ORDINANCE NO. 11-2-2026

# TOWN OF SARATOGA
# ORDINANCE ESTABLISHING STANDARDS FOR THE ISSUANCE OF PROVISIONAL ALCOHOL BEVERAGE RETAIL LICENSES

1. AUTHORITY: Pursuant to s. 125.185, Wis. Stats., the Town of Saratoga, Wood County, hereby establishes standards under which provisional retail licenses may be issued.

2. ELIGIBILITY. A person who has applied for a Class "A", Class "B", "Class A", "Class B" or "Class C" retail license may apply for a provisional retail license as provided under this ordinance.

3. APPLICATION. Application for a provisional retail license shall be made to the Town Clerk on such form designated by the clerk and shall be accompanied by the fee set forth in Paragraph 7 of this Ordinance.

4. CLERK AUTHORIZED TO ISSUE: A provisional retail license may be issued to an applicant by the Town Clerk upon written application, subject to the provisions of this ordinance. The provisional retail license may only permit those activities which are of the same type as are authorized by the type of retail license applied for. The Town Board shall review the issuance of any such provisional retail license at the next regularly scheduled town board meeting, reserving final approval authority on whether the retail license should be issued.

5. STANDARD:

    a. The applicant must be at least 21 years of age, a resident of the state of Wisconsin, and must have applied for a retail license. If the applicant is a corporation or limited liability corporation, the designated agent must be at least 21 years of age, and a resident of the state.
    b. No provisional retail license will be granted if the applicant or a business applicant's agent has been denied a retail license by the town board or if the applicant, pursuant to s. 111.321, 111.322 and 111.335, Wis. Stats., has an arrest or conviction record substantially related to the alcohol licensing activity.
    c. No provisional "Class B" retail license shall be granted if the town's quota under s. 125.51(4), Wis. Stats., prohibits the town from issuing one.
    d. No person may hold more than one provisional retail license for each type of license applied for by the holder per license year.
    e. No provisional retail license shall be granted under this ordinance if another person or entity holds a license of the same license type for the same premises.

6. TERM. The provisional retail license shall expire either 60 days from the date of issuance or when a retail license is authorized by the Town Board, whichever is sooner.

7. FEES. The fee for a provisional retail license is published in the Town of Saratoga Fee Schedule, incorporated by reference, not exceeding $15 pursuant to s. 125.185(3), Wis. Stats.

8. REVOCATION:

    a. The Town Clerk shall immediately revoke the provisional retail license if it is discovered that the holder of the license made a false statement on the application.
    b. The Town Clerk shall revoke the provisional retail license if the Town Board denies the applicant's application for a retail license.

    Revocation of the provisional retail license shall become effective upon the mailing of the notice of revocation by the Town Clerk. Any notice mailed in this ordinance is sufficient if mailed via first class mail to the last known address of the licensee, in an envelope containing the return address of the Town Clerk.

Adopted this 2nd day of November, 2026.

By the Town Board of the Town of Saratoga.

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| _____ | _____ |
| Lorelei Fuehrer<br>Town Chairperson | Chase Brockman<br>Supervisor |
| _____ | _____ |
| Karl Greenway<br>Supervisor | Josh McDonald<br>Supervisor |
| _____ | |
| Bryan Peterson<br>Supervisor | |

Attested by:

_____
Paulette Weinfurter, Town Clerk