

**\*\*All present are expected to conduct themselves in accordance with the City's Core Values\*\***



## **OFFICIAL NOTICE AND AGENDA**

of a meeting of a City Board, Commission, Department, Committee, Agency, Corporation, Quasi-Municipal Corporation, or sub-unit thereof.

Meeting of the: **PUBLIC HEALTH & SAFETY COMMITTEE**  
Date/Time: **Monday, July 21, 2014 @ 5:15 pm**  
Location: **City Hall (407 Grant Street) - Council Chambers**  
Members: Lisa Rasmussen {c}, Gary Gisselman, Karen Kellbach, Tom Neal, Romey Wagner

### **AGENDA ITEMS FOR CONSIDERATION (All items listed may be acted upon)**

- 1 Public Comment on matters appearing on the agenda.
  - 2 Minutes of previous meeting(s). (6/16/14)
  - 3 Consider request for waiver of 3.06.010(a) Payment of taxes, claims forfeitures, judgments prior to issuance of license or permit, due to extraordinary financial hardship. (Jaclyn Andersen)
  - 4 **HEARING** on Rent Abatement Application of William F. Schillinger concerning 2502 N 6th Street, Apt 2.  
**CLOSED SESSION** pursuant to Section 19.85(1)(a) of the Wisconsin Statutes for the purpose of considering the following: Deliberating concerning a case which was the subject of any judicial or quasi-judicial trial or hearing before the governmental body.  
**RECONVENE** in Open Session, announce results of deliberations on Hearing on Rent Abatement Application.
  - 5 Consider various license applications.
  - 6 Request for outdoor party August 16, 2014 (Bob & Randy's)
  - 7 Information regarding e-cigarettes (Marathon County Health Dept)
  - 8 Property Maintenance and Housing Code Violation Enforcement Report - Inspections (Bill Hebert)
  - 9 Discussion and Possible action on Trap-Neuter-Release program (Wausau PD)
  - 10 Amend Section 17.24.020 Open fire and burning allowed by permit to clarify permit expiration date.
  - 11 Repeal and recreate Section 9.08.010 Discharging and carrying firearms and guns prohibited.
  - 12 Amend Section 9.04.010 State statutes adopted to include possession of drug paraphernalia violations
  - 13 Amend Section 1.01.025(c)(1)(B) Schedule of cash deposits to include possession of drug paraphernalia violations.
  - 14 Tavern Activities / Compliance Checks / Law Enforcement Activities
  - 15 Operations Report from Fire Department for June 2014
  - 16 Communications
- Adjournment

**IMPORTANT: THREE (3) MEMBERS NEEDED FOR A QUORUM:** If you are unable to attend the meeting, please notify Toni by calling (715)261-6620 or via email [toni.rayala@ci.wausau.wi.us](mailto:toni.rayala@ci.wausau.wi.us)

**This Notice was posted at City Hall and faxed to the Daily Herald newsroom on 7/16/2014 @ 12:30 p.m.**

Please note that, upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through appropriate aids & services. For information or to request this service, contact the City Clerk at (715) 261-6620.

Other Distribution: Media, Council (Nagle, Nutting, Winters, Oberbeck, Abitz, Mielke), Tipple, Jacobson, \*Rayala, \*Hardel, \*Kujawa, \*Alfonso, Hebert, Duncanson, Werth, Wesolowski, Groat, Melissa Dotter, Joan Theurer, Tim Thomas, Dick Holster, Kasey Taube

## **PUBLIC HEALTH & SAFETY COMMITTEE**

Date and Time: Monday, June 16, 2014, at 5:15 pm, (Council Chambers)

Members Present: Rasmussen (C), Gisselman, Kellbach, Neal, Wagner

Others Present: Alfonso, Hagenbucher, Kujawa, Rayala, Goede, Brandon Behrens, Kathleen Williams, Jon Euting, Dick LeClair, Traci Krause, Jeff Lindell

### **Public Comment on matters appearing on the agenda.**

None.

### **Minutes of previous meeting(s) (5/19/14, 5/27/14, & 6/05/14).**

Motion by Kellbach, second by Gisselman to approve the minutes of the previous meetings (5/19/14, 5/27/14, & 6/05/14). Motion carried 5-0.

### **Hearing on Rent Abatement Application of William F. Schillinger concerning 2502 N 6th Street, Apt 2.**

*Postponed to next meeting.*

### **Closed Session pursuant to Section 19.85(1)(a) of the Wisconsin Statutes for the purpose of considering the following: Deliberating concerning a case which was the subject of any judicial or quasi-judicial trial or hearing before the governmental body.**

*Postponed*

### **Reconvene in Open Session, announce results of deliberations on Hearing on Rent Abatement Application.**

*Postponed*

### **Consider request to amend premise description (Major Prank - BB Jacks LLC)**

Rayala explained this request was reviewed at the Liquor License Subcommittee as well as the Plan Commission for appropriate zoning. They are building an outdoor patio for dining on the north side of the building.

Motion by Neal, second by Wagner to approve the premise amendment for BB Jacks. Motion carried 5-0.

### **Consider various license applications.**

Rasmussen indicated Brandon Behrens was denied for an Operator's License last month, at which he was not present. It was later determined that the letter informing him of the meeting had a typographical error on the date, so he is being given another opportunity to address the committee.

Brandon Behrens stated he is trying to be a productive member of society; he has stayed out of trouble and he felt he deserves a chance to prove it to them. Rasmussen stated the chief's recommendation for denial was based on the totality of his record, of which some of the violations are extremely serious. Behrens responded over the last two years he has been trying to better himself and he was thankful that Chapter 2 was willing to give him the opportunity to do so with this job. Rasmussen pointed out he can still work there without a license provided another licensed person is supervising. She felt more time needed to pass with a clean record before she would feel comfortable approving a license for him to serve alcohol by himself.

Wagner questioned the status of the four felony charges listed. Behrens stated they are all still pending and he doesn't have court until August 2015. Cpt. Hagenbucher questioned why he did not disclose the violations on the application where it asks if there are any charges pending and he marked no. Behrens explained he wasn't trying to falsify or lie; he just skimmed though the application, not reading it carefully. Hagenbucher noted he was out on bond under an absolute sobriety order and felt serving alcohol in a bar might be difficult for him. Behrens stated it wasn't a problem for him because he did not drink and just goes to work and goes home.

Rasmussen stated Joanne Gallo was applying for a Mobile Vendor license for her food cart. Rayala stated Gallo is working out of a kitchen at the YWCA and just received her Marathon County Health Department license. She indicated she applied for a Seller's Permit number but has not yet received it. Wagner questioned if Brooklyn Taste, LLC registration was confirmed. Ms. Gallo stated the LLC was setup and she had an EIN. Rayala stated all requirements must be met before the license would be issued.

Rasmussen referred to a new special event MCT: Symphonic Rock on the Block, which has presented some objections from the Park Department, Chief Hardel and engineering staff. She explained the organizer was looking to affix their light and sound equipment to the support beams underneath the canopy of the stage on the 400 Block. Engineering determined the weight of the equipment is equivalent to a small automobile and without an engineering study for the structural integrity of the canopy they will not approve the attachment of the equipment.

Ron Aderholdt, organizer, stated that he and his son, who heads the band, take care of all of the production for MCT. He indicated he has been in contact with Ken Krueger who also informed him of the issues with the weight and the need for an engineering study. (The event is scheduled for July 26, 2014.) Rasmussen did not believe there was time for a study prior to the event and questioned whether there was a way to get the equipment to function without hanging it. Aderholdt indicated there was a way for them to support most everything from the ground. He noted that Ken Krueger told him other bands have attached light bars to the structure, although he did not give him the exact weight. Aderholdt proposed two hangings of 130 lbs. each rather than the 2500 lbs. total weight. Wagner commented he trusted Aderholdt's expertise with these concerts and felt that was sufficient.

Hagenbucher stated this concert is scheduled to play until 11:15 pm., and he indicated the chief was very concerned that it was too late and will generate noise complaints. He noted the last band played until 10 or 10:30 pm, and they received complaints about it. Rasmussen questioned if they could conclude by 10:30 to appease the downtown residents. Aderholdt stated they would rather stick to the schedule if possible because of the amount of set up time they need and the show consists of lighting effects which requires darkness. Rasmussen questioned if laser lighting would cause safety problems for the motorists. Aderholdt stated he gets FFA approval which he can provide to the city and safety is his first priority. He indicated he would do a pre-aim of the light beams ahead of time. Rasmussen suggested he coordinate the setup of the light show with the Police Department, Parks Department and Engineering.

Gisselman questioned why this venue, because he felt the 400 Block may be too small for this event. Aderholdt stated the 400 Block represents one of the nicest outdoor amphitheaters available. It represents the pinnacle of an outdoor event. Rasmussen reiterated it needs to end at 10:30 pm., and an announcement made from the stage that people can't leave the block with open intoxicants.

Motion by Neal, second by Kellbach to approve or deny license applications as recommended and with conditions as presented for MCT: Symphonic Rock on the Block event. Motion carried 5-0.

**Consider keeping Marathon Park East Gate Hall (Youth Building) as poll site for Districts 3 & 10 and also Districts 9 & 11 for the 2014 election year.**

No discussion.

Motion by Wagner, second by Kellbach to approve keeping Marathon Park East Gate Hall as the poll site for District 3 & 10 as well as Districts 9 & 11 for the 2014 elections. Motion carried 5-0.

**Discuss whether to reconsider creation of pet fancier permits.**

Rasmussen stated the roadblock previously for pet fancier permits was that we did not have Animal Control in effect and we were not showing results in terms of animal call enforcement or animal management. She questioned if the committee wanted to reconsider pet fancier permits now that we have hired a Humane Officer and have a program functioning. The consensus was to put it on the August agenda and have the Humane Officer, Ashlee Bishop, present to participate in the discussion.

**Tavern Activities / Compliance Checks / Law Enforcement Activities**

Cpt. Hagenbucher presented the Tavern Report from May 7, 2014 to June 3, 2014. (See attached)

Hagenbucher referred to the issue with the owner of Sidetracked, who was involved in an accident in which an 11 year old was driving his vehicle for him. He indicated he heard that Sidetracked was now closed and will not be reopening.

Rasmussen stated the Franklin Elementary School has had to go into lockdown for neighborhood incidents a few times this year. She indicated Wausau School District Superintendent Kathleen Williams and Franklin School

Principal Jon Euting were present and they wished to comment. She noted they will be making a formal presentation at the Council meeting in July.

Kathleen Williams stated they were reaching out for help with an ongoing problem with a property in the Franklin attendance area. Jon Euting stated over the course of the year there has been growing concern with police activities within the school vicinity and in particular from this one address. Cleanup has had to be done around the school and playground daily to pick up things that we would not want our kids accessing or stepping on. Rasmussen indicated she hoped to have dialogue with the Mayor to see if there is some collaboration he could create between the city and school district to build a task force that is centered around safe schools and safe neighborhoods together. Dick LeClair, neighbor, stated the building in question, 1311 5<sup>th</sup> Street, would not meet zoning codes and should be torn down. Traci Krause, neighbor, commented on the issues with the tenants of the property and drug dealing activity.

#### **Operations Report from Fire Department**

Chief Kujawa presented the May report from the Fire Department and it was placed on file.

#### **Communications**

Rayala updated the committee that the Labor Temple has paid all outstanding debts to the city and their liquor license will be released.

#### **Adjournment**

Motion by Wagner, second by Neal to adjourn the meeting. Motion carried unanimously. Meeting adjourned at 6:35 pm.

## Rental Abatement Hearing Summary

### PROPERTY INFORMATION:

Property Address: 2502 North 6<sup>th</sup> Street, Wausau, WI Total Units at Property: 4

Landlord's Name and Address: S/K Real Estate Properties, LLC., P.O. Box 823, Wausau, WI 54403 - Registered Agent: Robert A. Karl

### APPLICATION & APPLICANT INFORMATION:

Tenant/Applicant Name: William Schillinger, Jr.

Amount of Tenant's Monthly Rent: \$285.00

Date of Notice of Abatement Eligibility: 4/24/2014

Abatement Hearing Request Form:

- Filed within 30 days of Notice of Abatement Eligibility: \_\_\_\_\_
- Application Fee Paid: \_\_\_\_\_ Yes \_\_\_\_\_ No

### INSPECTION INFORMATION:

Date of Initial Property Inspection: \_\_\_\_\_

Date of Notice of Violation to Landlord: \_\_\_\_\_

- Notice includes statement to Landlord that uncorrected violations may be eligible for rental abatement.

Required Correction Date: \_\_\_\_\_ Date of Reinspection: \_\_\_\_\_

Date of Any Follow-up Notice: \_\_\_\_\_

### VIOLATIONS (Rent Impairing Violation List Attached):

Number of Rent Impairing Violations: \_\_\_\_\_

Number of "Non-Rent Impairing Violations:" \_\_\_\_\_

Date of Certification of Correction from Inspection and Zoning: \_\_\_\_\_; or

Violations Remain Uncorrected: \_\_\_\_\_

**FINDINGS NECESSARY TO ABATE RENT:**

1. Tenant was an "eligible tenant:"
  - Current tenant
  - Who lived in the affected dwelling for some portion of time from date of initial inspection to the close of the 30 day period in which an Abatement Hearing Request Form may be filed.
  - With a valid rental agreement with Landlord (oral or written)
  
2. Violations existing on premises are "rent impairing."
  - Yes
  - No
  
3. Landlord received an order of the Inspection and Zoning Division:
  - Which notified Landlord that uncorrected violations may be eligible for abatement in addition to any other penalties provided by law.
  - Which contained a due date for correction of violations
  - Due date for correction of violations was reasonable  
If not, due date was unreasonable because \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
  
4. The order of the Inspection and Zoning Division was not complied with by the original due date in the order.
  
5. The tenant has proven to a reasonable certainty by the greater weight of the credible evidence, i.e., by the preponderance of the evidence that the Landlord failed to correct (a) rent impairing violation(s) by the due date in the order of the Inspection and Zoning Division.
  
6. The Landlord has not shown by the preponderance of the evidence that:
  - any rent impairing violation(s) was/were caused by the tenant or the tenant's guests, OR
  - that the tenant refused to allow entry to the premises and this refusal prevented the Landlord from making the corrections in a timely manner.

If upon the evidence, the Public Health and Safety Committee finds that the Landlord failed to comply with an order of the Inspection and Zoning Division to correct a "rent impairing" violation by the original due date, the Committee shall order the rent abated retroactive to the date of the initial inspection.

- Yes
- No

**CALCULATION OF ABATEMENT, if appropriate:**

Violation	Abatement Authorized Yes/No	Percentage of Abatement

(In setting the exact percentage, consider the nature, extent and seriousness of the particular condition(s), the total number of rent impairing violations, the length of time the condition(s) existed and the extent to which the condition(s) deprived the tenant(s) of full use of the premises. Also, consider whether the Landlord's failure to comply with the order of Inspection and Zoning Division by the due date was caused by factors wholly outside the Landlord's control and whether the Landlord may have taken affirmative steps to minimize the impact of the uncorrected rent impairing conditions on the tenant(s). In such case, any sums spent by the Landlord should be considered in setting the percentage of abatement and may operate to reduce the final abatement percentage below the minimum percentage listed in the Rent Impairing Violations List.)

**TOTAL PERCENTAGE OF RENT TO BE ABATED:** \_\_\_\_\_

**NOTE: RENTAL ABATEMENT SHALL NOT EXCEED 95% OF THE PERIODIC RENTAL PAYMENT**  
(unless premises vacated pursuant to an order of the Inspection and Zoning Division. W.M.C. s. 16.04.037(d)(4).

**PERIOD OF RENTAL ABATEMENT:**

Retroactive to Date of Initial Inspection: \_\_\_\_\_

Date of Certification of Correction  
by Inspection and Zoning: \_\_\_\_\_

Total Number of Days: \_\_\_\_\_

**RECOVERY OF FILING FEE FROM LANDLORD:**     \$25.00

(a) Unregistered and Unlicensed Motor Vehicles

(1) Residence Zones. No person shall park or permit any other person to park any motor vehicle, except a motor vehicle parked in an enclosed building, on any premises in a residential zone, if the vehicle:

(A) Is unregistered; or

(B) Has expired registration; or

(C) Does not have license plates which are currently registered to that vehicle, displayed thereon, including a current registration sticker.

(b) Junk Vehicles

(1) At no time shall any vehicle be in any state of major disassembly, disrepair or shall it be in the process of being stripped or dismantled. At no time shall any vehicle of any type undergo major overhaul, including body work, in a residential district.

(2) In any business, commercial or industrial zone at no time shall any vehicle be in any state of major disassembly, disrepair or shall it be in the process of being stripped or dismantled. At no time shall any vehicle of any type undergo major overhaul, including body work, in a business, commercial or industrial zone, except at an approved automobile establishment. (Ord. 61-5412 §1, 2009, File No. 93-0717)

16.04.037 Rent Abatement. (a) Statement of Intent. The Common Council of the City of Wausau hereby finds that in order to insure the proper repair and maintenance of residential buildings within the City of Wausau, to prevent the deterioration and neglect of such structures for the protection of the health and safety of the people of Wausau and to further enforce compliance with The BOCA Basic Housing-Property Maintenance Code of the City of Wausau and the Wisconsin Administrative Code, Chapter SPS 321 and 362, it is necessary, in the case of uncorrected rent-impairing violations, that tenants residing in the City of Wausau be authorized to abate an appropriate portion of their rental payments under the provisions of this section.

(b) Notice. A list of addresses of rental properties with uncorrected rent-impairing violations shall be published each week on the official City website within ten (10) days of the reinspection which reveals noncompliance. Such notice shall indicate that the tenants may be eligible for rent abatement and shall state that any such tenant must request authorization to abate rent within thirty (30) days of publication of the notice of eligibility by the Inspection and Zoning Division of the Department of Engineering. A copy of the notice shall also be sent by first class mail, addressed to "Occupant" at each rental unit with uncorrected rent-impairing violations, on or before the date of publication of the notice. Together with the copy of the notice there shall be mailed a cover letter including, but not limited to, the following information: Notice of Eligibility to

Apply for Rent Abatement – The owner of your residential dwelling has not followed an order from the City of Wausau Inspection and Zoning Division to correct housing code violations. Because the owner has not complied, you may be able to get a portion of your rent back pursuant to Wausau Municipal Code 16.04.037.

(c) Definitions.

(1) “Affected applicant” in rent abatement categories where the percentage of rent abatement is expressed as a certain percentage or a certain dollar amount “per affected applicant”, abatement only applies to those dwelling units/lodging rooms affected by the violation and only if a tenant therein has applied for rent abatement.

(2) “Affected dwelling unit or lodging room” means a dwelling unit or lodging room in which a rent impairing violation exists or a dwelling unit or lodging room in a residential building where a common area violation exists.

(3) “Applicant” encompasses the total number of eligible tenants residing in a dwelling unit or lodging room where an eligible tenant has applied for rent abatement and not an individual eligible tenant within the unit or room.

(4) “Common area violation” means a condition constituting a rent impairing violation which exists in any part of a residential building or lot not contained within a dwelling unit or lodging room.

(5) “Eligible tenant(s)” means any current tenant(s) of a landlord of residential premises where the landlord has had a residential rental license denied, revoked, suspended or non-renewed, or fails to comply with an order of the Inspection and Zoning Division of the Department of Engineering to correct a rent impairing violation by the original due date in the orders unless that date is found unreasonable by the Public Health and Safety Committee, provided that the tenant has lived in an affected dwelling unit for some portion of the time period from the date of the initial inspection by the building inspector to the close of the thirty (30) day period during which a request for abatement hearing may be filed. Any tenant, to be an eligible tenant, must have a valid rental contract with the landlord and must have the landlord’s authorization to occupy the property.

(6) “Per fixture” means per affected appliance regardless of how many separate rent impairing violations may affect that appliance.

(7) “Only facility” means the only appliance of its kind in the dwelling unit or lodging room.

