



LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE AGENDA

August 25, 2025 at 5:00 PM

City Hall - Third Floor - Common Council Chambers, 828 Center Avenue, Sheboygan WI

Notice that the Licensing, Hearings, and Public Safety Committee will meet at 5:00 p.m. or immediately following the Public Works Committee meeting.

This meeting may be viewed LIVE on:
Charter Spectrum Channel 990, AT&T U-Verse Channel 99 and: www.wscssheboygan.com/vod.

It is possible that a quorum (or a reverse quorum) of the Sheboygan Common Council or any other City committees/boards/commissions may be in attendance, thus requiring a notice pursuant to State ex rel. Badke v. Greendale Village Board, 173 Wis. 2d 553, 494 N.W.2d 408 (1993).

Persons with disabilities who need accommodations to attend this meeting should contact the City Attorney's Office at 828 Center Avenue, Suite 210, Sheboygan, Wisconsin, Ph. 920-459-3917. Persons other than committee members who wish to participate remotely shall provide notice to the City Attorney's Office at Ph. 920-459-3917 by 12:00 p.m. on meeting day to be called upon during the meeting. All Committee members may attend the meeting remotely.

To view the meeting:

Microsoft Teams

Meeting ID: 258 927 984 495 6

Passcode: zh6nw7AP

OPENING OF MEETING

1. **Call to Order**
2. **Roll Call**
3. **Pledge of Allegiance**
4. **Approval of Minutes**
Licensing, Hearings, and Public Safety Committee Meeting held on August 11, 2025
5. **Public Comment**
Limit of three minutes per person with comments limited to items on this agenda.

ITEMS FOR DISCUSSION AND POSSIBLE ACTION

6. Beverage Operator's License Application No. 0009 (Takendra Groves) - HEARING REGARDING DENIAL OF LICENSE
7. Res. No. 83-25-26 by Alderpersons Rust and La Fave establishing polling locations for the City of Sheboygan beginning in 2026.

- [8.](#) Res. No. 85-25-26 by Alderpersons Rust and La Fave authorizing the creation of a temporary Designated Outdoor Refreshment Area during the 2025 Riverfest event.
- [9.](#) Gen. Ord. No. 14-25-26 by Alderpersons Rust and La Fave amending various sections of the Sheboygan Municipal Code with regard to insurance requirements.
- [10.](#) Report 12-25-26 by City Clerk submitting various license applications.

QUASI-JUDICIAL HEARING

11. Quasi-Judicial hearing to determine whether Alcohol Beverage License No. 3475 (J.N. Cortez LLC, D.B.A. Mi Ranchito II) [Elena Goya Cortez, Agent] shall be suspended or revoked.

CLOSED SESSION

12. MOTION TO CONVENE IN CLOSED SESSION under the exemption contained in Wis. Stat. s. 19.85(1)(a) for the purpose of deliberation concerning action to be taken regarding Alcohol Beverage License No. 3475 (J.N. Cortez LLC, D.B.A. Mi Ranchito II)

RECONVENE IN OPEN SESSION

13. MOTION TO RECONVENE IN OPEN SESSION
14. Possible action regarding Alcohol Beverage License No. 3475 (J.N. Cortez LLC, D.B.A. Mi Ranchito II)

TENTATIVE DATE OF NEXT REGULAR MEETING

15. Next Meeting Date: September 8, 2025

ADJOURN MEETING

16. Motion to adjourn

In compliance with Wisconsin's Open Meetings Law, this agenda was posted in the following locations more than 24 hours prior to the time of the meeting:

*City Hall • Mead Public Library
Sheboygan County Administration Building • City's website*

CITY OF SHEBOYGAN
LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE MINUTES
Monday, August 11, 2025

OPENING OF MEETING

1. Call to Order

The meeting was called to order at 6:00 p.m. by Chair Rust.

2. Roll Call

Alderpersons present: Chair Rust, Vice Chair La Fave, Boorse, Heidemann, Perrella – 5.

3. Pledge of Allegiance

4. Approval of Minutes

Licensing, Hearings, and Public Safety Committee Meeting held July 29, 2025

MOTION TO APPROVE MINUTES FROM JULY 29, 2025

Motion made by La Fave, Seconded by Boorse.

