persons, ~~designated as a service animal to the owner by a licensed medical health professional,~~ or to provide support for mobility-impaired persons is exempt from the license fee.

(Code 1986, § 12.03(7))

(Code 1986, § 12.03(1)--(3); Ord. No. 2000-8, § 1(12.03(2)), 4-11-2000, 2015-01, Ord 2021-04)

Sec. 14-32. Applicability of state law.

The provisions of Wis. Stats. ch. 174 and Wis. Stats. § 95.21, except for imprisonment penalties imposed are hereby adopted and by reference made a part of this chapter as if fully set forth herein.. Any act required to be performed or prohibited by any statute incorporated in this section by reference is required or prohibited under this Code. Any future amendments, revisions or modifications of the statutes incorporated in this section are intended to be made part of this Code.

(Code 1986, § 12.03(4))

Sec. 14-33. Harboring certain dogs or cats prohibited.

No person shall possess, harbor or keep any animal which:

1. Habitually pursues any vehicles upon any public street, alley or highway.
2. Which has been declared vicious.
- ~~3. Habitually makes noise to the annoyance of any two or more other persons.~~
- ~~4.3.~~ Is required to be licensed, but is not.
- ~~5.4.~~ Does not have a valid license tag and current rabies vaccination tag attached to a collar which is kept on the dog or cat whenever the dog or cat is outdoors and not securely confined in a fenced area.

(Code 1986, § 12.03(6), Ord 2021-04)

Sec. 14-34. Reserved.

Sec. 14-35. Removal of waste deposited on public or private property.

(a) *Removal required.* Any person owning or having control of any dog-animal on property, public or private, which property is not owned or occupied by such person, shall promptly remove excrement left by such dog-animal and place it in a proper receptacle, bury it or flush it in a toilet on property owned or occupied by the person.

(b) *Possession of means of removal required.* Any person causing or permitting an animal dog to be on any property, public or private, which property is not owned or occupied by such person, shall have in his immediate possession a device or object suitable for removal of the excrement and a depository for the transmission of the excrement to property owned or occupied by the person.

(c) *Penalty.* Any person who fails to comply with any of the provisions of this section shall be issued a warning for the first offense and, upon conviction thereafter, shall be subject to punishment as provided in section 1-11.

(Code 1986, § 12.03(10))

Secs. 14-36 - - 14.39. Reserved

ARTICLE III. EXOTIC ANIMALS

Sec. 14- 40. Licensing requirements.

Any person who resides within the City limits and is the owner of an Exotic Animal which is within the City limits, shall license the Exotic Animal with the city clerk. Every person residing in the city who owns an Exotic Animal on January 1 of any year or within 30 days of acquiring ownership shall annually and thereafter obtain a license.

Such owner shall pay to the city clerk/treasurer the amount as established by the council from time to time by resolution. The owner of any Exotic Animal who fails to obtain a license prior to April 1 of each year or within 30 days of acquiring ownership of an Exotic Animal shall pay an additional late fee as established by the council from time to time by resolution and be subject to further penalties pursuant to section 14-62.

Sec. 14- 41. Providing registration information to relevant personnel.

The city clerk shall provide copies of all Exotic Animal registrations to the police department and other emergency rescue personnel which may have reason to enter the premises where wild animals are present for purposes of rescue operations resulting from a natural disaster or personal emergency.

Sec. 14- 42. Prohibited animals

It shall be unlawful for any person to keep maintain or have in their possession or under their control within the City any poisonous reptile or other dangerous animal, hybrid animal, carnivorous wild animal or reptile, vicious or dangerous domesticated animal or any other animal or reptile of wild, vicious, or dangerous propensities. Short term educational exhibits are exempt from this provision.

Sec. 14- 43. Prohibited animals enumerated.

1. In addition to the prohibition in section 14 – 42, it shall be unlawful for any person to keep, maintain or have in their possession or under their control within the City any of the following animals:
 - a. Any animal which has been declared to be protected or endangered by the U.S. Department of Interior;
 - b. All poisonous animals, including snakes; that upon touch or bite may cause hallucinations, alter cardiopulmonary functions, or even death.
 - c. Badgers;
 - d. Bears
 - e. Beavers
 - f. Canids (such as: wolves, foxes, coyotes, jackals, dingoes, or raccoon dogs);
 - g. Civet;
 - h. Constrictor snakes above six (6) feet in length
 - i. Crocodilian (such as: Alligators, crocodiles, or caimans);
 - j. Falconiformes (such as: eagles, hawks, owls, or falcons) except falcons and hawks in the possession of a state or federally licensed handler;
 - k. Edentata (such as: anteaters, tamaduas, sloths, or armadillos);
 - l. Emus
 - m. Felids (such as: lions, tigers, leopards, cheetahs, jaguars, pumas, lynx, ocelots, or bobcats);

- n. Game cocks and other fighting birds;
- o. Hyenas
- p. Marsupials (such as: opossums, Tasmanian wolf, kangaroos, koalas, or wombats);
- q. Muskrats
- r. Ostriches
- s. Porcupine
- t. Primates (such as: apes, monkeys, baboons, chimpanzees, gibbons, gorillas, orangutans, siamangs.)
- u. Procyonids (such as: raccoons, coatis, kinkajous, ring-tailed cats, or pandas)
- v. Rheas;
- w. Skunks;
- x. Squirrels;
- y. Sharks;
- z. Ungulates (such as: elephants, zebra, tapirs, rhinoceroses, camel, llama, caribou, antelope, bison, reindeer, deer, giraffe, hippopotamus, wild boar, gazelle, or gnu);
- aa. Water buffalo;
- bb. Wart hogs;
- cc. Weasels;
- dd. Wolverines;
- ee. Woodchucks; or
- ff. Any other dangerous animal.