(8) “Provider agency” means any governmental agency or private social services agency which by contract provides rental assistance on behalf of low-income tenants where such assistance payments are paid directly to the landlord.

(9) “Rent impairing violation” a rent impairing violation within the meaning of this section shall designate a condition in a dwelling unit, lodging room or other area of a residential building or lot which constitutes or, if not properly corrected, will constitute a fire hazard or a threat to the health or safety of occupants thereof. Such conditions include but are not limited to those which involve deficiencies in security, heating, electricity and/or plumbing.

(10) “Successor tenant(s)” means any individual(s) who become(s) a tenant in a dwelling unit or lodging room where a prior tenant was authorized or is in the process of being authorized to abate rent pursuant to this chapter and where, at the time of tenancy of the successor tenant commences, there exists an uncorrected rent impairing violation which was determined or is in the process of being determined by a hearing examiner to be abatable. Anyone who succeeds a successor tenant is also a successor tenant, provided that at the time her/his tenancy commences there exists an uncorrected rent impairing violation for which abatement was authorized. (Ord. 61-5602 §1, 2013, File No. 12-0206)

(d) Authorization of Rent Abatement.

(1) Eligibility. Notwithstanding any other provision of law or any agreement, whether oral or written, tenants and provider agencies shall be eligible to abate a portion of the total rental payments, in accordance with this section and pursuant to the order of the Public Health and Safety Committee or by written agreement of the parties, if the landlord of the residential premises fails to comply with an order of the Inspection and Zoning Division of the Department of Engineering to correct by the original due date, unless such due date is found to be unreasonable upon appeal to the Public Health and Safety Committee, a violation which is “rent impairing” as that term is defined in this chapter. Any such order of the Inspection and Zoning Division shall specifically state that uncorrected violations may be eligible for abatement in addition to any other penalties provided by law. A tenant’s eligibility to abate rent shall apply only to the eligible tenant(s) or successor tenant(s) upon whose rented premises the uncorrected rent impairing violation exists or to any eligible tenant(s) or successor tenant(s) in a building with an uncorrected rent impairing violation in a common area. A provider agency’s ability to abate rent shall apply only to provider agencies which pay or have paid a portion of an eligible tenant’s rent while an uncorrected rent-impairing violation exists on the premises or common area of the eligible tenant’s building. Where an award is made and rent has been paid by both a tenant and a provider agency, the tenant’s portion of the award shall be up to but not greater than the amount of rent the tenant has paid. Where the award amount is less than or equal to the amount of rent the tenant paid, the tenant shall receive all of the award. No rent may be abated pursuant to this ordinance until abatement is awarded by the Public Health and Safety Committee or authorized by written agreement of the parties.

## Wausau Municipal Code

(2) Other Remedies. The right of a tenant to abate a portion of the rent as established by this section shall not preclude or affect in any way the tenant's right to abate under Chapter 704 of the Wisconsin Statutes; nor shall it preclude or affect in any way the tenant's or landlord's right to any of the remedies provided by the laws of the State of Wisconsin and the Wausau Municipal Code pertaining to the relationship of landlord and tenant.

(3) Designation of Rent Impairing Violations. The common council shall adopt<sup>a</sup> list of violations of the provisions of chapter 16 of the Wausau Municipal Code and the Wisconsin Administrative Code Chapter SPS 321 and 362, to be classified as "rent impairing" as above defined. Said list shall contain a brief description of the condition constituting the violation, the section of the ordinances violated and the percentage range of any possible rent abatement. The Public Health and Safety Committee may at any time recommend a change in the number of violations, their descriptions or the percentage of possible rent abatement for a particular violation but no such change shall be made except in the manner set forth above.

(4) Schedule of Rent Impairing Violations. A tenant authorized to abate rent shall do so in accordance with the schedule which follows at the end of this section, with the precise amount to be set by the Public Health and Safety Committee after notice and hearing pursuant to subsection (5). The maximum total abatement authorized pursuant to this ordinance shall not exceed ninety-five percent (95%) of the periodic rental payment, except where the premises have been vacated pursuant to an order of the Inspection and Zoning Division of the Department of Engineering or pursuant to any other tenant right to remove from residential rental premises secured under Wisconsin law.

(5) Procedure.

(A) Application for Authorization for Rent Abatement. An eligible tenant who may be entitled to abate a portion of his/her rental payment under this ordinance shall have thirty (30) days from mailing of the notice of possible eligibility by the Inspection and Zoning Division of the Department of Engineering to file a request for a hearing on authorization for rent abatement. The request shall be in writing on a form approved by the Public Health and Safety Committee, shall state with specificity the name and address of the landlord and the alleged rent impairing violation(s) and shall be filed with the city clerk. The application shall be accompanied by a fee as provided in section 3.40.010(a) made payable to the City Treasurer, which fee shall be recovered from the landlord if abatement is ordered. The time and place for the hearing shall be the next regularly scheduled meeting of the Public Health and Safety Committee, but not prior to the end of the 30-day filing period. Notice of the hearing including a statement of the time, place

and nature of the hearing shall be mailed to the landlord and tenant(s) at least ten (10) days prior to the hearing.

(B) Role of the Public Health and Safety Committee.

(i) The Public Health and Safety Committee shall have the authority to conduct hearings on requests for authorization for rent abatement and to determine the exact amount of rent, if any, which may be abated pursuant to this ordinance.

(ii) The Public Health and Safety Committee shall have the authority to administer oaths and to issue subpoenas pursuant to WI SS 885.01 at the request of the parties and shall be responsible for the fair, orderly and impartial conduct of the rent abatement hearing and the preservation of the exhibits and the record therein.

(C) Conduct of Hearing. The Public Health and Safety Committee shall conduct the hearing on the request for authorization for rent abatement, shall administer oaths to all witnesses and may issue subpoenas upon request of the parties. So far as practicable the rules of evidence in WI SS 227.45 shall be followed. The landlord and the tenant may be represented by counsel or other representative, may call and examine witnesses and cross-examine witnesses of the other party. All proceedings and testimony shall be recorded on tape. If a review is sought of the committee's decision, a copy of the tape recordings shall be supplied to anyone requesting the same at the requester's expense. If either party requests a stenographic recording and transcription, the Committee shall make the necessary arrangements, but the expense shall be borne by the requesting party. In the hearing, the tenant(s) shall have the burden of proving to a reasonable certainty by the greater weight of the credible evidence, i.e. by the preponderance of the evidence, that the landlord failed to correct (a) rent impairing violation(s) by the due date in an order of the Inspection and Zoning Division. It is the landlord's burden to show by the preponderance of the evidence that any rent impairing violations were negligently or willfully caused by the tenant or the tenant's guests or that the tenant's refusal to allow entry prevented the landlord from making the corrections in a timely manner. Thereafter, the tenant has the burden to show that any such refusal was reasonable under the circumstances. Either party may present additional evidence on the nature, extent and seriousness of violations, the length of time conditions existed and the extent to which the tenant was deprived of the full use of the rented premises, to assist in determining the percent of abatement which should be allowed.

(D) Decision.

(i) If, on the evidence at the hearing, the Public Health and Safety Committee finds that the landlord failed to comply with an order of the Inspection and Zoning Division to correct by the original due date a “rent impairing” violation as that term is defined in subsection (c), the Committee shall order that the rent be abated retroactive to the date of the initial inspection in order to effectuate the purpose of this ordinance and to provide fair and equitable compensation to the tenant(s) for the diminished value of the rented premises due to the landlord’s continued violation of the City of Wausau’s building/housing codes. Any such abatement shall be established in accordance with the Schedule of Rent Impairing Violations referenced in subsection (d) (4). In setting the exact percentage of abatement the Committee shall consider the nature, extent and seriousness of the particular condition(s), the total number of rent impairing violations at issue, the length of time the condition(s) existed and the extent to which the condition(s) deprived the tenant(s) of full use of the rented premises. If the Committee finds that the landlord’s failure to comply with the order of the Inspection and Zoning Division by the due date was caused by factors wholly outside the landlord’s control and if the Committee further finds that the landlord has taken affirmative steps to minimize the impact of the uncorrected rent-impairing condition(s) on the tenant(s), any sums reasonably expended by the landlord in that regard should be considered in setting the percentage of abatement and may operate to reduce the final abatement percentage below the minimum percentage listed for the item(s) in the Schedule of Rent Impairing Violations in subsection (d) (4). The Committee shall not authorize rent abatement for any condition(s) found to be caused either negligently or willfully by the tenant or his/her guests, nor shall abatement be ordered for any period of time after the tenant has unreasonably refused entry to the landlord for the purpose of correcting the condition(s) giving rise to the violation(s).

(ii) If, after the hearing, the Committee finds that the landlord did not fail to comply with an order of the Inspection and Zoning Division to correct a rent impairing violation by the due date or that the rent impairing violations were caused by the tenant or the tenant’s guests or that the tenant unreasonably refused entry for the purpose of correcting a rent impairing violation, the Committee shall enter an order denying the request for authorization to abate rent for any items negligently or willfully caused by the tenant or guests of the tenant or for any items which remained uncorrected due to the tenant’s unreasonable refusal to allow entry for repair purposes.

(iii) The decision and order of the Committee shall contain written

findings and shall be mailed to the parties within ten (10) days of completion of the hearing or as soon thereafter as possible. The failure to issue and mail a decision within ten (10) days shall neither deprive the Committee of jurisdiction to render a final decision in the matter nor affect the validity thereof.

(iv) The holder of the landlord's interest in the premises at the time of the decision and order of the Committee is issued and the holder or holders of the landlord's interest during the period of time that the right to continuing abatement remains in effect are bound by the order and by the applicable provisions of this chapter relating to rent abatement.

(6) Petition for Reconsideration. Within ten (10) days after service by first-class mail of the decision of the Committee, either party may file with the city clerk, a written petition for reconsideration specifying in detail the grounds for the relief sought. The Committee may on their own motion reconsider the decision or order a hearing on reconsideration without the filing of a written petition.

(A) Reconsideration will be granted only on the basis of a material error of fact or law or an error in the calculation of an award amount, or

(B) Copies of the petition shall be served by first class mail by the petitioner on all parties, who may file replies within seven (7) days after service by mail of the petition.

(C) Within twenty-one (21) days of the filing of the petition, the Committee shall enter an order denying reconsideration or an order granting reconsideration disposing of the petition without a hearing or shall order a rehearing, which shall be held within twenty (20) days. The failure to issue a decision within the above time period shall not deprive the Committee of jurisdiction to render a decision on reconsideration or affect the validity thereof. If no order is entered within twenty-one (21) days of the filing of the petition, the petition shall be deemed denied.

(D) Upon rehearing, if any, proceedings shall conform to those in Section (d)(5) et seq. relating to an original hearing.

(E) The filing of a petition for rehearing shall not suspend or delay the effective date of the original decision and order, and the order shall take effect on the date fixed by the Committee and shall continue in effect unless the petition is granted or until the order is superseded, modified, or set aside as provided by law.

(7) Request for Modification. If, subsequent to a decision by the Committee

ordering rent abatement, substantial further deterioration or substantial improvement occurs in any rent impairing conditions which were the subject of the original order, the applicant, landlord or any successor tenant may request modification of the rent abatement amount. Only one such request for modification may be made by each eligible individual, which request shall follow the procedures in Section (d)(5) et seq. relating to the original application.

(8) Enforcement. Whenever, in the judgment of the Public Health and Safety Committee, the judicial enforcement of the ordinance is necessary, the Committee shall in writing request the City Attorney to enforce the ordinance in the name of the City of Wausau.

(9) Appeal. All orders of the Public Health and Safety Committee shall be final administrative determinations and shall be subject to review in court as by law may be provided. Any party to the proceeding may seek review thereof within thirty (30) days of service by first-class mail of the final determination of the Committee. In addition, written notice of any request for judicial review shall be given by the party seeking review to all parties who appeared at the proceeding before the Committee, with said notice to be sent by first class mail to each party's last known address.

The institution of the proceeding for judicial review shall not stay the decision and order of the Committee; however the reviewing court may order a stay upon such terms as it deems proper.

(e) Successor Tenant.

(1) A successor tenant is entitled to abate rent pursuant to the order of the Public Health and Safety Committee issued in accordance with this Chapter, provided that at the time the tenancy commences there exists an uncorrected rent impairing violation which was determined or is in the process of being determined by the Committee to be abatable.

(2) In order to be deemed a successor tenant under this ordinance, an otherwise eligible individual must advise the landlord in writing, with a copy to the Inspection and Zoning Division of her or his intent to exercise his or her rights as a successor tenant, no later than fifteen (15) days after receipt of written notification by the landlord which conforms to the requirements of Section 16.04.037(g). If said written notification is given at or prior to the time the rental agreement is entered into, the successor tenant's notice of intent must be given no later than fifteen (15) days after the commencement of the successor tenancy.

(3) Failure to provide the landlord with a timely written notice of intent to become a successor tenant forfeits a tenant's right to proceed to abate rent as a successor tenant under this chapter, except where the landlord has failed to provide the written notification of the tenant's right to abate rent pursuant to subsection (2)

above. In cases where the landlord fails to provide written notice as required, an otherwise eligible tenant may assert the rights of a successor tenant at any time during the tenancy or in any action relating to or arising out of the tenancy.

(f) Duration of Abatement.

(1) Authorization to abate a portion of the rent pursuant to subsection (d) for failure of a landlord to correct a rent impairing violation ceases upon certification by the Inspection and Zoning Division of the Department of Engineering that said violation has been satisfactorily corrected. Where more than one rent impairing violation has been authorized for rent abatement and partial correction has been certified, authorization to abate continues for the uncorrected rent impairing violations, until such time as their satisfactory correction has been verified.

(2) If abatement is authorized, the landlord must promptly repay any rent previously paid by the tenant, provider agency or successor tenant and apportioned to rent impairing violations from the date of the original inspection by the Inspection and Zoning Division at which said violations were discovered.

(3) If the landlord fails to promptly reimburse the tenant, provider agency or successor tenant as required in subsection (2) above, the tenant, provider agency or successor tenant may enforce the order requiring reimbursement as follows:

(A) The tenant, provider agency or successor tenant may deduct the amount previously paid and subsequently determined to be apportioned to rent impairing violations from future rental payments.

(B) If the total of future rental payments payable for the balance of the tenancy is less than the reimbursement required in subsection (2) above or if the tenant or successor tenant no longer resides at the premises in question, the tenant, provider agency or successor tenant shall recover from the landlord the amount not reimbursed in accordance with the order of the Committee plus costs of collection including reasonable attorney fees. Nothing in this ordinance shall prohibit a tenant from collecting double damages if not being reimbursed for abated rent meets the definition of a security deposit violation under ATCP 134.02 (11) and ATCP 134.06.

(4) The failure of a landlord to promptly reimburse the tenant, provider agency or successor tenant as required in Subdivision (2) above and the failure of either a landlord, tenant or a provider agency after a decision by the reviewing court on judicial review, to pay monies wrongfully not reimbursed or return monies wrongfully abated shall be deemed a violation of this ordinance and shall be punishable as provided in this section.

(5) Rent abatement awarded in a decision and order of the Public Health and

Safety Committee shall accrue during the period when either a tenant or a successor tenant is entitled to the exclusive possession and occupancy of an affected dwelling unit. Under no circumstances shall there be recovery by both a tenant and a successor tenant for the same period of time.

(g) Rent Abatement and Code Violations Disclosure. The landlord or any person authorized to enter into a rental agreement shall exhibit to the prospective tenant, prior to the time a rental agreement is entered into, the following:

(1) A copy of any official notice of outstanding violation(s) of Chapters 16 of the Wausau Municipal Code or Wisconsin Administrative Code Chapter SPS 321 and 326 of which the said landlord or person has actual notice and which affects the subject rental building regardless of the location of the violation(s) or defect(s) therein;

(2) A copy of any Public Health and Safety Committee decision and order which affects the subject rental unit or any common areas of the subject rental building.

(3) The failure by a landlord to comply with the provisions of this subsection regarding written notice of a successor tenant's right to abate rent shall not be subject to the penalties set forth as provided in this section.

In addition, prior to the time a rental agreement is entered into, the landlord shall advise the prospective tenant in writing of a successor tenant's right to abate rent pursuant to the order aforementioned until authorization to abate ceases as provided in subsection (f) above. In cases where the rent abatement request is pending at the time the rental agreement is entered into, the landlord shall provide the successor tenant written notification of a successor tenant's rights when the case has been decided and shall exhibit a copy of the decision and order to the successor tenant upon receipt thereof.

Finally, at the time occupancy commences the landlord shall exhibit to the tenant (formerly, prospective tenant) a copy of all additional official notices referred to in Subdivision (a) above and a copy of all decisions and orders referred to in Subdivision (b) above, if any have been issued since the signing of the rental agreement. Similarly, at the time of occupancy the landlord shall provide the required written notice of a successor tenant's rights with respect to all such additional official notices and decisions.

The written notice of successor tenant's rights shall specifically state in underlined or otherwise emphasized print the following: "If you wish to become a successor tenant and to abate rent in accordance with Section 16.04.037 of the Wausau Municipal Code you must provide your landlord and the Inspection and Zoning Division with written notice of that intent within fifteen (15) days of receiving written notification from your landlord of your right as a successor tenant to abate rent. Failure to

provide your landlord with timely written notice forfeits your right to be a “successor tenant” and to abate rent as a successor tenant under Section 16.04.037 of the Wausau Municipal Code.”

(h) Prosecution. It is the intent of this section that any use of abatement will not prohibit the Inspection and Zoning Division of the Department of Engineering from prosecuting violations of the code relating to said property.

(i) Penalty.

(1) Any person violating any of the provisions of this section shall upon conviction be subject to a forfeiture of not less than one hundred and fifty dollars (\$150) nor more than nine hundred dollars (\$900), unless a different penalty is specifically provided, with each separate day of violation to be considered a separate offense.

(2) Any person who shall fail or neglect to comply with any lawful order of the Public Health and Safety Committee issued pursuant to the provisions of this section shall be deemed guilty of a violation of this section, and every day or fraction thereof on which such person shall fail or neglect to comply with such order, shall be deemed a separate offense.

(j) Severability. In the event that any section of this ordinance shall be declared or judged by a court of competent jurisdiction to be invalid or unconstitutional, such adjudication shall in no manner affect the other sections of this ordinance, which shall be in full force and effect as if the said section or said sections were not originally a part thereof.

(k) Effective Date of Ordinance. This ordinance shall be effective and apply to all orders written by the Inspection and Zoning Division of the Department of Engineering on or after April 1, 2012. Any amendments to this ordinance relating to rent abatement shall be effective and apply to all orders written by the Inspection and Zoning Division of the Department of Engineering ninety (90) days after the publication of this ordinance as amended.

