

ORDINANCE NO. 90-03

The Town of Bayfield, Bayfield County, does ordain as follows:

1. It shall be a condition of maintaining and keeping a license in this town, that the licensee continue in business. Issuance of, or retention of, a license by a party not doing business, is hereby declared to be against public policy, and lacking in usefulness.

2. "Business continuation" is hereby defined to be: OPEN FOR

Open ofr public business at least two consecutive wcalendar weeks

in a four month period.

3. In the event any licensed party violates this ordinance, disciplinary action may be taken by the town board, including reprimand, suspension of the license for a specified number of days (up to 90 days), or revocation of the license. Any license that has been revoked shall not be reinstated within the following six months. Any disciplinary action taken shall follow notice to the licensee prior to a hearing. Both the hearing notice, which will include the reason for the hearing, and the decision of the board, will be sent by first class mail to the last known address of the licensee, or personally served, at the option of the town chairperson.

4. In the event disciplinary action is taken against an alcohol licensee, the state procedure mandated under present Wisconsin Statute 125.12, or its successor, will be followed. At present, said procedure requires personal service of the hearing notice (summons) and complaint, and a hearing within 3 - 10 days thereafter.

5. There shall be no refund of any license fee paid to a party whose license is revoked.

6. In lieu of a hearing, the town board may accept surrender of the license, and the board shall then determine the time period before another application for the same type of license will be accepted from the former licensee.

7. Evidence and testimony at the hearing shall be done in open session. Pursuant to 19.85 (1)(a), the board may go into closed session to deliberate with regard to its decision, where that possibility has been listed on the hearing notice posted or published. The Clerk shall see that the hearing notice is posted or published, in format acceptable to the chairperson.

8. 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.

9. EFFECT. This ordinance shall take effect following passage, and posting in three public places by the Clerk.

Passed on: 17 September 1990

Vote for: 3 against: 0

Posted on: 18 Sept. 1990

Posted at:

Town Hall of Town of Bayfield

Andy's

Pier Plaza

Richard C. Dale
Chairperson

Paul R. Cadotte
Supervisor

Randy B. Morgan
Supervisor