

TOWN OF CLEVELAND

JACKSON COUNTY, WISCONSIN

ORDINANCE NO. 2026-11

ALCOHOL BEVERAGE LICENSING AUTHORITY ORDINANCE

AN ORDINANCE REPEALING AND RECREATING THE TOWN'S PRIOR ORDINANCE RELATING TO THE AUTHORITY OF THE TOWN CLERK TO ISSUE CERTAIN ALCOHOL BEVERAGE LICENSES AND PERMITS

The Town Board of the Town of Cleveland, Jackson County, Wisconsin, does hereby ordain as follows:

SECTION 1: PURPOSE

The purpose of this Ordinance is to repeal and recreate the Town's prior ordinance adopted in 2015 relating to provisional retail licenses and to clarify the authority of the Town Clerk to issue certain alcohol beverage licenses and permits under Chapter 125 of the Wisconsin Statutes.

SECTION 2: REPEAL AND RECREATION

The Town's prior ordinance adopted in 2015 relating to the authority of the Town Clerk to issue provisional retail licenses is hereby repealed and recreated as set forth in this Ordinance.

SECTION 3: CLERK AUTHORITY

The Town Clerk is authorized to issue the following licenses and permits on behalf of the Town of Cleveland, subject to Chapter 125 of the Wisconsin Statutes and any applicable Town requirements:

- A. Operator's licenses under Wis. Stat. § 125.17;
- B. Provisional operator's licenses under Wis. Stat. § 125.17(5);
- C. Temporary operator's licenses under Wis. Stat. § 125.17(4); and
- D. Provisional retail licenses under Wis. Stat. § 125.185.

SECTION 4: CONDITIONS FOR ISSUANCE.

The Town Clerk may issue a license or permit listed in Section 3 only when the applicant has submitted a complete application, paid the required fee, satisfied any required responsible beverage server training requirements, and is otherwise eligible under Wisconsin law and Town requirements.

The Clerk may refer any application to the Town Board for review and action if the Clerk determines that the application is incomplete, inaccurate, questionable, or raises eligibility, background check, public safety, premises, quota, or other concerns.

SECTION 5: FEES.

The fee for a provisional retail license shall be \$15.00.

The fees for operator's licenses, provisional operator's licenses, and temporary operator's licenses shall be as established by the Town Board.

All required fees shall be paid before issuance unless otherwise approved by the Town Board.

SECTION 6: LIMITATION OF AUTHORITY.

This Ordinance does not authorize the Town Clerk to waive any requirement of Wisconsin law or Town ordinance, approve an ineligible applicant, exceed any license quota, or issue any license or permit that must be acted upon by the Town Board.

The Town Board retains authority to deny, suspend, revoke, refuse to renew, or otherwise act upon any license or permit as allowed by law.

SECTION 7: EFFECTIVE DATE

This Ordinance shall take effect upon passage by the Town Board and publication or posting as required by law.

Adopted this 14th Day of July, 2026, by the Town Board of the Town of Cleveland, Jackson County, Wisconsin.

Nick D'Huyvetter, Town Chair

Jimmy Michalec, Town Supervisor

Adam Norgaard, Town Supervisor

ATTEST:

Kayla Lindgren, Town Clerk

I hereby certify that the foregoing ordinance was duly adopted by the Town Board of the Town of Cleveland, Jackson County, Wisconsin, on July 14, 2026.

DRAFT - PENDING BOARD APPROVAL