

VILLAGE OF GERMANTOWN
N112 W17001 MEQUON ROAD
GERMANTOWN, WI 53022

MEETING:	SPECIAL PUBLIC SAFETY COMMITTEE
DATE AND TIME:	<u>MONDAY, August 10, 2020</u> <u>7:00 p.m.</u> Village Board Meeting will immediately follow.
LOCATION:	Germantown Village Hall Board Room N112 W17001 Mequon Road

NOTICE: Pursuant to the current recommendation of the Centers for Disease Control and Prevention limiting the size of public gatherings, capacity within the Board Room will be limited. Members of the body and citizens may also attend the meeting virtually through the WebEx platform, Meeting #: 126 207 8536 Password: Z5SxqdxUP23 which can be accessed by phone at 408-418-9388 or by logging on at <https://villageofgermantown.my.webex.com/villageofgermantown.my/j.php?MTID=m34358ca974740146eab5494dbe0fc27b>. Citizens wishing to view the meeting are encouraged to watch the live broadcast of the meeting through Channel 25 on Spectrum cable, or the livestream on the Village's website. Citizens not wishing to attend the meeting personally or virtually may submit any public comments by sending an email to comments@village.germantown.wi.us by 4 p.m. on the day of the meeting so that it can be provided to the members of the body for their consideration.

- I. **CALL TO ORDER:** This meeting has been given public notice in accordance with Wisconsin Statutes, Section 19.83 and 19.84 in such form that will apprise the general public and news media of subject matter that is intended for discussion and action.
- II. **ROLL CALL:** Chairperson Miller, Trustees Wing, Pieper and Myers.
- III. **PUBLIC COMMENT:** *Please be advised per §19.84(2), information will be received from the public. It is the policy of this municipality that there be a three (3) minute time period, per person, with time extension per the Chief Presiding Officer's discretion; be further advised that there may be limited discussion on the information received, however, no action will be taken under public comments. (15 minutes) Written Public Comments should be directed to comments@village.germantown.wi.us, by 4 p.m. on Monday, August 10.*
- IV. **NEW BUSINESS:**
 - A. Extension of Liquor Fermented Malt Beverage License Premise: Von Rothenburg Bier Stube, Charles Hastings, Agent, N116W15841 Main Street and N116 W15863 Main Street. Expanded fenced in outdoor area of the beer garden an additional 20% larger than its current size. A fence to the South will be included. Additional 6-8 tables with designated area for customers with pets. The plan also includes the stage being relocated to the South fence line.
- V. **ADJOURNMENT:**

UPON REASONABLE NOTICE, efforts will be made to accommodate the needs of disabled individuals through appropriate aids and services. For additional information or to request this service please contact the Village Clerk at (262)250-4740 at least 2 days prior to the meeting.

NOTICE is given that a majority of the Village Board may attend this meeting to gather information about an agenda item over which they have decision making responsibility. This may constitute a meeting of the Village Board per State ex rel. Badke v. Greendale Village Board, even though the Village Board will not take formal action at this meeting.



Village of Germantown

Willkommen

Community Development Department

Jeffrey W. Retzlaff, AICP, Director

Village Planner & Zoning Administrator

N112 W17001 Mequon Road P.O. Box 337

Germantown, WI 53022-0337

Telephone: (262) 250-4735

FAX: (262) 253-8255

Website: www.village.germantown.wi.us

E-mail: jretzlaff@village.germantown.wi.us

July 28, 2020

Chaz Hastings
Von Rothenburg Bier Stube
N116 W15841 Main Street
Germantown, WI 53022

RE: Von Rothenburg Bier Stube N116 W15841 Main Street;
Temporary Beer Garden Expansion

A temporary use permit has been approved for the expansion of the beer garden as outlined in your application dated July 24, 2020 and site plan (with a revised date October 31, 2019) subject to the following conditions:

CONDITIONS OF APPROVAL:

1. This permit is valid for the period from July 27 through January 27, 2020 (maximum 6 months).
2. This permit is intended to allow the expansion of the beer garden as described in the July 24 application and site plan (copy attached). No changes to the current operational characteristics of the overall business are approved or allowed under this permit other than to enlarge the enclosed area within which food/drink service is permitted as shown on the site plan.
3. The owner is responsible for obtaining any additional or amended liquor license approvals (if any) needed from the Village of Germantown. Contact the Village Clerk for information.
4. The owner is put on notice that any/all improvements to be made as part of the proposed garden expansion, e.g. relocated and additional fencing, stage re-location, 6 to 8 additional tables, are approved on a temporary basis and may be required to be removed and the area within which the expansion occurs restored to the previous condition unless a permanent expansion plan is subsequently approved by the Village (or an additional temporary use permit is issued that specially allows said expansion). At the time of this approval, the owner did submit plans and a proposal to create a special zoning district (i.e. Planned Development District) to address the issues of inadequate parking, impervious area and setback requirements.
5. The owner shall work with the Village to complete the land combination process that was initiated by the owner through the submission of a certified survey map (CSM) to combine the Bier Stube and Old Town parcels into one parcel. Said land combination is critical to the process of expanding the garden area because said expansion encroaches onto the Old Town parcel and a pre-existing access easement. It is anticipated that the CSM application will be reviewed by the Village in the fall, 2020.
6. The property owner shall continue to maintain the premises in a clean and orderly manner, including daily inspection and clean-up of any trash, etc.

Chaz Hastings
Von Rothenburg Bier Stube
N116 W15841 Main Street, Germantown, WI 53022
Temporary Use Permit; Beer Garden Expansion
July 28, 2020
Page 2 of 2

7. The property owner shall provide adequate security and sanitary facilities to serve the additional garden area and expected patrons.
8. The owner shall coordinate with the Germantown Fire Department for a pre-occupancy inspection of the expanded garden for purposes of ensuring adequate and safe access and exiting for patrons and emergency personnel is provided. The owner shall make any/all improvements or install any/all safety measures recommended by the Fire Department.
9. The property owner should follow the Washington Ozaukee Public Health Department Blueprint for Reopening Entertainment and Food Service guidelines to prevent the spread of COVID-19, including but not limited to the following:
 - a. Provide signage at entrance and throughout the site informing attendees of ways to prevent the spread of Covid-19, as well as hand sanitizing stations and free cloth masks for attendees.
 - b. Staff serving food shall wear face masks and gloves and wash their hands often with soap and water.
 - c. All frequently touched surfaces shall be cleaned and disinfected regularly.
 - d. The property owner should consult an attorney and/or insurance provider to discuss potential liabilities.

If you have any questions or concerns regarding this matter, feel free to contact me at (262) 250-4735.

Respectfully,



Jeffrey W. Reizlaff, AICP
Director, Community Development Department
Village Planner & Zoning Administrator

Copies: Steve Kreklow, Administrator

Village of

*** [REDACTED] ***

Germananton

Willkommen

Fee Must Accompany Application

☒ \$210

Date Paid

7/24/20

Received By:

[Signature]

TEMPORARY USE PERMIT APPLICATION

Please read and complete this application carefully (please write legibly). All applications must be signed and dated. Attach additional sheets or include supplemental information as necessary to further explain and support your application.

APPLICANT OR AGENT:

Chaz Hastings

Address: 1116 W15841 Main Street

Germananton

Phone: 414-334-9363

FAX:

E-Mail: Chaz@hastingswi.com

PROPERTY OWNER(S):

Chaz Hastings

Address: 1116 W15841 Main Street

Germananton

Phone: 414-334-9363

FAX:

E-Mail: Chaz@hastingswi.com

Address of Property, Parcel ID Number(s) or General Location of Proposed Temporary Use:

1116 W15841 Main Street Germananton

DESCRIPTION OF TEMPORARY USE:

Temporary beer garden expansion per site plan
(attach plans and/or separate pages as necessary)

Temporary Use(s), Buildings, Structures, etc: Expansion of fence line - detailed on attached plan

Proposed Starting and Ending Dates: ~~7/23~~ - Start 7/27 End 7/29

Days and Hours of Activities (if any): 7 days 11am - close (9-12pm)

Type of Activities and/or Products: Restaurant

Sanitary Facilities (trash, toilets, etc): N/A

Security Measures and/or Emergency Services Provided: N/A

The proposed garden expansion will make the garden about 20% larger than its current size. As the site plan indicates we will be moving the fence to the south. The size increase will allow for an additional 6-8 tables, which will include a designated area for customers to come in with their pets. The plan also shows the stage being relocated to the South fence line. The stage moving will be appreciated by our neighbor which should eliminate the complaints to the Police department.

