

SALE OF INTOXICATING LIQUORS AND FERMENTED MALT BEVERAGES

The Village Board of the Village of Eden do ordain as follows:

1. **STATE STATUTES ADOPTED AS FOLLOWS:** The provisions of Chapter 125, Wis. Stats., defining, describing and regulating the sale, procurement, dispensing, consumption and transfer of alcoholic beverages, including provisions relating to underage persons, are hereby adopted by reference, and made a part of this section as if fully set forth herein. The provisions relating to penalties to be imposed are hereby modified to eliminate any reference to jail and imprisonment, and to provide that all court penalties that may be imposed by village prosecution are limited to forfeitures. Any act required to be performed or prohibited by any statute incorporated herein by reference is required or prohibited by this section. Any future amendment, revisions or modifications of the statutes incorporated herein are intended to be made a part of this section in order to secure uniform statewide regulation of alcohol beverage control.

2. **CONSENT TO AMENDMENT.** By filing an application for a Class "A" or "B" license, the applicant consents that the Village Board may make any rule or regulation, or alteration or amendment, to this section at any time during the period for which such license is granted.

3. **DELINQUENT TAXES, ASSESSMENTS AND CLAIMS.** No license shall be granted to any person who, or premises for which, taxes, assessments or other claims to the Village are delinquent and unpaid.

4. **QUOTAS FOR ISSUANCE OF LICENSES.** The quota for issuance of licenses in the Village of Eden shall be as follows:

Combination Class "B" Liquor and
Fermented Malt Beverage Licenses: 7
(or the number authorized under
Wisconsin Statute Section 125.51(4),
whichever is greater)

5. **INSPECTION.** The Village Clerk shall notify the County Sheriff, Village Fire Chief, Village Building Inspector, and any village or state health inspector of each application; said officials may inspect or cause to be inspected each application and the premises, together with any other investigations, accompanied by a recommendation as to whether a license should be granted or refused. In determining the suitability of any applicant, consideration shall be given to the financial responsibility of the applicant, the appropriateness of the location and the premises proposed and, generally, the applicant's fitness for the trust to be reposed.

6. SEARCH OF LICENSED PREMISES. It shall be a condition of any license or permit issued hereunder that the licensed premises may be entered and inspected at any reasonable hour by any village police officer, constable or sheriff's deputy, member of the village fire department, village health department, or the village building inspector, without any warrant, and the application for a license or permit hereunder shall be deemed a consent to this provision. Any refusal to permit such inspection shall automatically operate as a revocation of any license or permit issued hereunder and shall be deemed a violation of this article.

7. SAFETY AND SANITATION REQUIREMENT. Each licensed premise shall be maintained and conducted in a sanitary manner and shall be a safe and proper place for the purposes for which used.

8. HOURS OF OPERATION. The hours of operation for licensed premises shall be as set forth in Chapter 125, Wis. Stats., as adopted and hereafter amended.


9. ISSUANCE OF MANAGER'S LICENSES. The Village does not provide for issuance of managers' licenses.

10. FEES. The fees charged by the Village of Eden for issuance of licenses called for under Chapter 125, Wis. Stats., shall be established as follows:


Operator's License	\$ 10
Provisional Operator's License	15
Class "A" Fermented Malt Beverage License	20
Class "A" Intoxicating Liquor License	50
Class "B" Fermented Malt Beverage License	50
Class "B" Intoxicating Liquor License (renewal)	200
Class "B" Intoxicating Liquor (initial issuance)	10,000
Class "B" Fermented Malt Beverage License (6 Month)	25
Picnic License	10
Class "C" Intoxicating Liquor License	50

Applicants for issuance of a license and any applicant for renewal of a license shall pay an application fee equal to the publication costs associated with that application and actual costs of any forms or any other booklets the Village is mandated to distribute to the prospective licensee.

11. REPEAL OF EXISTING ORDINANCES. This Ordinance repeals the previously existing ordinance relating to issuance of Class "A" and Class "B" liquor and fermented and malt beverage licenses and the previously existing ordinance establishing closing hours for holders of retail Class "B" intoxicating liquor licenses and holders of retail Class "B" malt beverage licenses.



President



Clerk

Effective Date: This Ordinance is effective the date following its publication.