

Thursday, September 7, 2023

6:30 PM

McFarland Municipal Center
Community Room

AGENDA

You are invited to this meeting through a Zoom webinar. The public may attend in-person or remotely through the webinar or telephone options listed below.

PLEASE CLICK THE LINK BELOW TO JOIN THE ZOOM WEBINAR:

<https://us02web.zoom.us/j/88228157855>

Or by Telephone: +1 (312) 626-6799

Webinar ID: 882 2815 7855

Press *9 to raise/lower hand. Press *6 to mute/unmute.

1. CALL TO ORDER, ROLL CALL.

2. PUBLIC APPEARANCES.

- a. This is an opportunity for members of the public to address the Public Safety Committee for items that are not on the agenda. Please remember this is a hybrid meeting conducted in person and through the Zoom online meeting platform. Meeting attendees wishing to address the Committee about items not on the agenda may do so at this time. Zoom attendees should type their name and address in the Question and Answer feature within the Zoom online meeting platform at this time. Members of the public who are present in person and wish to address the Committee should fill out a public comment form and turn into the meeting chairperson. When you are called upon to speak, state your name, address, and provide your comments to the Committee for their consideration. Please adhere to the 3-minute time limit. Additionally, you may send your public comments to public.safety@mcfarland.wi.us to be included as part of the meeting.

Members of the public may also speak during their selected agenda item as they designate on the public comment form or in the Question and Answer feature on Zoom.

3. APPROVAL OF MINUTES.

- a. Motion to approve the minutes of the 7/31/2023 meeting.

4. BUSINESS.

- a. Discussion and recommendation on an application for a Class "B" Beer and Reserve "Class B" Liquor for the Winehouse Lounge LLC, D/B/A, The Winehouse, for the property located at 4719 Farwell St including an approximately 400 square foot outdoor consumption area.
- b. Discussion and recommendation on ordinance amendment 2023-08: An ordinance to prohibit false emergency calls.
- c. Discussion and recommendation on ordinance amendment 2023-09: An ordinance amending regulations for mobile food establishments.

5. SCHEDULE NEXT MEETING DATE.

- a. October 2, 2023, 6:30 p.m.

6. ADJOURNMENT.

Any person who has a qualifying disability as defined by the Americans with Disabilities Act that requires the meeting or materials at the meeting to be in an accessible location or format should contact the McFarland Municipal Center at (608)838-3153, 5915 Milwaukee Street, McFarland, Wisconsin, or village.clerk@mcfarland.wi.us by 2:00 p.m. at least 5 business days prior to the meeting so that any necessary arrangements can be made to accommodate each request. If the meeting or request is less than 5 business days from the meeting, requests for accommodations may still be made and reasonable efforts will be made to accommodate each request.

VILLAGE OF MCFARLAND
Public Safety Committee Minutes

Monday, July 31, 2023 - 6:30 PM

1. CALL TO ORDER, ROLL CALL.

Village Trustee Edward Wreh called the regular meeting of the Public Safety Committee to order at 6:30 PM in the Community Room.

Members present: Edward Wreh, Hilary Brandt, Dottie Olson, Meredith Hughey

Members not present: Shannon Morrison, Rich Staley

Staff Present: Police Chief Aaron Chapin, Deputy Administrator Cassandra Suettinger, Fire Chief Chris Dennis

2. PUBLIC APPEARANCES.

- a. *This is an opportunity for members of the public to address the Public Safety Committee for items that are not on the agenda. Please remember this is a hybrid meeting conducted in person and through the Zoom online meeting platform. Meeting attendees wishing to address the Committee about items not on the agenda may do so at this time. Zoom attendees should type their name and address in the Question and Answer feature within the Zoom online meeting platform at this time. Members of the public who are present in person and wish to address the Committee should fill out a public comment form and turn into the meeting chairperson. When you are called upon to speak, state your name, address, and provide your comments to the Committee for their consideration. Please adhere to the 3-minute time limit. Additionally, you may send your public comments to public.safety@mcfarland.wi.us to be included as part of the meeting.*

Members of the public may also speak during their selected agenda item as they designate on the public comment form or in the Question and Answer feature on Zoom.

There were no public appearances.

3. APPROVAL OF MINUTES.

- a. *Motion to approve the minutes of the 6/5/23 meeting.*

Motion by Village Trustee Edward Wreh, seconded by Village Trustee Hilary Brandt, to approve the minutes of the 6/5/23 meeting. Motion carries 4 - 0 - 0 by acclamation.

4. BUSINESS.

- a. *Discussion and recommendation to the Village Board on a "Class A" and Class "A" alcohol license for Handyspot 106 LLC; D/B/A Handyspot 106 LLC, located at 4800 Larson Beach Road, with Bayarmaa Wey acting as agent for the period ending June 30, 2024.*

Village Trustee Edward Wreh introduced the item. Deputy Administrator Suettinger gave an overview of the item.

Village Trustee Edward Wreh asked about ownership changes. Deputy Administrator Suettinger addressed the question.

Motion by Village Trustee Edward Wreh, second by Village Trustee Hilary Brandt, to recommend approval to the Village Board of a "Class A" and Class "A" alcohol license for Handyspot 106 LLC; D/B/A Handyspot 106 LLC, located at 4800 Larson Beach Road, with Bayarmaa Wey acting as agent for the period ending June 30, 2024.

Motion carries 4 - 0 - 0 by acclamation.

- b. Discussion and recommendation to the Village Board on a "Class A" and Class "A" alcohol license for Handyspot 107 LLC; D/B/A Handyspot 107 LLC, located at 4701 Burma Rd, with Tammy Downing acting as agent for the period ending June 30, 2024.

Village Trustee Edward Wreh introduced the item, and Deputy Administrator Suettinger gave an overview of the item.

Motion by Village Trustee Edward Wreh, second by Village Trustee Hilary Brandt, to recommend approval to the Village Board on a "Class A" and Class "A" alcohol license for Handyspot 107 LLC; D/B/A Handyspot 107 LLC, located at 4701 Burma Rd, with Tammy Downing acting as agent for the period ending June 30, 2024.

Motion carries 4 - 0 - 0 by acclamation.

- c. Discussion and recommendation on ordinance amendment 2023-07: an ordinance banning the sale of fireworks in the Village.

Village Trustee Edward Wreh introduced the item. Deputy Administrator Suettinger gave an overview of the item. Chief Chapin and Chief Dennis addressed the committee's questions.

Motion by Village Trustee Edward Wreh, seconded by Village Trustee Hilary Brandt, to recommend approval of ordinance amendment 2023-07: an ordinance banning the sale of fireworks in the Village.

Motion carries 4 - 0 - 0 by acclamation.

5. SCHEDULE NEXT MEETING DATE.

The next meeting is tentatively scheduled for September 7th.

6. ADJOURNMENT.

Motion by Village Trustee Hilary Brandt to adjourn at 6:44 p.m. Motion carries 4-0-0.

Pursuant to law, written notice of this meeting was given to the public and posted on the public bulletin board in accordance with Open Meetings Law.

Respectfully submitted,
Tricia Reimer
Office Manager

VILLAGE OF
McFarland
SUMMARY SHEET

MEETING DATE: Thursday, September 7, 2023

SECTION: Business

DEPARTMENT: Administration

CONTACT: Cassandra Suettinger, Deputy Administrator/Clerk, Aaron Chapin, Police Chief, Chris Dennis, Fire/Rescue Chief

AGENDA ITEM: Discussion and recommendation on an application for a Class "B" Beer and Reserve "Class B" Liquor for the Winehouse Lounge LLC, D/B/A, The Winehouse, for the property located at 4719 Farwell St including an approximately 400 square foot outdoor consumption area.

PREVIOUS ACTION:

The Plan Commission previously approved a Plan Development Detailed Implementation that includes the proposed outdoor area.

ISSUE SUMMARY:

The Winehouse is a new business that will open in the Atwater Phase II project in fall 2023. Attached is the staff report outlining the request for a Class B License for intoxicant liquors and malt beverages including an outdoor consumption area.

FINANCIAL/BUDGET IMPACT:

Additional Permitting Revenue. The Class B Fermented Malt Beverage license will be \$100, the Class B Reserve Intoxicating Liquors License fee is \$10,000. (Note: the \$10,000 is a one-time fee associated with the reserve license. The fee for this license annually will be \$500 for the Winehouse)

VILLAGE PLAN REFERENCE:

N/A

ORDINANCE REFERENCE:

Chapter 11 - Alcohol Beverage License

BOARD, COMMISSION OR COMMITTEE RECOMMENDATION:

Staff recommends approval of the application with the listed conditions.

Motion to recommend approval of the application for a Class "B" Beer and Reserve "Class B" Liquor for the Winehouse Lounge LLC, D/B/A, The Winehouse, for the property located at 4719 Farwell St including an approximately 400 square foot outdoor consumption area with the following conditions to be satisfied before the license can be issued:

- 1. Successful issuance of occupancy from the Building Inspector.*



2. Completion of the installation of the internal fence dividing the outdoor area of Winehouse from the outdoor area of the adjacent Grace Coffee.

3. The maximum occupant load of the area will be required to be posted per International Building Code 2015 edition 1004.3 (IBC). Staff will assist in determining permissible load and posting location with the applicant.

4. Any latches for the egress gates shall swing with the path of travel and be operable in accordance with ADA and IBC requirements.