Voting Yea: Boorse, Heidemann, La Fave, Perrella, Rust – 5

5. Public Comment

No one spoke

ITEMS FOR DISCUSSION AND POSSIBLE ACTION

6. Gen. Ord. No. 13-25-26 by Alderpersons Rust and La Fave amending section 52-109 of the Sheboygan Municipal Code with regard to 24-hour parking.

MOTION TO RECOMMEND THE COMMON COUNCIL ADOPT THE ORDINANCE

Motion made by La Fave, Seconded by Perrella.

Voting Yea: Boorse, Heidemann, La Fave, Perrella, Rust – 5

7. Report 10-25-26 by City Clerk submitting various license applications.

MOTION TO APPROVE ALL APPLICATIONS

Motion made by Perrella, Seconded by La Fave.

Voting Yea: Boorse, Heidemann, La Fave, Perrella, Rust – 5

8. Presentation: Sheboygan County Public Safety Complex Study Progress Update by Wendel/Five Bugles Design.

CLOSED SESSION

9. Motion to convene in closed session under the exemption contained in Wis. Stat. s. 19.85(1)(d) for the purpose of considering strategy for crime prevention, to wit: reviewing and discussing preliminary plans for the Public Safety Complex.

MOTION TO CONVENE IN CLOSED SESSION AT 7:05 PM

Motion made by La Fave, Seconded by Boorse.

Voting Yea: Boorse, Heidemann, La Fave, Perrella, Rust – 5

RECONVENE IN OPEN SESSION

10. Motion to reconvene in open session for possible action relating to the matter discussed in closed session.

MOTION TO RECONVENE IN OPEN SESSION AT 8:25 PM

Motion made by La Fave, Seconded by Perrella.

Voting Yea: Boorse, Heidemann, La Fave, Perrella, Rust - 5

11. Res. No. 78-25-26 by Alderpersons Rust and La Fave approving the concept study for the Sheboygan Public Safety Complex by Wendel Company – Five Bugles Design.

MOTION TO RECOMMEND THE COMMON COUNCIL ADOPT THE RESOLUTION

Motion made by La Fave, Seconded by Perrella.

Voting Yea: Boorse, Heidemann, La Fave, Perrella, Rust - 5

TENTATIVE DATE OF NEXT REGULAR MEETING

12. Next Regular Meeting Date: August 25, 2025

ADJOURN MEETING

13. Motion to adjourn

MOTION TO ADJOURN AT 8:27 PM

Motion made by La Fave, Seconded by Boorse.

Voting Yea: Boorse, Heidemann, La Fave, Perrella, Rust – 5

**CITY OF SHEBOYGAN
RESOLUTION 83-25-26**

BY ALDERPERSONS RUST AND LA FAVE.

AUGUST 25, 2025.

A RESOLUTION establishing polling locations for the City of Sheboygan beginning in 2026.

WHEREAS, pursuant to Wis. Stat. § 5.25(3), polling places shall be established at least thirty (30) days prior to the first election in which the wards and districts set forth are effective; and

WHEREAS, it is discouraged to move polling locations except when different buildings will better serve the needs of voters; and

WHEREAS, Kiwanis Fieldhouse has posed concerns with accessibility, parking, and ease in set-up; and

WHEREAS, First United Church has the ability to accommodate the addition of voters from an additional ward.

NOW, THEREFORE, BE IT RESOLVED: That the voting polls and designated wards (described in Res. No. 17-22-23) shall be as follows:

SHEBOYGAN EFREE CHURCH 1710 N 15 TH STREET	WARDS 1, 2, 7, 8
FIRST CONGREGATIONAL CHURCH 310 BLUFF AVENUE	WARDS 3, 4
UPTOWN SOCIAL 1817 N 8 TH STREET	WARDS 5, 6
FIRST UNITED LUTHERAN CHURCH 2401 KOHLER MEMORIAL DRIVE	WARDS 9, 10, 11, 21

MEAD PUBLIC LIBRARY
710 N 8TH STREET

WARDS 13, 14

GOOD SHEPHERD LUTHERAN CHURCH
1614 S 23RD STREET

WARDS 12, 15, 17

BETHANY REFORMED CHURCH
1315 WASHINGTON AVENUE

WARDS 16, 18

CHRIST LUTHERAN CHURCH
3816 S 12TH STREET

WARDS 19, 20

PASSED AND ADOPTED BY THE CITY OF SHEBOYGAN COMMON COUNCIL

Presiding Officer

Attest

Ryan Sorenson, Mayor, City of
Sheboygan

Meredith DeBruin, City Clerk, City of
Sheboygan

**CITY OF SHEBOYGAN
RESOLUTION 85-25-26**

BY ALDERPERSONS RUST AND LA FAVE.

