

**ORDINANCE**

An Ordinance amend Section 11.010(12) of the Manitowoc Municipal Code regulating “Class B” tavern license operating requirements.

The Mayor and Common Council of the City of Manitowoc do ordain as follows:

**Section 1.** Section 11.010(12) is amended to read as follows:

**“(12) “Class B” License Regulations.**

(a) Authorized Sales. A retail “Class B” license authorizes the sale of intoxicating liquor to be consumed by the glass only on the premises where it is sold and also authorizes the sale of intoxicating liquor in the original package or container, in multiples not to exceed four liters at any one time, and to be consumed off the premises where sold. Wine, however, may be sold for consumption off the premises in the original package or otherwise in any quantity.

(b) Number of Licenses. The Common Council may issue as many “Class B” intoxicating liquor licenses as are permitted to be issued under the Wisconsin Statutes.

(c) Minimum Operating Requirements.

(1) New licenses. An establishment applying for a license for the first time under this section must comply with the general licensing procedure in 11.010(2)(d). Any application for a license shall go before the Common Council within 180 days of the application being filed with the Clerk.

(2) Renewals. An establishment renewing a license issued under this section agrees to be open to the public a minimum of 60 days each year for at least four hours per day. Failure to maintain these operational requirements will be grounds for non-renewal or revocation of license. Businesses shall be responsible for maintaining a log of their operating hours. All renewals are also subject to an inspection by the City.

(3) Catastrophic Exception. A business that cannot comply with the requirements to open due to a catastrophe or natural disaster may petition the Council for waiver of the licensing requirements for the remainder of the business year to allow the business time to rebuild. Council may grant one additional year’s extension, as circumstances allow.

(4) Revocations. If a license granted under this section is revoked, the licensee will not be entitled to a refund of any portion of their license fee. Licensees who are revoked may not apply for a new license for 365 days from the date of revocation.”

**Section 2.** This ordinance shall take effect July 1, 2019.

INTRODUCED \_\_\_\_\_ ADOPTED \_\_\_\_\_ APPROVED \_\_\_\_\_

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Justin M. Nickels, Mayor

**Fiscal Impact:** \$0  
**Funding Source:** n/a  
**Finance Director Approval:** /sc  
**Approved as to form:** /kmm

This resolution was drafted by Kathleen M. McDaniel, City Attorney