Violation	Description	% of Abatement
WMC 16.04.039	Rental of a residential dwelling unit after denial, revocation, suspension or non-renewal of residential rental license	100%
H-401.3 H-401.4	Non-functioning kitchen sink and lavatory basin	10-25%
H-401.3 H-401.4	Non-functioning flush water closet	Not only facility 5-10% Only facility 50-75%

Wausau Municipal Code

H-401.3 H-401.4	Non-functioning bathtub or shower	Not only facility 5-10% Only facility 25-50%
H-400.3	Water pressure/volume 1. None 2. Inadequate	>48 hours 50-95% 10-25%
H-400.3.1	Hot water tank not provided or not functional	5-50%
H-400.5 H-400.6 WMC 6.44.040(A)	Garbage and refuse storage facility - inadequate or not provided	5%
H-302.7 H-302.8	Required exits 1. Not provided or totally unusable 2. Partially usable	10-25% per exit 5-10% per exit
H-302.9.2	Screens 1. No screens provided or all screens in need of repair 2. Not all screens provided or some screens in need of repair	10-25% 5-10%
H-401.6 H-401.6.1	Electrical services and wiring 1. No electricity 2. Unfused circuits 3. Overfused circuits 4. Exposed wires, damages or bare wires presenting shock hazards	48 hours 50-95% 10-25% 5-10% 25-75%
H-401.6 H-401.6.1 H-403.5	Lighting 1. Required light switches not provided or functioning	5% per switch
H-403.4	Lighting 2. Public halls and/or stairs not lit 3. Outside entrance doors not lit	5-25% 5-25%
H-400.4	Heat 1. Not heated or consistently below 55 degrees 2. Inadequate or occasionally inadequate (55-69 degree)	24-48 hrs 25% >48 hrs 50-95% 10-25%
H-302.0 (ext)	Floors, walls, ceilings, roof 1. Unsafe to the degree the room is unusable 2. Incapable of affording privacy 3. Appropriate floor surfacing not provided, or damaged so that it does not function to provide ease of maintenance	Not a kit, only bath 25- 50% Kit or only bath 50-95% S-10% per room

Wausau Municipal Code

H-302.0 (ext)	Floors, walls, ceilings, roof (cont.) 4. Unsealed gaps allowing collection of dirt and other matter which creates a cleaning or sanitation problem	5%
H-401.2.1	Chimney 1. Not properly removing combustible products 2. In danger of collapse	50-75% 10-25%
H-302.7 (ext)	Exterior and interior doors, basement hatchway doors 1. Missing and affecting privacy, health, safety, and security 2. Hazardous - unhinged, requiring excessive force to open, door or hardware interfering with egress/ingress	10-50% 10-50%
H-302.7	Windows (one or more) 1. Missing from 1st floor, basement or other window openings accessible by balconies, fire escapes, trees, etc and negating dwelling unit or lodging room security 2. Hazardous - windows which must be propped open, broken windows with glass shards in the frame	25-50% 10-50%
H-302.7.4	Door locks - no lock or not functional	25-75%
H-302.7	Window sash locks - not functional or not provided 1. First floor, basement, and all other windows accessible by balconies, fire escapes, trees, or other existing means 2. All other windows where required	10-25% 5%
H-302.6	Inside and outside stairs and/or porch - hazardous	Egress only 50-95% Not only egress 25-50%
H-302.6	Required appurtenances to any porch or stair such as handrails and guardrails 1. Missing or inadequate when protecting an elevation less than four feet (4') 2. Missing or inadequate when protecting an elevation greater than four feet (4')	5-10% 10-50%

Wausau Municipal Code

H-401.3 H-401.4	Leaking water supply or drain piping not containing sewage to extent it interferes with tenants full use of all or part of premises 1. In kitchen, bathroom, bedroom or other living areas 2. Other areas	10-25% 5-10%
H-401.3 H-401.4	Leaking or obstructing drain piping containing sewage that causes backup of sewage into fixtures, onto floors, or through ceilings or walls (including basement)	50-90%
H-401.2	Failure to clean and disinfect common area after sewage backup Owner not maintaining common areas in sanitary conditions	10-25% 5-25%
H-401.2.1	Failure to clean and disinfect basement after sewage backup	10-25%
H-307.7	Severe infestation of pests, whether occasional or chronic	10-50%
SPS 321.09 SPS 321.097 SPS 362.0907 SPS 362.1200	Smoke alarms and carbon monoxide detectors not installed where required	5-25% per missing detector
H-303.2	Basement Water and Moisture Problems 1. Basement water violation use in non-habitable area; water, mold and/or mildew accumulation 2. Basement water violation use in habitation: damp, continually wet, standing water, mold and mildew accumulation	5-25% 5-75%

(Ord. 61-5605 §28(part), File No. 13-1109; Ord. 61-5602 §1, 2013, File No. 12-0206; Ord. 61-5504 §1, 2012, File No. 12-0206)

16.04.039 Residential Rental Licensing. (a) Findings. The Wausau City Council has determined that it is necessary to establish a systematic, city-wide program for the inspection and licensing of residential rental dwelling units in the city to ensure that those units provide safe, decent and sanitary living conditions for residents living in the rental units and to prevent deterioration of those units. The City Council finds that a significant percentage of housing code complaints occur at residential rental dwelling units and that the conditions which exist at these units adversely affect the neighborhoods in which they are located and the residents living nearby. This ordinance is enacted to encourage property owners who rent residential dwelling units to exercise their responsibility to ensure that the city ordinances governing the condition

## 2502 N 6<sup>th</sup> Street Rent Abatement Information

April 2, 2014 William Schillinder called requesting an inspection for 2502 N 6th Street Apt 2. William commented on the lack of heat in his apartment.

April 4, 2014 William Schillinder and I met at site. Noted temperature in apartment was low. (Temperature on thermostat read less than fifty (50) degrees.)  
Property was posted unfit for human Occupancy on April 4, 2014.  
See inspection letter dated April 7<sup>th</sup>, 2014.

April 7, 2014 William Schillinder called questioning what he should do regarding rent payment. William stated he sent a text, regarding rent payment, to the landlord on April 5<sup>th</sup> but did not receive a response. William questioned what he should do about rent payment, send a check? I suggested keeping rent current.

April 14, 2014 William Schillinder called questioning if we made contact with property owner. William was informed the City of Wausau sent a letter to S/K Real Estate Properties LLC on April 7 2014, however no response was received. William stated he had left messages and has sent rent funds, but has had no response from landlord.

April 16, 2014 William Schillinder noted that the heat is not fixed and gave permission to reenter the property to inspect. Arrangements were made to enter the property on April 21, 2014.

April 21, 2014 Clifford Ambriz, City of Wausau Property Inspector, and I inspected and noted violations remain.

April 21, 2014 David Desantis, City of Wausau Fire Inspector, and I inspected the basement/utility area of house and noted additional ordinance violations. See letter dated April 22, 2014.

April 22, 2014 William Schillinder called regarding inspections and rent abatement.

April 24, 2014 William Schillinder was sent rent abatement information.

April 29, 2014 S/K Real Estate Properties was sent an additional letter requesting action.

April 30, 2014 Received a letter from S/K Real Estate Properties.

May 5, 2014 Received a letter from S/K Real Estate Properties.

May 6, 2014 S/K Real Estate left message requesting an inspection onsite.

May 8, 2014 Shelly from S/K Real Estate set up an appointment for 5/14/2014 At 11 a.m.

May 13, 2014 Shelly called and cancelled appointment. To date Shelly has not responded to messages or established a date for an inspection.

# NOTICE OF DECLARATION OF UNFIT FOR HUMAN OCCUPANCY

of 2502 North 6<sup>th</sup> Street – Apt. #2 by

**THE CITY OF WAUSAU  
DEPARTMENT OF INSPECTION AND ELECTRICAL SYSTEMS**

Under Article 1, Section H-103.3 of *The BOCA Basic Housing-Property Maintenance Code/1975*, due to violation of Sections H-400.4 of *The BOCA Basic Housing-Property Maintenance Code/1975*.

Posted this day of April 4, 2014

## ORDER TO VACATE

All occupants must vacate this premise immediately after posting until such time the owner has received written notice that this premise can again be used for human habitation.

Penalty for defacing or removing this notice, failing to vacate premises, or allowing this premise to be occupied: Any person who willfully violates any of these provisions shall forfeit not less than twenty-five nor more than two hundred dollars, for each violation. Every day such violation continues shall constitute a separate offense.

**DEPARTMENT OF PUBLIC WORKS  
DIVISION OF INSPECTION & ZONING**



Philip J. Borchardt, Building Inspector  
Todd Wunsch, Electrical Inspector  
Roger J. Musolff, Plumbing Inspector  
Clifford G. Ambriz, Property Inspector

William D. Hebert, MPA  
Chief Inspector / Zoning Administrator

April 7, 2014

S/K Real Estate Properties LLC  
P.O. Box 823  
Wausau, WI 54402

Re: 2502 North 6<sup>th</sup> Street – Apartment #2, Key No. 2907-243-0120

Dear Property Owner(s):

In accordance with Section H-103.3 of *The BOCA Basic Housing-Property Maintenance Code/1975*, the residential structure located on the property you own at 2502 North 6<sup>th</sup> Street – Apartment #2 was posted on April 4, 2014, as "Unfit for Human Occupancy" for the following violations:

- \*1. Moisture was visible on the south foundation wall and floor area. The moisture shall be removed.
- \*2. There was no heat in Apartment #2. The furnace shall be properly repaired.
- \*3. The ceiling in the kitchen is water damaged and is missing tiles. The kitchen ceiling shall be properly repaired or replaced.
4. The soffit and fascia is in a weathered and deteriorated condition. The soffit and fascia shall be properly repaired and painted.
5. The siding at the back of the house is in a deteriorated condition. The siding at the back of the house shall be properly repaired or replaced.
6. The doors are not airtight. The doors shall be repaired so they are airtight or shall be replaced.
7. Tree debris was located on the rear yard and trash was located at the rear corner of the house. The tree debris and trash shall be removed and properly disposed of.
- \*8. Smoke detectors were missing. Smoke detectors shall be properly installed.
- \*9. Carbon monoxide detectors were missing. Carbon monoxide detectors shall be properly installed.

The above-mentioned items are in violation of the following sections of "The BOCA Basic Housing-Property Maintenance Code/1975" and the "Wausau Municipal Code":

The BOCA Basic Housing-Property Maintenance Code/1975:

H-302.2 Foundations, walls and roof: Every foundation, exterior wall, roof, and all other exterior surfaces shall be maintained in a workmanlike state of maintenance and repair and shall be kept in such condition as to exclude rodents.

H-302.7 Windows, doors and hatchways: Every window, exterior door, and basement hatchway shall be substantially tight and shall be kept in sound condition and repair.

H-303.2 Free from dampness: In every building, cellars, basements and crawl spaces shall be maintained reasonably free from dampness to prevent conditions conducive to decay or deterioration of the structure as required by the building code.

H-303.8 Interior walls, ceilings and floors: All interior walls, ceilings and floors shall be structurally sound, in good repair, free from defects, clean and painted and decorated.

H-400.4 Heating facilities: Every dwelling and multi-family dwelling shall have heating facilities, and the owner of the heating facilities shall be required to see that they are properly installed, safely maintained and in good working condition, and that they are capable of safely and adequately heating all habitable rooms, bathrooms and toilet rooms located therein, to a temperature of at least an average of seventy (70) degrees Fahrenheit with an outside temperature of ten (10) degrees below zero (0). The owner shall maintain a minimum average room temperature of seventy (70) degrees Fahrenheit in all habitable rooms, including bathrooms and toilet rooms when rented, at all times on the basis of ten (10) degrees below zero (0) outside. The temperatures shall be existent at a level of three (3) feet above the floor level and three (3) or more feet from an exterior wall.

Wausau Municipal Code:

6.44.080 Noncollectible materials. (a) "No person shall set the following materials out for collection:

- (1) Nonseparated waste which is a mixture of any two or more of the three types of wastes, recyclable solid waste, nonrecyclable solid waste and yard waste.
- (2) Building Wastes. All waste resulting from the maintenance, remodeling or construction of a building, roadway, sidewalk or similar structures or facilities shall be disposed of by the owner, builder or contractor.
- (3) Tires.
- (4) Major appliances.
- (5) Yard waste.
- (6) Large furniture items such as mattresses, chairs, couches, tables.
- (7) Hazardous and toxic waste.
- (8) Trees and stumps.
- (9) Paint.
- (10) Flammable liquids.
- (11) Explosives.
- (12) Chemicals.
- (13) Carcasses.
- (14) Medical waste, except home generated sharps which shall be deposited at a designated sharps collection station..."
- (b) "These materials shall be disposed of by the owner by contacting a licensed hauler of the specified item or as otherwise provided by law."
- (15) Automotive parts or accessories.
- (16) Metal.

6.44.090 Storing of refuse. "Any accumulation of solid waste or noncollectible materials as defined in Section 6.44.080 on any premises in the city is declared to be a nuisance and is prohibited under this chapter. Additionally, storing lumber openly on the premises is prohibited without a current building permit. The owner is responsible for removal of same, and upon failure to remove it after written notice by the county health officer or his/her designee or the chief of the fire department or his/her designee or chief inspector/zoning administrator or his/her designee, the city will cause the removal of the accumulation and assess the charges for such removal to the owner(s) of the property where the accumulation occurred."

In addition, per SPS 321.097 and 321.09, carbon monoxide and smoke detectors need to be installed on every level.

The furnace shall be repaired *within twenty-four (24) hours from your receipt of this letter*. The doors shall be repaired so they are airtight or shall be replaced, the tree debris and trash shall be removed and properly disposed of, and the smoke and carbon monoxide detectors shall be properly installed *within three (3) days from your receipt of this letter*. The standing water shall be removed and the concrete or vapor barrier shall be used to stop the water seepage, the kitchen ceiling shall be properly repaired or replaced, the soffit and fascia shall be properly repaired and painted, the siding at the back of the house shall be properly repaired or replaced *within thirty (30) days from your receipt of this letter*. ***Failure to comply with our request within the stated time frame will result in the issuance of a City of Wausau Summons and Complaint, which will require your mandatory appearance at the Wausau Municipal Court.*** Further be advised that in accordance with section 16.04.025 of the Wausau Municipal Code, failure or neglect to comply with these orders will be assessed a reinspection fee of \$60.00 for compliance inspections *in excess of two*. Reinspection fees that are not timely paid will be entered on the tax roll as a special charge against said property pursuant to Wisconsin Statutes. ***Please be advised that if the violations marked with an asterick are not corrected within ten (10) days, the tenants may be eligible for rent abatement under the City of Wausau Rent Abatement Ordinance, in addition to any other penalties provided by law.***

Additionally, since the structure is posted as "Unfit for Human Occupancy", it shall not be occupied until all required work has been completed and reinspection made by our office.

Your cooperation in complying with the above would be greatly appreciated. Should you have any questions regarding this letter, please feel free in contacting our office at (715) 261-6780; I am typically in the office between 8:00-9:00 a.m. and 12:30-1:30 p.m. Additionally, as soon as you have corrected/complied with the noted violation(s), please notify our office so a reinspection of the premises can be conducted.

Sincerely,



Rich Grefe  
Property Inspector

RDG:me  
Enclosure (Rent Abatement Brochure)

**DEPARTMENT OF PUBLIC WORKS  
DIVISION OF INSPECTION & ZONING**

William D. Hebert, MPA  
Chief Inspector / Zoning Administrator



Philip J. Borchardt, Building Inspector  
Todd Wunsch, Electrical Inspector  
Roger J. Musoff, Plumbing Inspector  
Clifford G. Ambriz, Property Inspector  
Rich D. Grefe, Property Inspector

April 22, 2014

S/K Real Estate Properties LLC  
P.O. Box 823  
Wausau, WI 54402

Re: 2502 North 6<sup>th</sup> Street, Key No. 2907-243-0120

Dear Property Owner(s):

During a recent inspection that was made by our office, the following were observed regarding the property you own located at the above-referenced address:

1. Fluid was present on the drain/vent line in the basement, which could be from a potential sewage leak. The drain/vent line shall be repaired.
2. The light fixture near the drain/vent line is in disrepair. The light fixture shall be properly repaired.

The above-mentioned items are in violation of the following sections of "The BOCA Basic Housing-Property Maintenance Code/1975":

H-303.2 Free from dampness: In every building, cellars, basements and crawl spaces shall be maintained reasonably free from dampness to prevent conditions conducive to decay or deterioration of the structure as required by the building code.

H-303.3 Structural members: The supporting structural members of every building shall be maintained structurally sound, showing no evidence of deterioration which would render them incapable of carrying the imposed loads in accordance with the provisions of the building code.

H-400.2 Sanitary facilities: The following minimum sanitary facilities shall be supplied and maintained in sanitary, safe working condition.

H-401.4 Plumbing systems: In buildings and structures, every plumbing stack, waste and sewer line shall be so installed and maintained as to function properly and shall be kept free from obstructions, leaks and defects to prevent structural deterioration or health hazards. All repairs and installations shall be made in accordance with the provisions of the building code or plumbing code of the municipality.

H-401.6 Electrical outlets and fixtures: Every electrical outlet and fixture, as required in Section H-403.0 shall be installed, maintained and connected to the source of electric power in accordance with the provisions of the building code or electrical code of the municipality.

The drain/vent line shall be properly repaired and the light fixture shall be properly repaired *within seven (7) days of your receipt of this letter. Failure to comply with our request within*

S/K Real Estate Properties LLC

April 22, 2014

Page 2

***the stated time frame will result in the issuance of a City of Wausau Summons and Complaint, which will require your mandatory appearance at the Wausau Municipal Court.*** Further be advised that in accordance with section 16.04.025 of the Wausau Municipal Code, failure or neglect to comply with these orders will be assessed a reinspection fee of \$60.00 for compliance inspections ***in excess of two***. Reinspection fees that are not timely paid will be entered on the tax roll as a special charge against said property pursuant to Wisconsin Statutes.

Your cooperation in complying with the above would be greatly appreciated. Should you have any questions regarding this letter, please feel free in contacting our office at (715) 261-6780; I am typically in the office between 8:00-9:00 a.m. and 12:30-1:30 p.m. Additionally, as soon as you have corrected/complied with the noted violation(s), please notify our office so a reinspection of the premises can be conducted.

Sincerely,



Rich Grefe  
Property Inspector

RDG:me

INSPECTION AND ZONING DIVISION  
ENGINEERING DEPARTMENT



Wausau City Hall  
407 Grant Street  
Wausau, WI 54403  
715-261-6780  
FAX 715-261-4102

2502 North 6th Street #2

**Notice of Eligibility to Apply for Rent Abatement  
per 16.04.037(b) of Wausau Municipal Code**

**Please share this information with your Roommates**

**TENANTS:**

The owner of your unit has not followed an order from the City of Wausau, Inspection and Zoning Division to correct housing code violations. Because of the owners' non-compliance, you may be able to get a portion of your rent back pursuant to Wausau Municipal Code Section 16.04.037-Rent Abatement.

Enclosed is a pamphlet explaining the Rent Abatement process. In addition, the Inspections Department tab of the city website page lists your address as one of those eligible to apply for Rent Abatement. You can view this at:

<http://www.ci.wausau.wi.us/Departments/Inspections.aspx>

You must apply within 30 days of the publication date (4/24/2014) on the official city website.

To apply, complete the Rent Abatement Hearing Request Form.

Live	Work	Visit	Government

- Inspections**
- Residential Permit Requirements
- Permit Fees
- Zoning
- Documents & Permits
- Floodplain Study
- Residential Rental Unit
- Registration
- Rent Abatement Program
- Property Maintenance
- Other Resources
- Rental Licensing & Inspection

### Rent Abatement Program for Rental Units

The Common Council of the City of Wausau adopted the Rent Abatement Program effective April 1, 2012 (Section 16.04.037 of the Wausau Municipal Code). Rent abatement is a process by which tenants living in rental units with certain unrepaired conditions may qualify for rent reduction if property owners do not comply with inspection orders.

Residents may report conditions to the Division of Inspection and Zoning by calling 715.261.6780. Inspections will provide notice to tenants if abatable conditions persist after the owner has received notice of code violations and failed to correct issues prior to reinspection. Once notified of abatement eligibility, tenants have 30 days to request a hearing before the City's Public Health and Safety Committee by completing a request form available at the Customer Service Desk at City Hall or go to the link below. A fee of \$25 must be submitted with the form to the City Clerk. Once these are received, a hearing is scheduled. Testimony and evidence are presented by both sides for Committee consideration. If abatement is awarded, the tenant may deduct the approved percentage of the rent retroactive to the date of the original violation notice.

A list of abatable conditions is included below. Conditions include, but are not limited to issues with heating systems, electrical, plumbing, security, moisture, pests, safety and structural issues. A list of addresses with unresolved abatable violations will be posted on this website. Residents and prospective tenants may view the list to determine if a unit they are living in or considering renting has serious issues.

The ordinance is available [here](#).

[List](#) of rent impairing violations.