AUGUST 25, 2025.

A RESOLUTION authorizing the creation of a temporary Designated Outdoor Refreshment Area during the 2025 Riverfest event.

WHEREAS, the Common Council, by Ordinance 11-24-25 adopted on August 5, 2024, modified section 38-59 of the Sheboygan Municipal Code to allow for the creation of a Designated Outdoor Refreshment Area (“DORA”) to permit the carrying of open containers and consumption of alcoholic beverages within the DORA boundaries during such times and under such conditions as the Council may specifically permit by authorizing resolution; and

WHEREAS, the City desires to support local business and nonprofits during the 2025 Riverfest event by creating a temporary Designated Outdoor Refreshment Area (“DORA”) encompassing portions of the riverfront area along Riverfront Drive.

NOW, THEREFORE, BE IT RESOLVED: That pursuant to section 38-59 of the Sheboygan Municipal Code, there is hereby created a DORA permitting the carrying and consumption of alcoholic beverages with the following conditions:

- The DORA boundaries shall be as depicted by the yellow boundary in the attached Exhibit titled “2025 River Fest Site Plan.”
- The carrying and consumption of alcoholic beverages within the Temporary Riverfest DORA District (“District”) shall be limited to 11:00 a.m. to 5:00 p.m. on September 20, 2025.
- The carrying and consumption of alcoholic beverages within the District is limited to the alcohol service area, sidewalks/ boardwalks, and other portions of the right-of-way not open to vehicular traffic including crosswalks or other pedestrian crossing areas while persons are lawfully crossing the street.
- The carrying and consumption of alcoholic beverages shall not be permitted in parking lots or premises held out to the public for use of motor vehicles, nor on any private property without permission of the owner or occupant.
- The exception shall not permit the possession or consumption of any intoxicating liquor or fermented malt beverages in violation of the provisions of state statutes or other municipal codes, including, but not limited to the possession or consumption of alcoholic beverages on a licensed premises which were not purchased at that premises, possession or consumption of

alcoholic beverages on premises without a license that are open to the public, possession or consumption by underage persons or any other violation.

- All alcoholic beverages sold by individual servings for removal from a licensed premise for consumption within the District shall be served in unbreakable, transparent or semi-transparent containers, except that beverages may be served in their original packaging if such packaging is plastic or aluminum. Beverage containers shall bear a sticker or other identifier indicating that the beverage was purchased by a District-participating entity. Beverages sold or possessed in glass containers shall not be permitted to be opened or consumed within the District.
- Only alcohol served within the District is permitted to be carried within the District. No carry-ins will be allowed.
- The City shall retain the right to suspend or terminate the District at any time when, in the judgment of the Police Chief, Mayor, or City Administrator, such action is necessary in the interest of public safety or to address issues and concerns that may arise in relation to the District, including but not limited to non-compliance of businesses/patrons with the conditions of this resolution, trash or debris or disorderly conduct associated with the District.
- The Riverfest organizers shall clearly mark the District boundaries in accordance with any direction given by City staff or law enforcement.
- Common Council approval of this resolution is contingent upon approval of all necessary permits and licenses.

