

ORDINANCE NO. 10-17

AN ORDINANCE AMENDING SECTION 12.02 OF THE MUNICIPAL CODE
RELATING TO NOISE REGULATIONS FOR ALCOHOL LICENSED PREMISES

WHEREAS, the Village Board previously adopted Section 12.02 of the Municipal Code which establishes licensing provisions for intoxicating liquor and fermented malt beverages; and

WHEREAS, the Village Board, wishes to further regulate noise disturbances from licensed premises; and

WHEREAS, the regulation of noise disturbances promotes the health safety and welfare of the Community;

NOW, THEREFORE, the Village Board of the Village of Germantown, Wisconsin, do ordain as follows:

SECTION I

Section 12.02(7)(q) of the Germantown Village Code, is amended to read as follows (Note: Additions are underlined; Deleted text is ~~struck-through~~):

12.02(7)(q) Outdoor Premises.

(a) No alcoholic beverages shall be served or consumed, and no amplified sound or outdoor lighting, other than customary safety and security lighting, shall be permitted within an outdoor licensed premises ~~between the hours of 10:00 p.m. and 8:00 a.m.~~ except as may be authorized by the Village Board at the time of license issuance subject to such conditions found to be necessary to minimize the impact of such use upon surrounding properties including limiting the dates and times of operation and requiring technologically reasonable steps to minimize noise and other impacts.

(b) Repeated or serious violations of Sub. (a) shall constitute grounds for revocation, suspension, or non-renewal under Sub. (12) of the outdoor premises extension and/or the alcohol beverage license.

(c) Outdoor premises operating under a liquor license issued before the effective date of this ordinance shall continue to operate under the terms applicable at the time of approval. Any licensee who wishes to operate under this language would need to amend their license by application to the Village Board, said application requiring public notice as if the application was a new outdoor premises request.

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SECTION II:

The terms and provisions of this ordinance are severable. Should any term or provision of this ordinance be found to be invalid by a court of competent jurisdiction, the remaining terms and provisions shall remain in full force and effect.

SECTION III:

All ordinances or parts of ordinances contravening the terms of this ordinance are hereby to that extent repealed.

SECTION IV:


This ordinance shall take effect and be in full force upon its passage and the day after publication.

Introduced by Trustee: Baum

Adopted: June 19, 2017

Vote: Ayes: 7 Nays: 2

Absent: 0

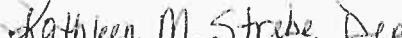


Dean M. Wolter, Village President

ATTEST:

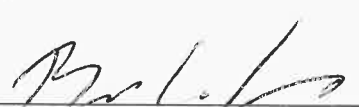


~~Barbara K.D. Goeckner, Village Clerk~~



Kathleen M. Strebe, Deputy Clerk

Approved as to form:



Brian C. Sajdak, Village Attorney