Sec. 14- 44. Owner to report escape of Exotic Animal.

The owner or keeper of any Exotic Animal that escapes from their custody or control shall within one hour after they discover or reasonably should have discovered the escape, report it to a law enforcement officer of the City and the County Sheriff where the escape occurred.

Secs. 14-45 - - 14-49. Reserved

ARTICLE IV. CRUELTY TO ANIMALS AND RELATED OFFENSES

Sec. 14-50. Cruelty to animals generally.

No Person shall beat, torture, or injure any animal, nor overload any working animal, nor shall any person abuse, mistreat or neglect any such animal.

Sec. 14.51. Reserved

Sec. 14-52. Humane care of animals.

All persons keeping, possessing and/or in control of an animal shall provide the animal with sufficient food and water, proper shelter, humane care and treatment and veterinary care when needed to prevent suffering. No person shall mistreat any animal nor shall any animal be abandoned. An owner may take an animal they no longer desire to care for to an Animal Shelter licensed by the State of Wisconsin.

Sec. 14-53. Poisoning of Pets.

It shall be unlawful for any person to administer or cause to be administered a substance which they knew or should have known was a poison of any sort whatsoever to any Pet, or to place any poison or poisoned food where the same is accessible to any Pet.

Sec. 14-54. Instigating or allowing fights between animals.

No person shall engage in or allow any fighting between animals of any kind upon their premises or premises in their possession or under their control in the City. No person shall keep any house, pit, or other place to be used in permitting fights between animals. No person shall instigate or encourage any animal to attack, bite, wound, or worry another animal for any bet, stake, reward or entertainment.

Sec. 14-55. Injured or ill animals.

Whenever an animal control officer encounters a stray animal suffering pain, the animal control officer may take the animal to a veterinarian where the cost of any care or treatment shall be borne by the owner of the animal. If ownership of the animal cannot be determined, the animal control officer shall impound the animal for five days unless it appears that a longer impoundment will lead to identification of the owner. If the owner cannot be located the animal may be disposed of by humane means without notice.

Secs. 14-56 - - 14-59. Reserved.

ARTICLE V. COMMERCIAL ANIMAL ESTABLISHMENTS.

Sec. 14-60. Permit Required.

No Person or entity shall operate a commercial animal establishment without first obtaining a permit. An application for a commercial animal establishment permit shall be made to the city clerk, and the applicant shall pay a fee prior to the city clerk issuing a commercial animal establishment permit. No permit shall be granted without an inspection of the premises to determine compliance with this Code and state law. The permit shall be issued for one year, commencing on January 1 of each year. Renewal applications for permits shall be made 30 days prior to and up to 30 days after the start of the calendar year. If there is a change of ownership of a commercial animal establishment, the new owner shall obtain a permit.

Sec. 14-61. Operation of Commercial Animal Establishments.

Every Commercial Animal Establishment:

1. Shall be maintained in a clean and sanitary condition and not to allow any refuse or waste material to accumulate.
2. Shall have impervious, smooth and cleanable floors.
3. Shall post its permit in a conspicuous place open to the public.
4. Shall isolate and treat any animal in its possession which has any disease, injure, or abnormality and may not sell such animal without full disclosure to the buyer of the condition of the animal.

5. Shall furnish the buyer of any animal, except fish, with a written statement of sale showing the date of sale, approximate age of the animal, immunization and medication type and date administered, and the names of both the seller and buyer.
6. Shall take measures to limit the potential creation of a noise nuisance and take measures to mitigate the actual noise at the establishment or premise.
7. A violation of this chapter shall be cause for revocation of the Commercial Animal Establishment Permit.
(Ord. 2020-05)

ARTICLE VI. ENFORCEMENT

Sec. 14-62. Penalties for violations of Chapter 14.

Any person who shall violate any section within this chapter is subject to the penalties set forth in section 1-11 of the City ordinances, in addition to any other remedies or sanctions stated with this Chapter

**Cooperative Agreement
Between
Janesville Mobilizing 4 Change
And
Evansville Police Department**

This cooperative agreement is executed by and between Janesville Mobilizing 4 Change (JM4C) and the Evansville Police Department (EPD). The funds provided to EPD through this agreement will assist JM4C in carrying out a Place of Last Drink Study in Rock County (POLD).

I. Period of Performance

This agreement covers the services rendered by EPD during the period beginning March 1, 2021 and ending on or before September 30, 2021.

II. Goals and Objectives

At the completion of the project period, it is expected that the data necessary to analyze over-serving in Rock County are compiled into document provided by JM4C, for use by JM4C.

III. Deliverables

EPD agrees to furnish the following items. A copy of these items will be sent directly to JM4C, c/o Jane Golberg, Director.