PASSED AND ADOPTED BY THE CITY OF SHEBOYGAN COMMON COUNCIL

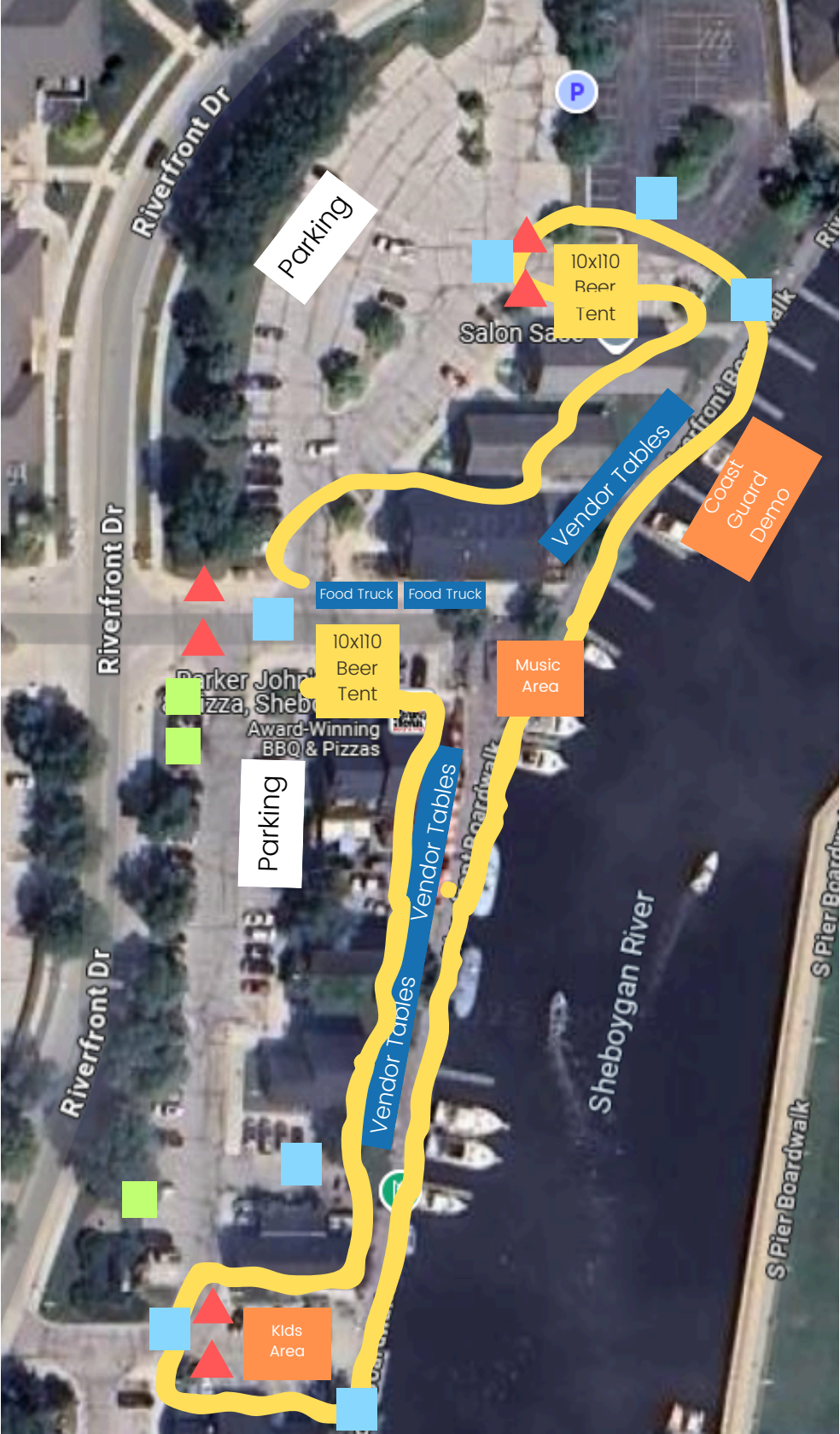
Presiding Officer

Attest

Ryan Sorenson, Mayor, City of
Sheboygan

Meredith DeBruin, City Clerk, City of
Sheboygan

2025 River Fest
Site Plan



Item 8.



Alcohol Service Area



Food Trucks



No Alcohol
Sandwich Board
Signs



Activities



Vendor Tables



Restrooms



Barricades



Designated
Alcohol Area

**CITY OF SHEBOYGAN
ORDINANCE 14-25-26**

BY ALDERPERSONS RUST AND LA FAVE.

AUGUST 25, 2025.