ATTACHMENTS:

1. The Winehouse Alcohol Application_Redacted
2. The Winehouse Outdoor Consumption Application_Redacted
3. Review and Recommendation - The Winehouse - 08.30.2023

Original Alcohol Beverage
License Application

FOR CLERKS ONLY

Municipality

License Period

License(s) Requested

- ☐ Class "A" Beer \$ _____ ☐ "Class A" Liquor \$ _____
- ☒ Class "B" Beer \$ _____ ☐ "Class B" Liquor \$ _____
- ☐ "Class C" Wine \$ _____ ☐ "Class A" Liquor (Cider Only) \$ _____
- ☒ Reserve "Class B" Liquor \$ _____ ☐ "Class B" (Wine Only) Winery \$ _____

License Fees	\$
Publication Fee	\$
Background Check	\$
Total Fees	\$

Part A: Premises/Business Information

1. Legal Business Name (registered entity name or individual's name if sole proprietorship)

The Winehouse Lounge LLC

2. Trade Name or DBA

The Winehouse

3. Premises Address

4719 Farwell St.

4. County

Dane

5. Municipality

McFarland

6. Aldermanic District

7. Mailing Address (if different from premises address)

[REDACTED]

8. FEIN

[REDACTED]

9. Wisconsin Seller's Permit Number

[REDACTED]

10. Premises Phone

(608) 577-9776

11. Premises Email

thewinehousesllc@gmail.com

12. Entity Type (check one)

- ☐ Sole Proprietor ☐ Partnership ☒ Limited Liability Company ☐ Corporation ☐ Nonprofit Organization

13. Premises Description - Describe the building or buildings where alcohol beverages are to be sold and stored. Describe all rooms including living quarters, if used, for the sales, service, consumption, and/or storage of alcohol beverages and records. Alcohol beverages may be sold and stored ONLY on the premises described in this application. Attach additional sheets if necessary.

The Winehouse will be a 25' X 66' building with an additional 24' X 13' upper level mezzanine space. The alcohol will be stored behind the bar and in the storage room and consumed at the bar, in the dining area and the upper level mezzanine. In addition, there is a 20' X 20' fenced patio space that will allow consumption of alcohol.

Part B: Questions

1. Have the partners, agent, or sole proprietor satisfied the responsible beverage server training requirement for this license period? Submit a copy of Responsible Beverage Server Training Course Certificate. ☒ Yes ☐ No
2. Does the applicant business or its partners, officers, directors, managing members, or agent hold a direct or indirect interest in any alcohol beverage wholesaler or producer (e.g., brewer, brewpub, winery, distillery)? ☐ Yes ☒ No
- If yes, please explain using the space below. Attach additional sheets if necessary.

Part C: For Corporate/LLC Applicants Only

1. State of Registration Wisconsin		2. Date of Registration 08/01/20	
3. Is the applicant business owned by another corporation or LLC? If yes, please provide the name and FEIN of the parent company below, include parent company members in Part D, and attach Form AT-103 for all of the parent company's principal members, managers, officers, or directors ☐ Yes ☒ No			
Name of Parent Company		FEIN of Parent Company	
4. Does the parent company or any of its officers, directors, managing members, or agent hold any direct or indirect interest in any other alcohol beverage wholesaler or producer (e.g., brewer, brewpub, winery, distillery)? ☐ Yes ☐ No If yes, please explain using the space below. Attach additional sheets if necessary.			
5. Agent's Last Name Hyatt		Agent's First Name Vicki	

Part D: Individual Information

A Supplemental Questionnaire, Form AT-103, must be completed and attached to this application for each person involved in the applicant business and any parent company as indicated in Part C. Persons in the applicant business include: sole proprietor, all officers, directors, and agent of a corporation or nonprofit organization, all partners of a partnership, and all managing members and agent of a limited liability company.

List the full name, title, and phone number for each person below. Attach additional sheets if necessary.

Last Name	First Name	Title	Phone
Hyatt	Vicki	President/Member	()
Hyatt	Daniel	Member	()

Part E: Attestation

Who must sign this application?

- sole proprietor • one general partner of a partnership • one corporate officer • one managing member of an LLC

READ CAREFULLY BEFORE SIGNING: Under penalty of law, I have answered each of the above questions completely and truthfully. I agree that I am acting solely on behalf of the applicant business and not on behalf of any other individual or entity seeking the license. Further, I agree that the rights and responsibilities conferred by the license(s), if granted, will not be assigned to another individual or entity. I agree to operate this business according to the law, including but not limited to, purchasing alcohol beverages from state authorized wholesalers. I understand that lack of access to any portion of a licensed premises during inspection will be deemed a refusal to allow inspection. Such refusal is a misdemeanor and grounds for revocation of this license. I understand that any license issued contrary to Wis. Stat. Chapter 125 shall be void under penalty of state law. I further understand that I may be prosecuted for submitting false statements and affidavits in connection with this application, and that any person who knowingly provides materially false information on this application may be required to forfeit not more than \$1,000 if convicted.

Signature Vicki Hyatt		Date 8-7-23	
Name (Last, First, M.I.) Hyatt, Vicki A			
Title President/member	Email thewinehouse11c@gmail.com	Phone ()	

Part F: For Clerk Use Only

Date application was filed with clerk	Date reported to governing body	Date provisional license issued (if applicable)
Date license granted	License number	Date license issued
Signature of Clerk/Deputy Clerk		

Schedule for Appointment of Agent by Corporation / Nonprofit Organization or Limited Liability Company

Submit to municipal clerk.

All corporations/organizations or limited liability companies applying for a license to sell fermented malt beverages and/or intoxicating liquor must appoint an agent. The following questions must be answered by the agent. The appointment must be signed by an officer of the corporation/organization or one member/manager of a limited liability company and the recommendation made by the proper local official.

To the governing body of: ☐ Town
☒ Village of McFarland County of Dane
☐ City

The undersigned duly authorized officer/member/manager of The Winehouse Lounge, LLC
(Registered Name of Corporation / Organization or Limited Liability Company)

a corporation/organization or limited liability company making application for an alcohol beverage license for a premises known as
The Winehouse
(Trade Name)

located at 4719 Farwell St., McFarland, WI

appoints Vicki Ann Hyatt
(Name of Appointed Agent)
[REDACTED]
(Home Address of Appointed Agent)

to act for the corporation/organization/limited liability company with full authority and control of the premises and of all business relative to alcohol beverages conducted therein. Is applicant agent presently acting in that capacity or requesting approval for any corporation/organization/limited liability company having or applying for a beer and/or liquor license for any other location in Wisconsin?

☐ Yes ☒ No If so, indicate the corporate name(s)/limited liability company(ies) and municipality(ies).

Is applicant agent subject to completion of the responsible beverage server training course? ☒ Yes ☐ No

How long immediately prior to making this application has the applicant agent resided continuously in Wisconsin? [REDACTED]

Place of residence last year [REDACTED]

For: The Winehouse Lounge, LLC
(Name of Corporation / Organization / Limited Liability Company)

By: Vicki Ann Hyatt
(Signature of Officer / Member / Manager)

Any person who knowingly provides materially false information in an application for a license may be required to forfeit not more than \$1,000.

ACCEPTANCE BY AGENT

I, Vicki Ann Hyatt, hereby accept this appointment as agent for the
(Print / Type Agent's Name)

corporation/organization/limited liability company and assume full responsibility for the conduct of all business relative to alcohol beverages conducted on the premises for the corporation/organization/limited liability company.

Vicki Ann Hyatt 8/7/2023 Agent's age [REDACTED]
(Signature of Agent) (Date)
[REDACTED] Date of birth [REDACTED]
(Home Address of Agent)

APPROVAL OF AGENT BY MUNICIPAL AUTHORITY (Clerk cannot sign on behalf of Municipal Official)

I hereby certify that I have checked municipal and state criminal records. To the best of my knowledge, with the available information, the character, record and reputation are satisfactory and I have no objection to the agent appointed.

Approved on 08/09/23 by [Signature] Title CHIEF OF POLICE
(Date) (Signature of Proper Local Official) (Town Chair, Village President, Police Chief)



Application for an Expansion of Licensed Premise, Outdoor Consumption Area, and/or Outdoor Sporting Activity License

Pursuant to Village Ordinance Chapter 11

*Any physical change to a licensed premise requires Village Board approval.

No Fee

Applicant Information

Name of Individual, Partnership, LLC, or Corporation	The Winehouse Lounge, LLC
Trade Name/Doing Business As Name	The Winehouse
Address of Establishment	4719 Farwell St., McFarland, WI 53558
Contact Name	Vicki Hyatt
Contact E-mail Address	
Contact Phone Number	
Do you currently hold an Alcohol Beverage License for this location?	No
Are you requesting an outdoor consumption area?	Yes
Are you requesting an outdoor sporting activity area?	No

Premise Information

The premise is the area where alcohol beverages are to be sold, served, consumed and/or stored. The applicant must include all areas including living quarters and outdoor spaces, if used, for the sales, service, consumption, and/or storage of alcohol beverages and records. Alcohol beverages may be sold, served, consumed and/or stored only on the premises described.

Proposed Premise	We are requesting approved alcohol consumption on the outdoor 20X20 fenced patio area.
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Site Plan/Drawings

You must submit a site plan or drawings demonstrating the size, location, surface and building materials. including signage, and any other information.

