

**ORDINANCE 04-2020**  
**AMENDING CHAPTER 109-06**  
**OF THE**  
**VILLAGE OF COTTAGE GROVE MUNICIPAL CODE**

**SECTION I. - RECITALS**

**Whereas**, Wisconsin State Statute 125.17 regulates the issuance by municipalities of alcohol beverage operator's licenses;

**Whereas**, 2019 Wisconsin Act 166 amended Wis. Stat. § 125.17 to allow a municipal governing body to delegate authority to issue operator's licenses to a designated municipal official;

**Whereas**, the current Village ordinance governing issuance of operator licenses mandates board approval of operator licenses and does not allow a designated official to issue them;

**Whereas**, the Village of Cottage Grove Board of Trustees desires to exercise its authority to designate a municipal official to issue operator licenses, temporary operator licenses, and provisional operator licenses.

**Therefore**, the Village Board for the Village of Cottage Grove, Dane County Wisconsin, does hereby ordain as follows:

**SECTION II. – AMENDMENT TO SECTION 109-6**

Section 109-6 of the Village of Cottage Grove Municipal Code would be amended as follows:

1. Amend Section 109-6 G. as follows:

License meeting. The Village Board shall meet on the first Monday of each month at 7:00 p.m. for the purpose of acting upon such applications for licenses for which a report was received under Section 109-6 C. indicating findings that the applicant or premises are unsuitable for the issuance of a license~~as may be presented to it~~. Such meeting is designated a regular meeting of the Village Board in addition to the other meetings designated by § 94-3 of this Municipal Code.

2. Create Subsection 109-6 I., to provide as follows:

Issuance of Operator Licenses on Reports of Suitability. An application for approval of an operator license application for which a report was received under Section 109-6 C. indicating findings that the applicant and premises are suitable for the issuance of a license

shall be acted upon at the next regularly-scheduled meeting of the Village Board upon request by a Village Board member made within ten days of the date upon which the report is delivered to the Village Board, if such a request is made at least five days prior to the next regularly-scheduled Village Board meeting. If such a request is made within ten days of the date upon which the report is delivered to the Village Board but less than five days prior to the next regularly-scheduled Village Board meeting, the application shall be acted upon at the regularly-scheduled meeting of the Village Board following the next regularly-scheduled meeting. If no member of the Village Board makes a request to schedule an application for Village Board action, or if the Village Board fails to take action regarding the operator license application during the applicable Village Board meeting, the designated municipal official may issue an operator license to the license applicant. The designated municipal official may issue a provisional operator license to an applicant after the applicant has submitted an operator license application, paid the application fee, and provides evidence of completing a responsible beverage server training course. For purposes of this subsection, the designated municipal official shall be the Village Clerk.

**SECTION III. - EFFECTIVE DATE**

This ordinance shall take effect upon compliance with the publication/posting requirements of the Wisconsin Statutes.

Adopted this 4th day of May, 2020.

BY ORDER OF THE VILLAGE BOARD  
VILLAGE OF COTTAGE GROVE

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John Williams, Village President

Attest:

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Lisa Kalata, Village Clerk