AN ORDINANCE amending various sections of the Sheboygan Municipal Code with regard to insurance requirements.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

SECTION 1: **AMENDMENT** “Sec 6-116 Bond And Liability Insurance For Amusement Rides” of the Sheboygan Municipal Code is hereby *amended* as follows:

AMENDMENT

Sec 6-116 Bond And Liability Insurance For Amusement Rides

No person shall conduct, operate, manage or sponsor any Ferris wheel, merry-go-round or other amusement ride within the city ~~operated for hire, or for the purpose of promoting or advertising any trade or business,~~ without first filing with the city clerk a bond or certificate of liability insurance in the amount of at least \$2,000,000.00 ~~\$250,000.00~~ per occurrence for bodily injury and property damage, with the City of Sheboygan named as an additional insured, indemnifying the ~~public city~~ against damages sustained by reason of the operation of such ride. Such bond or certificate of insurance shall be subject to approval by the city attorney. This section shall apply to all persons, whether or not such persons are exempted from any other provisions of this Code.

(Code 1975, § 6-69; Code 1997, § 14-162)

SECTION 2: **AMENDMENT** “Sec 6-215 Definition” of the Sheboygan Municipal Code is hereby *amended* as follows:

AMENDMENT

Sec 6-215 Definition

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Amusement device means any machine, game, or similar device, whether or not operated by coins, slugs, tokens, or similar items which permits a person or operator to use the device as a game or contest of skill or amusement, whether or not the device registers a score, which may cause a person or operator of the same to secure some amusement, enjoyment, or entertainment, and which is not a gambling machine pursuant to section 38-79. The term "amusement device" includes, but shall not be limited to, because of enumeration, electronic or mechanical game machines, pinball machines, and shuffleboard games, but shall not include billiard or pool tables, bumper pool tables, bowling centers or pigeonhole tables that are subject to licensing under article II of this chapter.

Amusement ride shall have the meaning set forth in SPS 334.01 Wis. Admin. Code.

(Code 1997, § 14-302; Ord. No. 75-02-03, § 1, 3-3-2003)

SECTION 3: AMENDMENT "Sec 14-90 Regulations" of the Sheboygan Municipal Code is hereby *amended* as follows:

AMENDMENT

Sec 14-90 Regulations

- (a) Each sidewalk café shall remain within the approved boundaries of the sidewalk café site as set forth on the approved application.
- (b) No person shall consume, nor shall any holder of any sidewalk café permit consumption of alcohol beverages in a sidewalk café unless the person consuming the alcohol is seated at a table in the sidewalk café site.
- (c) No container of alcohol beverages shall be present in a sidewalk café between 10:00 p.m. and 10:00 a.m.
- (d) Each holder of a sidewalk café permit shall have in force adequate liability insurance and shall agree to indemnify, defend, and hold the city, its employees and agents harmless against all claims, liability, lawsuits, loss, damage, causes of action, or expense incurred by the city as the result of any injury to or death of any person or damage to property caused by or resulting from the activities for which the permit is granted. As evidence of liability insurance, the applicant shall furnish to the city clerk a certificate of insurance on a form acceptable to the city annually prior to issuance of a permit ~~furnish a certificate of insurance, on a form acceptable to the city~~, evidencing the existence of commercial general liability insurance (including contractual liability insurance) naming the city of Sheboygan ~~and its employees and agents~~ as an additional insureds, with minimum limits of \$1,000,000.00 ~~in the aggregate per occurrence for bodily injury and property damage~~. The certificate of insurance shall provide 30 days written notice to the city upon cancellation, non-renewal, or material change in the policy.
- (e) Each sidewalk café serving alcoholic beverages shall be responsible for policing the

area of the sidewalk café to be sure that customers are of the legal drinking age, that all laws related to the presence of underage persons on premises are being strictly followed, and that alcohol beverages are not removed from the premises.

- (f) All sidewalk cafes shall be closed and all tables, chairs, and all other materials and equipment removed immediately upon request of a police officer or a representative of the department of public works for such a length of time as said officer or representative shall designate.
- (g) No sidewalk café that is part of a licensed premises shall remain open during closing hours as set forth in sections 4-74 and 4-113. No patron shall remain or be permitted to remain within the sidewalk café area during closing hours, regardless of whether the sidewalk café has permanent facilities.
- (h) No sidewalk café or the barriers or furniture within the café shall be arranged in such a way as to interfere with the free use of the sidewalk by pedestrians, and in no case shall placement of café barriers and furniture reduce the travelable width of the sidewalk to less than five feet pursuant to the Americans with Disabilities Act.
- (i) In the event of failure to exercise the privilege granted by a sidewalk café permit within six months of granting, regardless of the date of issuance, the permit shall become null and void.
- (j) Sidewalk café permit holders may exclude persons who are not customers from using the tables, chairs, and other materials and equipment that are part of the sidewalk café. However, no person shall in any way impede, prevent, or exclude any person from any legal use of the public sidewalk, including by in any way permitting the reduction of the accessible width of the walkway to less than five feet.

