SPECIAL AGENDA
Committee on Licenses/Permits
625 52nd Street, Room 100
August 5, 2019
6:50 PM

PLEASE NOTE DATE, TIME AND LOCATION OF MEETING

Chairperson Curt Wilson
Vice-Chairperson Patrick Juliana
Alderperson Dominic Ruffalo
Alderperson Anthony Kennedy
Alderperson Bill Siel

Call to Order
Roll Call
Citizen Comments

NOTE: All licenses and permits are subject to withholding of issuance by the City Clerk as specified in Section 1.045 of the Code of General Ordinances.

1. Application of Kenosha A&P Hospitality, LLC, located at 5125 6th Avenue (Wyndham Garden), for a Permanent Outdoor Extension of the Class “B” Beer/ “Class B” Liquor License, with a request to change the closing hours to midnight, with no adverse recommendations from the Police Department. (District 2) Pages 1-13

ALDERPERSONS' COMMENTS.
PERMANENT OUTDOOR EXTENSION
CLK210 (rev. 11/17)
CITY ORDINANCE 10.075

Class “B”, “Class B”, and/or “Class C” License(s)

Fee: $150.00

Licensee: Kenosha A & P Hospitality LLC
(DISTRICT #: 2)
Trade Name: Wyndham Garden
Trade Address: 5125 6th Ave
STREET ZIP

Contact Person: RAJIV SINGH
Phone: 312-498-6821 Email: rajiv@wyndhamkenosha.com

1. Type of activity planned for the outdoor area: Outdoor Patio with Bar

2. A detailed map (site plan) of the outdoor area is required. Map Attached
IF ASSISTANCE IS NEEDED, CONTACT MIKE CALLOVI (COMMUNITY DEVELOPMENT & INSPECTION) AT 653-4032 TO SCHEDULE AN APPOINTMENT. (SEE EXAMPLE ATTACHED TO THIS APPLICATION.)

3. A fence not less than four (4’) feet high and no greater than six (6’) feet high is required to surround the outdoor area within the description of the Class “B”, “Class B” and/or “Class C” licensed premises.

☐ A fence will surround the outdoor area. Complete the Fence Permit Application in Room 100 (Department of Community Development & Inspections) and attach a copy to this application. Attached

☐ The Common Council may waive the fence requirement where the licensed premises is operated as a RESTAURANT within the meaning of Section 5.3046 A.10 (of the Code of General Ordinances):
Complete “Waiver A” Fence Waiver Attached

4. The closing hours for a temporary outdoor extension are 10:00 PM TO 8:00 AM You may request to change these hours to 12:00 AM to 8:00 AM. Application (CLKCH1) Attached ☐ N/A

READ CAREFULLY BEFORE SIGNING: Under penalty provided for by law, the undersigned states that each of the above questions has been truthfully answered to the best of his/her/their knowledge. (Individual applicants and each member of a partnership must sign; designated corporate member may sign.)

Individual/Partner/Member Signature Date Partner/Member Signature Date
VERIFICATION BY COMMUNITY DEVELOPMENT & INSPECTIONS:

Zoning Classification: B-3 If SFR, choose: Waiver □ 2 (Restaurant), □ 3 (Outdoor Dining).

The outdoor area sought is ±310 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:

X 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:

X Approve

□ Deny

August 1, 2019

CDI Staff Member Signature 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
Kenosha A&P Hospitality, LLC

Licensee Name

Wyndham Garden

Trade Name

5125 6th Avenue  Kenosha, WI  53140

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: Michael Callovi  Date: 1 August, 2019

City Clerk/Treasurer | 625 52nd St. Room 105, Kenosha, WI 53140 | T: 262.653.4020 | Email: cityclerk@kenosha.org | KENOSHA.ORG

LP ITEM 1  August 5, 2019  Page 5
REQUEST TO CHANGE CLOSING HOURS
CLKCH1 (rev. 11/17)
CITY ORDINANCE 5.046 & 10.075 & 10.076

Change closing hours to 12:00 AM TO 8:00 AM

☒ Outdoor Extension ☐ Outdoor Dining Area with Extension ☐ Outdoor Cafe

Licensee Name: Kenosha Hospitality LLC
Trade Name: Wyndham Garden
Trade Address: 5125 6th Ave 53140 District #: 2
Contact Person: Rajiv Singh
Phone: 312-498-6821 Email: rajive.wyndham@kenosha.com

The undersigned is hereby applying for a change of the closing hours of the outdoor extension or outdoor cafe area of the Class “B” Beer, “Class B” Liquor, and/or “Class C” Wine license(s) in accordance with §10.075 of the Code of General Ordinances to 12:00 AM to 8:00 AM.

In making this application, I understand that amplified music or sound shall not be allowed after 10:00 PM. In Cabaret licensed activities are prohibited in an Outdoor Dining Area w/Outdoor Extension & an Outdoor Cafe Area.

Individual/Partner/Member Signature Date Partner/Member Signature Date
It shall be unlawful to commence work before this placard is placed in a conspicuous place on the premises.

This certifies that

BUILDING PERMIT

No. 178082 has been issued to Property Owner

For Project Address:  5125 Sixth Avenue

For Project Type:  Porch/Deck/Stairs/Handrail/Guardrail

In Compliance with the requirements of the City Ordinance of the City of Kenosha

Dated  5/8, 2019

David Fliess
Building Inspector
CITY OF KENOSHA
Department of Community Development and Inspections
625 52nd Street, Room 100
Kenosha, WI 53140
PHONE: 262.653.4263 • FAX: 262.653.4254

PORCH / DECK PERMIT# 178082

KAS REAL ESTATE HOLDINGS
5125 6TH AVENUE
KENOSHA, WI 53140

Contractor Type: License #

Phone: 312.498.6321

PROJECT INFORMATION

PROPERTY OWNER/PROJECT NAME:
KAS REAL ESTATE HOLDINGS
5125 6TH AVENUE
KENOSHA, WI 53140
262.658.3281

Project Address: 5125 6TH AVENUE
Business Name:

Parcel No.: 12-223-31-177-015
Date Issued: 05/08/19

Construction Type: EXISTING BUILDING
Total Permit Fee: $180.00
Receipt Number: 19303
Paid by: BUCH, HETAL

• Work must begin within sixty (60) days.
• Work must be complete on one-family, two-family and multi-family new dwellings within one (1) year.
• Work must be complete on residential additions, residential alterations, electric, plumbing, HVAC, and accessory buildings within six (6) months.
• Work must be complete on new construction or additions to public buildings within two (2) years.
• Fence installation shall be completed within one-hundred and eighty (180) days from issuance of permit.

THIS PERMIT MUST BE POSTED AS TO BE VISIBLE FROM THE STREET