Site Plan or Drawings - You may attach more than one document.

File(s) attached:

 230512 Wine House.pdf



Outdoor Consumption Information

Is the proposed outdoor consumption area within 50 of the lot line of a parcel zoned, or used for residential purposes other than an accessory apartment on the same parcel??

No

Will the hours of operation for the outdoor consumption area be limited to Sunday through Thursday, 11 a.m. to 10 p.m. and Friday and Saturday, 11 a.m. to 11 p.m.?

Yes

Will the perimeter of the outdoor area be enclosed by a permanent, secure fence not less that 4 feet in height and constructed of wood, plastic, or metal?

Yes

Picture of proposed fencing/fencing material.

File(s) attached:



Square footage (gross floor area) of premises located within the permanent building Indoor main floor at 1650sf and upper level mezzanine at 312 sft

Proposed square footage of outdoor area estimated at 20X20 patio area for 400 sqft.

Will the size of the outdoor area exceed 50 percent of the gross floor area of the licensed premises within a permanent building?	No
--	----

If you need assistance in calculating the percentage of gross floor area, please contact the Deputy Administrator/Clerk at village.clerk@mcfarland.wi.us

If you also will have an Outdoor Sporting Activity area, please note that when calculating the gross floor/ground area, you do not need to include the actual playing area of the Outdoor Sporting Activity area, so long as the playing area is not permitted to be occupied by persons not participating in the sporting activity.

Will the outdoor area have amplified music, speakers, microphones, televisions, and/or other audio/video devices?	Yes
--	-----

Will the outdoor area generate noise after 10:00 p.m.?	No
---	----

Will the outdoor area generate noise louder than 70db, as measured at the property line?	No
---	----

Will the outdoor area be directly accessible utilizing a door from the interior of the building?	Yes
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Outdoor Consumption Standards

I acknowledge the following:

- The Village will be required to send notice of this application to all property owners within 500 feet of the proposed licensed premises and the applicant will be required to prepay the cost of sending such notices.
- The outdoor area shall comply with all applicable building code requirements including the provision of a readily distinguishable means of egress for fire and emergency purposes.
- The outdoor area shall not have an undue adverse impact upon nearby property, the character of the neighborhood, traffic conditions, parking, or other matter affecting the public health, safety, welfare, or convenience.
- The Village Board may impose conditions specific to any outdoor areas of the licensed premises as deemed necessary to prevent undue adverse impacts, including but not limited to: restricting hours, requiring additional parking beyond the minimum standards, regulation of lighting and screening, conditions recommended by the Public Safety Committee, and/or conditions imposed by the Plan Commission as part of its site plan review.
- A conspicuous notice shall be posted at each fire exit stating: "No Beer, Liquor or Wine May be Carried in an Open Container Beyond this Point."
- No bar/counter service shall be permitted in outdoor areas, however, wait staff may serve in the outdoor area.
- Except for outdoor sports areas permitted under Section 11-69, the outdoor area shall not be used for any activities other than service and consumption of food and/or drink. Smoking may be permitted in accordance with applicable State and local regulations.
- The outdoor area shall be accessible to the disabled, and the license holder shall at all times comply with all applicable federal, state, and village laws, ordinances, and regulation concerning accessibility.
- Containers for refuse disposal and regular cleanup shall be placed inside of the outdoor area.



By signing this application, I certify that the information contained in this application is true and accurate to the best of my knowledge and belief. I agree to comply with all requirements of the Village Code of Ordinance and State Law.

Signature

Vicki Hyatt

Date

08/08/2023

1 FOUNDATION PLAN
SCALE: 1" = 1'-0"

2 2ND FLOOR FRAMING PLAN
SCALE: 1" = 1'-0"

KEYNOTES

W16 PROVIDE (1) 2X KING STUD AND (2) 2X TRIMMER STUD AT EACH JAMB, UNO.

W17 PROVIDE (2) 2X POST AT BEAM.

W18 3" TONGUE AND GROOVE OSB SHEATHING WITH SPAN RAY NO. OF 322. PROVIDE 100 NAILS AT 6" OC AT BOUNDARY MEMBERS, SUPPORT MEMBERS AND BLOCCING.

W19 PROVIDE MIN. (2) 2X STUD POSTISHM UNDER BEAM TO TOP OF HEADER.

W20 PROVIDE (2) 1-3" X 1" 1.55E LBL. STR NGERS AT STA RS, TYP.

DESIGN LOADING CRITERIA

A. APPL. CABLE BUILDING CODES

I. 2015 INTERNATIONAL BUILDING CODE (IBC) REFERENCED IN DRAWINGS AS ADOPTED BUILD NO CODE

II. ASCE 7-10 MIN. UEM DESIGN LOADS FOR BUILDING AND OTHER STRUCTURES

B. RISK CATEGORY: I

C. DEAD LOADS: SELF WEIGHT OF THE STRUCTURE PLUS A MAXIMUM COLLATERAL LOAD OF

I. SPRINKLERS = 10 PSF

II. MECHANICAL DUCTS = 1.5 PSF

III. ELECTRICAL CONDUIT = 2.0 PSF

D. LIVE LOADS

I. FLOOR LIVE LOADS

A. RETAIL UPPER FLOOR = 75 PSF (REDUCIBLE)

B. STAIRS AND EXITSWAYS = 100 PSF

II. ROOF LIVE LOADS

A. CONSTRUCTION = 20 PSF (REDUCIBLE)

CONCRETE

A. GENERAL

I. CONCRETE SHALL CONFORM TO ADOPTED BUILDING CODE CHAPTER FOR CONCRETE AND THE FOLLOWING

A. ACI 318-11 BUILDING CODE REQUIREMENTS FOR STRUCTURAL CONCRETE

II. CONCRETE MIXING OPERATIONS SHALL BE IN ACCORDANCE WITH ASTM C93

III. 28 DAY CONCRETE STRENGTHS AND W/C RATIOS, SEE CONCRETE MEMBER SCHEDULES ON TYPICAL CONCRETE DETAIL SHEETS.

B. CEMENT

I. PORTLAND CEMENT SHALL CONFORM TO ASTM C150 TYPE I OR II. DO NOT USE CONCRETE OR GROUT CONTAINING CHLORIDES.

C. AGGREGATE

I. NORMAL WEIGHT CONCRETE AGGREGATE SHALL CONFORM TO ASTM C33 PROPORTION SPECIFICATIONS

II. PROVIDE 3" MAXIMUM AGGREGATE SIZE UNO.

D. CEMENTITIOUS MATERIALS

I. CEMENTITIOUS MATERIALS SUCH AS FLY ASH, SLAG, SILICA FUME, AND OTHER POZZOLANS, MAY BE USED AS AN ALTERNATIVE TO PORTLAND CEMENT. THE AMOUNT OF CEMENTITIOUS MATERIALS USED SHALL BE ADEQUATE FOR CONCRETE TO SATISFY THE SPECIFIED REQUIREMENTS FOR STRENGTH, WORKABILITY, AND DURABILITY. AND FINISHABILITY, UNLESS NOTED OTHERWISE BELOW. CEMENTITIOUS MATERIAL SHALL BE IN ACCORDANCE WITH ACI 301.10, SECTION 2.2

A. IF FLY ASH IS USED, THE MAXIMUM AMOUNT SHALL BE 25% BY WEIGHT OF TOTAL CEMENTITIOUS MATERIALS.

B. CONCRETE TO BE EXPOSED TO FREEZE-THAW CYCLES AND WHERE EXPOSURE TO DEICING CHEMICALS IS ANTICIPATED SHALL HAVE CEMENTITIOUS MATERIAL AMOUNTS LIMITED TO ACI 318.

E. ENTRAINED AIR

I. CONCRETE EXPOSED TO FREEZE-THAW CYCLES SHALL HAVE 6% (+/- 1%) OF ENTRAINED AIR. ALL OTHER CONCRETE SHALL HAVE 2% (+/- 1%) OF ENTRAINED AIR.

II. SPECIFIED AIR ENTRAINMENT PERCENTAGE SHALL BE ACHIEVED AT TIME CONCRETE IS DELIVERED ON SITE.

F. SLUMP

I. SLUMP OF CONCRETE MIXTURE BEFORE ADD NO ADMIXTURES SHALL BE (+/- 1)

G. SHRINKAGE

I. CONCRETE MIX DESIGN SHALL HAVE TEST DATA OF SHRINKAGE LESS THAN 0.06%

WOOD

A. GENERAL

I. LUMBER FRAMING SHALL CONFORM TO ADOPTED BUILDING CODE CHAPTER FOR WOOD AND THE FOLLOWING

A. NDS-2015 NATIONAL DESIGN SPECIFICATION (NDS) FOR WOOD CONSTRUCTION WITH 2015 SUPPLEMENT.

B. LUMBER GRADE

I. SAW LUMBER FRAMING SHALL BE SPRUCE PINE FUR (SPF) OF THE GRADES NO CATED OR BETTER (WWPA GRADING RULES)

II. 1. BEAMS AND POSTS = NO. 2

III. 2. AND LARGER BEAMS AND POSTS = NO. 1

IV. 3. AND JOISTS AND RAFTERS = NO. 2

V. 2. AND 3. STUDS = NO. 2

VI. MSC. FRAMING NOT NOTED = NO. 2

C. PRESSURE TREATED LUMBER

I. ALL LUMBER IN CONTACT WITH CONCRETE OR EXPOSED TO WEATHER AND SUBJECT TO DECAY, SHALL BE PRESSURE TREATED SPRUCE PINE FUR OR BETTER.

