

Maria Hougan

From: Luann Alme
Sent: Monday, May 24, 2010 8:20 AM
To: 'Ross@ScovottiCentral.com'
Cc: Mike Stacey; Maria Hougan
Subject: RE: American Legion Outdoor Alcohol Renewal

Good Morning Ross ~

There are no regulations that I am aware of. It would have been the Legion's responsibility to follow through on the requirements set forth by the Planning Commission and Council last year. If they haven't done so by the end of the license year (July 1 to June 30) then the application would be a "new" application for the new license year and not a renewal.

Luann

Luann J. Alme
City Clerk/Personnel Director
City of Stoughton

From: Ross Scovotti [mailto:Ross@ScovottiCentral.com]
Sent: Sunday, May 23, 2010 8:08 PM
To: Luann Alme
Cc: Mike Stacey; Maria Hougan
Subject: FW: American Legion Outdoor Alcohol Renewal

Luann:
Is there any regulations relative to this?
Ross

Ross M. Scovotti
Aldersperson, Stoughton District 3
819 Berry Street
Stoughton, WI 53589 USA
+1.608.873.6268 - Home
+1.608.772.6338 - Cell
rscovotti@ci.stoughton.wi.us

From: rscovotti@ci.stoughton.wi.us [mailto:rscovotti@ci.stoughton.wi.us]
Sent: Friday, May 21, 2010 1:18 PM
To: ross@scovotticentral.com
Subject: FW: American Legion Outdoor Alcohol Renewal

From: Mike Stacey
Sent: Friday, May 21, 2010 1:18:22 PM

5/24/2010

To: Ross Scovotti
Subject: American Legion Outdoor Alcohol Renewal
Auto forwarded by a Rule

Hello Ross,

I noticed the above request on the next Public Safety agenda. See attached minutes of various meetings related to the Legion.....I don't believe the original request was ever fulfilled to grant the outdoor consumption permit. Should this be a new request?.....not renewal. No plan was ever submitted to staff to indicate where the consumption area would be. Additionally, the requests have been for 803 N. Page Street.....not the additional lot they own behind that property which has a West Street address.

Your thoughts?

Michael P. Stacey
City of Stoughton
Zoning Administrator/Assistant Planner
381 E. Main Street
Stoughton, WI 53589

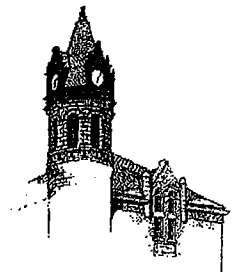
phone 608-646-0421
cell 608-209-7768
fax 608-873-5519
hours M - F 7:30am - 4:30pm
website: www.cityofstoughton.com/planning

Please take a survey and let us know how we are doing: Click on the following link:

<http://www.surveymonkey.com/s/WMD8JB3>

New Permit
 Renew Permit

City of Stoughton
381 E Main St
Stoughton WI 53589 608.873.6677



Application for Outdoor Alcohol Consumption Permit Section 14-40(k)(6)

Alcohol License holder: American Legion Post #59
Doing Business as: _____
Street Address, City, State & Zip: 803 N. Page St.
Contact Name: BILL Redipenning Phone #: 877-9918
Mailing Address: 803 N Page St. PO # Box #16
Type of Beverage License currently at this location: Class "B" Beer & Liquor
Square footage of indoor area: 3360 #
Proposed Outdoor Area (Description): _____

Square footage of outdoor area: _____
Number of seats in outdoor area: 4 Benches.
Describe fencing: None
How many feet to the closest structure used residentially? 90-100'
Hours of Outdoor Operation: Sun. - Thur.: 3 - 10 pm Fri. & Sat.: 12 - 10 pm
Other restrictions proposed by applicant: _____

I declare under penalty provided by law, that the forgoing is true and correct to the best of my knowledge, and that I will comply with all City Codes and Regulations in the conduct of my business.

William D Redipenning
Applicant's Signature

4/9/09
Date

Received in the City Clerks Office:

Marina P. Hougan
Staff Signature

4/10/09
Date

000032

000034

Parking
for
apts

Ap^t Building

Drive way

90'

Horse shoe pit

Parking

Region
Garage

Fire Lane

Baby Shop

Proposed

Proposed
Smoking area
with tables

Vacant Bldg.

Region
Hall

Carpet Warehouse

West St.

Page St.

Operator's License Application: Mandy Kenyon: Moved by Scovotti, seconded by McKichan to recommend Council grant an operator's license to Mandy Kenyon contingent upon completion of the beverage server's course and no delinquent fines or fees due to the City. Carried unanimously.

