

CITY OF CHIPPEWA FALLS, WISCONSIN

NOTICE OF PUBLIC MEETING

In accordance with the provisions of the Wisconsin State Statutes, Sec. 19.84, notice is hereby given that a public meeting of:

Committee #3

Transportation, Construction, Public Safety and Traffic

Will be held on Tuesday, May 17, 2016, 2016 at 4:00 pm in the City Hall Council Chambers, 30 W. Central Street, Chippewa Falls, WI

Items of business to be discussed or acted upon at this meeting are shown on the agenda below:

1. Discuss and consider Sidewalk Use Permit Application from Machine Tool Camp, 128 W River Street, to place benches and flower pots along the side of the building at the River Street entrance. Possible recommendations to Council.
2. Discuss and consider variance request from Judy Van Guilder (representing The Fill Inn Station) of Code Section, §12.03 (6) of the Chippewa Falls Municipal Code relative to music in Outdoor Beer Gardens. Possible recommendations to Council.
3. Discuss and consider Pedal Pub Proposal of Bye the Willow, 501 N High Street. Possible recommendations to Council.
4. Discuss and consider various communications received relative to unsafe intersections, street conditions, and the potential use of additional street signage within the City. Possible recommendations to Council.
5. Discuss what neighboring communities pay for ambulance services provided by the City. Possible recommendations to Council.
6. Discuss proposed Coverage Agreement between Meda-Care Ambulance and Chippewa Falls Fire & EMS (*to be distributed prior to meeting*). Possible recommendations to Council.
7. Discuss and consider contract between Wisconsin Department of Agriculture, Trade, and Consumer Protection and Chippewa Falls Fire and EMS (*to be distributed prior to meeting*). Possible recommendations to Council.
8. Adjournment

NOTICE IS HEREBY GIVEN THAT A MAJORITY OF THE CITY COUNCIL MAY BE PRESENT AT THIS MEETING TO GATHER INFORMATION ABOUT A SUBJECT OVER WHICH THEY HAVE DECISION MAKING RESPONSIBILITY.
NOTE: REASONABLE ACCOMMODATIONS FOR PARTICIPATION BY INDIVIDUALS WITH DISABILITIES WILL BE MADE UPON REQUEST. FOR ADDITIONAL INFORMATION OR TO REQUEST THIS SERVICE, CONTACT THE CITY CLERK AT 726-2719.

Please note that attachments to this agenda may not be final and are subject to change. This agenda may be amended as it is reviewed.

CERTIFICATION OF OFFICIAL NEWSPAPER

I hereby certify that a copy of this notice has been posted on the City Hall bulletin board and a copy has been given to the Chippewa Herald on May 11, 2016 at 3:15 pm by BNG.



SIDEWALK USE PERMIT APPLICATION

Name Of Applicant: <i>Machine Tool Camp</i>	Address Of Applicant: <i>128 W. River</i>
Telephone Number: <i>(715) 797-4507</i>	Date And Length Of Time Requested For Use Of Sidewalk: <i>SPRING '16 → ongoing through FALL '16</i>
Description Of The Portion Of Sidewalk To Be Used: <i>Along side building along River Street entrance</i>	
Describe In Detail The Purpose For Which the Sidewalk Will Be Used: <i>Beautification & use: including (2) benches (standard size) and 2 or 3 pots of flowers. (similar to Main Street)</i>	

The applicant agrees to indemnify, defend and hold the City and its employees and agents harmless against all claims, liability, loss, damage or expense incurred by the City on account of any injury to, or death of, any person or any damage to property caused by or resulting from the activities for which the permit is granted.

This Sidewalk Use Permit may be revoked by the City Council for any violation of any condition of such permit as set out in Ordinance 94-13, passed on May 17, 1994. Such revocation shall be after affording the permit holder a hearing before the City Council after service on the permit holder of notice of hearing at least 3 days but not more than 30 days from the date and service of the notice and a detailed statement of the facts alleged to constitute any such violation.

Bond Certificate and sketch of area to be used must be attached.

Signature of Business Owner *Mary Kauphusman*
 Date Signed *4/27/16*
 Date of Council Approval _____

Judy VanGuilder
802 Bridgewater Ave
Chippewa Falls, WI 54729
715-896-0907

April 25, 2016

Dear Chippewa Falls Board and Committee 3,

I am writing to request a variance from the city ordinance that eliminates the possibility of offering acoustic musical entertainment on the patio at The Fill Inn Station at 104 W. Columbia Street, Chippewa Falls, WI. I am working with the co-owner of The Fill Inn Station, Kara Goosens, to bring people back into the venue and to the downtown Chippewa Falls area during the summer months. What we have seen in past summers, is that during this time people leave the downtown, going to their campers early and/or to other venues outside of the city limits that offer this kind of family entertainment.