Forms:

- [Pamphlet Explaining the Rent Abatement Process](#)
- [Abatement Hearing Request Form](#)
- [Checklist for Participants in Rent Abatement Hearings](#)

Listing of Rent Abatable Properties:

- 406 Elm Street (3/10/14)
- 2124 Sherman Street (3/12/14)
- 612 North 3rd Avenue (4/15/14)
- 2502 North 6th Street #2 (4/24/14)

DEPARTMENT OF PUBLIC WORKS  
DIVISION OF INSPECTION & ZONING

William D. Hebert, MPA  
Chief Inspector / Zoning Administrator



Philip J. Borchardt, Building Inspector  
Todd Wunsch, Electrical Inspector  
Roger J. Musolff, Plumbing Inspector  
Clifford G. Ambriz, Property Inspector  
Rich D. Grefe, Property Inspector

April 29, 2014

S/K Real Estate Properties LLC  
P.O. Box 823  
Wausau, WI 54402

Re: 2502 North 6<sup>th</sup> Street, Key No. 2907-243-0120

Dear Property Owner(s):

Several letters were sent to you on February 12, 2014, April 7, 2014, and April 22, 2014 regarding the property you own located at the above-referenced address. (We have enclosed copies of said letters for your reference.)

Please contact our office at (715) 261-26780 to schedule an interior inspection to verify that repairs and violations have been corrected *within five (5) days of your receipt of this letter*. *Failure to comply with our request within the stated time frame will result in the issuance of a City of Wausau Summons and Complaint, which will require your mandatory appearance at the Wausau Municipal Court.* Further be advised that in accordance with section 16.04.025 of the Wausau Municipal Code, failure or neglect to comply with these orders will be assessed a reinspection fee of \$60.00 for compliance inspections *in excess of two*. Reinspection fees that are not timely paid will be entered on the tax roll as a special charge against said property pursuant to Wisconsin Statutes.

Your cooperation in complying with the above would be greatly appreciated. Should you have any questions regarding this letter, please feel free in contacting our office at (715) 261-6780; I am typically in the office between 8:00-9:00 a.m. and 12:30-1:30 p.m. Additionally, as soon as you have corrected/complied with all violations, please notify our office so a reinspection of the premises can be conducted.

Sincerely,

A handwritten signature in black ink that reads "Rich Grefe".

Rich Grefe  
Property Inspector

RDG:me  
Enclosures

April 29, 2014

Rich Grefe, Property Inspector

City of Wausau, Inspections

407 Grant Street

Wausau, WI 54403

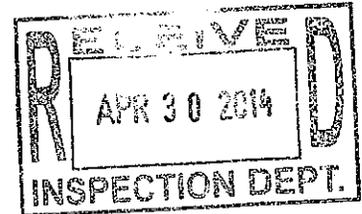
Sent via USPS certified mail #

7011 0110 0001 4808 5298

S/K Real Estate Properties, LLC

PO Box 823

Wausau, WI 54402-0823



Dear Mr. Grefe,

We received a letter from you today regarding 2502 N 6<sup>th</sup> Street Key No. 2907-243-0120.

First and foremost, we will look into the areas that you note could have potential problems and will speak with our attorney in regards to addressing them if there is a problem and call your office for a reinspection as per your request once they are corrected if a problem exists.

That being said, we are very concerned with your letter. The letter states that you were in the basement of our property. We are confused how this could be as this is a private property with no public access. The basement to the building is secured by a locked door. We are not sure how or why you would have entered a privately owned building without our knowledge, consent or permission.

As a result, we are forwarding your letter to our attorney, Mr. James B. Connell of Crooks, Low and Connell for review and will be setting an appointment with Mr. Connell to discuss this situation. We are not sure if we will be contacting you or our attorney, Mr. Connell will be contacting you but will be in contact with you once our attorney advises us.

Please note that this is a private property and we respectfully request that should you wish to see something inside the property, you contact us in advance to set a mutually agreed upon time and date and give us the opportunity to discuss any such request with our attorney in advance.

We appreciate your work and thank you for letting us know that there "could be" potential problems. Again, we will look into this and get back to you with timelines and plans after review by Mr. Connell.

Thank you for your attention to this matter. We look forward to working with you.

Sincerely,

A handwritten signature in black ink, appearing to be "R. Grefe". The signature is fluid and cursive, written over a white background.

Member, for S/K Real Estate Properties, LLC

May 3, 2014

Rich Grefe, Property Inspector

City of Wausau, Inspections

407 Grant Street

Wausau, WI 54403

S/K Real Estate Properties, LLC

PO Box 823

Wausau, WI 54402-0823

Dear Mr. Grefe,

We received a letter from you today regarding 2502 N 6<sup>th</sup> Street Key No. 2907-243-0120.

First and foremost, as we stated in our last certified letter to you dated and mailed on 4-29-14 when we received your first letter, it is our desire to have an amicable relationship with the City of Wausau and we are more than willing to look into alleged problems that may or may not exist in the property within a reasonable time frame.

We are EXTREMELY concerned with the letter we received from you today regarding this property. We are sending the letter to our attorney, Mr. James B. Connell of Crooks, Low and Connell and plan to have him get in contact with the City but in the name of time and the serious threats you have made against us, we felt it was imperative to send a certified response today.

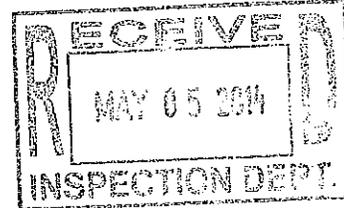
First, in your letter you reference a letter dated February 12, 2014. As shown by your own enclosure, the letter was addressed to Complete Properties, LLC who was the rightful owner of the building at that time. It was Complete Properties, LLC responsibility to contact the City and work with the City to get any issues resolved as the property owner.

Second, you reference a letter dated April 7, 2014. No such letter was ever received by S/K Real Estate Properties, LLC and we had no idea that the apartment you referenced had any issues.

Third, the letter you reference as April 22, 2014 was received by us April 29, 2014. We promptly sent you a written response via certified mail. Your letter requested that if there were any problems that they be fixed within 7 days of the receipt of the letter. That being said, the earliest you could have expected a response should have been May 6, 2014. Yet, another letter was sent on April 29, 2014 before the timeline for investigating any possible or alleged issues occurred expired and made serious threats and allegations against us.

Sent via USPS certified mail #

7011 0110 0001 4808 5304



We have grave concerns with several items you have alleged in conjunction to this property and the threats made in this letter from you we received today. Thus, we will have our attorney contact you this coming week.

We will be calling the inspections office on Monday May 5, 2014 to set a time to meet.

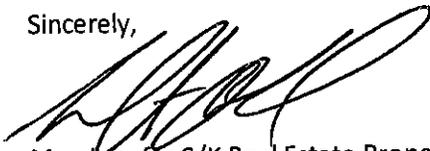
We respectfully request that before either side take any action including Summons and Complaints or other filing of other legal orders or filing other litigation, we attempt to make a concerted effort to address this matters personally and find a positive resolution that does not involve the Courts.

Today is Saturday so we are unable to reach our attorney today, however, we are forwarding your letter to our attorney, Mr. James B. Connell of Crooks, Low and Connell for review and will be setting an appointment with Mr. Connell to discuss this situation.

We will be contacting inspections on Monday to set an appointment to meet and discuss this situation.

Thank you for your attention to this matter. We look forward to working with you.

Sincerely,

A handwritten signature in black ink, appearing to be 'H. B. Connell', written over a horizontal line.

Member, for S/K Real Estate Properties, LLC

# Wisconsin Department of Financial Institutions

## Strengthening Wisconsin's Financial Future

Search for:

SK Real Estate Properties LLC

[Search](#)  
[Advanced Search](#)  
[Name Availability](#)

### Corporate Records

Result of lookup for S057359 (at 6/10/2014 4:09 PM )

## S/K REAL ESTATE PROPERTIES, LLC

You can: [File an Annual Report](#) - [Request a Certificate of Status](#) - [File a Registered Agent/Office Update Form](#)

### Vital Statistics

Entity ID S057359

Registered Effective Date 08/25/2000

Period of Existence PER

Status Administratively Dissolved [Request a Certificate of Status](#)

Status Date 02/09/2011

Entity Type Domestic Limited Liability Company

Annual Report Requirements Limited Liability Companies are required to file an Annual Report under s. 183.0120, WI Statutes.

### Addresses

Registered Agent Office ROBERT A KARL  
2512 N 10TH ST  
WAUSAU , WI 54403

[File a Registered Agent/Office Update Form](#)

Principal Office P O BOX 891  
WAUSAU , WI 544020891

### Historical Information

#### Annual Reports

Year	Reel	Image	Filed By	Stored On
2004	111	1111	paper	image

[File an Annual Report](#) - [Order a Document Copy](#)

Certificates of Newly-elected Officers/Directors None

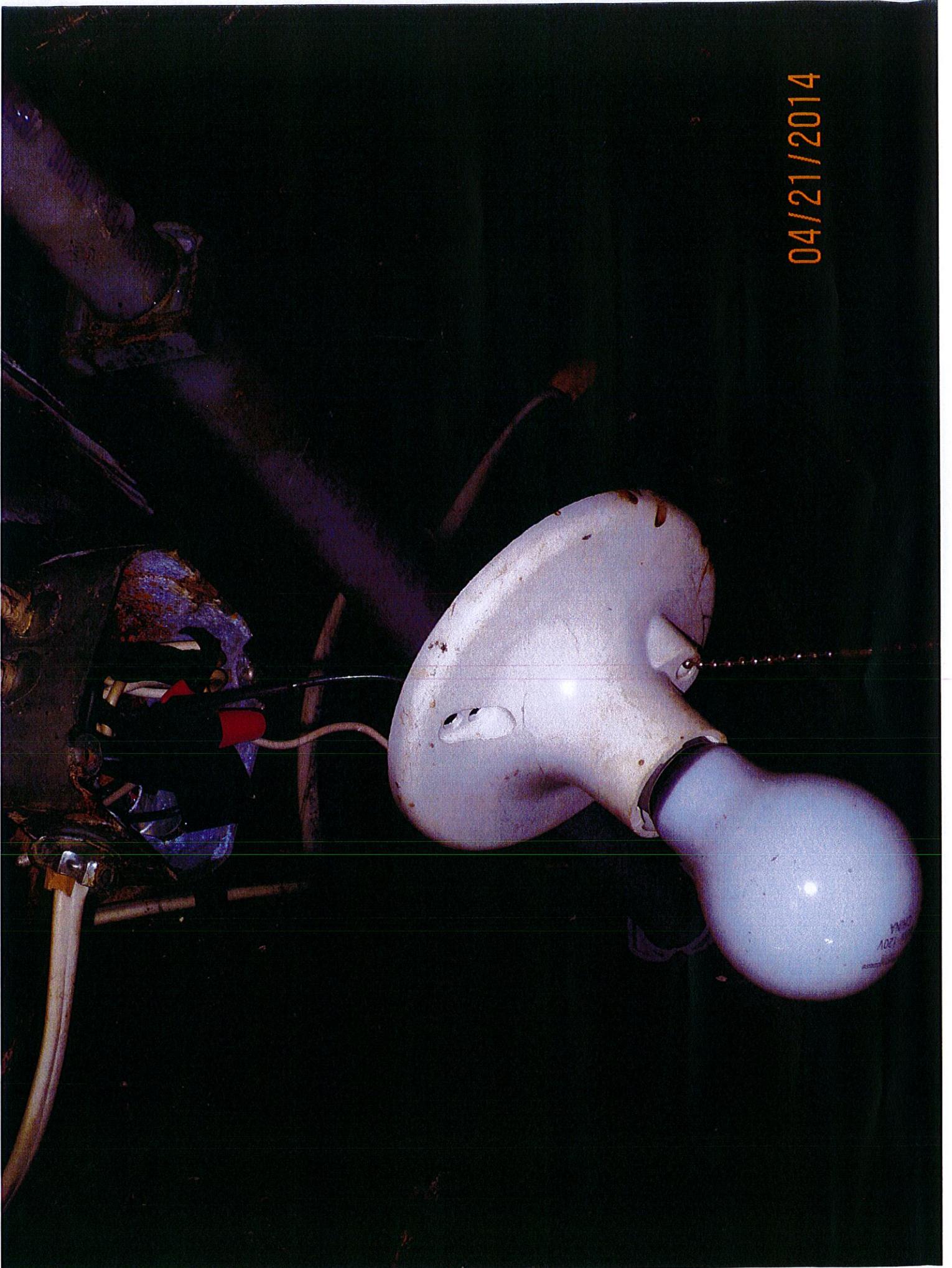
Old Names           None

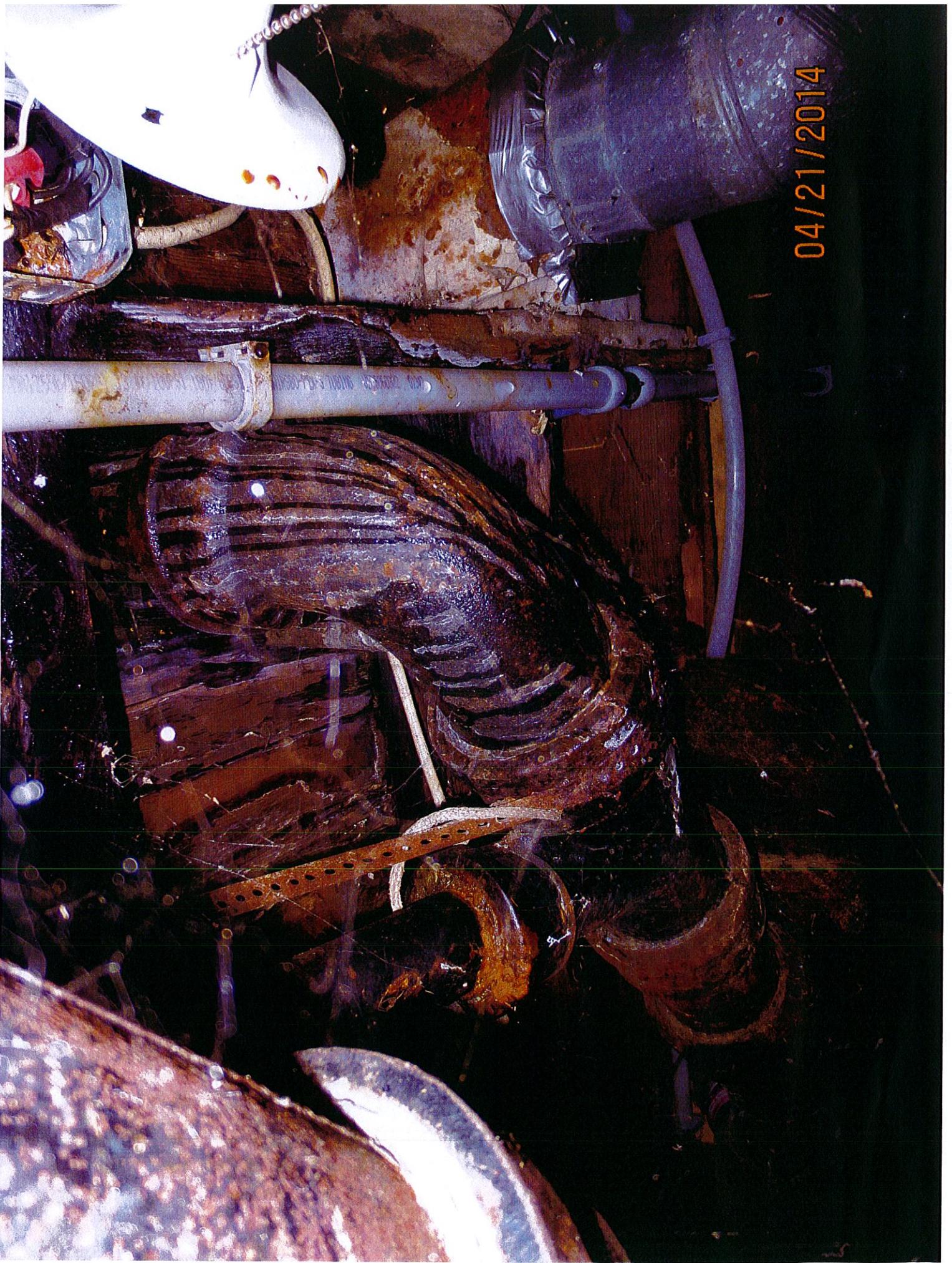
Chronology

Effective Date	Transaction	Filed Date	Description
08/25/2000	Organized	08/31/2000	
07/01/2006	Delinquent	07/01/2006	***RECORD IMAGED***
07/12/2010	Notice of Administrative Dissolution	07/12/2010	RTND UNDELIVERABLE
09/21/2010	Notice of Administrative Dissolution	09/21/2010	RTND UNDELIVERABLE
12/10/2010	Notice of Administrative Dissolution	12/10/2010	PUBLICATION
02/09/2011	Administrative Dissolution	02/09/2011	PUBLICATION

[Order a Document Copy](#)

04/21/2014





04/21/2014

04/21/2014





04/21/2014

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PTH8708

**GENERAL<sup>®</sup>**

MIN/MAX

MIN/MAX

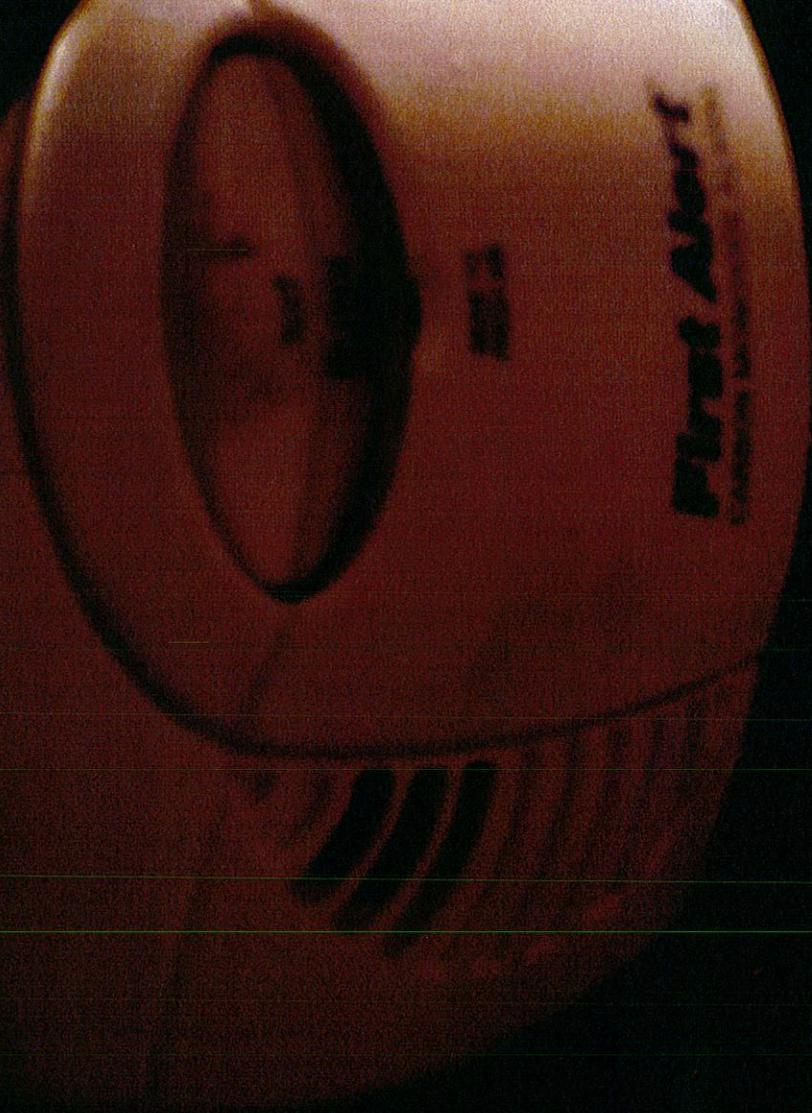
ON/OFF

RESET

TEMP  
(°F/°C)

04/21/2014

04/21/2014









## ***CLERK'S REPORT TO PUBLIC HEALTH & SAFETY COMMITTEE***

July 21, 2014 Meeting

### **AGENDA ITEM #5**

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Approve or deny various licenses as indicated on the attached summary report of all applications received.