Application for a Class "B" Beer & Reserve "Class B" Liquor License: Pugsly's Beverage, Robert Crockett, Agent dba Stella & Pugsly's Speakeasy located at 515 E Main Street: Moved by McKichan, seconded by Scovotti to recommend Council grant a Class "B" Beer & Reserve "Class B" Liquor License to Pugsly's Beverage, Robert Crockett, Agent, dba Stella & Pugsly's Speakeasy, contingent upon no delinquent fines or fees due to the City. Carried unanimously.

Request for an outdoor event at Stella & Pugsly's Speakeasy on May 16, 2009: Moved by Scovotti, seconded by McKichan to recommend Council approve the outdoor event at Stella & Pugsly's Speakeasy on May 16, 2009 contingent upon the correct safety precautions are taken, and if there is a complaint for the outdoor music, they will have to stop playing music outside. Carried unanimously.

Safe Communities of Madison/Dane County: "Safety Net": Cheryl Wittke" gave a presentation on the Safety Net program. She would like to ask Stoughton to support the Safety Net program and to join the Safe Communities coalition, they aren't asking for any money at this time. This agenda item was tabled to the next Public Safety meeting to allow time to review materials before making a recommendation to Council. All in favor.

Kwik Trip Inc., dba Kwik Trip Store #738. located at 1231 E. Main Street, appoints Abigail T. Mazuk as agent: Moved by McKichan, seconded by Scovotti to recommend Council approve appointment of Abigail T. Mazulek as agent for Kwik Trip Store #738. Carried unanimously.

X **Application for outdoor alcohol consumption permit: American Legion Post #59, located at 803 N. Page St:** Alderman Sonny Swangstu presented the Public Safety Committee with plans for an outdoor horseshoe pit including benches and an area to stand outside with beverages and watch the horseshoe tournaments. The tournaments would be held up to two times per week. Moved by McKichan, seconded by Scovotti to recommend Council approve outdoor consumption permit based on submission of more definitive specs that are approved by the Planning commission, and to follow any outdoor restrictions. Alderman McKichan also would like the new plans for the outdoor consumption area to be added to the next Council Agenda/Packet, and given to the Planning commission and to the Public Safety Committee for review. Carried unanimously.

Incident Management Team (IMT): Fire Chief Marty Lamers and EMS Director Cathy Rigdon are requesting the City's approval to be a part of the Incident Management Team of Dane County. There wouldn't be any financial commitment at this time. This would be funded at the County level. They would be covered by the Municipality for any liability and insurance issues. They would like the Police Department to consider joining the

Scheel explained that notification was sent to all property owners within 300 feet of the school property and the required class 1 notice was published. Scheel gave an overview of the request. Ken Kluever was available for questioning.

Motion by Hohol to recommend Council approve the resolution for the conditional use permit with the condition that the permit be exclusively for Martin Luther Christian Schools and Pumpkin Patch Preschool as presented, seconded by Swangstu.
Motion carried 7 – 0.

7. Steve McKeever requests site plan approval to allow installation of an aluminum can recycling vending machine at 1415 US Highway 51-138, Asleson's True Value Hardware.

Scheel explained the request. Steve McKeever was available for questions.

Motion by Swangstu to approve the site plan conditioned on the staff review letter dated April 13, 2009, seconded by Christianson. Motion carried 7 – 0.

8. Sonny Swangstu representing the American Legion, 803 N. Page Street requests site plan approval to install outdoor horseshoe pits including an area for spectators.

Swangstu gave an overview of the proposed site plan and explained the intent of the request. Scheel stated that he found that there are distance requirements for alcohol consumption from residential buildings. Scheel explained that the Planning Commission typically has not reviewed requests that include alcohol consumption. Scheel also highlighted that the American Legion Post owns the two parcels in question, but they are not combined into one parcel.

Motion by McKichan to approve the site plan as presented to accommodate the following changes:

1. Two Horseshoe Pits,
2. A storage box (8' x 16')
3. Relocation of the dumpster.

seconded by Hohol.

If necessary McKichan stated that this request will go back to the Public Safety Committee to review the 50-foot requirement for outdoor consumption of alcohol from a residential building. (The code also requires the dumpster to be enclosed.)

Motion carried 6 – 0. Swangstu abstained from the vote.

9. Future Agenda Items. None

10. Adjournment. Motion by Swangstu to adjourn at 6:17pm, seconded by McKichan.

Motion carried 7 – 0.

May 12, 2009

Mayor Jim Griffin presided at a Regular Meeting of the Common Council of the City of Stoughton, Dane County, Wisconsin, held in the Council Chambers, Public Safety Building, on Tuesday, May 12, 2009 at 7:00 p.m.

City Clerk Alme called the roll and the following Alderpersons were present: Carter, Christianson, Chenoweth, Jenson, Lawrence, McKichan, Odland, Scovotti, Swangstu, Tone and Weiss.