- | | |
|------------------------------|------------------------------|
| i. Signed agreement returned | Deadline: April 19th, 2021 |
| ii. POLD document with data | Deadline: September 30, 2021 |

IV. Contract Amount & Supplies

- a. JM4C shall pay \$1,000.00 to EPD to cover the costs associated with the POLD Study. POLD data shall be pulled and entered from various law enforcement agencies in Rock County, including (but not limited to):
 - i. Rock County Sheriff's Department
 - ii. Wisconsin State Patrol
 - iii. Beloit Police Department
 - iv. Clinton Police Department
 - v. Fulton Township Police Department
 - vi. Edgerton Police Department
 - vii. Evansville Police Department
 - viii. Janesville Police Department
 - ix. Milton Police Department
 - x. Milton Township Police Department
 - xi. Orfordville Police Department
 - xii. Town of Beloit Police Department
 - xiii. Turtle Township Police Department
- b. A payment of \$1,000 will be made upon completion of work, receipt of final deliverables, and final invoice.

V. Confidentiality

Names, dates, addresses and any other private or personal information contained in SP4005 or the arrest reports shall be considered confidential. All parties involved agree to maintain the

privacy and confidentiality of the individuals mention therein. Only anonymized data shall be compiled.

VI. Responsibilities

- a. EPD shall be responsible for the collection of data from SP4005 and police or sheriff's arrest reports related to Driving Under the Influence or Operating While Intoxicated incidents. Data shall be entered into a document provided by JM4C in a manner which may be sorted by community/police department and other factors and cloud storage for back up. The time frame for data collected is 03/01/2020 to 12/31/2020.
- b. EPD will communicate with JM4C regarding data entry progress.
- c. JM4C shall be responsible for the creation of an appropriate document for data collection.
- d. JM4C shall provide appropriate cloud storage for data collection.
- e. JM4C shall be responsible for providing training to EPD on prior year data collection, to ensure data consistency.
- f. JM4C shall be responsible for ensuring POLD report creation, and dissemination of the report to law enforcement agencies.

VII. Signatures

Jane Golberg, Director – Janesville Mobilizing 4 Change

Date

Patrick Reese, Chief of Police – Evansville Police Department

Date

	CITY OF EVANSVILLE Street Use License – Long Term
	City Hall 31 S. Madison St PO Box 529 Evansville, WI 53536

Ordinance Section 106.161 - Section 106.163

This permit shall license the closure of a City Street for the purpose of business, celebration or other event that would require the full or partial closure of a road for a set period of time.

The fee is currently twenty five dollars (\$25.00) plus any costs for notice.

Section 1

Name of Organization: Creekside Place - Creekside Cruise Nights

Address: 102 Maple Street, Evansville, WI 53536

Responsible Person: Kari Fehrenbacher

Address: 16902 W Porter Rd, Evansville WI 53536

Phone #: (608) 228-3266 Date(s) of Event(s): May 6th, June 3rd, July 1st, August 5th, September 2nd

Hours of Operation: 4:00-8:30pm Location of Event: 102 Maple St - parking lot

Description of street proposed to be used: Maple St. from Church St. to Liberty St. A portion of the street will be blocked: Church St. from corner of Maple to the East property line of Creekside Place

Event Description: Cruise Night is for owners of classic cars. Attendees will walk about the cars.
Overflow parking will be at Church St. from the corner of Maple St to the E. property line of Creekside Place and from Church to Liberty St on Maple St., hence the need to block off the streets.

Section 2

Hold Harmless

The applicant agrees to indemnify, defend and hold the city and its employees and agents harmless against all claims, liability, loss, damage or expense asserted against or incurred by the city on account of any injury or death of any person or damage to any property caused by or resulting from the activities for which the license is granted. As evidence of the applicant's ability to perform the conditions of the license, the public safety committee may require the applicant to furnish a certificate of comprehensive general liability insurance with the city and its employees and agents as an additional insured. The insurance shall include coverage for a contractual liability with minimum limits in an amount as required by the public safety committee. The certificate of insurance shall provide 30 days written notice to the city upon cancellation, non-renewal or material change in policy.

Kai Feibacher
Applicant Signature

3/23/21
Date

Section 3

Public Hearing and/or Petition

The applicant further agrees to pay the fee for holding a public hearing; or completing the petition attached to this permit. The applicant has been honest and truthful to his or her best ability in following the instructions on the attached petition.