### **ADDITIONAL INFORMATION**

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Applications as listed have or will have a background check run by staff and reviewed by the Police Chief or his designee. Applications marked pending will have a status update at the meeting. In accordance with city ordinance, **all permits approved are held for debts owed to the city until the debt is paid in full.**

1. **Denial Recommendations** by Chief Hardel for Operator's Licenses: **Samantha Christie** – lengthy record, numerous felony convictions of Possession of THC; **Kent Hubbard** - OWI convictions in 2011 & 2013 and numerous drug charges; **Ashley Cole** – Felony conviction 2013, Possession of THC 2010, and Possession of Controlled Substance 2007.
2. Renewal of Sidewalk Café (with alcohol) Permit from Tyler Vogt for Townies Grill, 412 N 3<sup>rd</sup> St.
3. The YWCA is holding "Guys Who Grill" on July 27, 2014 at Riverside Park and have applied for Class B picnic license as well as a Class II Special Event.
4. Kwik Trip, Pick N Save, and Angelo's Pizza Villa submitted paperwork for a Change of Agent for their respective business premises.
5. All other license applications and renewals on the list have been approved.

### **STAFF RECOMMENDATION**

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Staff recommendation is to approve or deny as indicated on the summary report including those that may be introduced at the meeting. Please let me know if you have any question regarding any license applications listed.

Mary Goede, Deputy Clerk  
Date of Report: July 16, 2014  
(715) 261-6621

HEALTH AND SAFETY LIST  
 ALL LICENSES  
 JULY 21, 2014

 REPORT ID: LRS530I  
 RUN DATE: 7/16/14  
 RUN TIME: 14:36:10

<u>NAME</u> <u>ADDRESS</u>	<u>RECORD</u> <u>YEAR</u>	<u>APPLICATION</u> <u>DATE</u>	<u>EVENT START</u> <u>DATE</u>	<u>EXPIRATION</u> <u>DATE</u>	<u>REVOCAATION</u> <u>DATE</u>	<u>BUSINESS NAME</u>	<u>LICENSE TYPE</u>	<u>APR</u>	<u>DEN</u>	<u>PEN</u>	<u>OWES</u> <u>DEBT</u>
YWCA OF WAUSAU 613 5TH ST WAUSAU, WI 54403	2014	6/24/2014	7/27/2014	7/27/2014		GUYS WHO GRILL	TEMP CLASS B RETAILER	___	___	___	___
ANDERSEN, JACKIE A 830 STARK ST WAUSAU, WI 54403	2014	7/09/2014		6/30/2015		THE DOMINO BAR	OPERATOR NEW	___	___	___	___
BURDICK, AIMEE J W8147 HWY 86 TOMAHAWK, WI 54487	2014	7/08/2014		6/30/2015		R-STORE #31	OPERATOR NEW	___	___	___	___
CARVAJAL, LORAIN 629 ADAMS ST APT 2 WAUSAU, WI 54403	2014	7/07/2014		6/30/2015		TAQUERIA TRES HERMAN	OPERATOR NEW	___	___	___	___
CHRISTIE, SAMANTHA L 113 CALLON STREET #4 WAUSAU, WI 54401	2014	6/12/2014		6/30/2015		APPLEBEE'S NEIGHBORH	OPERATOR NEW	___	___	___	___
COLLINS, RICHARD 610 S 68TH AVE APT 2 WAUSAU, WI 54401	2014	6/26/2014		6/30/2015		ITS OUR CLUBHOUSE	OPERATOR NEW	___	___	___	___
DANIELS, JOEY L 224 E ROSS AVENUE WAUSAU, WI 54403	2014	6/23/2014		6/30/2015		ITS OUR CLUBHOUSE	OPERATOR NEW	___	___	___	___
DAVIS, MELISSA J 281 GRAND AVENUE LOT #D9 SCHOFIELD, WI 54476	2014	6/23/2014		6/30/2015		TOBACCO OUTLET PLUS	OPERATOR NEW	___	___	___	___
DODD, ALEXANDER S 7000 S MOUNTAIN RD WAUSAU, WI 54401	2014	7/14/2014		6/30/2015		NOODLES & COMPANY	OPERATOR NEW	___	___	___	___
DONAHUE, JOSEPH M 3902 MOUNT VIEW AVE APT 98 WESTON, WI 54476	2014	6/13/2014		6/30/2015		WALGREEN'S STORE #07	OPERATOR NEW	___	___	___	___
DOUGLAS, SIERRA 206 N STATE ST MERRILL, WI 54452	2014	6/19/2014		6/30/2015		SHOWTIME	OPERATOR NEW	___	___	___	___
DRAVES, NICOLAS E 902 STEUBEN STREET APT 2 WAUSAU, WI 54403	2014	6/30/2014		6/30/2015		BOB & RANDY'S	OPERATOR NEW	___	___	___	___
EADES, ALEXANDRA R 827 S 11TH AVENUE WAUSAU, WI 54401	2014	6/23/2014		6/30/2015		TRIG'S WAUSAU	OPERATOR NEW	___	___	___	___

HEALTH AND SAFETY LIST  
ALL LICENSES  
JULY 21, 2014REPORT ID: LRS530I  
RUN DATE: 7/16/14  
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FITTANTE, ALEXANDRA J 1210 S 50TH AVENUE APT #1 WAUSAU, WI 54401	2014	6/18/2014		6/30/2015		WAUSAU MINE COMPANY	OPERATOR NEW	___	___	___	___
HANICKER, MAURA K 1221 S 11TH AVENUE WAUSAU, WI 54401	2014	6/27/2014		6/30/2015		COURTYARD BY MARRIOT	OPERATOR NEW	___	___	___	___
HANNIE, KATHALEEN A 511 S BELLIS ST WAUSAU, WI 54403	2014	7/11/2014		6/30/2015		KWIK TRIP #735	OPERATOR NEW	___	___	___	___
HUBBARD, KENT W 6601 PENINSULA LANE RINGLE, WI 54471	2014	6/09/2014		6/30/2015		HIAWATHA LOUNGE	OPERATOR NEW	___	___	___	___
KAAE, BROOKE A 628 1/2 S 3RD AVENUE WAUSAU, WI 54401	2014	6/25/2014		6/30/2015		ITS OUR CLUBHOUSE	OPERATOR NEW	___	___	___	___
KAAE, TONISHA H W4731 STATE HIGHWAY 86 OGEMA, WI 54459	2014	7/03/2014		6/30/2015		ITS OUR CLUBHOUSE	OPERATOR NEW	___	___	___	___
LAMBRECHT, KAYLEE A R5320 COUNTY RD Q RINGLE, WI 54471	2014	6/30/2014		6/30/2015		KWIK TRIP #728	OPERATOR NEW	___	___	___	___
LEPAK, ANDREW J 3565 SODA CREEK ROAD MARATHON, WI 54448	2014	6/27/2014		6/30/2015		CHAPTER 2	OPERATOR NEW	___	___	___	___
MAYS, MICHELLE L 4795 JUNCTION RD EDGAR, WI 54426	2014	6/30/2014	4/01/2014	6/30/2015		R-STORE #34	OPERATOR NEW	___	___	___	___
MYERS, AKEISHA L 5704 ROGAN LN WESTON, WI 54476	2014	6/11/2014		6/30/2015		APPLEBEE'S NEIGHBORH	OPERATOR NEW	___	___	___	___
NIEDERHAUSER, JOSI R 315 BIRCH ST TIGERTON, WI 54486	2014	6/24/2014		6/30/2015		ITS OUR CLUBHOUSE	OPERATOR NEW	___	___	___	___
NINNEMANN, BRITTANY M 1508 METRO DR APT 2 SCHOFIELD, WI 54476	2014	7/11/2014		6/30/2015		KWIK TRIP #735	OPERATOR NEW	___	___	___	___
PEACOCK, ALEXANDRA L 1500 N 1ST ST APT 218 WAUSAU, WI 54403	2014	7/02/2014		6/30/2015		DOWNTOWN GROCERY.COM	OPERATOR NEW	___	___	___	___
PREGONT, CASSANDRA M 1015 1/2 JACKSON STREET WAUSAU, WI 54403	2014	6/10/2014		6/30/2015		R STORE #8	OPERATOR NEW	___	___	___	___

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STELLA, CARMYN A 920 GRAND AVE APT 9 WAUSAU, WI 54403	2014	6/30/2014		6/30/2015		NEW CITY GRILL/JEFFE	OPERATOR NEW	___	___	___	___
STEWART, JAYMI L 202 GRAND AVENUE APT B WAUSAU, WI 54403	2014	6/13/2014		6/30/2015		R STORE #6	OPERATOR NEW	___	___	___	___
TEHAN, WILLIAM R 1010 S 50TH AVE APT 13 WAUSAU, WI 54401	2014	6/23/2014		6/30/2015		GRAND THEATER / GREA	OPERATOR NEW	___	___	___	___
TOWNSEND, JESSICA R 1202 11TH STREET MOSINEE, WI 54455	2014	6/30/2014		6/30/2015		ITS OUR CLUBHOUSE	OPERATOR NEW	___	___	___	___
VOLPE, RENEE A R14118 RIVER RD RINGLE, WI 54471	2014	7/11/2014		6/30/2015		ANGELO'S PIZZA VILLA	OPERATOR NEW	___	___	___	___
VUE, YER 1403 BROWN ST WAUSAU, WI 54403	2014	6/26/2014		6/30/2015		WAUSAU BP	OPERATOR NEW	___	___	___	___
WENZEL, JONATHON D E265 COUNTY ROAD J WAUSAU, WI 54403	2014	6/23/2014		6/30/2015		R STORE #8	OPERATOR NEW	___	___	___	___
KAISER, RYAN R 407 S EMERALD DR WAUSAU, WI 54401	2014	6/18/2014	6/20/2014	6/22/2014		ST ANNE'S CATHOLIC C	OPERATOR TEMPORARY	___	___	___	___
RUSCH, KYLE 2817 PINE RIDGE BLVD WAUSAU, WI 54401	2014	7/09/2014	7/09/2014	7/23/2014		WAUSAU STETTIN LIONS	OPERATOR TEMPORARY	___	___	___	___
BAUR, ASHLEY N N7792 MORGAN RD GRESHAM, WI 54128	2014	6/12/2014		6/30/2016		THE DOMINO BAR	OPERATOR LAPSED	___	___	___	___
BORREGO, JULIA M 1290 NORTHPOINT DR APT Q STEVENS POINT, WI 54481	2014	6/24/2014		6/30/2016		APPLEBEE'S NEIGHBORH	OPERATOR LAPSED	___	___	___	___
BOTWINSKI, JENNIFER J 1028 S 10TH AVE WAUSAU, WI 54401	2014	6/30/2014		6/30/2016		NEW CITY GRILL/JEFFE	OPERATOR LAPSED	___	___	___	___
BUHRMANN, ELLEN M N2258 COUNTY ROAD K MERRILL, WI 54452	2014	7/03/2014		6/30/2016		NEW CITY GRILL/JEFFE	OPERATOR LAPSED	___	___	___	___

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COLE, ASHLEY N 615 GARFIELD AVE WAUSAU, WI 54401	2014	6/17/2014		6/30/2016		ITS OUR CLUBHOUSE	OPERATOR LAPSED	___	___	___	___
DASSOW, LYNDSY A 421 ALLEN ST ATHENS, WI 54411	2014	7/03/2014		6/30/2016		BUFFALO WILD WINGS	OPERATOR LAPSED	___	___	___	___
DAVIDSON, LESLIE J 713 ETHEL ST WAUSAU, WI 54403	2014	6/11/2014		6/30/2016		ROC'S PLACE	OPERATOR LAPSED	___	___	___	___
FIRKUS, REBECCA P 931 S 7TH AVENUE WAUSAU, WI 54401	2014	6/30/2014		6/30/2016		LUMPY'S	OPERATOR LAPSED	___	___	___	___
GARRITY, DANIELLE E 1703 DALEY AVE WESTON, WI 54476	2014	7/08/2014		6/30/2016		KWIK TRIP #735	OPERATOR LAPSED	___	___	___	___
GARTMANN, SUSAN M 1110 CEDAR ST WAUSAU, WI 54401	2014	6/16/2014		6/30/2016		TOBACCO OUTLET PLUS	OPERATOR LAPSED	___	___	___	___
GRAEFE, JORDAN J 603 S 56TH AVE APT 7 WAUSAU, WI 54401	2014	6/10/2014		6/30/2016		PLAYER'S	OPERATOR LAPSED	___	___	___	___
HARRIS, HEATHER M 813 DEERTRAIL LN MARATHON, WI 54448	2014	6/30/2014		6/30/2016		THE PLAZA HOTEL & SU	OPERATOR LAPSED	___	___	___	___
HELLBERG, LORA J 1009 N 2ND AVE WAUSAU, WI 54401	2014	6/30/2014		6/30/2016		TRIG'S WAUSAU	OPERATOR LAPSED	___	___	___	___
HENRICHS, WILLIAM J 1129 S 9TH AVE WAUSAU, WI 54401	2014	7/01/2014		6/30/2016		EAGLE'S CLUB	OPERATOR LAPSED	___	___	___	___
KELL, AMANDA J 929 1/2 WASHINGTON ST WAUSAU, WI 54403	2014	6/30/2014		6/30/2016		FAST BREAK MOBIL	OPERATOR LAPSED	___	___	___	___
KINNEY, DAVID H 921 S 10TH AVE WAUSAU, WI 54401	2014	6/10/2014		6/30/2016		TOBACCO OUTLET PLUS	OPERATOR LAPSED	___	___	___	___
KNUDSEN, JASON A 105 HENDRICKS ST #C MERRILL, WI 54452	2014	7/09/2014		6/30/2016		WALGREEN'S STORE #07	OPERATOR LAPSED	___	___	___	___
KRANZ, DEVAN 1874 PLANTATION LN MOSINEE, WI 54455	2014	6/26/2014		6/30/2016		R STORE #5	OPERATOR LAPSED	___	___	___	___

HEALTH AND SAFETY LIST  
ALL LICENSES  
JULY 21, 2014REPORT ID: LRS530I  
RUN DATE: 7/16/14  
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<u>NAME</u> <u>ADDRESS</u>	<u>RECORD</u> <u>YEAR</u>	<u>APPLICATION</u> <u>DATE</u>	<u>EVENT START</u> <u>DATE</u>	<u>EXPIRATION</u> <u>DATE</u>	<u>REVOCAATION</u> <u>DATE</u>	<u>BUSINESS NAME</u>	<u>LICENSE TYPE</u>	<u>APR</u>	<u>DEN</u>	<u>PEN</u>	<u>OWES</u> <u>DEBT</u>
KRUG, JENNIFER A 318 N 2ND STREET MEDFORD, WI 54451	2014	6/27/2014		6/30/2016		APPLEBEE'S NEIGHBORH	OPERATOR LAPSED	___	___	___	___
LAYMAN, DENISE R 1504 FULTON ST WAUSAU, WI 54403	2014	6/24/2014		6/30/2016		CALLON STREET PUB	OPERATOR LAPSED	___	___	___	___
MALONE, RYAN A 3815 CARL ST WAUSAU, WI 54403	2014	6/27/2014		6/30/2016		CHATTERBOX	OPERATOR LAPSED	___	___	___	___
NEWMAN, SUSANNE M 617 STEUBEN ST WAUSAU, WI 54403	2014	7/11/2014		6/30/2016		ANGELO'S PIZZA VILLA	OPERATOR LAPSED	___	___	___	___
NOWAK, LINDA S 1511 LAKEVIEW AVE WAUSAU, WI 54401	2014	6/16/2014		6/30/2016		TOBACCO OUTLET PLUS	OPERATOR LAPSED	___	___	___	___
PARKS, AMANDA L 211 RESERVOIR AVE WAUSAU, WI 54401	2014	6/30/2014		6/30/2016		INTERMISSION	OPERATOR LAPSED	___	___	___	___
PETERKA, AMANDA M 900 KRONENWETTER DR APT 1 MOSINEE, WI 54455	2014	6/23/2014		6/30/2016		DAY'S BOWL-A-DOME	OPERATOR LAPSED	___	___	___	___
POTTER, CARLY A 115 1/2 ADRIAN ST WAUSAU, WI 54401	2014	7/10/2014		6/30/2016		ANGELO'S PIZZA VILLA	OPERATOR LAPSED	___	___	___	___
REYNOLDS, SAMANTHA J 3017 SPRINGDALE AVE WAUSAU, WI 54401	2014	6/26/2014		6/30/2016		DAY'S BOWL-A-DOME	OPERATOR LAPSED	___	___	___	___
RHINEHART, ROSS A 2404 MARIGOLD RD WAUSAU, WI 54401	2014	6/11/2014		6/30/2016		TRIG'S WAUSAU	OPERATOR LAPSED	___	___	___	___
RICH, STEPHANIE L 621 HUMBOLDT AVE WAUSAU, WI 54403	2014	6/30/2014		6/30/2016		6TH STREET PUB	OPERATOR LAPSED	___	___	___	___
RICHARDS, REBEKAH E 522 S 2ND AVE WAUSAU, WI 54401	2014	7/01/2014		6/30/2016		ROC'S PLACE	OPERATOR LAPSED	___	___	___	___
RUFFI, LAUREN R 702 WERLE AVE WAUSAU, WI 54401	2014	7/10/2014		6/30/2016		DEN MAR TAVERN	OPERATOR LAPSED	___	___	___	___

HEALTH AND SAFETY LIST  
ALL LICENSES  
JULY 21, 2014REPORT ID: LRS530I  
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SABATKE, SUE A 1125 S 4TH AVE WAUSAU, WI 54401	2014	6/30/2014		6/30/2016		PINE RIDGE WAUSAU LL	OPERATOR LAPSED	___	___	___	___
SCHMALLE, ANNE C 4004 BLUEGILL AVE WAUSAU, WI 54401	2014	6/18/2014		6/30/2016		TRIG'S WAUSAU	OPERATOR LAPSED	___	___	___	___
SCHULTZ, SETH B 2800 EAGLE AVENUE APT 10 WAUSAU, WI 54401	2014	7/07/2014		6/30/2016		CAMPUS PUB	OPERATOR LAPSED	___	___	___	___
SMITH, KAREN L PO BOX 431 MARATHON, WI 54448	2014	6/13/2014		6/30/2016		R STORE #8	OPERATOR LAPSED	___	___	___	___
STAPLES, SAMUEL C 818 HAMILTON ST WAUSAU, WI 54403	2014	6/30/2014		6/30/2016		MALARKEY'S PUB	OPERATOR LAPSED	___	___	___	___
SYRING, WILLIAM J 1855 ALICIA LANE MOSINEE, WI 54455	2014	6/24/2014		6/30/2016		SAM'S PIZZA	OPERATOR LAPSED	___	___	___	___
WILLIAMS, ASHLEY L 3909 ROSS AVE APT 3 WESTON, WI 54476	2014	6/30/2014		6/30/2016		ITS OUR CLUBHOUSE	OPERATOR LAPSED	___	___	___	___
WOLD, HALEY 621 S 4TH AVE WAUSAU, WI 54401	2014	7/01/2014		6/30/2016		WHISKEY RIVER BAR &	OPERATOR LAPSED	___	___	___	___
YANG, WENDY 217 N 3RD AVE WAUSAU, WI 54401	2014	7/15/2014		6/30/2016		R STORE #8	OPERATOR LAPSED	___	___	___	___
ZARNKE, ANGELA N 310 N 10TH AVENUE WAUSAU, WI 54401	2014	6/20/2014		6/30/2016		NEW CITY GRILL/JEFFE	OPERATOR LAPSED	___	___	___	___
ANGELO'S PIZZA VILLA INC 1206 N 6TH ST WAUSAU, WI 54403	2014	7/16/2014				ANGELO'S PIZZA VILLA	CHANGE OF AGENT / OFFICER	___	___	___	___
KWIK TRIP INC 1626 OAK ST PO BOX 2107 LA CROSSE, WI 54602-2107	2014	7/03/2014				KWIK TRIP #322	CHANGE OF AGENT / OFFICER	___	___	___	___
ULTRA MART FOODS LLC SUB ROUNDYS SUPERMARKETS PO BOX 473 MS 2650 MILWAUKEE, WI 53201-0473	2014	6/23/2014				PICK 'N SAVE #6405	CHANGE OF AGENT / OFFICER	___	___	___	___