Communications: Mayor Griffin thanked all that participated in the Nurse's food drive.

Public Comment Period: None.

Alderperson Lawrence requested that item c be removed from the consent agenda. Alderperson McKichan requested that item i be removed from the consent agenda.

Moved by Lawrence, seconded by Tone, to approve the following consent agenda items as presented: the minutes of the Regular Council Meeting of April 28, 2009; the following reports: Seniors In Need (4), Personnel Committee, Arts Council, Utilities Committee & Utilities Reports, Public Safety Committee, Police & Fire Commission, Special Planning Commission, Parks & Recreation Committee, Community Affairs/Council Policy Committee; Personnel Committee's recommendation to adopt the Policy on Reviewing Position Descriptions and/or Wage Scales; Public Safety Committee's recommendation to grant Operator's Licenses to Keith Toman, Sarah Frank and Mandy Kenyon; Public Safety Committee's recommendation to grant a Reserve "Class B" Alcohol and Beer license to Pugsly's Beverage, Robert Crockett, agent, dba Stella & Pugsly's Speakeasy at 515 East Main Street and approve outdoor alcohol consumption permit; Public Safety Committee's recommendation to approve an outdoor event at Stella & Pugsly's Speakeasy on May 16, 2009 with the listed contingencies; Public Safety Committee's recommendation to approve the appointment of Abigail T. Mazuk as agent for Kwik Trip Store #738; Public Safety Committee's recommendation to support Fire Chief Lamers & EMS Director Rigdon's membership in the Dane County Incident Management Team; Public Safety Committee's recommendation to approve the new EMS Bylaws; Personnel Committee's recommendation to proceed with the hiring of the detective position at the Police Department and authorize the process of filling a vacant patrol officer position if the detective position is filled internally. Motion carried unanimously by acclamation.

Alderperson Lawrence asked City Attorney Roethe to comment on the US Postal Service response regarding Tower Times mailing. City Attorney Roethe stated that it was not reasonable to pursue a lawsuit.

Moved by McKichan, seconded by Carter, to approve an outdoor consumption permit for the American Legion Post 59 at 803 N. Page Street and require that the American Legion work with staff to better define the

May 12, 2009 (Continued)

X outdoor area through the final application. Motion carried unanimously by acclamation with Alderperson Swangstu abstaining.

Mayor Griffin closed the regular meeting and opened a public hearing to consider the intent to exercise special assessment powers for the improvement of replacement sidewalk on various streets within the City of Stoughton.

Christa Westerberg, 333 W. McKinley Street, spoke in opposition of the sidewalk replacement project and asked that there be stringent oversight of the contractor on this project. Christa Finch, 325 W. McKinley Street, registered in opposition of the sidewalk replacement project.

There being no other appearances, Mayor Griffin closed the public hearing and opened the meeting for the regular course of business.

Moved by Carter, seconded by Scovotti, to table adoption of a final resolution authorizing improvements and levying special assessments against benefitted property in the City of Stoughton for the improvements of new sidewalk on various streets within the City of Stoughton and refer it to the Public Works Committee. Motion carried 7-4 on roll call with Alderpersons Christianson, Jenson, Lawrence and Tone voting no.

Moved by Chenoweth, seconded by Lawrence, to vote by paper ballot in regards to the Alderperson appointment and sign your name to the ballot. Motion carried 7-4 on roll call with Alderpersons Jenson, Scovotti, Tone and Weiss voting no.

Mr. Steve Ziebell, Mr. Eric Hohol and Mr. Alan Staats were interviewed by the Common Council for the vacant seat of Alderperson in the Fourth Aldermanic District. Mr. Eric Olstad's answers to the questions were read by City Attorney Roethe as he was unable to attend the meeting.

A paper ballot was taken for the appointment of Alderperson in the Fourth Aldermanic District. The ballots were read aloud and the vote was as follows: Mr. Eric Olstad received six (6) votes from Alderpersons Carter, Christianson, McKichan, Scovotti, Swangstu and Tone; Mr. Eric Hohol received four (4) votes from Alderpersons Jenson, Lawrence, Odland and Weiss; and Mr. Alan Staats received one (1) vote from Alderperson Chenoweth. Mr. Eric Olstad received the majority of the votes.

Due to Mr. Olstad not being in attendance, the oath of office will be administered at the May 26, 2009 Council Meeting.

Moved by Swangstu, seconded by Chenoweth, to dedicate the future use of the southern section of Racetrack Park for the development and use by Stoughton Area Little League Baseball, contingent upon the successful relocation of soccer and lacrosse. Motion carried unanimously by acclamation.

Moved by Lawrence, seconded by Chenoweth, to donate the Youth Center bus to the American Legion. Motion carried unanimously by acclamation with Alderperson Swangstu abstaining.