

TOWN OF RHINE MUNICIPAL CODE

CHAPTER 21: LICENSES AND PERMITS

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21.01 NONPAYMENT OF TAXES, FEES, FORFEITURES, OR CLAIMS

The Town shall not issue or renew any license or permit:

- (1) For any purposes for which taxes, assessments, or other claims of the Town are delinquent and unpaid.
- (2) For any person who is delinquent in payment:
 - (a) of any taxes, assessments, or other claims owed the Town, or
 - (b) of any forfeiture resulting from a violation of any Town Ordinance.

21.02 IDENTITY OF INTEREST—HOW DETERMINED

A person applying for a license or permit (applicant) shall be considered to have an identity of interest with the person delinquent in any tax, assessment, claim, or other obligation (obligor) to the Town if:

- (1) One is the spouse of the other.
- (2) One holds a majority of ownership or control of the other.
- (3) Both are subsidiaries of the same owner.
- (4) The same person holds a majority of ownership or control of the applicant and the obligor.
- (5) The applicant is responsible by law for any part of the debt of the obligor.

If the applicant and obligor have an identity of interest as defined above, the applicant shall be treated as the obligor for issuance or renewal of a license or permit.

21.03 DENIAL OF APPLICATION - RIGHT TO HEARING

Prior to denial of an application for renewal of any license or permit, the applicant shall be given notice and opportunity for a hearing.

- (1) With respect to licenses authorized by Wis. Stat. ch. 125 (alcoholic beverages), notice and opportunity for hearing shall be as provided by Wis. Stat. § 125.12 as amended from time to time.

(2) With respect to other licenses and permits, the Town Board or its assignee shall notify the applicant in writing of the Town's intention not to renew the license and shall state the reasons for the intended action and shall establish a date not less than three (3) days nor more than ten (10) days after the date of the notice on which the applicant shall appear before the Town Board. If the applicant shall fail to appear before the Board on the date indicated on the notice, the Board shall deny the application for renewal. If the applicant appears before the Board on the date indicated in the notice and denies that the reasons for nonrenewal exist, the Town Board shall conduct a hearing with respect to the matter. At the hearing, both the Town and the applicant may produce witnesses, cross examine witnesses, and be represented by counsel. The applicant shall upon request be provided a written transcript of the hearing at the applicant's expense. If the Town Board determines the applicant shall not be entitled to renewal, the application for renewal shall be denied.

(3) Other Grounds for Hearing. Where an individual, business, or corporation wishes to appeal the Town Clerk-Treasurer's decision not to issue a license or permit under this Title on grounds other than those specified above, the applicant may file a request in writing with the Town Clerk-Treasurer that the matter may be referred to the Town Board. A public hearing shall be scheduled within fourteen (14) calendar days by the Town Board. All parties may be represented by counsel. The Board shall consider all relevant information and shall render a decision which shall be binding.

21.04 FEE SCHEDULE¹

For permits, licenses and municipal services issued or provided by the Town, it shall receive the fees indicated on the attached Fee Schedule (Table 21.04), as updated and amended from time to time by resolution or ordinance of the Town Board.

21.05 CIGARETTE AND TOBACCO RETAILER LICENSES²

(1) Purpose. The Town of Rhine elects to license cigarette and tobacco products retailers in accordance with the provisions of § 134.65, Wis. Stats., the provisions of which shall apply to all licenses granted pursuant to this section.

(2) Issuance and Term. Upon filing of a proper written application and payment of the fee set forth below, a license shall be issued on July 1 of each year or when applied for and continue in force until the following June 30 unless sooner revoked.

(3) Fee. The annual license fee for a cigarette and tobacco products retailer license shall be Fifty Dollars (\$50.00). There shall be no proration for licenses issued for less than a full year.

(4) Penalties. Any person violating this section shall be subject to the penalties in § 134.65(5), Wis. Stats.

¹ Created by Ord. 2012-____ adopted on October 2, 2012.

² Created by Ord. 2007-8 adopted on September 4, 2007.

Town of Rhine		FEE SCHEDULE		Table 21.04	
Category	License/Permit/Service	Authority/Date	Fee (\$USD)		
Alcohol Licenses					
	See Chapter 12				
Building Permits					
	See Schedule from Town's contracted provider, Independent Inspections				
Dog Licenses					
	Spayed/neutered				7.00
	Un-spayed/un-neutered				14.00
	Late fee				5.00
Miscellaneous					
	Culvert/Driveway	15.06(7)(b)			25.00
	Gatherings	20.04(1)			275.00
	NSF Check				50.00
	Pond	19.04(6)			50.00
	Public Records – Copies				0.25/page
	Public Records – Search fees				20.00/hr
	Special Assessment Search & Letter				10.00
	Transient Merchant—Investigation	2.07(3); 8/7/01			25.00
Tobacco					
	Annual License	21.05(3); 9/4/07			50.00
Town Property					
	Park Shelter				65.00
	Town Hall				65.00
Zoning/Land Use					
	Board of Appeals (Variance or Appeal)	4.11(4)			400.00
	Conditional Use Permit	4.09(1); 11/01			250.00
	Special Permit	4.11(7)			150.00
	Wind Energy, Large (New or Amendment)	4.19; 10/2/12			750.00
	Wind Energy, Small (New or Amendment)	4.20; 10/2/12			500.00

Last updated by the Town Board on: October 2, 2012 (Ord. 2012-____)