

Ordinance X-17

An Ordinance to recreate Chapter 2, Article III, Division 8. – Reserved of the City of Racine Code of Ordinances.

The Common Council of the City of Racine, Wisconsin, do ordain as follows:

Part 1: To re-create section 2-263. – Functions, to read:

“Sec. 2-263. – Functions.

The due process board shall have the following powers and duties:

- a) Conduct hearings on an appeal filed by a person adversely affected as a result of the chief of police’s determination of a chronic nuisance premise under Article XXIX of Chapter 66. After such hearing, the board shall either affirm or reverse the determination of the chief, depending on its findings as to whether the criteria for declaring a chronic nuisance premise and assessing costs and forfeitures have been met under the ordinance.
- b) Conduct due process hearings regarding the nonrenewal, suspension and/or revocation of any licenses related to the sale of alcohol beverages pursuant to chapter 6 of the code and Wis. Stat. § 125.12. After such hearing and within 5 business days after it reaches a decision, the board shall file a report containing the findings of fact, conclusions of law and recommendation as to the license, with the city clerk. Upon majority vote, the common council shall either affirm or reverse the findings of the board.

Part 2: This ordinance shall take effect upon passage by a majority vote of the members-elect of the City Common Council and publication or posting as required by law.

Passed by the Common Council:

Approved:

Mayor

Attest:

City Clerk

Fiscal Note: N/A