



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, June 5, 2023 @ 5:30 pm**
Location: **City Hall (407 Grant Street) - Council Chambers**
Members: Lisa Rasmussen, Lou Larson, Becky McElhaney, Doug Diny, Chad Henke

AGENDA ITEMS FOR CONSIDERATION / ACTION

- 1 Discussion and possible action regarding Creating Ordinance 12.44.055 Block Parties, and Amending §9.04.025(c) Consumption or possession of intoxicants on streets.
- 2 Discussion and possible action regarding authorizing the amendment of fees to the City of Wausau Fees and Licenses Schedule adopted pursuant to Wausau Municipal Code §3.40.010(a).

Adjourn

Lisa Rasmussen, Chairperson

NOTICE: It is possible that members of, and possibly a quorum of members of the Committee of the Whole or other committees of the Common Council of the City of Wausau may be in attendance at the above-mentioned meeting. No action will be taken by any such groups.

Members of the public who do not wish to appear in person may view the meeting live over the internet, live by cable TV, Channel 981, and a video is available in its entirety and can be accessed at <https://tinyurl.com/WausauCityCouncil>. Any person wishing to offer public comment who does not appear in person to do so, may e-mail kaitlyn.bernarde@ci.wausau.wi.us with "PH&S public comment" in the subject line prior to the meeting start. All public comment, either by email or in person, will be limited to items on the agenda at this time. The messages related to agenda items received prior to the start of the meeting will be provided to the Chair.

This Notice was posted at City Hall and faxed to the Daily Herald newsroom on 5/30/23 @ 4:00 PM

In accordance with the requirements of Title II of the Americans with Disabilities Act of 1990 (ADA), the City of Wausau will not discriminate against qualified individuals with disabilities on the basis of disability in its services, programs or activities. If you need assistance or reasonable accommodations in participating in this meeting or event due to a disability as defined under the ADA, please call the ADA Coordinator at (715) 261-6622 or ADAServices@ci.wausau.wi.us to discuss your accessibility needs. We ask your request be provided a minimum of 72 hours before the scheduled event or meeting. If a request is made less than 72 hours before the event the City of Wausau will make a good faith effort to accommodate your request.

- (b) Application and fee. An application for a block party must be completed and submitted to the Engineering Department at least two business days prior to the date of the block party. The fee for a block party permit shall be as stated on the City of Wausau Fees and Licenses Schedule, section 3.40.010(a) and shall accompany the application. An applicant shall certify to the Director of Public Works and Utilities that he/she/it has contacted all residents and businesses abutting the street to be closed and no one has objected to the street closure.
- (c) Closing of streets. The temporary street closing shall be limited to one city block. Permits will not be granted for the closing or detour of federal, state or county trunk highways or connecting highways or where such closure will, or will be likely to cause unreasonable traffic congestion, result in a disturbance of the peace, endanger the public, health welfare and safety, or unreasonably disrupt access to a place of business.
- (d) Responsibilities of the permittee.
 - (1) Acceptance of a permit shall make the applicant primarily liable for damages to persons or property caused by reason of the closing. The City shall not be liable for any damage or injury caused by the street closing.
 - (2) A permittee issued a permit under this section shall notify the police and fire department, bus companies and private ambulance services 24 hours prior to the street closing.
 - (3) The permittee is responsible for the placement of the barricades and advance “Road Closed Ahead” signs provided by the Department of Public Works used to close the streets. Barricades and advance “Road Closed Ahead” signs must be moved into the position approved on the permit by the permittee two hours prior to the beginning of the block party.
 - (4) Barricades and advance “Road Closed Ahead” signs shall be removed from the street and placed on the boulevard area, off the street surface and not obstructing a sidewalk or crosswalk and shall be placed so as not to shall be visible to motorists.
 - (5) Music or noise levels must be kept at a reasonable level as not to disturb others.
 - (6) Remove all debris, paper, cups, food remains and the like from the street right-of-way prior to 9:00 a.m. on the day following the block party.
- (e) Residential block parties. Block parties held in a residential neighborhood where the attendees are residents of the block and their guests shall start no earlier than 10:00 a.m. and end no later than 10:00 p.m.
- (f) Other block parties. Block parties where the applicant and permittee is a commercial business are subject to the following additional restrictions:
 - (1) Are limited to five hours in length and shall start no earlier than 10:00 a.m. and end no later than 10:00 p.m.
 - (2) Alcohol may be served or sold only by an establishment holding an alcohol

beverage license and only within the licensed premises. Open containers of alcohol may not be taken from the licensed premises.

