

## Chapter 256

### LICENSES AND PERMITS

**[HISTORY: Adopted by the Village Board of the Village of Forestville 1-8-1990 by Ord. No. 1-90 as §§ 12.01, 12.02 and 12.15 of the 1990 Code. Amendments noted where applicable.]**

#### GENERAL REFERENCES

Animals — See Ch. 145.

Cigarettes — See Ch. 169.

Direct sellers — See Ch. 182.

Intoxicating liquor and fermented malt beverages — See Ch. 234.

Mobile homes and mobile home parks — See Ch. 270.

#### § 256-1. Licenses required.<sup>1</sup>

A license shall be required for each of the following businesses or activities in such fee amount as established by the Village Board, which shall be for one year unless otherwise indicated:

- A. Fermented malt beverages:
  - (1) Class "A" retail.
  - (2) Class "B" retail.
  - (3) Picnic license.
  - (4) Wholesaler's.
  - (5) Special wholesaler's.
  - (6) Operator's.
- B. Intoxicating liquor:
  - (1) Retail "Class A."
  - (2) Retail "Class B."
- C. Nonintoxicating and soda water beverages.
- D. Direct sellers.
- E. Cigarettes.
- F. Dogs:
  - (1) Neutered and spayed.
  - (2) Unneutered and unspayed.

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1. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

G. Mobile homes and mobile home parks:

- (1) Mobile homes. See § 66.0435, Wis. Stats.
- (2) Mobile home parks.
  - (a) Fee per 50 spaces or fraction thereof.
  - (b) Transfer of license.

**§ 256-2. Terms interchangeable.**

The words "license" and "permit" as used throughout this chapter shall be interchangeable.

**§ 256-3. Licenses required.**

No person shall engage in any business or activity enumerated in § 256-1 without a license therefor as provided by this chapter.

**§ 256-4. Application.**

Application for a license required by this chapter shall be made to the Clerk on a form furnished by the Village and shall contain such information as may be required by the provisions of this chapter or as may be otherwise required by the Village Board.

**§ 256-5. License fees.**

- A. Fees to accompany application. License fees imposed under § 256-1 shall accompany the application. If a license is granted, the Clerk shall issue the applicant a receipt for his license fee.
- B. Refunds. No fee paid shall be refunded unless the license is denied.

**§ 256-6. Granting of licenses.**

Unless otherwise designated, licenses required by this chapter shall be issued by the Clerk only with the approval of the Village Board.

**§ 256-7. Terms of licenses.**

Unless otherwise provided by this Code or State law, all licenses issued hereunder shall expire on June 30 in the year of issuance unless issued for a shorter term, when they shall expire at midnight of the last effective day of the license.

**§ 256-8. Form of licenses.**

All licenses issued hereunder shall show the dates of issue and expiration and the activity licensed and shall be signed by the Clerk.

**§ 256-9. Records of licenses.**

The Clerk shall keep a record of all licenses issued.

**§ 256-10. Display of licenses.**

All licenses hereunder shall be displayed upon the premises or vehicle for which issued or, if carried on the person, shall be displayed to any officer of the Village upon request.

**§ 256-11. Compliance required.**

It shall be a condition of holding a license under this chapter that the licensee comply with all ordinances of the Village. Failure to do so shall be cause for suspension or revocation of the license.

**§ 256-12. Transfer of licenses.**

All licenses issued hereunder shall be personal to whom issued, and no license shall be transferred without the consent of the Board.

**§ 256-13. Exemptions.**

No license, other than a liquor or beer license, shall be required under this chapter for any nonprofit educational, charitable, civic, military or religious organization if the activity which would otherwise be licensed is conducted for the benefit of the members or for the benefit of the public generally.

**§ 256-14. Renewal of licenses.**

Unless otherwise provided, all applications for renewal of licenses hereunder shall be made to the Clerk by April 15.

**§ 256-15. Consent to inspection.**

An applicant for a license under this chapter thereby consents to the entry of police or authorized representatives of the Village upon the licensed premises at all reasonable hours for the purposes of inspection and search, and consents to removal from the premises and introduction into evidence in prosecutions for violations of this chapter all things found therein in violation of this chapter or state law.

**§ 256-16. Revocation and suspension of licenses.**

- A. Except as otherwise provided, any license issued under this chapter may be revoked for cause by the Village Board. No license shall be revoked except upon written verified complaint filed with the Board by the Village President, a member of the Board, an appropriate enforcement officer, or a resident of the Village. The licensee shall be served with a written copy of the charges and shall be given an opportunity to be heard before the Board. The licensee shall be given notice of such hearing, which shall be not more than 20 nor less than five days after notice, except as otherwise agreed between the parties.

- B. At such hearing, the licensee shall be entitled to be represented by counsel, shall have the right to present and cross-examine witnesses and, upon request, may have subpoenas issued by the Village President or presiding officer of the Board to compel the attendance of witnesses.
- C. After hearing the evidence, the Village Board may revoke such license or impose a limited period of suspension. The determination of the Board shall be final, subject to review under Ch. 68, Wis. Stats., provided the licensee shall not be entitled to a further hearing granted by the Village Board.
- D. An appropriate enforcement officer shall repossess any license revoked hereunder.
- E. If the licensee does not apply for a hearing within the time provided, the license may be revoked by the Village Board.

**§ 256-17. Violations and penalties.**

In addition to the revocation, suspension or nonrenewal of a license or permit issued under this chapter, any person found to be in violation of any provision of this chapter shall be subject to a penalty as provided in § 1-4 of this Code.