HEALTH AND SAFETY LIST  
 ALL LICENSES  
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BURT 102 S 3RD AVE PO BOX 178 WAUSAU, WI 54402	2014	6/24/2014	7/01/2014	6/30/2015		THE GLASS STATION	CIGARETTE & TOBACCO	___	___	___	___
VOGT 408 N 3RD ST STE 100 WAUSAU, WI 54403	2014	6/24/2014	7/01/2014	6/30/2015		MALARKEY'S PUB	SIDEWALK CAFE - RENEWAL	___	___	___	___
YWCA OF WAUSAU 613 5TH ST WAUSAU, WI 54403	2014	6/24/2014	7/27/2014	7/27/2014		GUYS WHO GRILL	SPECIAL EVENT CATEGORY 2	___	___	___	___
ANDREAS, WILLIAM J 528 PORTER ST WAUSAU, WI 54401	2014	7/01/2014	7/01/2014	6/30/2015		ALL AMERICAN TAXI	PUBLIC TRANS DRIVER-RENEW	___	___	___	___
BOEHM, JASON A 1107 S 16TH AVE WAUSAU, WI 54401	2014	7/01/2014	7/01/2014	6/30/2015		ALL AMERICAN TAXI	PUBLIC TRANS DRIVER-RENEW	___	___	___	___
DORSHAK, DONALD M PO BOX 754 WAUSAU, WI 54402-0754	2014	7/03/2014	7/01/2014	6/30/2015		ALL AMERICAN TAXI	PUBLIC TRANS DRIVER-RENEW	___	___	___	___
FISHER, JACK R 502 KOLTER ST WAUSAU, WI 54403	2014	6/26/2014	7/01/2014	6/30/2015		METRO CAB OF WAUSAU	PUBLIC TRANS DRIVER-RENEW	___	___	___	___
HENDRICKSON, DAVID R 610 MCCLELLAN ST APT #4 WAUSAU, WI 54403	2014	6/30/2014	7/01/2014	6/30/2015		ALL AMERICAN TAXI	PUBLIC TRANS DRIVER-RENEW	___	___	___	___
JAECKS, SANDRA 1704 1/2 MERRILL AVE WAUSAU, WI 54401	2014	6/19/2014	7/01/2014	6/30/2015		ALL AMERICAN TAXI	PUBLIC TRANS DRIVER-RENEW	___	___	___	___
MYHRE, JOSEPH D 2211 RADTKE AVENUE APT D WESTON, WI 54476	2014	7/01/2014	7/01/2014	6/30/2015		ALL AMERICAN TAXI	PUBLIC TRANS DRIVER-RENEW	___	___	___	___
PIERZCHALSKI, ROBERT A 506 S 4TH AVENUE WAUSAU, WI 54401	2014	7/02/2014	7/01/2014	6/30/2015		ALL AMERICAN TAXI	PUBLIC TRANS DRIVER-RENEW	___	___	___	___
POPE, BENJAMIN J 734 JEFFERSON ST APT 5 WAUSAU, WI 54403	2014	6/30/2014	7/01/2014	6/30/2015		A-1 CAB & DELIVERY	PUBLIC TRANS DRIVER-RENEW	___	___	___	___
SODERLUND, DANIEL E 1005 STARK ST WAUSAU, WI 54403	2014	7/07/2014	7/01/2014	6/30/2015		A-1 CAB & DELIVERY	PUBLIC TRANS DRIVER-RENEW	___	___	___	___



July 21, 2014  
Public Health and Safety Meeting

Please consider us for a  
outdoor party on August 16, 2014.

This gathering is in honor of Saint Arnoul  
the patron Saint of Brewers and Hops-pickers.

This would be the 3rd annual.  
Hopefully future Saint Arnoul parties  
could be held in our parking lot.

Bob & Randy's Bar  
1515 6th Street  
Wausau, WI 54403  
715-845-9079

Randy and Tana Scobell,  
owners of Bob & Randy's Bar.

July 21, 2014 Public Health and Safety Meeting  
Clerks Office 715-261-6621

Bob & Randy's Bar  
1515 6th Street  
Wausau, WI 54403  
715-845-9079

Randy and Tana Scobell, owners      Tana's cell number 715-551-0893

We are here to be considered for approval for a outdoor party on August 16, 2014,  
at the Bob & Randy's Bar parking lot. We are hoping this can be an annual outdoor event.  
Yearly we honor Saint Arnoul the patron Saint of brewers and hops-pickers. This has been held  
inside the bar, but it would be much more enjoyable outside. This would be the 3rd annual.  
More about Saint Arnoul is on a sheet with this packet.

Time of party 2pm until 7pm.

All food cooked inside bar and in our parking lot - monitored by Bob & Randy's Bar Employees.  
Expected number of people 50 - 80 coming and going.

We will have wristbands and be sure everyone is carded.

No beverages will be allowed out door of bar. Alcohol restricted to fenced in area. Beverages  
will be served in plastic pitchers, and cups. No glass.

At least four employees of ours will be in fenced area at all times.

We will rent a port-a-potty. We will supply tables, chairs, garbage cans.

Tents will be put up Saturday am, and taken down Sunday.

Fencing - 4ft. snow fence

Parking would be on side streets near bar.

As we did last year I will put a note on the neighbor's doors to let them know what  
we are doing and inviting them.

We have Saint Arnoul t-shirts that are presold and sold the day of event.

Wearing of this shirt gives special pricing on food and drink.

Much of the items needed for this party are rented from:

MEC Party Rentals 715-849-5758

Polka band      Possible beer trailer hook-up

Ice for food, ice for coolers for pop, plastic cups, garbage cans

Door prizes - must be present to win. Donated by our vendors.

Randy and I appreciate your input and recommendations in order to  
make this party possible. **Thank you for your consideration.**



Rand S. Scobell



Tana L. Scobell

# Layout of our property

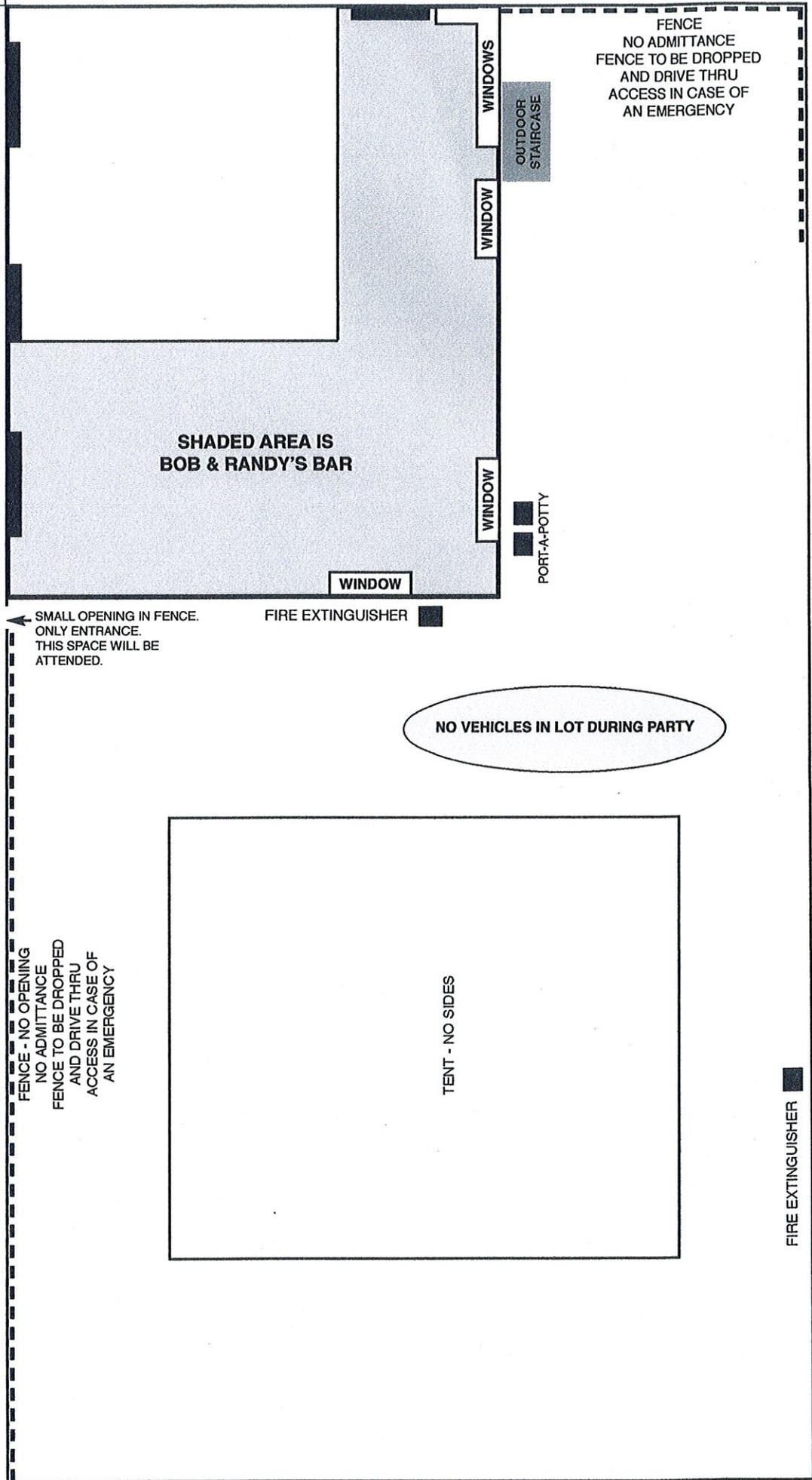
Bob & Randy's Bar  
1515 6th Street  
Wausau, WI 54403  
715-845-9079

Randy and Tana Scobell,  
owners



BRIDGE STREET

6TH STREET



NEIGHBORS PROPERTY - ALREADY FENCED IN

FIRE EXTINGUISHER

10" = 141 ft.

# Photos of our property

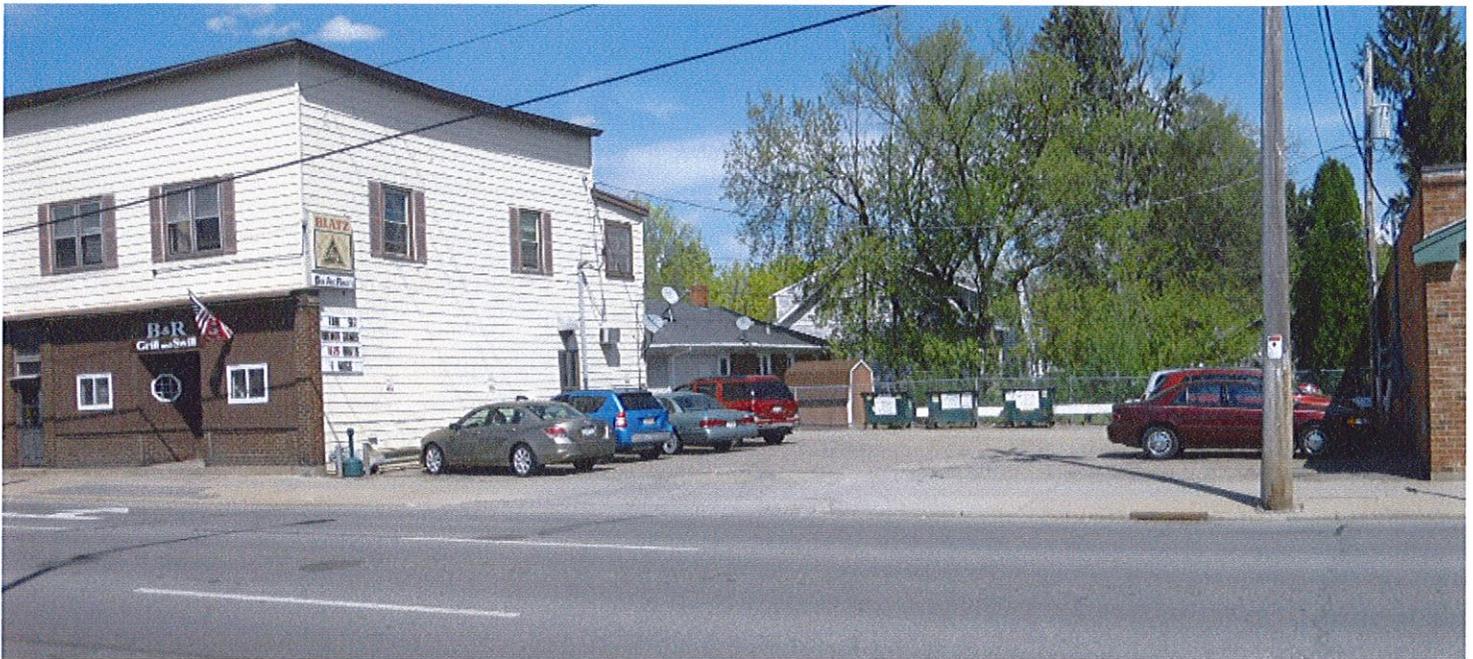
Bob & Randy's Bar  
1515 6th Street  
Wausau, WI 54403  
715-845-9079

Randy and Tana Scobell, owners



Looking West from Bob & Randy's Bar

Photo taken 5-15-2013



View of Bob & Randy's Bar from 6th Street

Looking East

Photo taken 5-15-2013

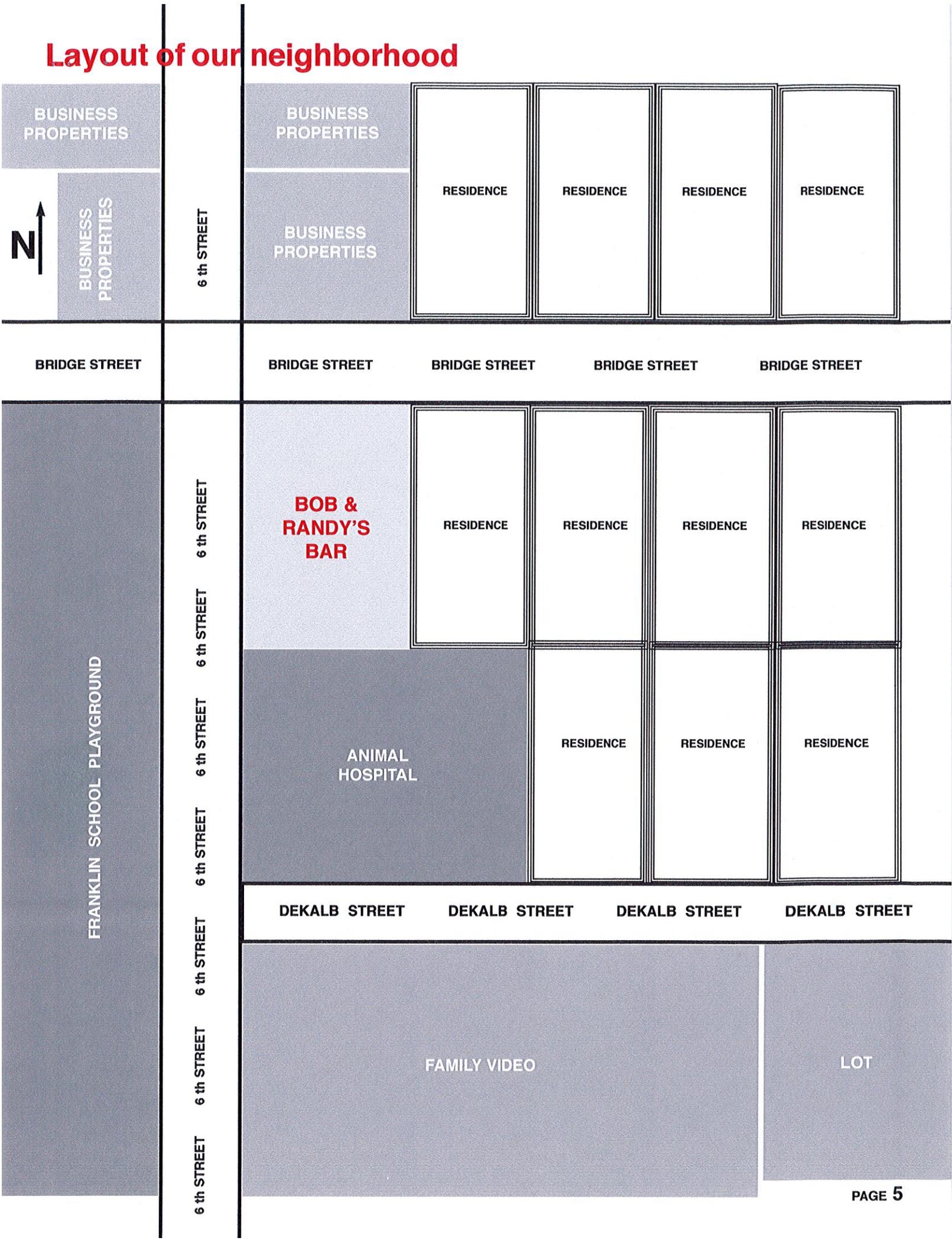


View of Bob & Randy's Bar from Bridge Street

Looking South

Photo taken 5-15-2013

# Layout of our neighborhood



## **Saint Arnoul of Soissons, France**

**1040-1087 AD**

### **Patron Saint of Brewers and Hop-pickers**

**Arnoul**, was first a career soldier then settled at the Benedictine St. Medard's Abbey. He was a hermit for the first three years and then became a priest, and then Bishop of Soissons.

At the abbey, he began to brew beer, as essential in medieval life as water. He encouraged peasants to drink beer, instead of water, due to its "**gift of health**". During the process of brewing, water was boiled, and unknown to all, free of pathogens. According to the legend he ended a plague when he submerged his crucifix into a brew kettle and persuaded people to drink only beer.

**Saint Arnoul** is credited for many beer miracles. Following the collapse of the roof of an abbey brewery in Flanders, the good **Saint Arnoul** asked **God** to multiply the stores of beer which were left for the monk's consumption. When **Brother Arnoul's** prayer was answered in abundance, the monks and towns people were prepared to canonize him on the spot.

# Memorandum

**To:** Public Health and Safety Committee  
**CC:** Mayor Tipple  
**From:** Bill Hebert, Chief Inspector / Zoning Administrator  
**Date:** 07/16/2014  
**Re:** Quarterly Property Maintenance Inspection Report

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## **Inspections & Property Violation Charts**

This spring and early summer has started out with a large volume of property maintenance issues and concerns. Our additional property inspector started at the end of March. It has really made a difference in the number of violations we have found and the number of follow ups that staff has completed. Table 1 indicates that we have had 75% of last year's total violations found in half of this year already.

Table 3 now includes weed notices sent since our department took on that program this spring. We have sent out 332 notices through June (approximately 400 were sent last year total).

Table 1 – Categorized Complaint Violation Breakdown 2013 & 2014 Year-To-Date  
Table 2 – Complaints Received (either initiated by staff or received as complaint)  
Table 3 – Compliant, Violation, and Enforcement Action Breakdown (through March 2014).

\* Note that the number of closed violations has been added. This identifies follow up inspections that have been complied with after written and/or verbal notice.

## **Community Service Officer – Property Maintenance Program**

We have worked with the CSO's that have been available to assist our department with exterior property inspections both on a proactive and reactive basis. We have approximately 80 personnel hours per week. The month of June was spent meeting with citizens and educating them on municipal code requirements.