Kai Feibacher
Applicant Signature

3/23/21
Date

Cancellation

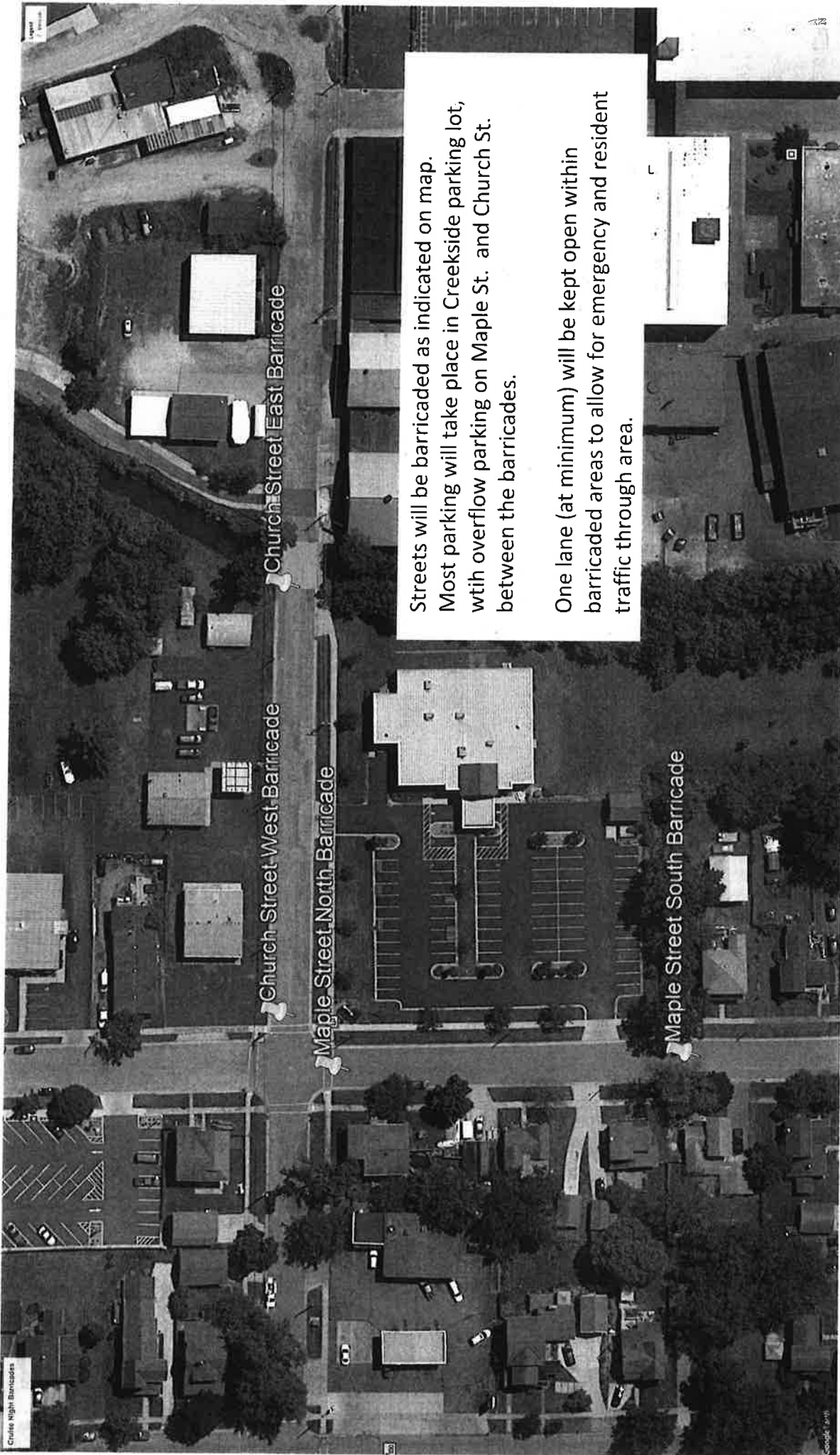
The city, through its police department or other agents, may terminate, without prior notice, any use authorized by a street use license if the health, safety or welfare of the public appears to be endangered by activities generated by or associated with the use or if there are activities that violate any condition specified by the public safety committee when authorizing the issuance of the street use license.

Public Safety Committee public hearing held on _____

Approved: Yes No

City Clerk Office Approval

Date



Church Night Barricades

Church Street East Barricade

Church Street West Barricade

Maple Street North Barricade

Maple Street South Barricade

Streets will be barricaded as indicated on map.
Most parking will take place in Creekside parking lot, with overflow parking on Maple St. and Church St. between the barricades.
One lane (at minimum) will be kept open within barricaded areas to allow for emergency and resident traffic through area.



Evansville Home Talent Baseball
13816 W. Northridge Drive
Evansville, Wisconsin 53536
Tel: 608-882-4626
www.evansvillehometalent.org

March 29, 2021

City of Evansville – Public Safety Committee
31 S. Madison St, PO Box 76
Evansville, WI 53536

Dear Public Safety Committee:

The Evansville Home Talent Baseball Club, Inc. (aka Jays) is applying for a Temporary Class "B" Retailer's License. This application is the same as previous applications submitted since the 2011 season.

Please find enclosed:

- Application Form AT-315 dated March 29, 2021
- Exhibit A – Officer/Manager/Operator Information
- Exhibit B – Location of Premises
- Exhibit C – Name and Dates of Event.

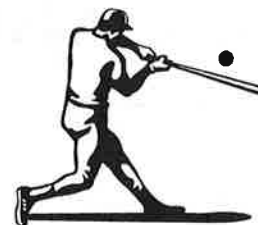
A check (\$10 per event) will be provided when picking up licenses.

I will plan on attending the next Public Safety Committee meeting on April 7, 2021 via phone or virtual method.

If there are any questions regarding this application before the April meeting, please feel free to contact me at 608-575-4359 or email jonfrey17@gmail.com.

Sincerely,

Jon Frey
General Manager



APPLICATION FOR TEMPORARY CLASS "B"/"CLASS B" RETAILER'S LICENSE

See Additional Information on reverse side. Contact the municipal clerk if you have questions.

