

STATE OF WISCONSIN MILWAUKEE COUNTY VILLAGE OF HALES CORNERS

ORDINANCE NO. 20 - 02

AN ORDINANCE TO AMEND CHAPTER 10 ALCOHOL BEVERAGES, OF THE MUNICIPAL CODE TO AUTHORIZE THE VILLAGE CLERK TO ISSUE OPERATORS' LICENSES

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WHEREAS, 2019 Wisconsin Act 166, which took effect on March 5, 2020, amended Wis. Stat. § 125.17 to provide that a municipal governing body may by ordinance authorize a designated municipal official to issue operators' licenses; and

WHEREAS, operators' licenses are issued by the Village Board pursuant to Chapter 10 Alcohol Beverages, of the Municipal Code, though the Village Clerk is authorized to issue provisional operators' licenses and provisional retail licenses pursuant to §10.05(6) of the Municipal Code; and

WHEREAS, the Village Board having considered the process expediency of authorizing the Village Clerk to additionally issue operator's licenses and having determined same to be reasonable.

NOW, THEREFORE, the Village Board of the Village of Hales Corners, Wisconsin, do ordain as follows:

SECTION 1: §10.05(6) of the Municipal Code of Hales Corners, Wisconsin, be and the same is hereby amended to add immediately after "issue": operators' licenses," to the existing text; and to add following the existing text: "A grant or denial of an application for a license by the Village Clerk shall be made pursuant to the applicable provisions and standards for grant or denial of license consideration by the Village Board as set forth within §10.07 of this Chapter."

SECTION 2: §10.07(1) of the Municipal Code of Hales Corners, Wisconsin, be and the same is hereby amended to read as follows: "The Village Board shall approve an application for a license required under this Chapter, excepting those for which the Village Clerk is authorized pursuant to §10.05(6) above, provided that the application, applicant and any premises to be licensed are qualified and comply in all respects with all of the terms and provisions of this Chapter."

SECTION 3: The terms and provisions of this ordinance are severable. Should any term or provision of this ordinance be found to be invalid by a court of competent jurisdiction, the remaining terms and provisions shall remain in full force and effect.

SECTION 4: All ordinances and parts of ordinances in contravention to this ordinance are hereby repealed.

SECTION 5: This ordinance shall take effect and be in force from and after its passage and publication.

PASSED and ADOPTED this 11th day of May, 2020.



  
Daniel J. Besson, Village President

Countersigned:

  
Sandra M. Kulik, Administrator/Clerk