## **Implementation of Rental Licensing and Inspection**

All rental units are to be licensed by July 31<sup>st</sup>. As of June 30<sup>th</sup> we are estimating that we have received a 35% response rate to our original direct mailing that was sent out in June. We will be sending out a 2<sup>nd</sup> direct mailing on July 7<sup>th</sup>.

Staff has worked with some proactive landlords and completed several rental inspections already. We have a Rental Licensing webpage setup on the inspections department website at <http://www.ci.wausau.wi.us/Departments/Inspections/RentalLicensing.aspx>.

<b>ORDINANCE OF PUBLIC HEALTH AND SAFETY COMMITTEE</b>	
Amend Section 17.24.020 Open fire and burning allowed by permit to clarify permit expiration date	
Committee Action:	<b>Ordinance Number:</b>
Fiscal Impact:        None	
<b>File Number:</b> 03-0119	<b>Date Introduced:</b>

The Common Council of the City of Wausau do ordain as follows:

Add (        )  
Delete (———)

Section 1.        That Section 17.24.020 Open fire and burning allowed by permit, is hereby amended to read as follows:

17.24.020 Open fire and burning allowed by permit.

....

(b)        Recreational fires and permits.

....

(14)        The permit specified in subsection (b)(13) of this section shall require a fee as provided in section 3.40.010(a) ~~for a term of five years~~ to be paid to and collected by the clerk/finance department. A permit shall be valid from the date of issuance and shall expire on March 31<sup>st</sup> of the fifth year following issuance. No permit shall be valid for more than five (5) years and there shall be no prorating the fee for a partial year. A copy of section 17.24.020 shall be provided to the permittee by the city clerk's office along with the permit.

Section 2.        All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3.        This ordinance shall be in full force and effect on the day after its publication.

Adopted:  
Approved:  
Published:  
Attest:

Approved:

\_\_\_\_\_  
James E. Tipple, Mayor

Attest:

\_\_\_\_\_  
Toni Rayala, Clerk



Office of the City Attorney

Anne L. Jacobson  
City Attorney

Tara G. Alfonso  
Assistant City Attorney

COMMENTS REGARDING REVISIONS TO  
W.M.C. §9.08.010  
CONCERNING BOW HUNTING

- 2013 Wisconsin Act 71 (“Act”), effective December 14, 2013, amended Wis. Stat. §29.038 and generally prohibits a municipality from enacting or adopting a restriction that prohibits hunting with a bow and arrow or crossbow within the municipality.
- There are two exceptions to the restriction contained Act. A municipality may:
  1. Prohibit hunting with a bow and arrow or crossbow within a distance not to exceed 100 yards from a building located on another person’s land. This prohibition must provide that it does not apply if the person who owns the land on which the building is located allows the hunter to hunt within the specified distance of the building.
  2. Require a person who hunts with a bow and arrow or crossbow to discharge the arrow or bolt toward the ground.
- Wis. Stat. §29.038 permits a municipality to prohibit hunting on land owned or leased by the municipality. This provision remained unchanged by the Act.
- Currently, W.M.C. §9.08.010 permits hunting with a bow and arrow within City limits, however it currently imposes numerous restrictions on this type of hunting including a registration requirement and limitations upon where hunting may occur.
- The proposed ordinance repeals the current City ordinance, W.M.C. §9.08.010 and recreates it in accordance with the requirements of the Act.
- Although the Act permits a municipality to restrict hunting within 100 yards of a building on another person’s land, the current City ordinance permits hunting with 200 feet. At the suggestion of the City of Wausau Police Department, the recreated ordinance would continue the current restriction of within 200 feet rather than 100 yards.

ORDINANCE OF PUBLIC HEALTH AND SAFETY COMMITTEE	
Repeal and recreate Section 9.08.010 Discharging and carrying firearms and guns prohibited	
Committee Action:	<b>Ordinance Number:</b>
Fiscal Impact: None	
<b>File Number:</b> 93-0835	<b>Date Introduced:</b>

The Common Council of the City of Wausau do ordain as follows:

Section 1. That Section 8.08.010 Discharging and carrying firearms and guns prohibited, is hereby repealed and recreated to read as follows:

Section 9.08.010 Discharging and carrying firearms and guns prohibited. (a) No person, except a sheriff, constable, police officer, or their deputies, shall fire or discharge any firearm, rifle, bow, arrow, spear, spring or air gun of any description within the city. Except as provided in subsection (b), this section shall be deemed to prohibit hunting within the city.

(b) Subsection (a) shall not apply to any of the following:

(1) The maintenance and use of duly supervised rifle or pistol ranges, shooting galleries or archery ranges authorized by the common council.

(2) The firing or discharging of BB guns upon private premises by persons over sixteen or under the direct personal supervision of a parent or guardian.

(3) Persons participating in educational programs sponsored and supervised through the Wausau School District or any other private or parochial school, or a university, college, or technical college.

(4) To persons hunting with a bow and arrow or crossbow who meet the following conditions:

on  
101.91(2)  
who

(A) A person hunting with a bow and arrow or crossbow shall not hunt within a distance of two hundred (200) feet from any building located on another person's land which is a permanent structure used for human occupancy and includes a manufactured home as defined in section 101.91(2) of the Wisconsin Statutes. This restriction shall not apply if the person who owns the land on which the building is located allows the hunter to hunt with a bow and arrow or cross bow within the specified distance of the building.

(B) A person hunting with a bow and arrow or crossbow shall discharge the arrow or bolt immediately toward the ground.

park

(C) No person shall discharge an arrow or bolt on or across any portion of city owned or leased park land. Hunting by bow and arrow on any city owned or leased property other than city owned or leased park land requires advanced written approval of and registration with the Police Department. No person shall discharge an arrow or bolt on or across any city owned or leased non-land without such prior written approval and registration.

(D) The person shall not discharge an arrow or bolt in such a manner that endangers the life, limb, or property of another or will traverse any part of any right-of-way, street, alley, public grounds or parks.

(E) The person possesses a current, valid permit or license issued by the Wisconsin Department of Natural Resources and complies with all applicable state laws, rules and regulations pertaining to bow hunting.

(F) Hunting does not include target practice.

the (c) Unless other facts and circumstances that indicate a criminal or malicious intent on part of the person apply, a person is not in violation of, and may not be charged with a violation of, this section for loading, carrying, or going armed with a firearm, without regard to whether the firearm is loaded or is concealed or openly carried.

(d) This section does not apply and may not be enforced if the actor's conduct is justified or, had it been subject to a criminal penalty, would have been subject to a defense described in Wis. Stats. §939.45.

Section 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3. This ordinance shall be in full force and effect on the day after its publication.

Adopted:  
Approved:  
Published:  
Attest:

Approved:

\_\_\_\_\_  
James E. Tipple, Mayor

Attest:

\_\_\_\_\_  
Toni Rayala, Clerk



Office of the City Attorney

Anne L. Jacobson  
City Attorney

Tara G. Alfonso  
Assistant City Attorney

COMMENTS REGARDING ADOPTION OF POSSESSION OF  
DRUG PARAPHERNALIA AS A GENERAL OFFENSE UNDER W.M.C. §9.04.010

- Jim Schroeter, Juvenile Intake/Marathon County Social Services City has requested the City consider adopting the State of Wisconsin prohibition against possession of drug paraphernalia (Wis. Stat. §961.573(1)) as a general municipal offense under W.M.C. §9.04.010. This would permit City of Wausau police officers to issue individuals, especially juveniles, a municipal citation for possession of drug paraphernalia as an alternative to a criminal or juvenile justice referral.
- City of Wausau Police Chief Jeffrey Hardel is in support of this request.
- The proposed cash deposit/forfeiture inclusive of court costs upon a default would be a total of \$250.00.

CITY OF WAUSAU, 407 Grant Street, Wausau, WI 54403

**ORDINANCE OF PUBLIC HEALTH AND SAFETY COMMITTEE**

Amend Section 9.04.010 State statutes adopted to include possession of drug paraphernalia violations

Committee Action:

**Ordinance Number:**

Fiscal Impact:       None

**File Number:**

**Date Introduced:**

The Common Council of the City of Wausau do ordain as follows:

Add       (       )

Section 1.       That Section 9.04.010 State statutes adopted, is hereby amended to read as follows:

9.04.010 State statutes adopted. The following state statutes are adopted by reference and incorporated herein, except for the penalty provision therein which shall be governed by section 1.01.110:

      . . . .

961.573(1)

Section 2.       All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3.       This ordinance shall be in full force and effect on the day after its publication.

Adopted:  
Approved:  
Published:  
Attest:

Approved:

\_\_\_\_\_  
James E. Tipple, Mayor

Attest:

\_\_\_\_\_  
Toni Rayala, Clerk

**ORDINANCE OF PUBLIC HEALTH AND SAFETY COMMITTEE**

Amend Section 1.01.025(c)(1)(B) Schedule of cash deposits to include possession of drug paraphernalia violations

Committee Action:

**Ordinance Number:**

Fiscal Impact: None

**File Number:** 82-1252

**Date Introduced:**

The Common Council of the City of Wausau do ordain as follows:

Add ( )

Section 1. That Section 1.01.025(c)(1)(B) Schedule of cash deposits, is hereby amended to read as follows:

1.01.025 Issuance of citations. . . .

(c) Schedule of cash deposits.

(1) A schedule of cash deposits is established as follows:

. . .

(B) For violations of all ordinances other than those governed by the aforescribed Uniform State Deposit Schedule and other than ordinances in Titles 15 and 16 of this code, the cash deposit schedule shall be as follows:

*Municipal Ordinance Schedule of Deposits*

<u>Ord. No.</u>	<u>Offense</u>	<u>Deposit</u>
<i>Other Common Violations</i>		
9.04.010	DC	150.00
<b>9.04.010</b>	<b>Possession of drug paraphernalia</b>	<b>150.00</b>
9.04.010	Retail theft	200.00

Section 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3. This ordinance shall be in full force and effect from and after its date of publication.

Adopted:  
Approved:  
Published:  
Attest:

Approved:

---

James E. Tipple, Mayor

Attest:

---

Toni Rayala, Clerk



James E. Tipple  
Mayor

Jeffrey G. Hardel  
Chief of Police

Wausau Police Department

**Date**            **07-07-14**  
**To**               **Chief Hardel**  
**From**           **Lt. Todd Baeten**  
**Subject**       **TAVERN REPORT   June 04, 2014 through July 06, 2014**

**ROUTINE TAVERN INSPECTIONS (No violations unless noted)**

**Malarkey's**, 412 N. 3<sup>rd</sup> St.

**Mountain Lanes**, 1401 Elm St. - **Closed for summer. Reopens in August.**

**North End Pub**, 1002 N. 3<sup>rd</sup> Ave.

**Oz**, 320 Washington St.

**Paradox**, 932 S. 3<sup>rd</sup> Ave.

**Player's**, 4411 Stewart Ave.

**Polack Inn**, 1206 N. 3<sup>rd</sup> Ave.

**Roc's Place**, 810 S. 3<sup>rd</sup> Ave.

**Showtime Gentlemen's Club**, 1709 Merrill Ave.

**Sidetracked Bar**, 818 S. 3<sup>rd</sup> Ave. - **Closed**

**The Bar**, 1025 S. 3<sup>rd</sup> Ave.

**Tremor's Sports Bar**, 516 W. Thomas St.

**Treu's Tic Toc Club**, 1201 W. Thomas St.

**VFW Burns Post 388**, 388 River Dr.



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Mayor

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## **NOTABLE INCIDENTS THAT OCCURRED AT TAVERNS TO WHICH POLICE WERE DISPATCHED.**

**Cop Shoppe Pub**, 701 Washington St., Event #140066085, 06-09-14 at 8:22am: Officers were dispatched to the area behind Cop Shoppe Pub for a report of a fight. A school-aged female was reportedly hitting a male later identified as her boyfriend. She reported she was upset as the male was moving to Chicago. The female was brought home and turned over to her parents.

**Days Bowl-A-Dome**, 1715 Stewart Ave., Event #140075173, 06-29-14 at 4:21am: Officers were dispatched to Days Bowl-A-Dome after cleaning personnel arrived on scene and found the rear door to be open. Officers cleared the building and secured the door. No forced entry was detected, and nothing seemed out of place.

**Denmar Tavern**, 601 W. Thomas St., Case #14-5019, 06-06-14 at 1:18am: Officers were dispatched for a report of loud noise and yelling. Officers reported parking near 1124 S. 6<sup>th</sup> Ave and being able to hear music from the tavern inside their squad. While walking toward the tavern, officers observed a vehicle spinning its tires in front of the tavern and leaving at a high rate of speed. Officers contacted the bartender and had to yell to be heard due to the loud music. Bartender advised there was a “new guy” doing karaoke tonight. DJ was contacted and said he was new. He was advised to turn the music down. Written warnings for Disturbing the Peace were issued.

**Domino Bar**, 740 Washington St., Case #14-5870, 07-03-14 at 8:20pm: Officers were dispatched to Domino Bar for a report of a male and female fighting behind the bar. It was later learned that the fight was actually between two females who each have a child with the male. The male was found to have a valid warrant for his arrest.

**Eagle’s Club**, 1703 S. 3<sup>rd</sup> Ave., Event #140077618, 07-04-14 at 6:46pm: Officer was dispatched to the Eagle’s Club for a report of a female juvenile runaway at that location. The officer learned there was a wedding reception taking place there. The runaway was in attendance there with family. The officer was met with some opposition from family members, and the juvenile initially refused to come outside. She eventually came out and juvenile intake was contacted. As the juvenile’s mother was also present, it was decided that the juvenile would return home her.

**Glass Hat**, 1203 N. 3<sup>rd</sup> St., Event #140067387, 06-12-14 at 12:52am: Officer on routine patrol observed a male vomiting on the side of the building at Glass Hat. Officer stopped to check his welfare. The male registered 0.15BrAC on a PBT. He advised the officer that he had “three shots and three beers.” The male had two friends with him that stated they would take care of him, as they lived just a few blocks away.



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**Glass Hat**, 1203 N. 3<sup>rd</sup> St., Case #14-5501, 06-21-14 at 2:33am: Officer on routine patrol observed a male on the sidewalk in front of Glass Hat with a clear plastic cup that appeared to have beer in it. As the officer stopped, someone yelled out the presence of police, and the male with the cup quickly drank the rest of the contents. The officer called the male over, who admitted he had “messed up” and accidentally left the bar with his drink. The male was issued a citation for Liquor on the Street.

**Glass Hat**, 1203 N. 3<sup>rd</sup> St., Event #140077843, 07-05-14 at 1:15am: Officers were dispatched for a report of a fight in the parking lot. It was reported that there was a lot of screaming and yelling. Upon officer arrival, Glass Hat security stated there had been an argument between a male and female, but they left on foot prior to officer arrival. Attempts to locate the individuals were unsuccessful.

**Hiawatha Restaurant & Lounge**, 713 Grant St., Event #140068897, 06-15-14 at 8:38am: Officers were dispatched to Hiawatha for an intoxicated male sleeping on the lawn. He was not wearing shoes or a shirt. The bartender from Hiawatha said he did not recognize the male as a patron from the bar that evening. The male was transported to Aspirus Wausau Hospital for medical clearance. He eventually left there against medical advice with a sober friend.

**Intermission**, 325 N. 4<sup>th</sup> St., Event #140072704, 06-24-14 at 1:45am: Officers were dispatched to Intermission following a report a female was struck in the face with a glass. The female was not willing to provide further information about the incident. The bar manager stated she kicked out a couple of people earlier for being rude, but she did not see anybody throwing a glass.

**Intermission**, 325 N. 4<sup>th</sup> St., Event #140073628, 06-26-14 at 1:07am: Officers responded to Intermission for a report of loud music. This is an ongoing concern/complaint from the same reporting party. Officer drove past and could not hear loud music.

**Intermission**, 325 N. 4<sup>th</sup> St., Event #140074069, 06-27-14 at 12:00am: Officers responded again to Intermission for a loud music complaint due to the door being opened. This was from the same reporting party as the above incident. Officers made contact with the bar manager to advise her about the noise level. She said she would shut the windows and door and turn the music down a bit. Officer reported that it was noticeably quieter after.

**Intermission**, 325 N. 4<sup>th</sup> St., Case #14-5688, 06-28-14 at 1:25am: Officer on routine patrol observed a female in front of the bar with an open bottle of Coors Lite beer. She was advised to take the drink back inside, but instead drank the rest of the contents and set the bottle down. When advised she would be receiving a citation in the mail for Liquor on the Street, the female became verbally uncooperative. She eventually left the area in a cab with her friends.



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**Loppnow's Bar**, 1502 N. 3<sup>rd</sup> St., Case #14-5521, 06-21-14 at 10:54pm: Officer on routine patrol observed three males on the sidewalk outside of Loppnow's with open alcohol containers. The males advised they part of a large bachelor party that was standing outside waiting to get back onto a bus, and that they had walked out of Loppnow's with the drinks. All three were issued municipal citations for Liquor on the Street.

**Lumpy's**, 265 Chellis St., Event #140066421, 06-09-14 at 9:34pm: Officer on patrol was stopped by a citizen complaining about patrons from Lumpy's crossing the street to urinate in his yard. Officer spoke to the owner of Lumpy's, who said he would keep a closer eye out for people crossing the street.

**Malarkey's** 412 N. 3<sup>rd</sup> St., Event #140065659, 06-08-14 at 1:24am: Officers on foot patrol in the downtown area were dispatched to Malarkey's for a complaint of loud music. The music heard behind the bar was quite loud. Owner of Malarkey's was advised of the complaint and immediately turned the music down.

**Malarkey's** 412 N. 3<sup>rd</sup> St., Case #14-5075, 06-08-14 at 1:24am: Subsequent to the above mentioned noise complaint, officers on foot patrol downtown observed a male round the corner from N. 3<sup>rd</sup> St. in front of Malarkey's onto Jefferson St. The male had an open bottle of beer that he attempted to conceal in his pants pocket when he saw officers. The male stated he had come from the bar at the corner and was walking to the Jefferson Street Inn. The male was issued a municipal citation for Liquor on the Street.

**Malarkey's** 412 N. 3<sup>rd</sup> St., Event #140077367, 07-04-14 at 12:25am: Officers were dispatched to Malarkey's for a loud music complaint. The front door to the bar was open. Contact was made with bartender, who then shut the door. The noise level was then reportedly more reasonable.

**Our Clubhouse**, 738 S. 3<sup>rd</sup> Ave., Case #14-5437, 06-19-14 at 12:35am: Officers were dispatched to Our Clubhouse for a report of very loud music. Officers met with the owner who turned down the music and stated he wanted to work with the PD. He was advised to keep the doors closed, but he stated it was the only way he could monitor activity outside the tavern. He turned the music down to a tolerable level, but kept the doors open. A written warning for Disturbing the Peace was issued.

**Our Clubhouse**, 738 S. 3<sup>rd</sup> Ave., Event #140073636, 06-26-14 at 1:40am: Officers were dispatched to Our Clubhouse for a report of loud voices/talking. Officers met with the bartender. She was closing up, and was advised to keep the doors closed to minimize the noise level.



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**Our Clubhouse**, 738 S. 3<sup>rd</sup> Ave., Event #140078285, 07-06-14 at 1:38am: Officers were dispatched to Our Clubhouse for a report of two people possibly smoking marijuana inside a vehicle in the parking lot. The vehicle left prior to officer arrival, but was located several blocks away. Officer initiated traffic stop for moving violation. Vehicle then fled, resulting in brief pursuit. The vehicle was traveling at a high rate of speed and disregarding traffic control. Pursuit was ended. It was learned that the vehicle had been rented on 07-04-14 from Central Wisconsin Airport by a female from Weston. Investigation continues.