FEE \$ 10.00 per date

Application Date: March 29, 2021

Town Village City of Evansville County of Rock

The named organization applies for: (check appropriate box(es).)

- A Temporary Class "B" license to sell fermented malt beverages at picnics or similar gatherings under s. 125.26(6), Wis. Stats.
A Temporary "Class B" license to sell wine at picnics or similar gatherings under s. 125.51(10), Wis. Stats.

at the premises described below during a special event beginning April 2021 and ending Sept 2021 and agrees to comply with all laws, resolutions, ordinances and regulations (state, federal or local) affecting the sale of fermented malt beverages and/or wine if the license is granted.

1. ORGANIZATION (check appropriate box) Bona fide Club Church Lodge/Society Veteran's Organization Fair Association

(a) Name Evansville Home Talent Baseball Club, Inc (aka Jays)

(b) Address 13816 W Northridge Drive, Evansville, WI 53536 (Street) Town Village City

(c) Date organized January 12, 2005

(d) If corporation, give date of incorporation April 9, 2012

(e) If the named organization is not required to hold a Wisconsin seller's permit pursuant to s. 77.54 (7m), Wis. Stats., check this box: X

(f) Names and addresses of all officers:

President See Exhibit A

Vice President

Secretary

Treasurer

(g) Name and address of manager or person in charge of affair: See Exhibit A

2. LOCATION OF PREMISES WHERE BEER AND/OR WINE WILL BE SOLD:

(a) Street number See Exhibit B

(b) Lot Block

(c) Do premises occupy all or part of building?

(d) If part of building, describe fully all premises covered under this application, which floor or floors, or room or rooms, license is to cover:

3. NAME OF EVENT

(a) List name of the event See Exhibit C

(b) Dates of event

DECLARATION

The Officer(s) of the organization, individually and together, declare under penalties of law that the information provided in this application is true and correct to the best of their knowledge and belief.

Evansville Home Talent Baseball Club, Inc (aka Jays) (Name of Organization)

Officer [Signature] 3/29/21 (Signature/date)

Officer (Signature/date)

Officer (Signature/date)

Officer (Signature/date)

Date Filed with Clerk

Date Reported to Council or Board

Date Granted by Council

License No.

EXHIBIT A

Application Date: March 29, 2021

Evansville Home Talent Baseball Club, Inc. (aka Jays)

Temporary Class "B" malt beverages Retailer's License Application

Form AT-315

Item 1f Name and address of officer:

Jon M Frey, President/General Manager
13816 W Northridge Drive
Evansville, WI 53536
City of Evansville Operator's License No. 19/21-10
Birth Date: 12/30/1976

Item 1g Name and address of managers or person in charge of affair:

Same as above.

EXHIBIT B

Application Date: March 29, 2021
Evansville Home Talent Baseball Club, Inc. (aka Jays)
Temporary Class "B" malt beverages Retailer's License Application

Form AT-315 Item 2 - Location of premises where beer will be sold:

Lake Leota Park Upper Diamond Area
Address: Burr W Jones Circle, Evansville, WI 53536
Premises defined by white dashed line noted below in Figure 1



Figure 1

EXHIBIT C

Application Date: March 29, 2021

Evansville Home Talent Baseball Club, Inc. (aka Jays)

Temporary Class "B" malt beverages Retailer's License Application

Form AT-315

Item 3a Name of the event:

Evansville Jays Home Talent Baseball Games

Item 3b Dates of event:

- 1) Sunday, June 6, 2021
- 2) Thursday, June 17, 2021
- 3) Sunday, June 20, 2021
- 4) Thursday, July 15, 2021
- 5) Sunday, July 25, 2021
- 6) Thursday, July 29, 2021
- 7) Thursday, August 5, 2021

Note 1: If any of the above games get rained out or postponed, license to cover new make-up game date.

Note 2: If the Jays make the playoffs at the end of the season and host a playoff game(s), this application requests the approval for those to be determined playoff dates (i.e. August 12, August 15, etc). Once the home playoff game dates are known, the Jays will advise City Hall for the specific date license and pay the required fee.

Note 3: If new home games are added to the schedule, this application covers any new dates. The Jays will advise City Hall of a new game added to the schedule for the specific date license and pay the required fee.

Note 4: If the season schedule is changed due to COVID-19, then this application covers any schedule changes to home games.



**CITY OF EVANSVILLE
Operator's License Application**

City Hall
31 S. Madison St
PO Box 76
Evansville, WI 53536

Provisional License \$15.00 Original License \$25.00 Renewal License \$25.00

First Sarah Middle h Last (as on your driver's license) Gray Date of Birth _____

Address _____
Street City State Zip Code

Telephone No.: _____ Gender: Male Female

Current Driver's License No.: _____ Issued in the state of: WI
(If no current DL, Provide the Last Valid Driver's License No.)

If you are unsure about the answers to questions 3-5 below, you may obtain a copy of your record from the Wisconsin Department of Transportation or visit CCAP's website at <http://wcca.wicourts.gov>. Incomplete information may result in a delay or denial of your application. Answer ALL questions below.