II. TREATMENT SHALL BE ACCORD TO CURRENT AMERICAN WOOD PRESERVERS ASSOCIATION STANDARDS

III. ALL FASTENERS IN PRESSURE TREATED, EXPOSED TO WEATHER, AND FIRE TREATED LUMBER SHALL BE OF HOT DIPPED ZINC COATED GALVANIZED STEEL, STAINLESS STEEL, SILICON BRONZE OR COPPER. THE COATING WEIGHTS FOR ZINC COATED FASTENERS SHALL BE IN ACCORDANCE WITH ASTM A153 AND THE ADOPTED BUILDING CODE SECTION.

A. EXCEPTION: PLAN CARBON STEEL FASTENERS, INCLUDING NUTS AND WASHERS ARE PERMITTED IN SIX DOT AND ZINC BORATE PRESERVATIVE-TREATED WOOD IN INTERIOR, DRY ENVIRONMENTS.

D. PRE-FABRICATED PLYWOOD JOISTS

I. JOISTS SHALL BE 1.2 SERIES OR EQUAL AND BE IN ACCORDANCE WITH CC-408.115

II. INSTALLATION, CONNECTIONS, BRIDGING AND BLOCCING SHALL BE IN ACCORDANCE WITH JOIST MANUFACTURER RECOMMENDATIONS.

E. WOOD SHEATHING

I. ALL WOOD SHEATH NO SHALL BE DOUGLAS FIR-LARCH PLYWOOD THAT CONFORMS TO PRODUCT STANDARD PS 1 OR ENTIRE STANDARD BOARD (OSB) THAT CONFORMS TO PRODUCT STANDARD PS 2. EACH PANEL SHALL BEAR THE QUALITY TRADEMARK STAMP OF THE AMERICAN PLYWOOD ASSOCIATION

II. FLOOR AND ROOF SHEATHING SHALL BE APA RATED SHEATHING GRADE, EXPOSURE 1 AND BASED ON THE C-C OR C-C GRADING SYSTEM, UNLESS STRUCTURAL 1 GRADE IS CALLED OUT ON PLANS. THICKNESS AND SPAN RATING OF SHEATHING IS SPECIFIED ON PLANS. FOR GRADIENT SAHNER SHEATHING REQUIREMENTS AT ROOF SLOPE, SEE ARCH DRAWINGS, SPEC. FLOORING, AND ANY APP. CABLE ENERGY CODE DOCUMENTS.

III. WALL SHEATHING SHALL BE APA RATED SHEATHING GRADE, UNLESS STRUCTURAL 1 GRADE IS CALLED OUT ON PLANS. THICKNESS AND SPAN RATING OF SHEATHING IS SPECIFIED ON PLANS. SPAN RATING FOR WALL SHEATHING SHALL BE 2' 0" MINIMUM.

SHEET INDEX

SHEET NUMBER	SHEET TITLE	ORIGINAL DATE	REVISION NUMBER	REVISION DATE
01.01	SPECIFICATIONS, FOUNDATION AND FLOOR DETAILING PLANS	05/12/2023		
01.02	DETAILS	05/12/2023		

GENERAL NOTES

G1 THE DIMENSIONS SHOWN HERE APPLY TO STRUCTURAL ELEMENTS ONLY. SEE ARCHITECTURAL PLANS FOR ANY DIMENSIONS NOT SHOWN.

G2 CONTRACTOR SHALL FIELD VERIFY EXISTING CONDITIONS, CONDITIONS, IF ANY DISCREPANCY OCCURS BETWEEN EXISTING CONDITIONS AND PROPOSED ALTERATIONS, CONTRACTOR SHALL CONTACT ARCHITECT AND STRUCTURAL ENGINEER BEFORE PERFORMING ALTERATION WORK.

LEGEND

SYMBOL	DESCRIPTION
(1) 01.01	SECTION REFERENCE
(2) 01.02	ELEVATION REFERENCE
(3) 01.03	GENERAL VIEW REFERENCE
(4) 01.04	REVISION CLOUD AND NUMBER

ABBREVIATIONS

SYMBOL	DESCRIPTION
2L	DOUBLE ANGLE
ACI	AMERICAN CONCRETE INSTITUTE
AA	AMERICAN INSTITUTE OF ARCHITECTS
AC	AMERICAN INSTITUTE OF STEEL CONSTRUCTION
AS	AMERICAN IRON AND STEEL INSTITUTE
ATC	AMERICAN INSTITUTE OF TIMBER CONSTRUCTION
ANSI	AMERICAN NATIONAL STANDARDS INSTITUTE
APA	AMERICAN PLYWOOD ASSOCIATION
ARCH	ARCHITECT OR ARCHITECTURAL
ASTM	AMERICAN SOCIETY FOR TESTING AND MATERIALS
AWS	AMERICAN WELDING SOCIETY
BD	BOTTOM OF DECK
BP	BASE PLATE
C	CAMBER
CL	CENTER LINE
CMU	CONCRETE MASONRY UNITS
CONC	CONCRETE
CONT	CONTINUOUS
DF	DOUGLAS FIR
DA	DIAMETER
DL	DEAD LOAD
DWG	DEFERRED SUBMITTALS
EL	ELEVATION
ELC	ELECTRIC OR ELECTRICAL
ELV	ELEVATION OR ELEVATOR
ENGR	ENGINEER
EOD	EDGE OF DECK
ENR	ENGINEER OF RECORD
EQ	EQUAL
EXIST	EXISTING
EXT	EXTERIOR
FAB	FABRICATION
FF	FINISH FLOOR
FG	FINISH GRADE
FTG	FOOTING
GA	GAGE OR GAUGE
GLV	GALVANIZED
GC	GENERAL CONTRACTOR
GEN	GENERAL (NOTES)
GLB	GLUED LAMINATED WOOD
GLU	GLUE
LAM	LAMINATE
HORZ	HORIZONTAL
HWS	HOLLOW STRUCTURAL SECTION
BC	INTERNATIONAL BUILDING CODE
NT	NOTED
JB	JOIST BEARING
K	KIP (1,000 LBS)
B OR #	POUND
LL	LONG LEG
LLH	LONG LEG HORIZONTAL
LONGIT	LONG LEG VERTICAL
LONGIT	LONGITUDINAL
LSL	LAMINATED STRAND LUMBER
LVL	LAMINATED VENEER LUMBER
LW	LIGHT WEIGHT
MANUF	MANUFACTURER
MAX	MAXIMUM
MECH	METRIC
MEZZ	MEZZANINE
MIN	MINIMUM
MISC	MISCELLANEOUS
N	NORTH
NOS	NATURAL DESIGN SPECIFICATION
NO OF #	NUMBER
NTS	NOT TO SCALE
ON CENTER	ON CENTER
OD	OUTSIDE DIAMETER
OSB	ORIENTED STRAND BOARD
OSU	OPEN WEB STEEL JOIST
P-T	POST TENSION, POST TENSION CORD
PCF	POUNDS PER CUBIC FOOT
PCP	PENETRATION
PERP	PERPENDICULAR
P	PLATE
PSF	POUNDS PER SQUARE FOOT
CLR	CLEAR
PSL	PARALLEL STRAND LUMBER
PT	PRESSURE TREATED
RD	RADIUS
REF	REFERENCE
REIN	REINFORCE, REINFORCED, REINFORCEMENT OR REINFORCING
REQ D	REQUIRED
REV	REVISE OR REVISION
SOUTH	SOUTH
SCHED	SCHEDULE
SQ	SQUARE FOOT
ST	STEEL JOIST FORCE
SM	SIMILAR
SJ	STEEL JOIST INSTITUTE
SK	SKETCH
SLD	SLAB ON GRADE
SPEC	SPECIFICATIONS
SQ	SQUARE
STL	STEEL
STRUT	STRUCTURAL
SW	SYMMETRICAL
TAB	TOP AND BOTTOM
TAG	TONGUE AND GROOVE
THRU	THROUGH
TJ	TRUE JOIST LEVEL JOIST
TOR	TOP OF BEAM
T/C	TOP OF CONCRETE
TOF	TOP OF FOOTING
UND	UNDER
TOP	TOP OF STEEL
TOW	TOP OF WALL
TRANS	TRANSVERSE
TYP	TYPICAL
UN	UNLESS NOTED
UNLESS	UNLESS NOTED OTHERWISE
VERT	VERTICAL
W	WIDE FLANGE
WIND	WIND LOAD
WP	WORK POINT
WSP	WOOD STRUCTURAL PANEL
WST	WEIGHT

THE WINE HOUSE

TECHNICAL IMPROVEMENT

4719 FARWELL ST

MCFARLAND, WI 53558

Project Status

05/12/2023 FOR CONSTRUCTION

NO.	DESCRIPTION	DATE
1	FOR CONSTRUCTION	05/12/2023

PROJ. #: 22202-02

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SPECIFICATIONS, FOUNDATION, AND FLOOR FRAMING PLANS

FOR CONSTRUCTION

\$1.01

A. SEE SHEETS S1 01 FOR GENERAL NOTES, MATERIAL SPECIFICATION AND SPECIAL INSPECT ON NOTES.

B. THE DIMENSIONS SHOWN HERE APPLY TO STRUCTURAL ELEMENTS ONLY. ARCH PLANS FOR ANY DIMENSIONS NOT SHOWN.

WA WHERE APPLICABLE

* DENOTES ELEMENT SIZE AND INFORMAT ON IS PROVIDED ON PLAN AND/OR APPLICABLE SCHEDULES.

