

**CITY OF ELKHORN**  
**Legislative and Regulatory Committee**  
**Lower Conference Room, 9 S. Broad Street, Elkhorn, Wisconsin**  
**September 28, 2006**

Chairman Julie Taylor called the Legislative and Regulatory Committee meeting at 5:30 p.m. followed by Roll Call.

**ROLL CALL**

Present: Aldermen Julie Taylor, Gary Payson, Ron Dunwiddie

Also present: City Clerk Nancy Jacobson, Police Chief Joel Christensen

**CLASS "B" BEER/ "CLASS C" WINE LICENSE FOR BRIAN TAYLOR, DBA PORTABELLA GRILL, 1 N. LINCOLN STREET**

**Motion (Payson/Dunwiddie) to recommend to Council to grant a Class "B" Beer/ "Class C" Wine License for Brian Taylor, dba Portabella Grill, 1 N. Lincoln Street contingent upon the issuance of the City of Elkhorn's Occupancy Permit. Motion carried by the majority present.**

**TRANSIENT MERCHANTS CODE**

**Motion (Payson/Dunwiddie) to direct the City Clerk to prepare an Ordinance for Council with the changes as recommended by Committee for the Transient Merchants Code. Motion carried by the majority present.**

City Clerk Jacobson said a notice was published notifying City residents that the Transient Merchants code was available for review for two weeks prior to the October 16 Common Council meeting. The changes include increased fee for permit to \$50, requirement of Wisconsin Seller's Permit Number, establishing that the application must be filed 10 days prior to the issuance of the license and the license shall be valid for a period not exceeding 90 days.

**DOG & CAT LICENSE**

Committee reviewed the present Dog and Cat Licensing code and codes of other municipalities. The City Clerk was directed to review with the City Administrator the code concerning number of animals at a residence and other issues. Alderman Taylor asked about the reference to Human Officer of the City. To the best of her knowledge she did not think there was one in the City. Police Chief Christensen said that the Police Department notifies the Lakeland Animal Shelter. The Dog and Cat License will be brought back to a future Committee meeting.

**ISSUANCE OF CITATION ORDINANCE**

**Motion (Payson/Dunwiddie) to direct the City Clerk to prepare an Ordinance for Council amending Ordinance 25.09 concerning law enforcement officers issuing citations including Community Service Officers. The CSOs may issue citations in Chapter 7 under parking restrictions; Chapter 8 concerning snow and ice removal; Chapter 9 concerning storage of junk or unlicensed motor vehicles and littering; and, Chapter 12 at Dog and Cat licensing and regulations. Motion carried by the majority present.**

**VISIBILITY OF ALCOHOL LICENSED PREMISES**

**Motion (Payson/Taylor) to direct the City Clerk to prepare an Ordinance for Council concerning the visibility into establishments selling alcohol beverages during the times they are required to close or during the hours in which the sale of liquor or malt beverages is prohibited. Motion carried by the majority present. The ordinance would create a new section in 12.03 (9) of Chapter 12 Licensing and Permits.**

### **MOTORIZED SCOOTER REGULATIONS**

Police Chief Christensen told Committee that a resident contacted him concerning the use of motorized scooters on sidewalks. Wisconsin State Law prohibits the use on highways, including sidewalks. Christensen said that Wisconsin Dept. of Transportation opinion is that local authorities can adopt ordinances permitting the use of motorized scooters on sidewalks. Christensen said he found only one community allowing it.

Alderman Taylor and Dunwiddie were not in favor of creating an ordinance to allow use of motorized scooters on sidewalks. Taylor said it was dangerous for those walking. Alderman Payson said it ranks there with skateboards. He said he personally has no problem with them, but had no objection to Taylor and Dunwiddie's opinion. Alderman Scott McClory asked the City Clerk to pass on that he was not in favor of allowing the scooters to use sidewalks. Consensus was to continue with the status quo and follow the State Statutes.

### **ADJOURNMENT**

Motion (Dunwiddie/Payson) to adjourn at 6:05 p.m. Motion carried by the majority present.

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Nancy B. Jacobson  
City Clerk