



AN ORDINANCE: By Public Services & Safety
Committee
Re: Repealing Code §4-92(d) Grants for certain
reserve "Class B" intoxicating liquor licenses.

ORDINANCE NO. 2016-9
Introduced: June 14, 2016
Committee/Commission Action:
RECOMMENDED FOR PASSAGE

AN ORDINANCE

WHEREAS, the Legislature adopted 2015 Wis. Act 286 relating to municipal quotas for retail intoxicating liquor licenses; and,

WHEREAS, Act 286 amended Wis. Stat. §125.51(3)(e)2. to prohibit municipalities from rebating or refunding through grants or tax credits the fee paid for the initial issuance of a reserve "Class B" license; and

WHEREAS, the City of Neenah has successfully operated such a grant program found at Neenah Code §4-92(d) which must now be repealed to comply with Act 286;

NOW THEREFORE, the Common Council of the City of Neenah, Wisconsin, do ordain as follows:

Section 1. Section 4-92(d) of the Code of Ordinances of the City of Neenah is repealed.

Section 2. Severability. In the event any section, subsection, clause, phrase or portion of this ordinance is for any reason held illegal, invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remainder of this ordinance. It is the legislative intent of the Common Council that this ordinance would have been adopted if such illegal provision had not been included or any illegal application had not been made.

Section 3. Repeal and Effective Date. All ordinances or parts of ordinances and resolutions in conflict herewith are hereby repealed. This ordinance shall take effect from and after its passage and publication.

Adopted: June 14, 2016

Moved: Ald. Bates/Pollnow

Published: June 20, 2016

Approved:



Dean R. Kaufert, Mayor

Attest:



Sam Hatala, Deputy Clerk

THIS INSTRUMENT WAS DRAFTED BY:
City Attorney James G. Godlewski
211 Walnut Street
Neenah, WI 54956
State Bar No. 1005210