

TOWN OF SPRINGDALE
DANE COUNTY, WISCONSIN

ORDINANCE NO. 2022-9-1

AMENDING SECTIONS 7-2-4(e), SPECIAL CLASS "B" FERMENTED MALT BEVERAGE PICNIC LICENSE; 7-2-5, LICENSE FEES; AND 7-2-21 THROUGH 7-2-24

Sec. 7-2-4(e) shall be re-titled "Picnic"/Temporary Class "B" Beer and "Class B" Wine Licenses" and shall read as follows:

1. PURPOSE: This ordinance allows the town clerk to issue temporary Class "B" beer and temporary "Class B" wine licenses, also known as "picnic licenses," without prior town board approval.
2. AUTHORITY: The town has specific authority under Wis. Stat. § 125.10(1), and general authority under Wis. Stats. §§ 125.26(6) and 125.51(10), to adopt this ordinance.
3. MUNICIPAL OFFICIAL AUTHORIZED TO ISSUE: A temporary Class "B" beer and/or temporary "Class B" wine license may be issued to an applicant by the town clerk, subject to the provisions of this ordinance.
4. ELIGIBILITY: Temporary Class "B" beer and/or temporary "Class B" wine licenses may only be issued to either a bona fide club, chamber of commerce, fair association, agricultural society, church, lodge or society that has been in existence for at least 6 months before the date of application or a post of a veterans' organization authorizing the sale of fermented malt beverages at a particular picnic or similar gathering, at a meeting of the post, or during a fair conducted by the fair association or agricultural society.
 - a. Licenses may *not* be issued to individuals.
 - b. Not more than 2 temporary "Class B" wine licenses may be issued to any applicant in any 12-month period. There is no limit on the number of Class "B" beer licenses that can be issued.
 - c. The town may request written documentation, including but not limited to, a list of officers, a copy of the bylaws, purpose of organization, copies of agendas and minutes from the applicant verifying that the organization is a bona fide club.
5. TERM: The temporary retail license shall be effective for a single day or a series of *consecutive* days, as indicated on the license. Each event requires a separate license.
6. WAITING PERIOD:
 - a. Applications for a temporary Class "B" beer license for events lasting less than 4 days shall be submitted to the Town clerk at least 15 days prior to the granting of the license.
 - b. Applications for a temporary Class "B" beer license for events lasting longer than 4 days shall be submitted at least 15 days prior to the granting of the license.
 - c. All applications for a "Class B" wine license shall be filed with the clerk at least 15 days prior to the granting of the license.
7. ISSUANCE: Upon receiving a completed application for a temporary retail license (AT-315) and the requisite license fee, the Town clerk shall verify that the applicant meets the legal qualifications necessary to hold the license. If so, the Town clerk shall issue the license following completion of the required waiting period.

8. FEES: The fee for a temporary retail license is \$10 (not to exceed \$10, per Wis. Stats. §§ 125.26(6) and 125.51(10)). If an organization applies for both a temporary Class “B” beer license and a temporary “Class B” wine license for the same event, only one fee will be charged, per Wis. Stat. § 125.51(10).

Sec. 7-2-5, License Fees, shall read as follows:

The following fees shall be chargeable for licenses issued by the Town:

- (a) Retail Class "A" Intoxicating Liquor License (liquor stores) - \$200 annually
- (b) Retail "Class B" Intoxicating Liquor License - \$400 annually*
- (c) Class "A" Fermented Malt Beverage Retailer's License - \$10.00 annually
- (d) Class "B" Fermented Malt Beverage Retailer's License - \$100 annually*
- (e) Temporary Class "B" (beer) and Temporary "Class B" (wine) Picnic Licenses - \$10
- (f) Wholesaler's License - \$25 annually or fractional part thereof.

* *issued together as a "combination" Class B license*

Sec. 7-2-21, Procedure Upon Application, shall read as follows:

Operator's licenses shall be granted only upon application in writing on blanks to be obtained from the Town Clerk only to persons 21 years of age. Operator's licenses shall be operative only within the limits of the Town.

Sec. 7-2-22, Duration, shall read as follows:

Operator licenses issued under the provisions of this Chapter shall be valid for a period of one year and shall expire on the thirtieth day of June.

Temporary operator licenses issued under the provisions of this Chapter shall be valid for any period from one day to 14 days, and the period for which it is valid shall be stated on the license.

Sec. 7-2-23, Fee, shall read as follows:

The fee for operator licenses shall be \$20 per year. The fee for each temporary operator license shall be \$20.

Sec. 7-2-24, Issuance, shall read as follows:

(a) Operator License. After the Town Board approves the granting of an operator's license, the Town Clerk shall issue the license. Such licenses shall be issued and numbered in the order they are granted and shall give the applicant's name and address and the date of the expiration of such license. Once issued and upon good conduct by the holder of the operator's license, such license may be renewed by the Board without a format reapplication.

(b) Temporary Operator License. Upon receiving a completed application for a temporary operator license and the requisite license fee, the Town clerk shall verify that the applicant meets the legal qualifications necessary to hold the license. If so, the Town clerk shall issue the license following completion of the required 15 day waiting period.

Adopted this 20th day of September, 2022.

By the town board of the Town of Springdale.



John Rosenbaum, Town Chair

Attest: 

Jackie Arthur, Administrator/Clerk