**Our Clubhouse**, 738 S. 3<sup>rd</sup> Ave., Event #140078291, 07-06-14 at 2:03am: Officer was dispatched to Our Clubhouse for a report of loud music. Officer met with the owner who advised he had already explained to a patrol lieutenant why he was keeping the doors open. The noise was not excessive, and the doors were shut upon request.

**Oz**, 320 Washington St., Case #14-5528, 06-22-14 at 12:34pm: Officer took a complaint of a theft of a wallet and cellphone the previous evening at Oz. The bar owner reportedly had identified the suspect after reviewing video surveillance footage from inside the bar. The cellphone was returned to the victim. Investigation continues.

**Oz**, 320 Washington St., Case #14-5639, 06-25-14 at 10:52pm: Officer on routine patrol observed a male outside of Oz with an open glass of beer. The male set the glass down attempted to walk back into the bar. Officer stopped the male and a records check through dispatch showed the male had a warrant through Kronenwetter PD. The male was arrested and transported to jail. He was also issued a municipal citation for Liquor on the Street.

**Oz**, 320 Washington St., Event #140075044, 06-28-14 at 10:42pm: Officers responded to Oz after the owner called to report that a male came into the bar, shouted racial slurs, and threw a bottle against the wall. The male left prior to officer arrival and was unable to be located.

**Paradox**, 932 S. 3<sup>rd</sup> St., Case #14-5242, 06-12-14 at 10:15: Officer took a complaint of a stolen bicycle from behind Paradox. Victim stated he parked his bicycle behind Paradox and went inside for about 10 minutes. When he returned, his bicycle was gone. Victim made contact with the bar owner, Scott Kurzynski, who provided a copy of video surveillance footage of the rear of the building. Video footage showed the bike being taken by a couple of juvenile males that arrived in the area on a tandem bicycle. Officer distributed still images from the video footage to other officers, and the suspects were identified and the stolen bicycle was returned.

**Paradox**, 932 S. 3<sup>rd</sup> Ave., Event #14007780, 07-05-14 at 3:07am; Officers were dispatched to Paradox for a report of a fight. An anonymous caller reported that a male was struck in the face by another male, who then fled the area on foot. Dispatch advised that the caller further reported that the manager/owner of Paradox was advising people on scene to not call police. Upon officer arrival, the victim was located wearing the clothing described by the caller. The victim provided an account consistent with the caller's information. Paradox owner, Scott Kurzynski, was



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outside the rear of the building with several other people. He stated he had been outside for approximately 14 minutes and did not see anything. He was informed that the caller had stated the bar owner had not wanted the police called. Mr. Kurzynski confirmed that he is the owner, but stated he had not said anything like that. When asked, Mr. Kurzynski stated there was no video footage available to check. A subsequent phone call was made to Mr. Kurzynski on 07-06-14 at 8:15pm to confirm that there was no video surveillance footage of the rear exterior of Paradox. Mr. Kurzynski advised there were no exterior video cameras operable at Paradox. When asked how long the cameras had not been operable, he stated it had been about 1 year. *This information seems to directly conflict with the information provided to an officer on the above-mentioned incident (case #14-5242), in which a bicycle was stolen and Mr. Kurzynski provided video surveillance footage of the rear exterior of Paradox.*

The victim in this incident stated he did not know the suspect, and he did not want anything further done at this point.

**Pollock Inn**, 1206 N. 3<sup>rd</sup> St., Event #140065645, 06-08-14 at 12:30am; Officers were dispatched to Pollock Inn for a noise complaint. Contact was made with the bartender, who advised that the live band playing was finishing their last song. The music was turned down and there was no further problem.

**Roc's Place**, 810 S. 3<sup>rd</sup> Ave., Event #140064731, 06-06-14 at 2:45am: Officers were dispatched to Roc's Place for a report of several individuals drinking pitchers of beers outside. Upon officer arrival, there were several people located outside, but there was no alcohol present. Complaint appeared to be unfounded.

**Roc's Place**, 810 S. 3<sup>rd</sup> Ave., Event #140077387, 07-04-14 at 2:00am: Officers were dispatched to Roc's Place for a report of a fight. It was learned that 4 males were involved in an altercation with 2 other males that had left bar prior to officer arrival. The males on scene sustained minor injuries, but did not want to pursue anything. The bar owner was contacted and he advised he did not see what had happened.

**Showtime Gentlemen's Club**, 1709 Merrill Ave., Event #140073201, 06-25-14 at 12:24am: Officers responded to Showtime along with paramedics from Wausau Fire Department for a report of an unconscious male inside the bar. The male was found to have taken anti-anxiety medication along with consuming alcohol. His friend agreed to take responsibility for him and drive him home.

**Tremor's Sports Bar**, 516 W. Thomas St., Case #14-5096, 06-09-14 at 12:57am: Officers were dispatched to Tremor's for a report of a female on probation inside the bar. The female was located and registered positive on a PBT. She was advised to report to her probation agent ASAP to advise what happened. Officers also contacted a male inside the bar who was found to have a warrant for his arrest. The male was taken into custody and transported jail.

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**Tremor's Sports Bar**, 516 W. Thomas St., Case #14-5080, 06-27-14 at 6:54pm: Officer was contacted regarding a possible theft of money from Tremor's. The current owner of Tremor's advised that the previous owner entered the bar after hours, and removed thousands of dollars from gambling machines. This activity was captured on video surveillance. The two individuals are in a relationship and live together. The previous owner was contacted and admitted to taking the money. He stated he believed he had a right to it because he used to be the owner. He returned the money, and the current owner declined to pursue charges.

### **NOTABLE INCIDENTS AT OTHER ESTABLISHMENTS TO WHICH POLICE WERE DISPATCHED**

**Angelo's Family Pizzeria**, 1206 N. 6<sup>th</sup> St., Case #14-5952, 07-05-14 at 9:45pm: Officers responded to Angelo's for a report of no licensed bartender there. It was learned that the bartender working in the restaurant/bar did not have an operator's license. Alcohol sales were suspended, and the bartender and business owner were issued municipal citations for No Licensed Bartender on Premises

### **SPECIAL ESTABLISHMENT INSPECTIONS (No violations unless noted)**

**American Legion**, 1001 Golf Club Rd.

### **ALCOHOL BEVERAGE DEMERIT POINTS ASSESSED**

(See attached report)

Respectfully submitted,  
Lt. Todd A. Baeten

**ALCOHOL BEVERAGE DEMERIT POINTS ASSESSED TO TAVERNS/STORES (03/01/2012 - 03/01/2013)**

Establishment	Defendant/Relationship	Date of Violation	Ord. Section / Statute Number	Type Of Violation	*Point Value	CASE #
101 Pub	Shannon C. Jozwiak	05/21/2014	5.64.010 / 125.07(1)	Sell to underage person	25	14-4422
					Total 25	
Angelo's Family Pizzeria	Carly A. Potter / Bartender	07/05/2014	5.64.010 / 125.68(2)	No Licensed Bartender on Premises	50	14-5952
	Angelo Volpe / Owner	07/05/2014	5.64.010 / 125.68(2)	No Licensed Bartender on Premises		
					Total 50	
Cabaret	Rebecca M. Bratton / Bartender	07/15/2013	5.64.010 / 125.68(2)	<i>No Licensed Bartender on Premises</i>	50	13-7481
	Brenda Calhoun / Owner	07/15/2013	5.64.010 / 125.68(2)	<i>No Licensed Bartender on Premises</i>	Total 50	
Intermission	Fransico Gonzalez / Patron	07/15/2013	9.04.025	<i>Liquor on Street</i>	25	13-7478
Intermission	Gary D. Steffen / Patron	07/19/2013	9.04.025	<i>Liquor on Street</i>	25	13-7650
Intermission	Michael Maurer / Patron	08/07/2013	9.04.025	<i>Liquor on Street</i>	25	13-8286
Intermission	Carol J. Moore / Patron	09/28/2013	9.04.025	<i>Liquor on Street</i>	25	13-9963
Intermission	John C. Jenkins / Patron	11/01/2013	9.04.025	<i>Liquor on Street</i>	25	13-11056
Intermission	Brooke A. Haas / Patron	06/28/2014	9.04.025	<i>Liquor on Street</i>	25	14-5688
					Total 150	
Glass Hat	Chelsea L. Beilke / Bartender	05/21/2014	5.64.010 / 125.07(1)	<i>Sell to underage person</i>	25	14-4417
Glass Hat	Matthew L. France / Patron	06/21/2014	9.04.025	<i>Liquor on the Street</i>	25	14-5501
					Total 50	
Loppnow's	Jeffrey P. Petersen / Patron	06/21/2014	0.04.025	<i>Liquor on the Street</i>	25	14-5521
					Total 25	
Malarkey's	Stephen A. Feck/Patron	03/02/2014	9.04.025	Liquor on Street	25	14-1758
Malarkey's	Allen J. Hill / Patron	06/21/2014	9.04.025	Liquor on Street	24	14-5075
					Total 50	
Oz	<i>Kham B. Lee / Patron</i>	10/13/2013	9.04.025	Liquor on Street	25	13-10383
Oz	<i>Keith A. Stich / Patron</i>	06/25/2014	9.04.025	Liquor on Street	25	14-5639
					Total 50	
Paradox	<i>Choua Lor / Bartender</i>	07/19/2013	5.64.010 / 125.07(1)	Sell to underage person (1 per)	25	13-7611
Paradox	J Fritz/J Hanus / Patrons	09/01/2013	9.04.025	Liquor on the Street	25	13-9128
					Total 50	
Roc's Place	Britney Teske / Patron	09/01/2013	9.04.025	<i>Liquor on the Street</i>	25	13-9127
Roc's Place	Nawrocki, Timothy A / Owner	12/12/2013	5.64.140	<i>Open After Hours</i>	25	13-11348
	Furger, Randolph J. / Bartender	12/12/2013	5.64.140			
					Total 50	

\* Demerit point totals shown in black, reflect the points assessed to the tavern/store. Demerit points assessed to bartenders/operator are in italics.

Establishment	Defendant/Relationship	Date of Violation	Ord. Section / Statute Number	Type Of Violation	*Point Value	CASE #
Showtime Gentlemens Club	Nicholas R. Moeller / Employee	08/02/2013	5.64.010 / 125.07(3)	<i>Underage Person on Premises</i>	25	13-8921
					Total 25	120125582
Taquiera Tres Hermanos	Rosalba Julio-Aguirre / Owner	05/07/2014	5.64.010 / 125.68(2)	No Licensed Bartender on Premises	50	14-3870
					Total 50	

\* Demerit point totals shown in black, reflect the points assessed to the tavern/store. Demerit points assessed to bartenders/operator are in italics.

## Summary of Fire and EMS Events For June 2014

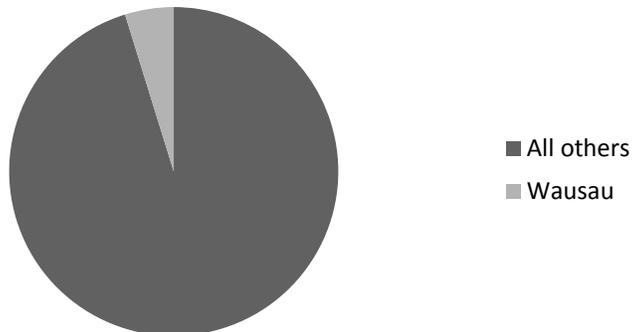
### 1. Significant City Fire Events:

Date	Address	Type
06/01/2014	1726 Cherry Street	Trash or rubbish fire
06/07/2014	E3903 Birch Lane	Building Fire – Tanker response only
06/11/2014	1201 Stewart Avenue	Fires in structure other than in a building
06/13/2014	822 S. 5 <sup>th</sup> Avenue	Grass fire
06/16/2014	530 Nina Avenue	Passenger vehicle fire

### 2. Township Fire Calls:

Date	Township	Address	Type
06/03/2014	Maine	4001 County Road U	Dispatched and cancelled en route
06/07/2014	Easton	E3903 Birch Lane	Tanker response only
06/11/2014	Wausau	Int. of McIntosh St and County Rd X	Motor vehicle accident w/injuries
<b>Total Mutual Aid Given</b>			<b>3</b>
<b>Tanker Response Only</b>			<b>1</b>

### 3. Significant EMS Events:

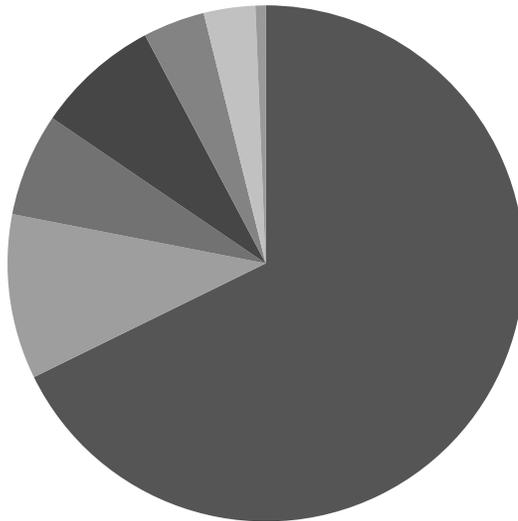


City	# of Runs	% of Runs
Berlin (Town of)	1	.32%
Maine (Town of)	9	2.87%
Texas (Town of)	4	1.28%
Wausau	298	95.21%
Weston (Village of)	1	.32%
<b>Total</b>	<b>313</b>	<b>100%</b>

### 4. Fire Department Activities

NFIRS Incidents (Engine)	307.87 hours
WARDS Incidents (Ambulance)	434.50 hours
Non-Incident Activities (Station Maintenance/Wellness, Vehicle Check-off/Fire Pre-plan, Hazmat Outreach, Administration duties, Public Education, Committee and Staff Meetings)	1,163.25 hours
Training	1,320.34 hours

## 5. Other Fire Incident Responses:



- Rescue & Emergency Medical Service Incident (105)
- False Alarm & False Call (16)
- Good Intent Call (10)
- Service Call (12)
- Hazardous Condition (No Fire) (6)
- Fire (5)
- Overpressure, Rupture, Explosion (1)

CODE	DESCRIPTION	FREQ.	FREQ. %	EXPs	TOTAL MAN HOURS	AVERAGE RESPONSE TIME (min)
111	Building fires	0	0.00 %	0		
112	Fires in structures other than in a building	1	0.66 %	0	2.17	6.00
118	Trash or rubbish fire, contained	1	0.66 %	0	8.53	5.00
131	Passenger vehicle fire	1	0.66 %	0	1.07	3.00
143	Grass fire	1	0.66 %	0	1.70	2.00
251	Excessive heat, scorch burns with no ignition	1	0.66 %	0	4.53	5.00
300	Rescue, emergency medical call (EMS) call, other	1	0.66 %	0	0.60	2.00
311	Medical assist, assist EMS crew	80	52.63 %	0	57.57	3.45
322	Vehicle accident with injuries	3	1.97 %	0	2.50	4.00
324	Motor vehicle accident with no injuries	6	3.95 %	0	7.33	5.50
381	Rescue or EMS standby	14	9.21 %	0	20.90	1.14
412	Gas leak (natural gas or LPG)	1	0.66 %	0	2.80	3.00
424	Carbon monoxide incident	1	0.66 %	0	0.50	7.00
440	Electrical wiring/equipment problem, other	1	0.66 %	0	1.33	5.00
441	Heat from short circuit (wiring), defective/worn	1	0.66 %	0	1.58	3.00
444	Power line down	2	1.32 %	0	2.30	3.50
500	Service Call, other	2	1.32 %	0	0.67	1.50
511	Lock-out	6	3.95 %	0	4.13	5.83
531	Smoke or odor removal	2	1.32 %	0	3.10	2.50
542	Animal rescue	1	0.66 %	0	0.43	7.00
551	Assist police or other governmental agency	1	0.66 %	0	0.50	0.00
600	Good intent call, other	3	1.97 %	0	1.17	2.00
611	Dispatched & canceled en route	1	0.66 %	0	0.13	
622	No incident found at dispatch address	1	0.66 %	0	0.47	5.00
631	Authorized controlled burning	2	1.32 %	0	2.37	0.00
651	Smoke scare, odor of smoke	2	1.32 %	0	5.37	4.50
730	System malfunction, other	1	0.66 %	0	4.25	3.00
733	Smoke detector activation due to malfunction	2	1.32 %	0	2.33	9.50
736	CO detector activation due to malfunction	2	1.32 %	0	1.92	4.50

744	Detector activation, no fire - unintentional	1	0.66 %	0	3.20	3.00
745	Alarm system sounded, no fire - unintentional	8	5.26 %	0	53.40	4.25
746	Carbon monoxide detector activation, no CO	2	1.32 %	0	0.97	6.00
		152	100%	0	199.82	3.54
<b>Total Mutual Aid Received - Fire</b>		0				
<b>Total Mutual Aid Received - EMS</b>		0				

## 6. Personnel Hours off due to:

Catastrophic	0 hours
Family Leave	5 hours
Medical Leave	0 hours
Sick Leave	47.75 hours (1.98 days)
Worker's Compensation	278.75 hours (11.61 days)

## 7. Fire Inspection Events

<i>Total occupancy inspections required for 1<sup>st</sup> round = 1,637</i>		
<i>Total occupancy inspections required for 2<sup>nd</sup> round = 1,364</i>		
<b>Inspections Completed</b>	<b>Monthly</b>	<b>Year to Date</b>
Inspections w/ no violations	166	1,644
<b>Re-inspections Completed</b>		
1 <sup>st</sup> Re-inspection	61	374
2 <sup>nd</sup> Re-inspection	8	53
3 <sup>rd</sup> Re-inspection	1	15
4 <sup>th</sup> Re-inspection	0	6
5 <sup>th</sup> Re-inspection	1	1
<b>Varied Inspections</b>		
Plan Review – General	0	0
Plan Review – Site	0	0
Plan Review – Sprinkler System	0	0
Plan Review - Architectural	0	0
Inspection – Site	2	4
Inspection – Fire Protection	0	3
Inspection – Fire Alarm	0	2
Inspection – Sprinkler System	0	2
Inspection – Permit	0	1
Inspection – Hazardous Operations	0	1
Inspection – License	1	5
Inspection – Special Event	22	28
Inspection – Tank	0	0
Investigation – Other	0	1
Referral/Complaint – Citizen	0	0
Referral/Complain – Building	0	0
Consultation – Site	1	2
Consultation – Building	0	1
Consultation – General	0	0
Consultation – Fire Protection	0	4
Consultation – Fire Alarm	0	0
Consultation – Hazardous Operations	0	1
Consultation – Sprinkler System	0	0
Consultation – Knox Box	0	153
Consultation – Other	0	1

Legal Preparation	0	0
<b>Total Inspections</b>	<b>263</b>	<b>2,302</b>
<b>Fire Investigations</b>	<b>0</b>	<b>8</b>
<b>Inspection Department Activities</b>		
Elderly Fire Safety Programs	0	0
Parade	6	6
School Programs	8	10
Smoke Detector/CO Programs	2	12
Public Education (tours, lectures, etc.)	10	23
Open Burn Complaints	0	6
Fire/EMS Presentation	28	33
Fire Drills/Pool Drills	1	16
Job Fairs	0	2
Inspections 1 & 2 Family Dwellings	3	41
CPR Training for Outside Agency	1	5
Special Event Inspections or Plan Meetings	9	41
Juvenile Fire Setter Intervention	0	8

## 8. Crew Staffing

	Days of Occurrences	Overtime Cost/Savings*
Staffing ≥ 15	5	
Staffing ≤ 14**	25	Expenditures = \$20,150.00

\* Overtime cost is approximately \$25 per hour or \$600 per individual per twenty-four hour period. 806 hours of overtime was spent in June to bring staffing to 15.

\*\* On the twenty-five (25) days in June that the crews were at 14 or less, shift personnel were required to pull dual duty on zero (0) days, staffing an ambulance and driving/operating a fire engine due to lack of qualified personnel.

## 9. Agenda Topics

- a.
- b.
- c.
- d.