



P.O. Box 352 • 150 S. Bridge St. • Markesan, WI 53946 • P: (920) 398-3031 • F: (920) 398-3991

PUBLIC PROPERTY & HEALTH COMMITTEE

Markesan City Hall

October 6, 2020

Immediately Following Streets & Utilities Meeting

AGENDA

**** REVISED ****

Call to Order

Roll Call

Citizen's Comments

Public Works Report

New Business

- Discussion and Action on Kiwanis Park – Skip Walker
- Discussion and Action on Breach of Electrical Box at Soldiers & Sailors Park
- Discussion and Action on City Hall Boiler
- Discussion and Action on Donation for the Use of Community Room and Kitchen to Family and Friends for DuWayne Kracht Benefit on October 24, 2020
- Discussion and Action on Trick or Treating on October 31, 2020
- Discussion and Action on Picnic License Ordinance
- Discussion and Action on Cemetery Maintenance
- Discussion and Action on Ordinance 262; Amending the Prohibiting of Animals Section 107-10
- Discussion and Action on Ordinance 263; Amending Section 260-2(H) Refuse at the Park

Old Business

- Discussion and Action on 650 N Margaret Street Property Update

Adjournment

A quorum of the Markesan Common Council may be in attendance at this meeting to gather information about a subject over which they have decision making responsibility. Under Wisconsin Open Meeting Law, this may constitute a meeting of the Common Council pursuant to the Badtke Decision, however, the Council will not take action at this meeting.

Any person requiring special assistance to participate in this meeting should contact the Clerk-Treasurer at 398-3031 at least 24 hours prior to the meeting so appropriate accommodations can be made.

Posted: Horicon Bank City Hall
ERGO Bank Post Office
www.markesanwi.gov

Dated October 5, 2020
Elizabeth Amend, Clerk-Treasurer

Chapter 200. Intoxicating Liquor and Fermented Malt Beverages

Article II. Licenses and Regulations

§ 200-10. License fees.

[Amended by Ord. No. 130; Ord. No. 164; Ord. No. 223; 4-14-2015 by Ord. No. 233]

Licenses issued for less than 12 months shall be prorated. The fees for issuance of fermented malt beverage and intoxicating liquor licenses for the following shall be as set from time to time by resolution of the Common Council:

- A. Class "B" fermented malt beverage license.
- B. Retail Class "A" fermented malt beverage. See § 125.25, Wis. Stats.
- C. Temporary Class "B" licenses.
 - (1) Picnic license, beer. Issued to organizations enumerated in § 125.26(6), Wis. Stats., to sell or serve fermented malt beverages at a picnic, meeting or gathering.
 - (2) Picnic license, wine. Except that no fee shall be charged in the event a license under Subsection C(1) above is simultaneously issued. See § 125.51(10), Wis. Stats.
[Amended 4-14-2015 by Ord. No. 233]
 - (3) The Clerk-Treasurer, upon the recommendation of both the Police Chief and Mayor, may issue a picnic license to an organization who has applied for a Temporary Class "B" picnic license.
[Added 4-26-2018 by Ord. No. 240]
- D. "Class B" intoxicating liquor license, except the license fee for bona fide clubs and lodges situated and incorporated or chartered in the state for at least six years shall be a separately designated amount, as provided in § 125.51(3)(e), Wis. Stats.
- E. Retail "Class A" intoxicating liquor license. See § 125.51(2), Wis. Stats.^[1]
[1] *Editor's Note: Original 12.02(5)(d), Wholesalers fermented malt beverage license, which immediately followed this subsection, was repealed 4-14-2015 by Ord. No. 233.*
- F. Operator's license. Effective July 1, 1991, no new operator's license shall be granted unless the applicant has successfully completed a responsible beverage server training course which is approved by the Wisconsin Department of Revenue or is otherwise exempt from such requirement under § 125.17(6)(a), Wis. Stats. The Clerk-Treasurer may issue a provisional operator's license to a person who is enrolled in said training course and shall revoke such license if the applicant fails to successfully complete the course.
[Amended 4-14-2015 by Ord. No. 233]
- G. Provisional license. See § 125.17(5), Wis. Stats.

- (1) The Clerk-Treasurer, upon the recommendation of the Police Chief, may issue a provisional operator's license to a person who has applied for an operator's license.
- (2) No such license shall be issued unless the applicant is enrolled in a responsible beverage server training course as provided in Subsection **G** above. (Effective July 1, 1991)

H. Transfer of license to another premises.

ORDINANCE NO. 262

An Ordinance amending Sections 107-10(A)(1) and 107-10(B)(2)
of the Municipal Code of the City of Markesan.

The Common Council of the City of Markesan in session duly begun on the 13th day of October, 2020, hereby amends Section 107-10(A)(1) and 107-10(B)(2) of the City of Markesan Municipal Code.

SECTION 1: Section 107-10(A)(1) of the Municipal Code is hereby amended to read as follows:

- (1) No person shall keep, feed or breed any swine, cattle, foxes, beavers, mink, otter, marten, fisher, raccoon, skunk, goat, horse, mule, ass, sheep, pheasant, poultry or bee in the City, except as herein provided and as provided in Section 107-21 of the City of Markesan Municipal Code. In the Agricultural Zoning District, swine, cattle, goats, horses, sheep, poultry or bees are permitted. In the event of the commercial raising of poultry for meat or eggs, a license, as provided in Subsection B below, shall be required and shall be zoned to permit such a use. Vietnamese potbellied pigs are permitted in one- and two-family residential housing units in other than the Agricultural Zoning District upon the issuance and maintenance of a license therefor under §107-11 of this chapter. Notwithstanding the above, killer bees of the African or South American species may not be kept, fed or bred in the City under any circumstances.

SECTION 2: Section 107-10(B)(2) of the Municipal Code is hereby amended to read as follows:

- (2) No person shall keep, feed, or harbor any chickens, turkeys, ducks, or geese unless the zoning district allows for such use or as provided in Section 107-21 of the City of Markesan Municipal Code.

SECTION 3: This ordinance shall be in full force and effect upon passage and publication.

ROLL CALL: Ayes _____ Nays _____ Absent _____ Abstained _____

APPROVED this 13th day of October, 2020.

CITY OF MARKESAN

RICH SLATE, Mayor

ATTEST:

ELIZABETH AMEND, Clerk-Treasurer

APPROVED AS TO FORM:

DANIEL D. SONDALLE, City Attorney

ORDINANCE NO. 263

An Ordinance amending Section 260-2(H) of the Municipal Code of the City of Markesan.

The Common Council of the City of Markesan in session duly begun on the 13th day of October, 2020, hereby amends Section 260-2(H) of the City of Markesan Municipal Code.

SECTION 1: Section 260-2(H) of the Municipal Code is hereby amended to read as follows:

- H. All refuse and other waste materials produced while on the park or recreational grounds shall not be left on the park or recreational grounds and shall be removed and disposed of offsite by the individual who generated the refuse or other waste materials.

SECTION 2: This ordinance shall be in full force and effect upon passage and publication.

ROLL CALL: Ayes _____ Nays _____ Absent _____ Abstained _____

APPROVED this 13th day of October, 2020.

CITY OF MARKESAN

RICH SLATE, Mayor

ATTEST:

ELIZABETH AMEND, Clerk-Treasurer

APPROVED AS TO FORM:

DANIEL D. SONDALLE, City Attorney