ORDINANCE NO. 2023-02

ORDINANCE TO AMEND SUBSECTION 183-20(D)(2) PROVISIONAL LICENSE OF THE CODE OF ORDINANCES OF THE VILLAGE OF BRANDON, WISCONSIN

WHEREAS, the Village Board for the Village of Brandon is desirous to amend Subsection 183-20(D)(2) on Provisional license of the Code of Ordinances of the Village of Brandon,

NOW THEREFORE IT BE ORDAINED BY THE VILLAGE BOARD OF THE VILLAGE OF BRANDON, WISCONSIN SUBSECTION 183-20(D)(2) IS AMENDED TO READ AS FOLLOWS:

(2) Provisional license.

(a) The Village Clerk may issue provisional operator's licenses in accordance with § 125.17(5), Wis. Stats. The provisional operator's license shall expire 60 days after its issuance or when an operator's license is issued to the holder, whichever is sooner. The designated law enforcement authority shall submit to the Village Clerk a report regarding the applicant's conviction history, if any. The applicant for such provisional license must present evidence to the Village Clerk establishing that the applicant is enrolled in a responsible beverage server training course established pursuant to § 125.17(6), Wis. Stats.

(b) The Village Clerk may, upon receiving an application for a temporary provisional license, issue such a license without requiring the successful completion of the approved program as described herein. However, such temporary license shall be used only for the purpose of allowing such applicant the privilege of being licensed as a beverage operator pending his/her successful completion of the approved program, and the applicant shall also apply for a regular operator's license.

(c) No such provisional operator's license shall be issued prior to a waiting period of no less than 96 hours (four days) and the completion of a background check subject to limitations established by law. A provisional license may not be issued to any person who has been denied an operator's license by the Village Board, who has had his/her operator's license revoked or suspended within the preceding 12 months, or who previously held an operator's license and who

failed to complete the responsible beverage server training course without first successfully completing the program.

(d) The Village Clerk shall provide an appropriate application form to be completed in full by the applicant.

(e) The Village Clerk may revoke the provisional license issued if he/she discovers that the holder of the license made a false statement on the application.

(f) A provisional license shall not be renewed.

Michael Walgenbach

Michael Walgenbach, Village President

ATTEST:

Corinne Vande Zande

Corinne Vande Zande, Village Clerk

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PASSED THIS 10th DAY OF July, 2023.

PUBLISHED THIS 11th DAY OF July, 2023.

Approved as to form:

Ludwig L. Wurtz, Village Attorney