SECTION 4: AMENDMENT “Sec 14-184 Liability Insurance Required” of the Sheboygan Municipal Code is hereby *amended* as follows:

AMENDMENT

Sec 14-184 Liability Insurance Required

- (a) Each holder of a parklet permit shall have in force adequate liability insurance and shall agree to indemnify, defend, and hold the city, its employees and agents harmless against all claims, liability, lawsuits, loss, damage, causes of action, or expense incurred by the city as the result of any injury to or death of any person or damage to property caused by or resulting from the activities for which the permit is granted.
- (b) As evidence of liability insurance, the applicant shall annually prior to issuance of a permit furnish a certificate of insurance, on a form acceptable to the city, evidencing the existence of commercial general liability insurance (including contractual liability insurance) naming the city and its employees and agents as additional insureds, with minimum limits of \$1,000,000.00 ~~in the aggregate~~ per occurrence for bodily injury and property damage. The certificate of insurance shall provide 30 days' written notice to

the city upon cancellation, non-renewal, or material change in the policy.

SECTION 5: AMENDMENT “Sec 24-338 Sale, Use Or Discharge” of the Sheboygan Municipal Code is hereby *amended* as follows:

AMENDMENT

Sec 24-338 Sale, Use Or Discharge

- (a) No person may sell, possess, use or discharge any fireworks within the city, except that the possession, use, and discharge of fireworks is permitted in conjunction with a fireworks display as follows:
 - (1) A fireworks display sponsored and specifically approved by the common council, and conducted by or on behalf of the city; or
 - (2) Upon the granting of a fireworks display permit issued by the fire chief. Such permit may be issued by the fire chief at the fire chief's discretion, but only if the applicant meets the following requirements:
 - a. Every application shall be made no less than 45 days prior to the proposed display, except this provision shall not apply to any display taking place fewer than 45 after passage of this section by the common council.
 - b. Each applicant shall provide a certificate of liability insurance ~~with the certificate holder designated as the city and the property owner of the property on which the proposed display will take place. The certificate shall be provided by the fireworks company or the license applicant conducting the display in an amount not less than evidencing minimum limits of \$2,000,000.00~~ \$1,000,000.00 coverage per person for personal injury and not less than \$1,000,000.00 for property damage per occurrence for bodily injury and property damage and naming the City of Sheboygan and the property owner, if different, as additional insureds. Such certificate shall be issued by an insurance company approved and licensed by the state office of the commissioner of insurance to do business in the state.
 - c. Each applicant shall submit a clear and readable copy of a valid and current department of the treasury, bureau of alcohol, tobacco and firearms license/permit (issued under 18 USC ch. 40) held by the fireworks company or the license applicant conducting the display.
 - d. Each application shall include a clear description of the intended site and plan for the display including:
 - 1. The name of the property owner;
 - 2. The sponsor of the display;
 - 3. The mailing address and telephone number of applicant;
 - 4. The name of person in charge of the display;

5. The name of the fireworks company conducting the display;
 6. The date and time storage and possession of fireworks will begin and end;
 7. The name and telephone number of person responsible for the site while fireworks are present;
 8. A site layout pursuant to NFPA 1123;
 9. A current color site map with an overlay of the exact location planned of the grounds on which the display is to be held showing the exact point at which the fireworks are to be discharged, the locations of all buildings, streets, trees, overhead public utility lines or overhead obstructions within 500 yards of the point of discharge and an adequate clear area indicating the lines behind which the public will be restrained;
 10. Specification of the date and time the display will begin and end; and
 11. A complete listing of the number and type of all fireworks to be in possession at the site and the number and type to be discharged on the date and time specified in the permit application.
- e. Each application shall be accompanied by payment of a permit fee in the amount \$150.00 and an agreement to pay the actual cost of public safety services provided by the city as determined by the fire chief and the police chief. The chiefs shall provide an estimate of the costs within 14 days of receipt of a completed fireworks display permit application.
- (b) Subsection (a) of this section does not apply to:
- (1) The possession or use of explosives in accordance with rules or general orders of the state department of commerce.
 - (2) The disposal of hazardous substances in accordance with rules adopted by the department of natural resources.
 - (3) The possession or use of explosive or combustible materials in any manufacturing process.
 - (4) The possession or use of explosive or combustible materials in connection with classes conducted by educational institutions.
 - (5) A possessor or manufacturer of explosives in possession of a license or permit under 18 USC 841 through 848 if the possession of the fireworks is authorized under the license or permit.
 - (6) The possession of fireworks while directly transporting the fireworks to a city, town or village where the possession of the fireworks is authorized by permit or ordinance.