- 1) In the last 2 years, have you held a valid Wisconsin Operator's License or completed a Wisconsin Certified Responsible Beverage Server's Training Course? Currently enrolled
Yes No Original applications require a copy of either document.
- 2) Do you need to apply for a Provisional (60 Day) License?
Yes No If yes, please enclose an additional \$15.00 fee
- 3) Have you ever been cited and/or convicted of any felony or misdemeanor in the State of Wisconsin or in the United States?
Yes No If yes, state nature of offense and, if applicable, the conviction date and name of court: _____
- 4) Within the last 10 years have you been cited and/or convicted of violating any other law or ordinance in the City of Evansville or State of Wisconsin?
Yes No If yes, state nature of offense and if applicable the conviction date and name of court: _____
- 5) Within the last 10 years have you been cited and/or convicted of violating any license law or ordinance regulating the sale of fermented malt beverages or intoxicating liquors?
Yes No If yes, state nature of offense and if applicable the conviction date and name of court: _____

I hereby apply for a license to serve Fermented Malt Beverage and Intoxicating Liquors, subject to the limitations imposed by Section 125.32 (2) and 125.68 (2) of the Wisconsin State Statutes and all acts amendatory thereof and supplementary thereto, and hereby agree to comply with all laws, resolutions, ordinances and regulations, Federal, State, or Local, affecting the sale of such beverages and liquors if a license be granted me. I understand that the Provisional License expires 60 days after issuance and the Original License expires on the second June 30th after issuance (unless revoked prior to expiration).

I certify that I am a citizen of the United States; I am _____ years of age; and that all answers in this application are true and correct, and I agree that any misstatements or omissions of material fact may result in the denial of this application. I understand the application fees are non-refundable.

Date: 12/14/2020 Signature of Applicant: Sarah Gay

For Office Use Only

Provisional License Receipt # _____ Faxed _____ Initials _____
Police: Recommend Non-Recommend _____ Signature/Date: [Signature] 12/22/20

Reason for Non-Recommendation if Applicable: _____

Lic No. 20/22-51 Issue Date: 12/30/2020 Date Approved: 12/30/2020 Clerk Approval: [Signature]

Operator's License Receipt # _____ Faxed _____ Initials _____
Police: Recommend Non-Recommend _____ Signature/Date: [Signature] 12/22/20

Reason for Non-Recommendation if Applicable: _____

Public Safety Committee: Granted _____ Denied _____
Reason for Denial: _____

Lic No. _____ Issue Date: _____

Signature/Date: _____ / _____



CITY OF EVANSVILLE
Operator's License Application

City Hall
31 S. Madison St
PO Box 76
Evansville, WI 53536

Provisional License \$15.00 Original License \$25.00 Renewal License \$25.00

First Marcie Middle Lynn Last (as on your driver's license) McCaffrey Date of Birth _____

Address _____ Street _____ City _____ State WI Zip Code _____

Telephone No.: _____ Gender: Male Female

Current Driver's License No.: _____ issued in the State of: WI
(If no current DL, Provide the Last Valid Driver's License No.)

If you are unsure about the answers to questions 3-5 below, you may obtain a copy of your record from the Wisconsin Department of Transportation or visit CCAP's website at <http://wcca.wicourts.gov>. Incomplete information may result in a delay or denial of your application. Answer ALL questions below.

- 1) In the last 2 years, have you held a valid Wisconsin Operator's License or completed a Wisconsin Certified Responsible Beverage Server's Training Course?
Yes No Original applications require a copy of either document.
- 2) Do you need to apply for a Provisional (60 Day) License?
Yes No If yes, please enclose an additional \$15.00 fee
- 3) Have you ever been cited and/or convicted of any felony or misdemeanor in the State of Wisconsin or in the United States?
Yes No If yes, state nature of offense and, if applicable, the conviction date and name of court: _____
- 4) Within the last 10 years have you been cited and/or convicted of violating any other law or ordinance in the City of Evansville or State of Wisconsin?
Yes No If yes, state nature of offense and if applicable the conviction date and name of court: _____
- 5) Within the last 10 years have you been cited and/or convicted of violating any license law or ordinance regulating the sale of fermented malt beverages or intoxicating liquors?
Yes No If yes, state nature of offense and if applicable the conviction date and name of court: _____

I hereby apply for a license to serve Fermented Malt Beverage and Intoxicating Liquors, subject to the limitations imposed by Section 125.32 (2) and 125.68 (2) of the Wisconsin State Statutes and all acts amendatory thereof and supplementary thereto, and hereby agree to comply with all laws, resolutions, ordinances and regulations, Federal, State, or Local, affecting the sale of such beverages and liquors (if a license be granted me. I understand that the Provisional License expires 60 days after issuance and the Original License expires on the second June 30th after issuance (unless revoked prior to expiration).

I certify that I am a citizen of the United States; I am _____ years of age; and that all answers in this application are true and correct, and I agree that any misstatements or omissions of material fact may result in the denial of this application. I understand the application fees are non-refundable.