C01	RE INFORMED CONCRETE SLAB ON GRADE *
C02	ALL FOUNDATION SUB-GRADE, BUILDING PAD AND SITE GRADE INFORMATION TO BE COORDINATED WITH THE GEOTECHNICAL ENGINEER, CIVIL ENGINEER AND ARCHITECT.
G09	GYP BOARD SEE ARCH.
W00	WOOD STUD WALL ASSEMBLY INCLUDING STUD, TOP PLATE, SILL PLATE AND ATTACHMENTS *
W02	WOOD SHEATHING AS PROVIDED ON THE DRAWINGS.
W07	WOOD BEAM *
W08	WOOD FLOOR JOIST *
W09	WOOD OPEN-WEB FLOOR JOIST *
W10	SIMPSON HANGING USE 1/8"X11.88 FOR JOISTS.
W11	ALL WOOD FRAMING AND SHEATHING IN CONTACT WITH CONCRETE SHALL BE PRESSURE TREATED.
W05	EGG MAILING, 12D NAILS AT 6"
W09	1 JOIST DEPTH, DEPTH OF BLOCKING TO MATCH DEPTH OF PERPENDICULAR FRAMING MEMBERS WHERE APPLICABLE. MIN.



THE WINE HOUSE
TENANT IMPROVEMENT
4719 FARWELL ST
MCFARLAND, WI 53558

32023 FOR CONSTRUCTION

OJ #: 22202-02	
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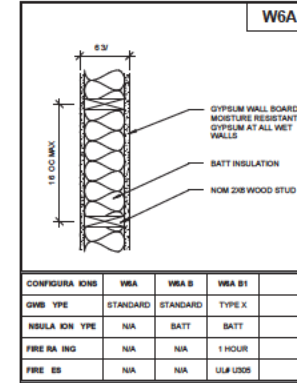
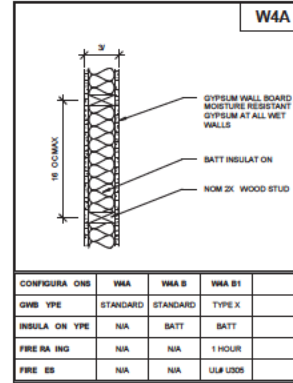
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ARCHITECTURE 2023

DETAILS

\$1.02

PARTITION TYPE NOTES

- SEE 2009 UNDERWRITER'S LABORATORY DIRECTORY FOR ADDITIONAL INFORMATION ON WALL RATING SPECIFICATIONS AND ALLOWABLE MATERIALS.
- PROVIDE TREATED WOOD AT ALL LOCATIONS WHERE WOOD IS IN CONTACT WITH CONCRETE AND/OR MASONRY.
- PROVIDE MOISTURE RESISTANT GYPSUM BOARD AT ALL WET AREAS INCLUDING KITCHENS, BATHROOMS, AND RESTROOMS.
- ALL GYPSUM SHALL EXTEND TO BOTTOM OF ROOF DECK OR FULL HEIGHT OF PARTITION UNLESS NOTED OTHERWISE.



GENERAL PLAN NOTES

- MECHANICAL, ELECTRICAL, PLUMBING AND FIRE PROTECTION IMPROVEMENTS TO BE DESIGN BUILT, UNLESS NOTED OTHERWISE. SEE GRID AS REQUIRED BY CURRENT BUILDING CODES. MEP DESIGN BUILT CONTRACTORS RESPONSIBLE FOR ENSURING CODE COMPLIANT CONSTRUCTION OF NEW SYSTEMS IN TENANT SPACES.
- PROVIDE SOUND INSULATION IN ALL DEMISING WALLS AND INTERIOR WALLS, UNLESS NOTED OTHERWISE.
- PROVIDE ADA APPROVED THRESHOLDS AT ALL NEW FLOOR TRANSITIONS AND DOORWAYS.
- EXTERIOR DIMENSIONS ARE FROM GRIDLINE TO GRID, NE OR TO EDGE OF FOUNDATION WALL, UNLESS NOTED OTHERWISE. PLEASE CONTACT ARCHITECT WITH ANY DISCREPANCIES.
- INTERIOR DIMENSIONS FOR NEW CONSTRUCTION ARE TO FACE OF FRAME OR COLUMN CENTERLINE UNLESS NOTED OTHERWISE. ALL DIMENSIONS FROM EXISTING WALLS ARE FROM FINISH FACE UNLESS NOTED OTHERWISE.
- ALL DOORS WITH A CLOSE PROXIMITY OF A PERPENDICULAR WALL SHALL HAVE A TYPICAL DIMENSION OF 6" FROM FACE OF FRAME TO DOOR OPENING UNLESS NOTED OTHERWISE.
- IF FIRE EXTINGUISHER CABINETS SHALL BE RATED TO MEET THE ASSOCIATED WALL FIRE RATING.
- SUBMIT ALL FINISHES TO THE ARCHITECT FOR APPROVAL.

KEYNOTES

- VINE SERVING STATIONS BY OTHER
- BACK BAR AND DISPLAY; EQUIPMENT BY OTHER
- BAR SERVING AREA; EQUIPMENT BY OTHER
- DISPLAY SHELVING UNDER STAIR; PROVIDE FIRE BLOCKING AS NEEDED
- KITCHEN EQUIPMENT AND LAYOUT BY OTHER
- INSTALL BLOCKING FOR WALLS GRAB
- STORAGE SHELVING PROVIDED BY OWNER

THE WINE HOUSE

TENANT IMPROVEMENT
4719 FARWELL ST
MCFARLAND, WI 53558

Project Status

2023.05.12 FINAL REVIEW

PROJ. #: 22202-02

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ARCHITECTURE 2023

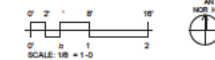
FLOOR PLAN

A101

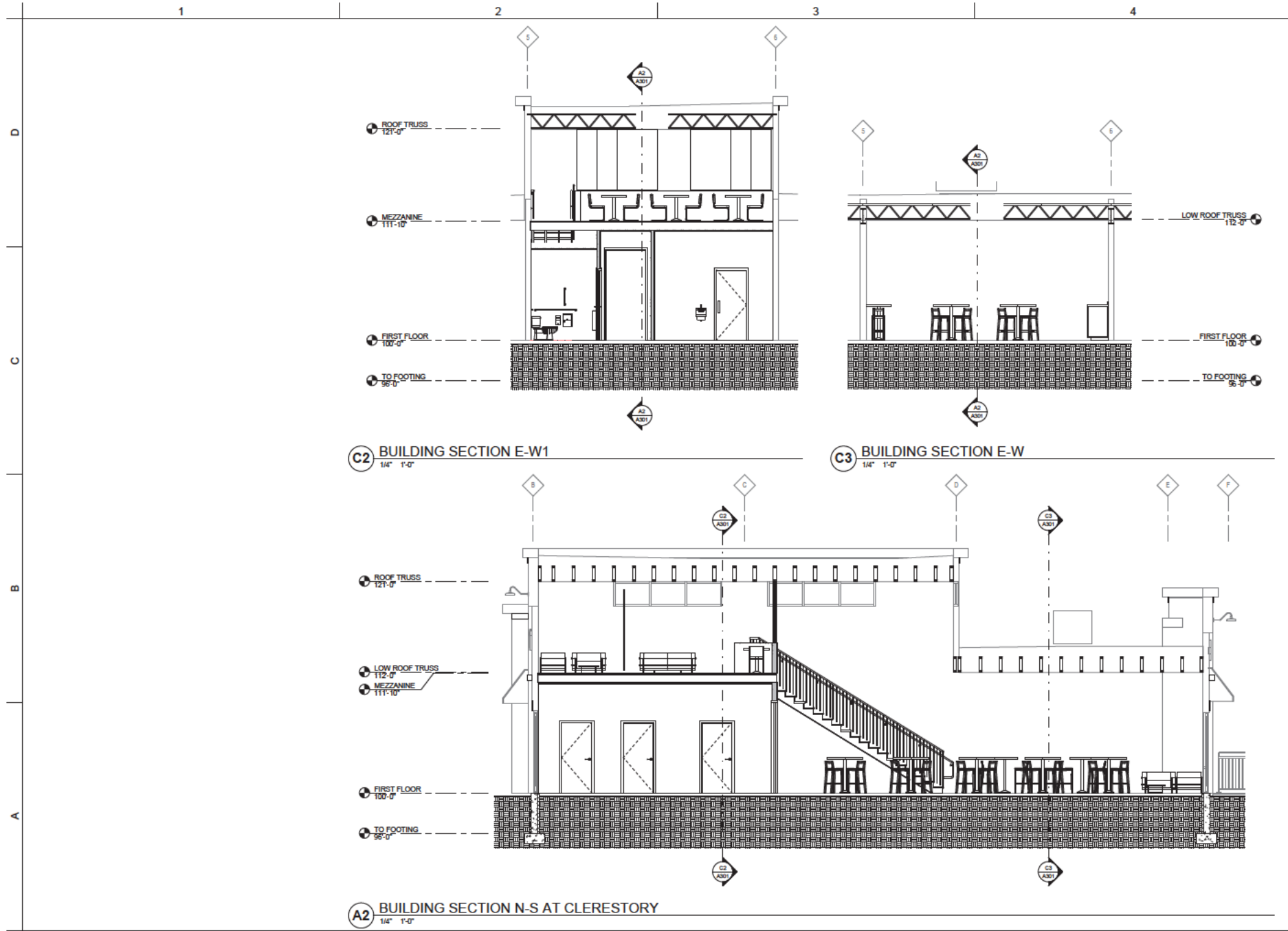
A1 FLOOR PLAN
1/4" = 1'-0"

