



June 2, 2011

To: Common Council

From: Debbie Galeazzi, Clerk

Subject: Outdoor Alcoholic Beverage Permit, July 1, 2011-June 30, 2012

In accordance with Section 7-2-17 of City of Menasha Municipal Code, the following have submitted an application for extension of "Class B", license for the July 1, 2011-June 30, 2012 licensing period requesting outdoor serving of alcoholic beverage on a deck/patio. The Community Development Department has reviewed the applications and has determined they are in compliance with the dimensional requirements based on City Code except Jitters Bar, LLC. (see CDD Keil's memo)

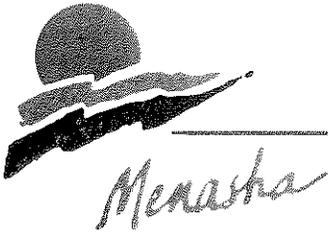
- 1) Nauts Landing, Inc., 124 Main St., Richard E. Brey/Agent,
d/b/a Nauts Landing
- 2) Stone Toad Inc, 1109 S. Oneida Rd., Jennifer Weinandt/Agent,
d/b/a Stone Toad Bar & Grill
- 3) Wiseguys Pizzeria LLC, 1440 S. Oneida St., Brenda Jorgensen/Agent,
d/b/a Wiseguys Pizzeria & Pub
- 4) Franky's of Menasha LLC, 200 Main Street, Frank Prokash/Agent,
d/b/a The Blind Pig Saloon
- 5) Jean Redlin, 977 Plank Road, d/b/a Redliner
- 6) The Bar on Lake Park, LLC, 890 Lake Park Road, Jeffrey M. Neely/Agent,
d/b/a Sliders
- 7) Jitters Bar LLC, 23 Main Street, Peter Kemps/Agent.



Memorandum

To: Common Council
From: Greg Keil, CDD *CK*
Date: June 1, 2011
RE: Application for Outdoor Alcohol Service – 23 Main Street, Jitters Lounge

Based on the reasons outlined in the attached letter, I am recommending that the application for outdoor alcohol service be denied until such time that the premises is brought into compliance with applicable zoning and building code requirements.



June 1, 2011

Peter Kemps
104 River Street
Kaukauna, WI 54103

Dear Mr. Kemps:

This letter relates to your application for outdoor alcohol service and related building/zoning code violations at Jitters Lounge, 23 Main Street. Through voice and email correspondence you have been informed of the nature of violations on the premises and have been given direction as to how to bring the site into compliance. In response to this direction you have prepared and presented to the Plan Commission a preliminary site plan. The information contained in the preliminary site plan was incomplete, and the Plan Commission requested that you work with Community Development Department staff to produce a final site plan that complies with the requirements of the zoning ordinance. You have not submitted a revised plan and you have since created an illegal smoking room without obtaining a building permit. You have also failed to remove the non-compliant roof covering from the roof over the seating area, which was likewise constructed without a permit. Accordingly, I am recommending to the Common Council that your application for outdoor alcohol service be denied until such time that the premises is brought into compliance with zoning and building code requirements. The following steps will be necessary to achieve compliance:

1. Remove the illegal smoking room from the premises
2. Remove the non-compliant roof covering from the outdoor seating area
3. Remove the non-compliant portable sign attached to the fence
4. Prepare a building plan that complies with Wisconsin's Commercial Building Code that includes applicable roof snow loading and path of exit considerations
5. Prepare a final site plan for submission to the Plan Commission that includes at a minimum:
 - a.) A dimensioned drawing showing the size and location of all existing structures and any proposed improvements.
 - b.) A plan showing the location and construction details of a dumpster enclosure
 - c.) A landscaping plan
 - d.) A plan showing the proposed lighting of any outdoor areas

Thank you for your attention to this matter.

Sincerely,

Gregory M. Keil
Community Development Director

C: Mark Hinske
Amy Kester, PP
Building Inspector