

VILLAGE OF STOCKBRIDGE
CALUMET COUNTY, WISCONSIN
ORDINANCE NO. 2023-03

ORDINANCE TO REVISE CHAPTER 11 LICENSES

The Village Board for the Village of Stockbridge, Calumet County, Wisconsin pursuant to its powers as stated in Section 61.34 (1) Wis. Statutes do ordain as follows:

SECTION 1: The sections 11.02, 11.03 (1), 11.06, and 11.08 of the Village Code of Ordinances is hereby amended to the following:

11.02 LICENSES

A license must be obtained to sell or deal in intoxicating liquor or fermented malt beverages within the Village of Stockbridge, Calumet County Wisconsin from the Village of Stockbridge. The licenses fees are to be paid to the Village Clerk - Treasurer of the Village of Stockbridge, Calumet County, Wisconsin, annually the amount as prescribed in Addendum A to the Village of Stockbridge Code of Ordinances – Fees and Penalties Schedule. Licenses are to be obtained prior to June 30th of each year.

11.03 (1) LICENSE APPLICATION

1. Application(s) for a license to sell or deal in intoxicating liquor or fermented malt beverages:
 - A. Shall be made in writing on forms prescribed by the Wisconsin State Department of Revenue. All other licensed applications required hereunder shall be made in writing on forms found in Addendum B to the Village of Stockbridge Code of Ordinances – Forms and Documents. All applications shall be filed with the Village Clerk and shall, with exception of an Operator's License, physically describe the premises to be licensed, including every room and storage space to be covered by the license and all rooms joined by connecting entrances or not separated by a solid wall. All applications filed with the Village Clerk for consideration by the Board of Trustees, shall be accompanied by the applicable fees for such license as prescribed in Addendum A to the Village of Stockbridge Code of Ordinances – Fees and Penalties. The license fee(s) shall be remitted directly to the Village Clerk – Treasurer.
 - B. A publication fee shall be added to the fee for all Class "A" and Class "B" beer and liquor licenses with the exception of Class "B" Picnic Licenses. In the event any licenses shall be denied by the Village of Stockbridge Board of Trustees, the license fee shall be returned to the applicant. All publication fees submitted shall remain with the Village as reimbursement of the cost of publication of the application. Publication fee are as prescribed in Addendum A to the Village of Stockbridge Code of Ordinances – Fees and Penalties and remitted directly to the Village Clerk – Treasurer.

11.06 CIGARETTE AND TOBACCO PRODUCTS LICENSE

The sale and licensing of cigarettes and tobacco products in the Village of Stockbridge, Calumet County, Wisconsin and the reporting of such issuance by the Village of Stockbridge to the Wisconsin Department of Revenue shall be regulated pursuant to the provisions of Sec. 134.65, Wis. Statutes. Said section, exclusive of the penalties contained therein, being incorporated herein by reference and an made a part of this section as though fully set out at length. The fee for the sale of cigarettes and tobacco products are prescribed in Addendum A to the Village of Stockbridge Code of Ordinances - Fees and Penalties. The fees shall be remitted directly to the Villag Clerk – Treasurer.

11.08 PENALTY

Any person who shall violate any provision of this chapter shall, upon conviction, forfeit amount as prescribed in Addendum A to the Village of Stockbridge Code of Ordinances – Fees and Penalties, or nor more than the maximum amount of forfeiture set forth in the Calumet County Ordinance regarding beer and liquor license, together with the costs of prosecution, provided, however, that forfeiture imposed for the violation of any of the sections relating to the sale of beer or liquor shall not exceed the maximum fine set forth in the Wisconsin Statutes for similar violation. This section shall not preclude the Village from maintaining any appropriate action to prevent or remove a violation of this chapter. In default of payments of such forfeiture and costs the violator shall be reported to the District Attorney’s office for Calumet County for appropriate criminal remedial action to include, if possible, collection of the forfeiture and costs. The fine to be imposed shall be identified as the same imposed by Calumet County for violation of the Calumet County Ordinance. The same forfeiture and/or bail bond schedule presently in effect as imposed by Calumet County is incorporated herein by reference and in the event changes are made in the Calumet County forfeiture system, this ordinance shall change likewise.

SECTION 2: This ordinance shall take effect upon passage and publication in accordance of law.

SEVERABILITY: If any provision of this ordinance is found to be invalid or unenforceable by a court of competent jurisdiction, such finding shall not affect the remaining portions hereof which shall remain in full force and effect.

ADOPTED BY THE VILLAGE OF STOCKBRIDGE BOARD OF TRUSTEES

This 6th Day of December, 2023