A2 MEZZANINE PLAN
1/4" = 1'-0"

A4 AREA OF WORK PLAN
1/32" = 1'-0"



PRELIMINARY



THE WINE HOUSE

TENANT IMPROVEMENT
4719 FARWELL ST
MCFARLAND, WI 53558

Project Status

2023 05 12 FINAL REVIEW

PROJ. #: 22202-02

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ARCHITECTURE 2023

**BUILDING AND
WALL
SECTIONS**

A301

PRELIMINARY

- A. ALL D MENSIONS SHOWN ARE NOMINAL. REFER TO DETAILS FOR EXACT PARTITION TYPE & SIZE. ALL DIMENSIONS ARE FACE OF FRAME TO FACE OF FRAME.
- B. ALL INTERIOR WALLS TO BE PAINTED UNLESS NOTED OTHERWISE.
- C. THE THICKNESS OF TILE, WOOD BASE, WAINSCOT, TRIM AND SIMILAR APPLIED FINISHES ARE NOT INCLUDED IN ROOM DIMENSIONS. THOSE ELEMENTS WILL BE DEDUCTED FROM THE TOTAL.
- D. FIELD VERT PYLONS AND ROOM SIZES FOR FINISH MATERIALS AND CABINETRY PER OR TO ORDERING AND INSTALLATION ON.
- E. PROVIDE SOLID WOOD BLOCKING FOR CABINETRY, SINK UNDER, TOILET ACCESSORIES, AND TELEVISION MOUNTS.
- F. PROVIDE SOLID WOOD BLOCKING AT ALL GRAB BAR LOCATIONS PER ANSI 117.1.2.2009
- G. ALL CAB NET LAYOUTS SHOWN MAY BE BASED ON PLUMBING OR PLUMBING COORDINATE TO A SPECIFIC CAB NET SIZE AND CON FIGURATIONS MAY VARY BY MANUFACTURER.
- H. CAB NET SUPPLIER TO VERIFY QUANTITY AND FINISH OF FINISHED END PANELS AND F L U E N T R I P REQUIRED FOR FINAL LAYOUTS. ALL EXPOSED SURFACES SHALL BE FINISHED.
- I. CAB NET SUPPLIER TO COORDINATE ACTUAL APPLIANCE AND FUTURE SELECTIONS WITH CAB NET LAYOUTS.
- J. SCRIBE ALL PERIMETERS TO WALLS AND TRIMPLANTMENTS TO FIT AS-BUILT CONDITIONS. CALCULAT PERIMETER OF COUNTING BACK AND 6" OF SPLINES.
- K. INSTALL BASE AND FLOOR FINISH BEYOND ALL APPLIANCES.
- L. ALL FINISHES, APPLIANCES, EQUIPMENT, CABINET LAYOUTS AND ACCESSORIES TO BE APPROVED BY ARCHITECT/DESIGNER PRIOR TO INSTALLATION.
- M. SEE LAYOUTS INTERIOR TRIM DETAILS FOR WINDOW SILL, CASING AT DOORS AND WINDOWS, WALL BASE, AND SPECIAL DESIGN TREATMENTS. ENSURE ALL TRIM FINISH MATCHES IN COLOR, SPECIES AND FINISH.
- N. SEE ADDI FOR TYPICAL FUTURE MOUNTING HOLE SIZES TO BE EXPOSED TO THE WALLS TO BE WRAPPED IN THERMAL BARRIERS.

ACCESSORIES SCHEDULE

- 1 FLOOR-MOUNTED FLUSH TOILET
- 2 WALL-MOUNTED LAVATORY WITH FAUCET
- 3 WALL-MOUNTED MIRROR
- 4 WALL-MOUNTED SOAP DISPENSER
- 5 RECESSED PAPER TOWEL DISPENSER AND TRASH RECEPTACLE
- 6 TOILET PAPER DISPENSER (2-ROLL)
- 7 SANITARY NAPKIN DISPOSAL
- 8 8 HOR ZONTAL GRAB BAR WITH 18" VERTICAL GRAB BAR
- 9 36 HOR ZONTAL GRAB BAR
- 10 ROB HOOK; SEE A001 FOR MOUNTING HEIGHT

Project Status

[illegible]

PROJ. #:	22202-02
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ARCHITECTURE 2023

ENLARGED FLOOR PLANS

A401

A2 BACK OF HOUSE FLOOR PLAN
1/2" 1'-0"

PRELIMINARY



MEMORANDUM

To: Public Safety Committee and Village Board

From: Cassandra Suettinger, Deputy Administrator/Clerk, Andrew Bremer, Community Development Director, Aaron Chapin, Police Chief, and Chris Dennis Fire & Rescue Chief.

Date: August 31, 2023

RE: New License – The Winehouse.

Background: The Atwater Phase II will be opening late fall and include a new business called the Winehouse.

Proposal: To license the approximately 25' x 66' building, an additional 24' x 13' upper-level mezzanine space, and an approximately 20 x 20' outdoor consumption area.

Review: Village Ordinance 11-64n outlines the conditions and requirements for outdoor consumption areas within the Village. Below is a review of the proposal and its compliance with the required conditions.

Any application for a new license, the renewal of an existing license or a change in the description of licensed premises which seeks to include an outdoor area within the licensed premises' description shall require notice to each person owning property within 500 feet of the proposed licensed premises. The applicant shall prepay the cost of sending such notice before the notices are sent. The notice shall include a copy of the application and the date, time and location of any public hearings or other public meetings at which the application is scheduled to be considered.

On August 21, 2023, a notice was sent to all property owners within 500 feet of the proposed licensed premise expansion notifying them of the dates and times of the Public Safety and Village Board meetings along with a copy of the proposed site plan.

2) The application shall be accompanied by detailed plans or drawings demonstrating the size, location, surface and building materials, and use of the outdoor area, including fencing and signage, and any other information necessary to determine compliance with this Subsection. The outdoor consumption application, along with associated plans and drawings, shall be reviewed for a recommendation by the Public Safety Committee and a final decision made by the Village Board.

Attached are the detailed plans outlining all the required items for the review and recommendation of the Public Safety Committee.

3) The Village Board may impose conditions specific to any outdoor areas of the licensed premises as deemed necessary to prevent undue adverse impacts on neighboring property, the

character of the surrounding neighborhood, traffic conditions, parking or any other matter to protect the public health, safety, welfare or convenience, including, but not limited to:

a. Restricting the hours during which alcohol consumption may be permitted within the outdoor area;

Staff Comments: No restrictions recommended.

b. Requiring additional parking beyond the minimum required by the Zoning Code;

Staff Comments: No restrictions recommended.

c. Regulation of lighting and screening;

Staff Comments: No restrictions recommended.

d. Any conditions recommended by the Public Safety Committee;
To be determined by the Committee as applicable.

In addition to any specific conditions imposed under Subsections (2) and (3), the following shall be minimum conditions of all licenses with respect to outdoor areas unless the Village Board makes a specific finding that the condition is not necessary to protect the public health, safety or welfare:

a. Outdoor areas are prohibited within 50 feet of the lot line of a parcel zoned, or lawfully used for residential purposes. This prohibition shall not apply to prohibit an outdoor area where an accessory apartment exists on the same parcel as the licensed premises.

- Staff Comments: Outdoor area is not within 50 feet of the lot line of a parcel zoned or lawfully used for residential purposes.

b. The hours during which alcohol consumption may be permitted within the outdoor area is restricted to 11:00 a.m. to 10:00 p.m. Sunday through Thursday; and 11:00 a.m. to 11:00 p.m. on Friday and Saturday.

- Staff Comments: Applicant intends to operate within the hours outlined in the ordinance.

c. The perimeter of any outdoor portion of a licensed premises shall be enclosed by a permanent, secure fence not less than four feet in height. Such fence shall be constructed of

wood, plastic, or metal and erected and maintained in accordance with all applicable Village ordinances. If the outdoor portion of a licensed premises is an outdoor sports area, the enclosure may instead be made by temporary netting not less than ten feet high during the applicable sports season. Such netting shall not be installed sooner than 14 days prior to, and shall be removed no later than 14 days after, the season or the period established under Section 11-69(f)(6)c., whichever is shorter. The outdoor area shall comply with all applicable building code requirements including the provision of readily distinguishable means of egress for fire and emergency purposes.