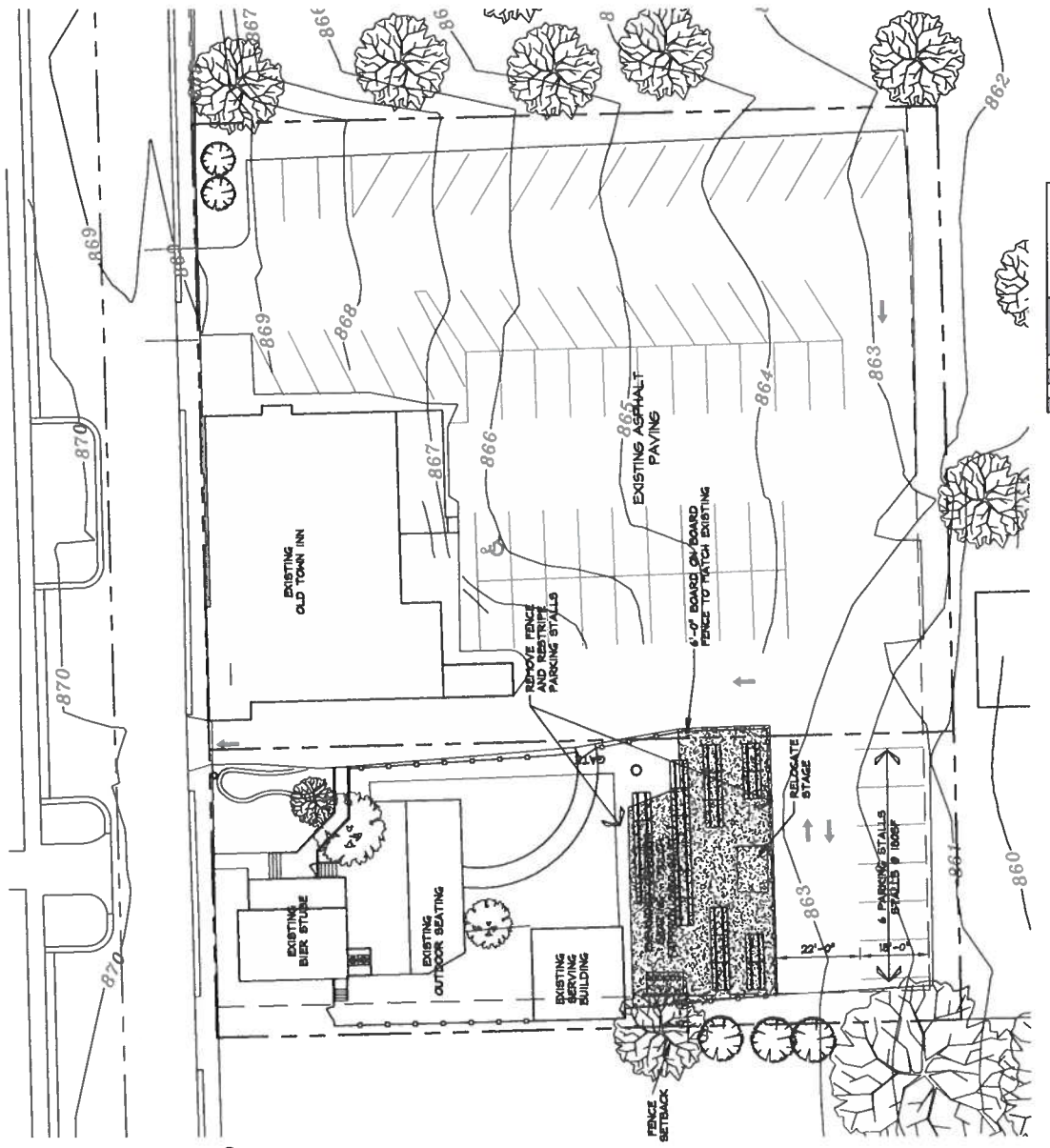
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Sheet Contents
 SITE PLAN

Issued For:
 Date:
 Project 1:
 Project 2:
 Project 3:
 Page Count: 2

Drawn By: DS
 Checked By: DS
 Date: 24 Feb. 2015
 Job Number: 15-011
 Sheet Number: C1



SITE DATA (FOR COMBINED SITES OF OLD GERMAN BEER HALL, BIER STUBE)

PAVING	.63 Acres	27,437 SF	58.8%
BUILDING	.13 Acres	5,590 SF	11.9%
GREENSPACE	.31 Acres	13,601 SF	29.3%
TOTAL	1.07 Acres	46,628 SF	100%

1 SITE DEVELOPMENT PLAN

1" = 30'-0"



Village of



Germantown

N112 W17001 Mequon Road

Germantown, WI 53022

Clerk's Office: 262-250-4740

Date of Event: _____

Clear Form

TEMPORARY OUTSIDE PREMISE EXTENSION APPLICATION

Application for Amendment of Class "B" Fermented Malt Beverage & "Class B" Intoxicating Liquor License Outside Premise Extension

Filling out your application

- Additional permits or approvals may be required by other Village Departments (sign permits, temporary use permits, electrical permits, etc.). You are responsible for obtaining those permits prior to your event. Contact the Community Development Department at 262-250-4735 for further information.