Date: 3-8-2021

Signature of Applicant:

Marcus R. McCaffrey

For Office Use Only

Provisional License Receipt # _____ Faxed 3/10/21 Initials EA

Police: Recommend Non-Recommend _____ Signature/Date: EA 3/12/21

Reason for Non-Recommendation If Applicable: _____

Lic No. _____ Issue Date: _____ Date Approved: _____ Clerk Approval: _____

Operator's License Receipt # _____ Faxed 3/10/21 Initials EA

Police: Recommend Non-Recommend _____ Signature/Date: EA 3/12/21

Reason for Non-Recommendation If Applicable: _____

Public Safety Committee: Granted _____ Denied _____

Reason for Denial: _____

Lic No. _____ Issue Date: _____

Signature/Date: _____ / _____



CITY OF EVANSVILLE
Operator's License Application

City Hall
31 S. Madison St
PO Box 76
Evansville, WI 53536

Provisional License \$15.00 Original License \$25.00 Renewal License \$25.00

First Forrest Middle Palmer Last (as on your driver's license) Johnson Date of Birth 12/11/1988

Address _____
Street City State Zip Code

Telephone No.: _____ Gender: Male Female

Current Driver's License No.: _____ Issued In the State of: Wisconsin
(If no current DL, Provide the Last Valid Driver's License No.)

If you are unsure about the answers to questions 3-5 below, you may obtain a copy of your record from the Wisconsin Department of Transportation or visit CCAP's website at <http://wcca.wicourts.gov>. Incomplete information may result in a delay or denial of your application. Answer ALL questions below.

1) In the last 2 years, have you held a valid Wisconsin Operator's License or completed a Wisconsin Certified Responsible Beverage Server's Training Course?

Yes No Original applications require a copy of either document.

2) Do you need to apply for a Provisional (60 Day) License?

Yes No If yes, please enclose an additional \$15.00 fee

3) Have you ever been cited and/or convicted of any felony or misdemeanor in the State of Wisconsin or in the United States?

Yes No If yes, state nature of offense and, if applicable, the conviction date and name of court:

4) Within the last 10 years have you been cited and/or convicted of violating any other law or ordinance in the City of Evansville or State of Wisconsin?

Yes No If yes, state nature of offense and if applicable the conviction date and name of court:
non-registration traffic ticket

5) Within the last 10 years have you been cited and/or convicted of violating any license law or ordinance regulating the sale of fermented malt beverages or intoxicating liquors?

Yes No If yes, state nature of offense and if applicable the conviction date and name of court:

31 S. Madison St, Evansville WI 53536 / Phone 608.882.2266 / Fax 608.882.2282

www.ci.evansville.wi.gov

I hereby apply for a license to serve Fermented Malt Beverage and Intoxicating Liquors, subject to the limitations imposed by Section 125.32 (2) and 125.68 (2) of the Wisconsin State Statutes and all acts amendatory thereof and supplementary thereto, and hereby agree to comply with all laws, resolutions, ordinances and regulations, Federal, State, or Local, affecting the sale of such beverages and liquors if a license be granted me. I understand that the Provisional License expires 60 days after issuance and the Original License expires on the second June 30th after issuance (unless revoked prior to expiration).

I certify that I am a citizen of the United States; I am _____ years of age; and that all answers in this application are true and correct, and I agree that any misstatements or omissions of material fact may result in the denial of this application. I understand the application fees are non-refundable.

Date: 3/26/21

Signature of Applicant: [Signature]

For Office Use Only

Provisional License Receipt # _____ Faxed _____ Initials _____

Police: Recommend _____ Non-Recommend _____ Signature/Date: _____

Reason for Non-Recommendation if Applicable: _____

Lic No. _____ Issue Date: _____ Date Approved: _____ Clerk Approval: _____

Operator's License Receipt # 1143271 Faxed 3/10/21 Initials YJA

Police: Recommend X Non-Recommend _____ Signature/Date: [Signature] 3/12/21

Reason for Non-Recommendation if Applicable: _____

Public Safety Committee: Granted _____ Denied _____

Reason for Denial: _____

Lic No. _____ Issue Date: _____

Signature/Date: _____ / _____

Nathan



CITY OF EVANSVILLE
Operator's License Application

City Hall
31 S. Madison St
PO Box 76
Evansville, WI 53536

Provisional License \$15.00 Original License \$25.00 Renewal License \$25.00

Jonathan Ismail Oner _____ Date of Birth _____
First Middle Last (as on your driver's license)

Address _____
Street City State Zip Code

Telephone No.: _____ Gender: Male Female

Current Driver's License No.: _____ issued in the State of: WI
(If no current DL, Provide the Last Valid Driver's License No.)

If you are unsure about the answers to questions 3-5 below, you may obtain a copy of your record from the Wisconsin Department of Transportation or visit CCAP's website at <http://wcca.wicourts.gov>. Incomplete information may result in a delay or denial of your application. Answer ALL questions below.