(3) The Director of Public Works may place conditions upon the permit that bear a reasonable relationship to requirements existing under state statutes or elsewhere in this Code and may include without limitation, conditions to reasonably control noise, the accumulation of trash or blowing or scattering of trash from the site, lighting and the disbursement and consumption of alcohol beverages.

(g) The issuance of an approved permit under this section will stand in place, and in lieu of, a street privilege permit otherwise required under section 12.44.050

(h) Any person denied a permit may appeal to the board of public works, who shall have the power to review and issue a permit within its discretion in accordance with the provisions of this ordinance.

Section 2. This ordinance shall be in full force and effect on the day after its publication.

Section 3. This ordinance shall automatically repeal on October 31, 2023, at 11:59 pm; no further action shall be required.

Adopted:
Approved:
Published:
Attest:

Approved:

Katie Rosenberg, Mayor

Attest:

Kaitlyn A. Bernarde, Clerk

9.04.025 Consumption or possession of intoxicants on streets.

- (a) No person shall consume any intoxicating liquor or fermented malt beverage while in or upon any public street, public parking lot, alley, sidewalk or other public right-of-way, or in or upon The 400 Block. Intoxicating liquor or fermented malt beverages are permitted in or upon The 400 Block and the sidewalks adjoining The 400 Block between the hours of 4:00 p.m. and 11:00 p.m. and during a Class I, II, or III Special Event upon request of the event organizer and as approved under the City's Special Events Policy and Procedures for a period beginning two hours before the time for the Class I, II, or III Special Event and ending one hour after the event if the event closes prior to 4:00 p.m., or such hours beginning before and ending after the event as may otherwise be approved by the Public Health and Safety Committee.
- (b) No person shall be in possession of any open container containing intoxicating liquor or fermented malt beverages on any public street, public parking lot, alley, sidewalk or other public right-of-way or in or upon The 400 Block. Open containers containing intoxicating liquor or fermented malt beverages are permitted in or upon The 400 Block and the sidewalks adjoining The 400 Block, between the hours of 4:00 p.m. and 11:00 p.m. and during a Class I, II, or III Special Event upon request of the event organizer and as approved under the City's Special Events Policy and Procedures for a period beginning two hours before the time for the Class I, II, or III Special Event and ending one hour after the event if the event closes prior to 4:00 p.m., or such hours beginning before and ending after the even as may otherwise be approved by the Public Health and Safety Committee.
- (c) Exemptions from the provisions contained in subsections (a) and (b) of this section may be granted for a special event, upon at least 60 days' advance written request, by the Public Health and Safety Committee and Common Council. Block parties issued an approved block party permit from the Engineering Department are exempt from the provisions of subsection (a) and (b) for the duration of the permit.
- (d) The consumption of any alcohol beverage or possession of a container which is open and contains an alcohol beverage, as defined by Wis. Stats. ch. 125, in any private parking lot or facility held open to the public shall be prohibited unless permission has been granted by the owner or designees and such consumption is not in violation of Wis. Stats. § 125.09(1) of that chapter.

(Ord. 61-5779 (1, 2018; Ord. 61-5771 (1(part), 2018; Ord. 61-5749 (1, 2017; Ord. 61-5714 (1, 2016; Ord. 61-5710 (1, 2016; Ord. 61-5480 (1, 2011, File No. 80-0828; Ord. 61-5441 (1, 2010, File No. 80-0828; Ord. 61-4468 (1, 1980; Ord. 61-4466 (1, 1980.)

(Ord. No. 61-5862 , § 1, 11-10-2020)

RESOLUTION OF THE PUBLIC HEALTH & SAFETY COMMITTEE

Authorizing the addition of fees to the City of Wausau Fees and Licenses Schedule adopted pursuant to Wausau Municipal Code §3.40.010(a).