- Staff Comments: At the time of this staff report, the applicant has already obtained a fence permit and constructed a perimeter fence around the outdoor area of the Winehouse suite and the adjacent Grace Coffee suite. A internal fence separating these two outdoor areas has not been installed to date; however, the applicant intends to complete the fence installation. Upon completion the area will be enclosed by a fence that is compliant with ordinance requirements. Additionally, the outdoor area will be within eye site of indoor staff. Security cameras are recommended for the owner to consider, however, not recommended as a condition to be placed on the license.

d. Amplified music, speakers, microphones, televisions or other audio or video devices shall be subject to Chapter 20, Article III of the Village Code of Ordinances regarding Noise and Section 11-69(f) if applicable.

- Applicant Response: The Winehouse intends to have amplified noise; however, is aware of the noise restrictions outlined in the ordinance.
- Staff Comments: No additional comments.

e. The outdoor area shall not have an undue adverse impact upon nearby property, the character of the neighborhood, traffic conditions, parking or other matter affecting the public health, safety, welfare, or convenience.

- Staff Comments: The Winehouse is situated in a predominantly commercial area with other neighboring outdoor consumption areas. Staff does not have any concerns with the proposed area have an adverse impact on neighborhood. The Plan Commission has previously approved a Planned Development Detailed Implementation Plan that includes the proposed outdoor area.

f. The size of the outdoor area may not be larger than 50 percent of the gross floor area of the licensed premises within a permanent building. Interior building capacity shall not be increased as a result of the addition of the outdoor area. The playing area of any outdoor sports area permitted under Section 11-69 shall not be included for purposes of determining compliance

with this subparagraph so long as the playing area is not permitted to be occupied by persons not participating in the sporting activity for which the playing area is designed.

- Staff Comments: The gross floor area of the licensed premises within a permanent building is calculated at approximately 1,650 square feet. Based on this calculation, the Winehouse could have up to 981 square feet for outdoor consumption before a variance would need to be requested. The proposed 400 sq. ft outdoor consumption area is well within what is allowed by ordinance.

g. A conspicuous notice shall be posted at each fire exit stating: "No Beer, Liquor or Wine May Be Carried in an Open Container Beyond this Point."

- Applicant Comments: Applicant is aware of the requirement and will adhere to the requirement.

h. No bar/counter service shall be permitted in outdoor areas, however, wait staff may serve in the outdoor area.

- Applicant Comments: Applicant is aware of the requirement and will adhere to the requirement.

i Except for outdoor sports activities permitted under Section 11-69, the outdoor area shall not be used for any activities other than service and consumption of food and/or drink. Smoking may be permitted in accordance with applicable State and local regulations.

Compliant. Applicant is aware of requirement.

- Staff Comments: Not applicable, no outdoor sports planned.

j. The outdoor area shall be accessible to the disabled, and the license holder shall at all times comply with all applicable federal, state and village laws, ordinances and regulation concerning accessibility.

- Applicant Comments: Applicant is aware of the requirement and will adhere to the requirement.

k. Containers for refuse disposal and regular cleanup shall be placed inside of the outdoor area.

- Applicant Comments: Applicant is aware of the requirement and will adhere to the requirement.

l. If the outdoor area is used for outdoor sports activities as permitted under Section 11-69 and persons under the age of 21 are allowed to be present on the licensed premises, all persons

21 years of age or older who intend to consume alcohol beverages in the outdoor area, shall be issued a wristband that is bright in color which shall be issued only upon showing valid identification proving the person is 21 years of age or older.

- Applicant Comments: Applicant is aware of the requirement and will adhere to the requirement.

Recommendation: Staff recommends approval of the proposed application for a Class "B" Beer and Reserve "Class B" Liquor for the Winehouse Lounge LLC, D/B/A, The Winehouse, for the property located at 4719 Farwell St including an approximately 400 square foot outdoor consumption area with the following conditions to be satisfied before the license can be issued:

1. Successful issuance of occupancy from the Building Inspector.
2. Completion of the installation of the internal fence dividing the outdoor area of Winehouse from the outdoor area of the adjacent Grace Coffee.
3. The maximum occupant load of the area will be required to be posted per International Building Code 2015 edition 1004.3 (IBC). Staff will assist in determining permissible load and posting location with the applicant.
4. Any latches for the egress gates shall swing with the path of travel and be operable in accordance with ADA and IBC requirements.

McFarland
SUMMARY SHEET

MEETING DATE: Thursday, September 7, 2023

SECTION: Business

DEPARTMENT: Administration

CONTACT: Aaron Chapin, Police Chief

AGENDA ITEM: Discussion and recommendation on ordinance amendment 2023-08:
An ordinance to prohibit false emergency calls.

PREVIOUS ACTION:

ISSUE SUMMARY:

The Police Department has been dealing with false 9-1-1 calls from local businesses that have created a drain on resources and also become a nuisance for the department. This ordinance is similar to the ordinance for repeated false alarms at a business and would give some incentive to those who are creating the nuisance to solve the problem.

FINANCIAL/BUDGET IMPACT:

None

VILLAGE PLAN REFERENCE:

N/A

ORDINANCE REFERENCE:

A new provision would be created within Chapter 38 of the Village Code of Ordinances.

BOARD, COMMISSION OR COMMITTEE RECOMMENDATION:

Recommended for discussion.

Motion to recommend approval of ordinance amendment 2023-08: an ordinance to prohibit false emergency calls.

ATTACHMENTS:

1. 2023-08 Prohibiting False 911 calls

**VILLAGE OF MCFARLAND
ORDINANCE 2023-08**

AN ORDINANCE TO PROHIBIT FALSE EMERGENCY CALLS

PURPOSE: To prohibit persons and businesses from making false emergency calls.

SPONSOR: Police Chief Aaron Chapin

RECOMMENDED REFERRAL: Public Safety Committee

PUBLIC HEARING: None.

WHEREAS, The Village of McFarland Police Department has been dispatched multiple times to false emergency calls; and,

WHEREAS, these false emergency calls take time and resources from the Police Department that would otherwise be used for public safety purposes in the Village; and,

NOW THEREFORE, be it ordained by the Village Board of the Village of McFarland, in the State of Wisconsin, as follows:

SECTION 1: **ADOPTION** “38-39 Unlawful Use Of Emergency Telephone Number” of the Village of McFarland Municipal Code is hereby *added* as follows:

BEFORE ADOPTION

38-39 Unlawful Use Of Emergency Telephone Number (Non-existent)

AFTER ADOPTION

38-39 Unlawful Use Of Emergency Telephone Number(*Added*)

(a) No Person shall intentionally dial the emergency telephone number "911" or otherwise contact police dispatch to report an emergency knowing that the fact situation reported does not exist.

(b) No person or business may maintain a computer, telephone or other system that automatically dials or calls the emergency telephone number "911" or otherwise contacts police dispatch, when the fact situation does not exist requiring a response by the Police Department, or other emergency personnel. Each false emergency call is considered a separate violation. This paragraph imposes strict liability on the owner of the system that makes the false emergency call, as well as the owner of the real property on which the system is located.

(c) For violations under paragraph (b) of this Section, in addition to a forfeiture, the Village may impose as a special charge to the property owner the cost for responding to the false emergency call. Said charges are due within 30 days of mailing of the invoice to the property owner. Upon nonpayment of the charge, the charge may be placed on the tax roll as a special charge, pursuant to Wis. Stat. 66.0627.

(d) As a penalty, violations of this section shall be subject to the general penalty provisions under Section 1-16 of the McFarland Municipal Code.

PASSED AND ADOPTED BY THE VILLAGE OF MCFARLAND VILLAGE BOARD

	AYE	NAY	ABSENT	ABSTAIN
Brandt	_____	_____	_____	_____
Brassington	_____	_____	_____	_____
Clow	_____	_____	_____	_____
Fessler	_____	_____	_____	_____
Flaherty	_____	_____	_____	_____
Jerke	_____	_____	_____	_____
Wreh	_____	_____	_____	_____

Presiding Officer

Attest

Carolyn Clow, Village President,
Village of McFarland

Cassandra Suettinger, Deputy
Administrator/Clerk, Village of
McFarland

VILLAGE OF
McFarland
SUMMARY SHEET

MEETING DATE: Thursday, September 7, 2023

SECTION: Business

DEPARTMENT: Administration

CONTACT: Cassandra Suettinger, Deputy Administrator/Clerk, Aaron Chapin,
Police Chief

AGENDA ITEM: Discussion and recommendation on ordinance amendment 2023-09:
An ordinance amending regulations for mobile food establishments.

PREVIOUS ACTION:

The original Mobile Food Cart Ordinance was adopted on June 25, 2018

ISSUE SUMMARY:

Village staff have reviewed the Mobile Food Cart ordinance to make updates. The original Mobile Food establishment ordinance was created in 2018. The Village periodically reviews its license and permitting ordinances for updates. Most of the proposed updates to the ordinance are administrative in nature. However, most notably, Chief Chapin has reviewed the application submission requirements to eliminate items previously requested that have been deemed invasive and unnecessary for the purpose of conducting the background check.

FINANCIAL/BUDGET IMPACT:

No financial implications.

VILLAGE PLAN REFERENCE:

N/A

ORDINANCE REFERENCE:

Chapter 11 - Article XII - Mobile Food Establishments

BOARD, COMMISSION OR COMMITTEE RECOMMENDATION:

Recommended for discussion and approval.

Motion to recommend approval of ordinance amendment 2023-09:an ordinance amending regulations for mobile food establishments.

