

VERIFICATION BY COMMUNITY DEVELOPMENT & INSPECTIONS:

Zoning Classification: _____ **If SFR, choose: Waiver** **2** (Restaurant), **3** (Outdoor Dining)

The outdoor area sought is _____ ft from any single-family dwelling.

If less than 25ft from single family, choose:

Waiver **1** (Institutional), **2** (Restaurant), **3** (Outdoor Dining), **or**

N/A because the single family dwelling is zoned B-1, B-2, B-3, B-4, **or**

N/A because the dwelling within twenty-five (25') feet of the outdoor area boundary is occupied by the applicant and/or immediate family and no others (in accordance with 10.075 D.1.b.)

The outdoor area has a boundary:

within 750 ft of any residentially zoned property.

Live music/entertainment is allowed in outdoor area 10:00 AM to 10:00 PM with a cabaret license. (Amplified music is allowed without a cabaret license subject to the same time restrictions.)

greater than 750 ft of any residentially zoned property.

Live music/entertainment is allowed in outdoor area 10:00 AM to 1:00 AM (or earlier in accordance with the closing time of the outdoor extension) with a cabaret license. (Amplified music is allowed without a cabaret license subject to the same time restrictions.)

Recommendation:

Approve

Deny

(CDI Staff Member)

Date

“WAIVER A”

**FENCE WAIVER:
for RESTAURANTS only**

**OUTDOOR EXTENSION
CITY ORDINANCE 10.075**

Licensee Name

Applicant has applied for an extension of their Retail Class “B” Fermented Malt Beverage, “Class B” Liquor, and/or “Class C” Wine Licenses in accordance with §10.075 of the Code of General Ordinances and requests a waiver of the fencing requirement contained in Section D (3) thereof. In making this request, the applicant states, they are operating as a restaurant as defined in Section 5.046 A.10. “Restaurant” shall mean any building or room where, as the establishment’s primary business, food and/or beverages are prepared, or served or sold to transients or the general public, and where the sale of Alcohol Beverages account for less than fifty (50%) percent of the establishment’s gross receipts in the B-1, B-2, B-3, and B-4 Zoning Districts.

Individual/Partner/Member Signature

Date

Partner/Member Signature

Date

“WAIVER B”
WAIVER OF PROHIBITIONS SET FORTH IN 10.075 D.1 AND D.3 OF THE CODE OF GENERAL ORDINANCES
of the
OUTDOOR EXTENSION

Licensee Name

Trade Name

Trade Address

Applicant has applied for an extension of their Retail Class "B" Fermented Malt Beverage, "Class B" Liquor, and/or "Class C" Wine Licenses in accordance with §10.075 of the Code of General Ordinances and requests a waiver of all of the prohibitions set forth in Section D(1) and D(3) thereof because the licensed premises, including the outdoor area:

VERIFICATION BY COMMUNITY DEVELOPMENT & INSPECTIONS:

1. is located wholly within an area in the City zoned Institutional.
2. is operating as a restaurant, with the sale of alcoholic beverages accounting for less than fifty (50%) percent of the establishment's gross receipts in the B-1, B-2, B-3, or B-4 Zoning Districts (as defined by Section 5.046 A.10 Of the Code of General Ordinances).
3. is licensed by the City of Kenosha for Outdoor Dining.

* **N/A** because applicant is not requesting a waiver of any requirements of 10.075 D(1) or D (3)

To be completed by the applicant and verified by CDI:

Any applicant for a waiver listed above must file with their application a list of names and addresses of all owners whose property resides within 25 feet of the boundaries of the outdoor area sought to be included within the description of the Retail Class "B" Beer, "Class B" Liquor, and/or "Class C" Wine licensed premises. **This list will be forwarded to the Building Inspector for verification and the City Clerk will notify said owners of the dates, times, and locations of the meetings where the matter of the application shall be discussed.**

Individual/Partner/Member Signature Date

Partner/Member Signature Date

Received by Building Inspector: _____ **Date:** _____