

**STATE OF WISCONSIN
COUNTY OF BURNETT
TOWN OF LaFOLLETTE**

AMENDED ORDINANCE NO. 2022-003

**AN AMENDMENT TO THE ORDINANCE
REQUIRING PAYMENT OF LOCAL CLAIMS AS CONDITION OF OBTAINING OR
RENEWING TOWN ISSUED ALCOHOL BEVERAGE LICENSES**

Upon review, recommendation, and consideration by the Town of LaFollette Town Board, the Town Board does ordain that Ordinance No. 2022-003 is hereby amended to read as follows:

1. **UNPAID TAXES OR ASSESSMENTS:** As a condition of obtaining or renewing any Alcohol Beverage License listed in Wis. Stat. Chapter 125 (“License”), all local and municipal taxes, assessments, special charges and other municipal fees, including but not limited to municipal forfeitures due to town or county ordinance violations, shall be paid on a current basis by the applicant of such License.
2. **DELINQUENCY:** Any outstanding and unpaid local or municipal tax, assessment, special charge, municipal fee or forfeiture that remain unpaid within a time limit set by Wisconsin law, the Town, or a Court, shall place a current licensee or applicant in a state of delinquency.
3. **APPLICANTS:** No License shall be issued or renewed to any licensee, person, firm, company or corporation for operation on any premises upon which property taxes or assessments or other financial claims of the Town are delinquent and unpaid.
4. **NOTICE REQUIREMENTS FOR RENEWAL APPLICATIONS:** Prior to any denial of an application for renewal of a License, the applicant shall be given notice and opportunity for a hearing as follows: Upon complaint by any person, or at board discretion, and following board review and approval, written notice shall be given to the licensee of the complaint and the basis of the complaint, and the date and time the board will hear the matter. Notice of the hearing shall be given and the hearing conducted as prescribed in § 125.12. The clerk will keep a record of service of the notice of hearing and provide for posting or publication, as may be required pursuant to § 125.12.
5. **HEARING PROCEDURE:** If the renewal applicant shall fail to appear before the board on the date indicated in the notice, the board shall deny the application for renewal. If the applicant appears before the board on the date indicated in the notice and denies the reasons for non-renewal exist, the board shall conduct a hearing with respect to the matter. At the hearing, both the Town and the applicant may produce witnesses, cross-examine witnesses and be represented by counsel. If the board determines the applicant shall not be entitled to renewal, the application shall be denied. The applicant shall, upon request, be provided a written transcript of the hearing at the applicant's expense.

6. SEVERABILITY: In the event any portion of this ordinance is or becomes invalid or illegal, the remaining portions shall remain in full force and effect.

7. EFFECT DATE: This Ordinance shall be effective upon adoption and publication as required by law.

Passed and Adopted on: March 13, 2023

APPROVED

Darwyn Brown

Darwyn Brown, Chairperson

Michael Tarnowski

Mike Tarnowski, Supervisor

Scott Lauder

Scott Lauder, Supervisor

ATTEST

Ashley Grover

Ashley Grover, Town Clerk