(Code 1975, § 26-18(b), (c)(2); Code 1997, § 50-698; Ord. No. 34-04-05, § 11, 10-18-2004; Ord. No. 48-06-07, § 1, 11-20-2006)

SECTION 6: AMENDMENT “Sec 48-96 Temporary Occupancy Permit Required” of the Sheboygan Municipal Code is hereby *amended* as follows:

A M E N D M E N T

Sec 48-96 Temporary Occupancy Permit Required

- (a) For any obstruction in place for less than 90 days, the director of public works or their designee may grant a temporary occupancy permit upon application submission and payment of a fee according to the fee schedule. The director or director’s designee may grant the permit if the applicant assumes primary liability for damages to person(s) or property by reason of the granting of the permit; agrees to remove the obstruction upon ten days’ notice by the state or the city; waives the right to contest in any manner the validity of the amount of compensation charged; and complies with any other conditions placed upon the permit by the city engineer. Such permit shall expire after fifteen calendar days after which a new permit and fee shall be required. Consecutive permits shall be limited to a period of up to 90 days. No permit issued pursuant to this section may authorize the obstructing of more than one-third of the traveled portion of the street opposite the lot on which the work is performed. The common council or the department of public works may revoke a permit if deemed necessary for the interest of public welfare or safety, in the director’s or director’s designee’s sole discretion. Pursuant to Wis. Stat. § 66.0425(6), telecommunications carriers, telecommunications utilities, alternative telecommunications utilities, public service corporations, cooperatives organized under Wis. Stat. ch. 185 to render or furnish gas, light, heat, or power, and cooperatives organized under Wis. Stat. ch. 185 or 193 to render or furnish telecommunications service shall secure a permit under this subsection for temporary obstructions in a highway and are liable for all injuries to person or property caused by the obstructions or excavations.
- (b) For any obstruction in place for 90 or more days, the common council may grant a privilege pursuant to Wis. Stat. § 66.0425 upon application submission and payment of a fee according to the fee schedule. Any person interested in obtaining a temporary obstruction permit pursuant to this section shall file an application with the department of public works. The application shall include:
 - (1) A layout, drawn to scale on 8½-inch by 11-inch paper suitable for reproduction, which accurately depicts the dimensions and measurements of the existing area, including all adjacent streets, avenues, and adjacent private property and the proposed location and size of all proposed obstruction(s);
 - (2) Proof of insurance illustrating that applicant has in force adequate liability insurance with minimum limits of \$1,000,000 ~~in the aggregate~~ per occurrence for bodily injury and property damage, identifying the city of Sheboygan as additional insured and providing the city with 30 days written notice upon cancellation, non-renewal, or material change to the policy;
 - (3) An indication of whether the applicant intends to serve alcoholic beverages;

those indicating such an intention shall submit proof that they have the required alcohol beverage license and that the site of the temporary obstruction is part of the licensed premises;

(4) By submitting an application, applicant agrees to:

- a. Indemnify, defend, and hold the city, its employees and agents harmless against all claims, liability, lawsuits, loss, damage, causes of action, or expense incurred by the city as a result of any injury to or death of any person or damage to property caused by or resulting from the activities for which the permit is granted;
- b. Be primarily responsible and liable for any damage to persons or property caused by and arising from the grant and exercise of the privilege to encroach upon city right-of-way;
- c. Remove the encroachment allowed by the permit within ten calendar days after notice to remove is given by the state or the city and to pay the cost of removal incurred by the state or city should the applicant not timely remove the encroachment;
- d. Waive all claims for damages resulting from removal of the encroachment, whether such removal is performed by applicant, the applicant's heirs or assigns, the state, or the city;
- e. Make such construction or alterations and maintain the same subject to the approval of the city building inspector or director of public works or director's designee and shall waive the right to contest in any manner the validity of the encroachment agreement;
- f. Where alcohol service within the permitted area is requested through a licensed premise extension application, applicant further agrees to:
 1. Not allow the consumption of alcohol beverages unless the person consuming the alcohol is seated at a table within the permitted area;
 2. Be responsible for policing the permitted area to ensure that customers are of legal drinking age, that all laws related to the presence of underage persons on premises are being strictly followed, and that alcohol beverages are not removed from the permitted area;
 3. Cease operation of alcohol or food service during closing hours as set forth in sections 4-74 and 4-113. No patron shall remain or be permitted to remain within the permitted area during closing hours regardless of whether the permittee has permanent facilities;
 4. Ensure the obstructions do not interfere with the free use of the sidewalks by pedestrians or that reduce the travelable width of the sidewalk to less than five feet pursuant to the federal Americans with Disabilities Act.
- g. Permittees may exclude persons who are not customers from using the tables, chairs, and other materials that are part of the permitted area but shall not impede, prevent or exclude any person from any legal

use of the public sidewalk.

- (c) The common council grants a privilege with no application, fee, or bond to the following obstructions:
- (1) A United States Post Office mailbox or newspaper consumer receptacle installed in a manner consistent with the guidelines and requirements set forth by the postmaster general.
 - (2) Any obstruction that minimally extends beyond a lot line, does not present any hazard to the public, and will not interfere with the normal public use of the right-of-way, as solely determined by the director of public works or their designee.

(Code 1975, § 36-104; Code 1997, § 110-102; Ord. No. 35-96-97, § 1, 9-16-1996)

SECTION 7: **AMENDMENT** “Sec 52-575 Proof Of Insurance” of the Sheboygan Municipal Code is hereby *amended* as follows:

AMENDMENT

Sec 52-575 Proof Of Insurance

The person issuing a permit under this division shall require a policy of liability insurance for the payment of all claims that may arise because of injuries to person or property as the result of any activity related to the permit. The insurance policy shall be in the minimum amount of ~~\$1,000,000.00~~ \$2,000,000.00 per occurrence and shall name the city of Sheboygan as an additional insured as its interests may appear. The policy shall be filed with the application for a parade permit.

(Code 1997, § 118-552; Ord. No. 6-01-02, § 2, 6-4-2001)

SECTION 8: **REPEALER CLAUSE** All ordinances or resolutions or parts thereof in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

SECTION 9: **EFFECTIVE DATE** This Ordinance shall be in effect from and after its passage and publication according to law.

PASSED AND ADOPTED BY THE CITY OF SHEBOYGAN COMMON COUNCIL

Presiding Officer

Attest

Ryan Sorenson, Mayor, City of
Sheboygan

Meredith DeBruin, City Clerk, City of
Sheboygan

**CITY OF SHEBOYGAN
REPORT 12-25-26**

BY CITY CLERK.

AUGUST 25, 2025.

Submitting various license applications.

CHANGE OF AGENT

Jerica Cavanaugh is replacing Danielle A. Welcher as agent effective immediately for Water Street Pub located at 931 N. 12th Street.

CHANGE OF PREMISE

<u>No.</u>	<u>Name</u>	<u>Address</u>
1040	Brennan's On Michigan	1101 Michigan Avenue – Change of premise September 27 th and 28 th , 2025 to include West and South Parking Lot and current premise.
3217	Parker John's BBQ & Pizza	705 Riverfront Drive – Change of premise September 20, 2025 to include the smaller parking lot area to the North of the restaurant immediately outside the front door and current premise.

"CLASS B" LIQUOR LICENSE (June 30, 2026)(NEW)

<u>No.</u>	<u>Name</u>	<u>Address</u>
3599	Uptown Slice LLC (Uptown Slice)	1115 Michigan Avenue
3750	Uptown Slice LLC (Uptown Slice Depot)	1217 N. 8 th Street
3749	Sear'd, LLC (Sear'd)	723 New York Avenue

NOTE: All licenses are recommended to be granted subject to approvals, inspections, insurance, payment of license fees and meeting State Statute requirements and Sheboygan Municipal Code.