

Town of Aurora
License Ordinance
Ordinance #1-2018

The Town of Aurora, Waushara County, does ordain as follows:

1. Applications for licenses need to be submitted to the Town Clerk one week prior to the May Town Board Meeting. License applications will then be published and submitted for approval at the June Town Board Meeting. Respective fees have been set by the Town Board and will be submitted with the license application along with a copy of the appropriate Seller's permit. (The May deadline does not pertain to Special Class "B" Gathering or Picnic Licenses and Temporary Operators Licenses.)
 - a. Upon receipt of a new or renewal application, an inspection of the premises may be required.
 - b. A yearly record check will be done on all new and existing owners prior to license approval.
 - c. Proof of certification of the required beverage training course is required when applying for an Operators license.
2. As a condition of maintaining and keeping a license in this town, any licensee must continue in business. Issuance or retention of a license by a party not doing business is hereby declared to be against public policy and lacking in usefulness.
3. A person who was licensed or permitted for the premises for a license is not demonstrating business continuation if any of the following is demonstrated:
 - a. The person has delinquent Real Estate taxes, Personal Property taxes, or outstanding bills due on the property in which the establishment is taxed.
 - b. The person has not done business on the premises for at least 90 consecutive days.
 - c. The person has voluntarily vacated the premises for more than 90 consecutive days.
 - d. The person was ordered by a court of competent jurisdiction to vacate the premises.

The Town Board reserves their right to waive any of the aforementioned requirements.

4. In the event any licensed party violates this ordinance the town board may take disciplinary action, including reprimand, license suspension for a specified number of days (up to 90 days), revocation, or non-renewal. Any license that has been revoked shall not be reinstated within the following 6 months and the person (or LLC) that the license was revoked from cannot obtain a new license for 12 months. Any disciplinary action taken shall follow notice to the licensee prior to a hearing. The hearing notice, which will include the reason for the hearing, and later the hearing decision of the board, will be sent by first class mail to the licensee's last known address, or personally served at the town chairperson's option.
5. In the event disciplinary action is taken against a licensee, the procedure mandated under present Wisconsin Statue 125.12, or its successor, will be followed. At present, said procedure requires personal service of the hearing notice (summons) and complaint, and a hearing within 3-10 days thereafter. In the event the licensee cannot be found, the summons may be published once in a newspaper of general circulation deemed most likely to provide notice to the license holder.
6. There shall be no refund of any license fee paid to a party whose license has been revoked.
7. In lieu of a hearing, the town board may accept surrender of the license, and the board shall then determine the time period before another application for the same type of license will be accepted from the former licensee.

8. Evidence and testimony at the hearing shall be done in open session. Pursuant to 19.85(1)(a), the board may go into closed session to deliberate with regard to its decision, where that possibility has been listed on the hearing notice posted or published. The Clerk shall see that the hearing notice is posted or published, in format acceptable to the chairperson.
9. Any appeal to a revocation decision must be made to the circuit court within at least 6 months of the revocation.
10. RENTER. When a tenant has not done business in the licensed premises for at least 30 consecutive days, voluntarily vacated the premises more than 30 days before the board decision, or was court ordered out of the premises with vacation to be at least 30 days before the board's decision, grounds for suspension or revocation exist. Testimony of any party, eviction notice, court documentation or other valid evidence of such action may be presented. The board may issue a summons and set up the hearing date prior to the expiration of the 30 day period, and may make its decision effective on a later date, at its discretion.
11. SERVERABILITY. In the event any portion of this ordinance is or becomes invalid or illegal, the remaining portions shall remain in full force and effect.
12. EFFECT. This ordinance shall take effect following passage and posting in three public places by the Clerk.
13. COSTS. Unless no disciplinary action, including reprimand or probation, is ordered by the board, the license holder shall reimburse the town for costs of personal service, mailing, fax costs, copies and any per diem paid for a town officer to attend the hearing or other meeting due to a license violation. Payment of the fees shall earn 5% interest if unpaid within 30 days. Payment shall be required before a future license is issued or reinstated to license holder.

Passed on: October 11, 2018

Vote for: 3 against: 0

Posted on: October 17, 2018

Posted at:
Midway Gas & Oil

Olsen's Mill

Town Hall


Town Website




Chairperson



Supervisor



Supervisor



Katie Reinbold
Clerk