Review of your application

- The Village of Germantown Police Department and Fire Department will review your application and give a recommendation to the Public Safety Committee and Village Board.

OUTSIDE PREMISE EXTENSION FEES

☐	Temporary Premise Extension	\$25
	Total:	25

IF YOUR APPLICATION SHOULD BE DENIED BY THE VILLAGE BOARD, THE FEES ARE NON-REFUNDABLE.

Name of Licensed Premise

Von Rothenburg Bier Stube

Street Address of Licensed Premise

N116W15841 Main Street

City

Germantown

State

WI

Zip

53022

Person in Charge of Event

Chaz Hastings

Phone

414-334-9363

Date of Birth

11/6/1967

Email Address

chaz@hastingswi.com

Dates and Times of Event (Municipal Code limits time to 10:00pm)

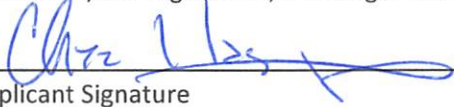
Purpose for Requesting the Outside Extension

Expanded size of beer garden

Describe the area of outside extension (INCLUDE A DETAILED DRAWING OF THE AREA with dimensions)

The entire fenced in area of the beer garden

I hereby certify that the answers on this application are complete, true and correct to the best of my knowledge and belief and make application for a Temporary Extension of Premise in the Village of Germantown, Wisconsin, subject to the provisions and limitations of Wisconsin Statutes and Germantown Municipal Code, and hereby agree to comply with all laws, resolutions, ordinances, and regulations, affecting said activity, if a license be granted to me.


Applicant Signature

7/30/2020

Date

For Office Use Only:

Date: **7/30** Initials: **DB** Amount Paid: **25.00** Date 300' Notices Mailed Out: **7/30** Village Board Approval Date: _____

Police Chief Date Notified ☒ Police Dept: ☒ Approve or _____ Deny (Attach basis for denial). Police Chief or Designee Approval: _____ Date: _____

Fire Chief Date Notified ☒ Fire Dept: ☒ Approve or _____ Deny (Attach basis for denial). Fire Chief or Designee Approval: _____ Date: _____

Public Safety Meeting Date: **8/10** Approved/Denied (Circle One) Village Board Meeting Date: _____ Approved/Denied (Circle One)

License Number: _____ Date Effective: _____ Village Clerk Approval: _____

OUTSIDE PREMISES EXTENSIONS FOR EVENTS

POLICY & PROCEDURE

1. Requests for outside premises extensions shall be made in writing to the Village Clerk and shall identify the date, time and description of area to be used. If application is made with the renewal of a "Class B" Fermented Malt Beverage and Intoxicating Liquor License, the outside premises description shall be accurately described and included in the legal description of the licensed premises.
2. A drawing accurately describing the location of the outside premises shall be attached to the application. Such description shall include the dimensions and access point of the outside premises. If this is a permanent outside extension, site plan approval is required from the Plan Commission. Contact the Village Community Development Department for an application form and required information.
3. No alcoholic beverage 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. unless as otherwise 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 technological reasonable steps to minimize noise and other impacts.
4. All applications shall be referred to the Police Chief and Fire Chief for review and recommendation.
5. All property owners within 300 feet of the proposed outside premises shall be notified of the pendency of application and the date, time and location, when the request will be considered by the Public Safety Committee. This shall be done by first class mail, approximately 10 days prior to the scheduled meeting for original applications only (not required for renewal applications).
6. The Public Safety Committee shall review the request, consider the recommendations of the Police and Fire Chiefs and make a recommendation to the Village Board regarding issuance.
7. It is preferred, but not required that access to the outside premises shall be from the interior of the licensed premises. There may be a fire exit in the outside premises but may not allow for access from the outside.
8. Fencing of the outside premises shall be considered on a case by case basis.
9. A \$25.00 processing fee will be charged for each application to amend an already approved licensed premises. This fee is charged to defray the cost of reviews notification of adjacent property owners, and re-issuance of the license. This fee does NOT apply to outside premises extensions requested at the time of annual renewal of the license.