- 1) In the last 2 years, have you held a valid Wisconsin Operator's License or completed a Wisconsin Certified Responsible Beverage Server's Training Course?
Yes No Original applications require a copy of either document.
- 2) Do you need to apply for a Provisional (60 Day) License?
Yes No If yes, please enclose an additional \$15.00 fee
- 3) Have you ever been cited and/or convicted of any felony or misdemeanor in the State of Wisconsin or in the United States?
Yes No If yes, state nature of offense and, if applicable, the conviction date and name of court: Distribution of THC N/A Green County Circuit Court
- 4) Within the last 10 years have you been cited and/or convicted of violating any other law or ordinance in the City of Evansville or State of Wisconsin?
Yes No If yes, state nature of offense and if applicable the conviction date and name of court: _____
- 5) Within the last 10 years have you been cited and/or convicted of violating any license law or ordinance regulating the sale of fermented malt beverages or intoxicating liquors?
Yes No If yes, state nature of offense and if applicable the conviction date and name of court: _____

I hereby apply for a license to serve Fermented Malt Beverage and Intoxicating Liquors, subject to the limitations imposed by Section 125.32 (2) and 125.68 (2) of the Wisconsin State Statutes and all acts amendatory thereof and supplementary thereto, and hereby agree to comply with all laws, resolutions, ordinances and regulations, Federal, State, or Local, affecting the sale of such beverages and liquors if a license be granted me. I understand that the Provisional License expires 60 days after issuance and the Original License expires on the second June 30th after issuance (unless revoked prior to expiration).

I certify that I am a citizen of the United States; I am _____ years of age; and that all answers in this application are true and correct, and I agree that any misstatements or omissions of material fact may result in the denial of this application. I understand the application fees are non-refundable.

Date: 3/8/21 Signature of Applicant: [Signature]

For Office Use Only

Provisional License Receipt # 1143272 Faxed 3/10/21 Initials JH

Police: Recommend _____ Non-Recommend Signature/Date: [Signature] 3/12/21

Reason for Non-Recommendation if Applicable: _____

Lic No. _____ Issue Date: _____ Date Approved: _____ Clerk Approval: _____

10/03/20 Arrest For Manufacture Deliver THC - felony.

Operator's License Receipt # 1143272 Faxed 3/10/21 Initials JH

Police: Recommend _____ Non-Recommend Signature/Date: [Signature] 3/12/21

Reason for Non-Recommendation if Applicable: _____

10/20/20 LEFT OFF felony charge of 2nd degree reckless Endangering Safety.

Public Safety Committee: Granted _____ Denied _____

Reason for Denial: _____

Lic No. _____ Issue Date: _____

Signature/Date: _____ / _____

Hannah



CITY OF EVANSVILLE
Operator's License Application

City Hall
31 S. Madison St
PO Box 76
Evansville, WI 53536

Provisional License \$15.00 Original License \$25.00 Renewal License \$25.00

First Hannah Middle Marie Last (as on your driver's license) VanHorn Date of Birth _____

Address _____
Street City State Zip Code

Telephone No.: _____ Gender: Male Female

Current Driver's License No.. _____ Issued in the State of: WI
(If no current DL, Provide the Last Valid Driver's License No.)

If you are unsure about the answers to questions 3-5 below, you may obtain a copy of your record from the Wisconsin Department of Transportation or visit CCAP's website at <http://wcca.wicourts.gov>. Incomplete information may result in a delay or denial of your application. Answer ALL questions below.

- 1) In the last 2 years, have you held a valid Wisconsin Operator's License or completed a Wisconsin Certified Responsible Beverage Server's Training Course?
Yes No Original applications require a copy of either document.
- 2) Do you need to apply for a Provisional (60 Day) License?
Yes No If yes, please enclose an additional \$15.00 fee
- 3) Have you ever been cited and/or convicted of any felony or misdemeanor in the State of Wisconsin or in the United States?
Yes No If yes, state nature of offense and, if applicable, the conviction date and name of court: _____
- 4) Within the last 10 years have you been cited and/or convicted of violating any other law or ordinance in the City of Evansville or State of Wisconsin?
Yes No If yes, state nature of offense and if applicable the conviction date and name of court: _____
- 5) Within the last 10 years have you been cited and/or convicted of violating any license law or ordinance regulating the sale of fermented malt beverages or intoxicating liquors?
Yes No If yes, state nature of offense and if applicable the conviction date and name of court: _____

I hereby apply for a license to serve Fermented Malt Beverage and Intoxicating Liquors, subject to the limitations imposed by Section 125.32 (2) and 125.68 (2) of the Wisconsin State Statutes and all acts amendatory thereof and supplementary thereto, and hereby agree to comply with all laws, resolutions, ordinances and regulations, Federal, State, or Local, affecting the sale of such beverages and liquors if a license be granted me. I understand that the Provisional License expires 60 days after issuance and the Original License expires on the second June 30th after issuance (unless revoked prior to expiration).

I certify that I am a citizen of the United States; I am _____ years of age; and that all answers in this application are true and correct, and I agree that any misstatements or omissions of material fact may result in the denial of this application. I understand the application fees are non-refundable.

Date: 3/17/2021 Signature of Applicant: *Kammah [Signature]*

For Office Use Only

Provisional License Receipt # 1143273 Faxed 3/10/21 Initials YHA
Police: Recommend _____ Non-Recommend X Signature/Date: *[Signature]* 3/12/21
Reason for Non-Recommendation if Applicable: _____
Lic No. _____ Issue Date: _____ Date Approved: _____ Clerk Approval: _____

7/19/20 left off underage Alcohol violation
Operator's License Receipt # 1143273 Faxed 3/10/21 Initials YHA
Police: Recommend _____ Non-Recommend X Signature/Date: 3/12/21
Reason for Non-Recommendation if Applicable: _____

7/19/20 see above - (B)
Public Safety Committee: Granted _____ Denied _____
Reason for Denial: _____
Lic No. _____ Issue Date: _____

Signature/Date: _____ / _____