Committee Action:

Fiscal Impact:

File Number:

Date Introduced:

RESOLUTION

WHEREAS, the Common Council of the City of Wausau has adopted section W.M.C. §12.44.055 Block parties creating the issuance of a permit for the holding of such parties and similar types of small, short term recreational functions; and

WHEREAS, effective implementation of the ordinance requires the adoption of certain fees for the issuance of a permit, and

WHEREAS, the City of Wausau has adopted a comprehensive Fees and License Schedule at W.M.C. §3.40.010, and

WHEREAS, your Public Health & Safety Committee, at its June 5, 2023, special meeting, recommends that the City adopt a permit fee of \$31.50 under the newly adopted ordinance and incorporate this as part of the City of Wausau Fees and Licenses Schedule.

NOW THEREFORE, BE IT RESOLVED, by the Common Council of the City of Wausau, that a permit fee of \$31.50 is hereby adopted and incorporated into the City of Wausau Fees and Licenses Schedule adopted pursuant to W.M.C. §3.40.010 for permits issued under W.M.C. §12.44.055 Block parties.

Approved:

Katie Rosenberg, Mayor

**CITY OF WAUSAU, WISCONSIN APPLICATION
FOR A BLOCK PARTY PERMIT
\$31.50 fee due with application**

This form is to be used only for residential neighborhood block parties and similar small, short term recreational functions. Any other events requiring a street to be closed should contact the Clerk/Customer Service Office for the appropriate permit.

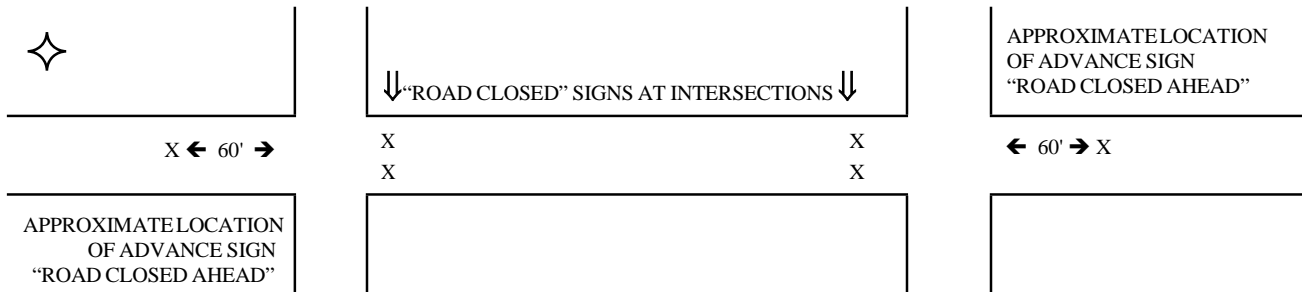
Date of Block Party:	From:	am/pm	To:	am/pm
Street to be closed:		between:		

CONDITIONS OF PERMIT APPROVAL:

The applicant shall be responsible for compliance with the following conditions:

1. The block party and street closing shall be limited to one city block. Arterial streets, major collector streets and streets which are bus routes may be unacceptable for block parties.
2. The application must be completed and submitted to the Engineering Department at least two workdays prior to the date of the block party.
3. The Department of Public Works will place barricades on the boulevard area a day or two before the event date. The applicant must move the barricades into position as shown on the map two hours prior to the beginning of the event.
4. Barricades shall be placed at each block end to close the street to vehicular traffic, and advance "Road Closed Ahead" signs shall be placed along the street edge in advance of the closed street.
5. After the block party has ended, the applicant shall place the barricades and advance signs on the boulevard area, off the street surface and not obstructing a sidewalk or crosswalk, and they shall be placed so as not to be visible to motorists.
6. **The block party shall start no earlier than 10:00 a.m. and end no later than 10:00m. Commercial block parties shall be limited to five hours in length.**
7. All debris, paper, cups, food remains, etc, shall be removed from the street right-of-way prior to 9:00 a.m. on the day following the block party.
8. The applicant has contacted all residents abutting the street to be closed and no one has objected to the street closure.

Applicant (print):	Business (if applicable):
Phone:	Address:
Email:	Today's date:



APPROVED: _____ DATE: _____