

Demerit Point Schedule

Type of Valuation	Point Value
FAILURE TO BE LICENSED	100
FALSE STATEMENT OR INFO ON APP.	50
FAILURE TO SUPERVISE	25
VIOLATION OF CLOSING HOURS	50
ON PREMISES AFTER CLOSING HOURS	50
FAILURE TO LIGHT PREMISES	25
CARRY-OUTS AFTER HOURS	50
FAILURE TO POST LICENSE	25
TRANSFER OF LICENSE W/OUT PERMISSION INCLUDING OPERATING ON ANOTHER LICENSE	100
SALE TO UNDERAGE PERSON	75
SALE TO INTOXICATED PERSON	75
UNDERAGE PERSON ON PREMISES	75
FAILURE TO KEEP PROPER BOOK	25
INJURY OR DEATH BY PROVIDING ALCOHOL TO UNDERAGE PERSONS	200
ALLOWING UNLAWFUL ACTIVITIES ON PREMISES	100
NO LICENSED BARTENDER	50
SELL, DISPOSE OR OPEN AFTER HOURS	50
LICENSED PREMISES TO BE SAFE & SANITARY	25
INTOXICATED BARTENDER	50
ALLOW DISORDERLY CONDUCT ON PREMISES	50

CITY OF SHAWANO

INFORMATION

RE: INTOXICATING LIQUOR, FERMENTED MALT BEVERAGE LICENSES AND BEVERAGE OPERATOR'S LICENSES



City of Shawano

INFORMATION REGARDING INTOXICATING LIQUOR, FERMENTED MALT BEVERAGE LICENSES AND BEVERAGE OPERATOR'S LICENSES

The City of Shawano Common Council shall consider various factors in determining whether a license or permit shall be issued to any person or business.

Please note that the information contained herein is merely a portion of the ordinances and statutes that pertain to Intoxicating Liquor, Fermented Malt Beverage Licenses & Beverage Operator's Licenses.

Demerit Point System

Purpose: To administratively interpret that portion of the City of Shawano Municipal Code relating to alcohol beverage violations and to establish an alcohol beverage demerit point system to assist in determining which license holders should be subject to suspension or revocation.

Point Schedule: The demerit point system is used to identify habitually troublesome license holders who have repeatedly violated State Statutes and City of Shawano Ordinances, for the purpose of recommending suspension or revocation of their alcohol beverage license. *(Point Schedule is located on the back of this brochure)*

Suspension or Revocation of License using the Point System

In determining the accumulated demerit points against a licensee, the points shall be counted within a twelve-(12) month period. The date of the violation shall be used as the basis for assigning demerit points. For violations continuing for more than one calendar day, each day shall constitute a separate violation. Points shall be assigned only after conviction for such violations.

For demerit points totaling 50-300 within a twelve-(12) month period, the Finance Committee may mail a notice by 1st Class Mail to the licensee commanding the licensee to appear the Committee for a meeting to discuss the licensee's accumulation of demerit points under this Ordinance. In the alternative, the Committee may issue a formal written warning to the licensee of the consequences of additional violations and the accumulation of additional demerit points. Such warning letter shall be signed by the Committee Chairperson.

If the demerit points exceed 300 within a rolling twelve-(12) month period, the Committee may recommend that a formal hearing on the revocation, suspension or non-renewal of the licensee's license shall be undertaken by the City of Shawano Common Council. If a hearing is held before the City of Shawano Common Council, and the Council finds that the demerit points that have been accumulated by a licensee total 300-500 demerit points within a twelve-(12) month period, the Council may suspend the license and if a suspension occurs, it shall be for a period of not less than three-(3) days nor more than thirty-(30) days. If the demerit point accumulation exceeds 500 demerit points, the City of Shawano Common Council may suspend said license for up to six-(6) months or may revoke said license.

Reasons for denial of application

The existence of any one of the following listed factors may serve as a basis upon which to deny such application:

- Incomplete or false information upon sworn application.
- Convicted of underage alcohol beverage selling during the past 5 years, subject to 125.12(1)(b) of the Wisconsin Statutes.
- Convicted of violating any controlled substance law during the past 5 years.
- Convicted of driving under the influence of any alcoholic beverage during the past 5 years.
- Convicted of allowing another person to use the applicant's operator's license during the past 5 years.
- Convicted of selling alcohol beverages to an intoxicated person during the past 5 years.
- Convicted of selling alcohol beverages after closing hours during the past 5 years.
- Convicted of selling alcohol beverages without a license during the past 5 years.
- Convicted of giving away alcohol beverages to evade provisions of the law during the past 5 years.
- Conviction of any part of Chapter 125, WI Stats., or Chapter 7 of the City of Shawano Municipal Code relating to alcohol beverages during the past 5 years.
- Any history of criminal convictions which indicates that the applicant would not be a proper candidate for alcohol beverage operator's license, such as disorderly conduct, resisting arrest, battery to a Police Officer, obstructing justice, burglary, and theft or receiving stolen property.