ATTACHMENTS:

1. 2023-12 Updates to regulations for Mobile Food Establishments

**VILLAGE OF MCFARLAND
ORDINANCE 2023-12**

**AN ORDINANCE UPDATING REGULATIONS FOR MOBILE FOOD
ESTABLISHMENTS IN THE VILLAGE.**

PURPOSE: To update regulations for mobile food carts

SPONSOR: Police Chief Aaron Chapin & Deputy Administrator/Clerk Cassandra Suettinger

RECOMMENDED REFERRAL: Public Safety Committee

PUBLIC HEARING: None.

NOW THEREFORE, be it ordained by the Village Board of the Village of McFarland, in the State of Wisconsin, as follows:

SECTION 1: **AMENDMENT** “11-402 Application And Fee” of the Village of McFarland Municipal Code is hereby *amended* as follows:

AMENDMENT

11-402 Application And Fee

Applications to operate a mobile food establishment unit shall be filed by the owner of the unit with the Village Clerk on a form prescribed by the Village Clerk.

- (a) Such form shall require the following information be provided by the owner:
- (1) Name, address and telephone number of the person, firm, association or corporation that owns the unit.
 - (2) ~~Birth date, height, weight, color of hair and eyes of the applicant.~~ Service base address of the unit.
 - (3) The length of time for which the right to conduct business is desired.
 - (4) Physical description, including make, model and license number of any mobile food establishment to be used in the operation of the unit.
 - (5) ~~A statement as to whether the applicant has been arrested or convicted of any crime or ordinance violation as well as the nature of each offense and the place of arrest or conviction, if applicable.~~
 - (6) The location or locations from which the unit will be operated, ~~including the service base address.~~
 - (7) If operating on private property, ~~D~~documentation of permission of the property owner.
 - (8) ~~The Zoning District in which the establishment will be located.~~

- (9) A copy of the applicant's valid food and beverage license issued by the State of Wisconsin or ~~agent health department.~~Public Health Madison and Dane County.
- (10) ~~The three locations where applicant conducted business immediately preceding the application including identification of any licenses or permits required and the governmental entity that issued such license or permit.~~
- (b) Such form shall require the following information be provided by each operator of the unit:~~At the time of filing the application, the applicant shall present the following to the Clerk for examination:~~
 - (1) Name, address, telephone number, and e-mail address.~~A driver's license or some other proof of identity as may be reasonably required.~~
 - (2) Date of Birth.~~A photograph approximately two inches by two inches showing the head and shoulders of such person, which was taken no more than one year prior to the application;~~
 - (3) Statement as to whether the operator has any pending criminal charges which substantially relate to the permitted activity, and whether the operator has been convicted of any misdemeanor crime or ordinance violation (other than parking and traffic violations) which substantially relates to the permitted activity during the previous five (5) years, or any felony crime which substantially relates to the permitted activity within the previous ten (10) years, along with a description and the circumstances of each violation or offense.~~If any persons other than the applicant will be operating the unit without the presence of the applicant, such persons shall also be licensed as operators and the information required in paragraphs (a)(1) through (5) and (b)(1) through (2) shall be provided.~~
 - (4) A copy of the driver's license or some other proof of identity as may be reasonably required.~~Permits shall be issued on an annual basis, effective from January 1 through December 31 of the same year, or on a single event basis.~~
 - (5) ~~The permit fee shall be as established by the fee schedule in Appendix A.~~

SECTION 2: AMENDMENT “11-403 Issuance Or Denial” of the Village of McFarland Municipal Code is hereby *amended* as follows:

A M E N D M E N T

11-403 Issuance Or Denial

- (a) Upon receipt of a completed application, the village clerk shall refer the application to the police department, or any other applicable village department, to review the application.
- (b) Following review of the application, the village clerk shall issue the license, deny the license, or issue the license with conditions.
- (c) If issued, the license shall be valid for the calendar year in which it is issued, subject to

revocation in Section 11-405. Each calendar year, a person wishing to operate a mobile food business within the village shall obtain a new license.

- (d) Permits issued on a single event basis, if operating as part of a ~~special~~ event permitted under Chapter 36~~Section 11-66~~ of the Village Code of Ordinances, ~~pursuant to a contract with the special event permittee,~~ shall be effective for the duration of the ~~special~~ event. Single event permits for operations not ~~contractually connected to a special event under Section 11-66~~ permitted through Chapter 36 may be effective for a period not exceeding 48 consecutive hours.
- (e) The Village may refuse to issue a license if it is determined that:
 - (1) The application contains any material omission or materially inaccurate statement.
 - (2) ~~Complaints of a material nature have been received against the applicant in cities, villages or towns in which the applicant conducted similar business.~~
 - (3) ~~Subject to applicable state statutes, the applicant has been arrested or convicted of a crime, statutory violation, or ordinance violation.~~ The applicant has pending criminal charges which substantially relate to the permitted activity, and whether the operator has been convicted of any misdemeanor crime or ordinance violation (other than parking and traffic violations) which substantially relates to the permitted activity during the previous five (5) years, or any felony crime which substantially relates to the permitted activity within the previous ten (10) years, along with a description and the circumstances of each violation or offense.
 - (4) The applicant failed to comply with any applicable provision of Section 11-405.
 - (5) In the Village's sole discretion, there is a public safety, health or general welfare reason or reasons that support denial of the license.

SECTION 3: AMENDMENT “11-404 Revocation” of the Village of McFarland Municipal Code is hereby *amended* as follows:

AMENDMENT

11-404 Revocation

- (a) A mobile food establishment permit ~~business license~~ may be revoked by the Village after notice and hearing if the licensee:
 - (1) Made any material omission or materially inaccurate statement in the application for license.
 - (2) Made any fraudulent, false, deceptive or misleading statement or representation in the course of engaging in sale of food, drinks, or materials incidental to food or drinks.
 - (3) Violated any section of this article, including, but not limited to, Section 11-

405.

- (4) Subject to applicable state statutes, the licensee was arrested or convicted of a crime, statutory violation, or ordinance violation.
- (b) ~~Written notice of the hearing shall be served personally on the licensee at least 72 hours prior to the time set for the hearing. The notice shall contain the time and place of the hearing and a statement of the facts upon which the proposed revocation of the license is based.~~ Notice of hearing. Written notice of hearing before the Public Safety Committee on the revocation of any license issued under this section shall be mailed to the permit hold at the permanent address shown on the application at least seven days, or shall be served personally at least 72 hours, prior to the time set for the hearing. Such notice shall contain the time and place of the hearing and a statement of the facts upon which the hearing will be based.
- (c) Hearing. The Public Safety Committee shall conduct a hearing to make a recommendation to the Village Board regarding revocation of the mobile foot cart permit. If the permittee fails to appear before the Public Safety Committee, the Public Safety Committee shall forward to the Village Board a recommendation for revocation of the permit. At the hearing, both the Village and the permittee may introduce evidence, produce witnesses, cross-examine witnesses and be represented by counsel. The hearing shall be recorded. The Village Board shall issue findings and a decision within 30 days after the hearing.
- (d) In the event the Clerk/Treasurer, Chief of Police, or Village Administrator determine that the mobile food cart permit is in violation of any law, ordinance, or regulation, that presents a substantial and imminent risk to the health or safety of the public, order immediate suspension of the mobile food cart permit, until such time as the violation is corrected, or a revocation proceeding finalized. Such order of suspension shall be served upon the permittee in writing and shall include notice of the right to appeal such determination pursuant to Chapter 2, Article XI of the McFarland Municipal Code.

SECTION 4: AMENDMENT “11-406 Exemptions” of the Village of
McFarland Municipal Code is hereby *amended* as follows:

AMENDMENT

11-406 Exemptions

No fee shall be required for a mobile food establishment operating as identified in this subsection. Notwithstanding this subsection, mobile food establishments shall comply with all of the regulations set forth in this Chapter ~~subsections (3) and (4)~~ unless the regulation is inconsistent with any approval granted by the Village of McFarland for the authorized event triggering the exemption. Mobile food establishments exempt from the fee requirement of this section are those mobile food establishments:

- (a) Operated by tax-exempt, non-profit organizations granted exemption under Section

501(c)(3) of the Internal Revenue Service Code or other educational institutions, churches, religious, educational or benevolent associations or youth organizations operating not for profit for local benefit for the area including, but not limited to, the Village of McFarland, to raise funds for such purposes; or operated by the Village of McFarland.

- (b) That are mobile desserts establishments provided they apply for and receive a direct sellers permit under Chapter 11, Article IV of the Village Code of Ordinances.

SECTION 5: **ADOPTION** “11-407 Fees” of the Village of McFarland Municipal Code is hereby *added* as follows:

ADOPTION

11-407 Fees(*Added*)

The permit fee shall be established by the fee scheduled in Appendix A.

PASSED AND ADOPTED BY THE VILLAGE OF MCFARLAND VILLAGE BOARD

_____.

	AYE	NAY	ABSENT	ABSTAIN
Brandt	_____	_____	_____	_____
Brassington	_____	_____	_____	_____
Clow	_____	_____	_____	_____
Fessler	_____	_____	_____	_____
Flaherty	_____	_____	_____	_____
Jerke	_____	_____	_____	_____
Wreh	_____	_____	_____	_____

Presiding Officer

Attest

Carolyn Clow, Village President,
Village of McFarland

Cassandra Suettinger, Deputy
Administrator/Clerk, Village of
McFarland