

Adopted 12/2/1991

CHAPTER XXXV.
PROVISIONAL OPERATORS LICENSE

SECTION 35.00. Purpose. This chapter allows for the issuance on a provisional basis of a license to those applying for an operators license for service or sale of alcoholic beverages. A provisional license may only be issued to those persons that have not completed a responsible beverage service course and exhibited proof of compliance with that training standard set forth in Wisconsin Statute 125.17(6). A provisional license allows time to obtain training required for working without supervision of another licensed person in a Class A or B business or organization.

SECTION 35.10. Eligibility for License. Each applicant must be at least 18 years of age, and have completed an application form supplied by the Town Clerk in order for the Town Board to consider approval. All arrests and convictions of the applicant shall be disclosed on the application or an attached sheet. The applicant for provisional license must present, with the application, proof that the applicant is enrolled in a training course under Section 125.17(6)(a) of Wisconsin Statutes.

SECTION 35.20. Term of License. The provisional license shall be effective until a certificate or other proof of compliance with training requirements is presented to the Town Clerk. In no case, will the provisional license be effective more than 60 days after issuance. The issuance date, final date of validity, or both, shall be placed on the license form when issued.

SECTION 35.30. Issuance of License by Clerk. Upon written application for a provisional license, the Town Clerk shall conduct a record check for past crimes or arrests. If the applicant has no past crimes or arrests as verified by the record check, the Town Clerk is authorized to issue a provisional license to the applicant which shall be reviewed by the Town Board at the next regularly scheduled Town Board meeting. In the event a person requests issuance of a provisional license extension, and has received prior Town Board approval of the original provisional license, the Town Clerk is authorized to issue a renewal of the provisional license upon payment of the proper fee.

SECTION 35.40. License Fee. The sum of \$15.00 is required to be paid by or for the applicant as a license fee to the Town Clerk prior to license issuance. This fee amount will not exceed \$15.00 unless state law and this chapter are amended.

SECTION 35.50. Revocation of License. In the event, following issuance, it is discovered a part of the license application was false that, in the Town Clerk's judgment, might have affected the Town Board's decision on whether to license, including but not lim-

ited to past crimes or arrests, then the Town Clerk may revoke said license. Upon making such a decision, the Town Clerk shall mail or have a written notice delivered to the license holder, notifying the person of the action taken, the reason(s) for such action, and the right to have a license review hearing before the Town Board, upon the applicant's written request. When a request for hearing is made, the Town Board shall follow general procedures as set forth in Section 125.12, although no complaint is required. The Town Clerk shall notify the licensee of the board time scheduled for hearing the matter, by mail or delivery. Any mail notice in this ordinance is sufficient if mailed by first class to the last known address of the licensee, in an envelope containing the return address of the Town Clerk. No request for a license review hearing is valid when received past the final day the provisional license would have been effective.