We are requesting that The Fill Inn Station be allowed to have acoustic music on the patio on Thursday evenings throughout the summer. The summer music series would run June through August, no later in the evening than 9 PM and would be acoustic music only, which tends to be calm and soothing by nature. No full bands would be part of this music series.

By allowing The Fill Inn Station to have live outdoor acoustic music on the patio during this limited time frame, it brings along with it new life and revenue to the downtown area. Chippewa Falls is progressive and having added a new distillery, expansion of restaurants, a new hotel and the park expansion project, live outdoor acoustic music on the patio is just another way thing that can bring revenue to the downtown and only add to the progress that the city has been working to create. Please consider this variance and allow The Fill Inn Station to offer something to not only help the downtown revenue stream but to help bring people back into the business during the summer months.

I truly appreciate the consideration,

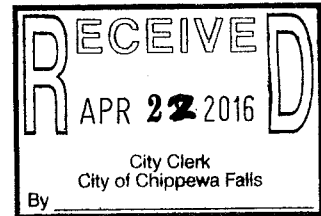
Judy VanGuilder
Chippewa Falls Resident

• (6)

OUTDOOR BEER GARDENS. (Rep. & recr. #09-12) Retail Class "B" Fermented Malt Beverage Licenses shall permit the sale of such beverages in outdoor beer gardens provided:

- (a) Access to the outdoor beer garden shall be solely through the main (indoor) entrance to the Class "B" licensed premises.
- (b) The outdoor beer garden shall be enclosed by a wall or fence not less than 8 feet in height.
- (c) No music or dancing shall be permitted in the outdoor beer garden. Amplified sound or music is permitted within the enclosed licensed premises only.
- (d) Bartenders shall be responsible for policing the outdoor beer garden at all times that it is open for operation.
- (e) No permit may be issued for an outdoor beer garden if any part of the outdoor beer garden is within 100 feet of a structure used for residential purposes, except residential uses located in the same structure as the licensed premises. This requirement may be waived at the discretion of the Chippewa Falls Common Council after a public hearing. An applicant who requests a public hearing shall supply to the City Clerk the names of all property owners within 100 feet of the licensed premises and the property owners shall be notified of the public hearing by first class mail. The applicant shall pay a \$20 fee to defray the costs of mailing and any property ownership search to confirm that the applicant has given accurate information.
- (f) The additional license shall be issued only in conjunction with a retail Class "B" fermented malt beverage license.
- (g) The premises shall conform to the rules of the State Department of Industry, Labor and Human Relations and the State Department of Health and Social Services.
- (h) Every permittee under this section shall comply with and enforce all provisions of ch. 125, Wis. Stats., applicable to Class "B" licensed premises, except insofar as such provisions are clearly inapplicable. Violation of the provisions of ch. 125, Wis. Stats., shall be grounds for revocation or suspension of the outdoor beer garden permit by the Chippewa Falls Common Council. By accepting a permit every permittee agrees that the permit is a privilege in which no rights vest and therefore may be revoked or suspended by the Chippewa Falls Common Council pursuant to State Statutes, or shall otherwise expire on June 30 of each year.

Pedal Pub Proposal Bye the Willow



Bye the Willow LLC.
Amy, Dawn & Mike Bye/ Owners
501 N. High St
Chippewa Falls, WI 54729
5/1/16

To Whom It May Concern:

We are proposing for your consideration and support of a Pedal Pub in the downtown area of Chippewa Falls, Wisconsin.

A Pedal Pub in the downtown area of Chippewa Falls would increase tourism to the Chippewa Valley. Patrons would utilize downtown businesses and be able to experience the beauty and uniqueness of Chippewa Falls in a very different way. We would like to provide a fun, safe, and environmentally-friendly way for groups of 8-15 individuals to enjoy fresh air while touring the town on a Dutch-made bike. There would be multiple guided routes that would be available to individuals interested in spending time on the Pedal Pub. For example;

1. Guided Family Friendly Routes
 - a. Pedal Through the Park (pending)
 - b. Downtown Chippewa Falls (pending)

2. Guided Alcohol Friendly Routes
 - a. Canal Street (pending)
 - b. Downtown Chippewa Falls (pending)

The Pedal Pub will be utilized for both family friendly and alcohol friendly routes. All tours will begin and end at Bye the Willow (501 N High Street) where waivers will be signed, armbands will be given and rules about riding the Pedal Pub will be explained. Once this is finished the group of up to 15 will proceed on the route they have preselected for an approximate 2 hour trip. The Pedal Pub would act as a vehicle on the road and abide by all traffic laws.

The Guided Family Friendly routes would be available to individuals 12 years and older. Individuals 18 and under will be required to be supervised by an

adult. On these routes patrons will explore designated routes throughout Chippewa Falls such as Irvine Park and the downtown area businesses.

The Guided Alcohol Friendly Pedal Pub Routes are only available to individuals 21 and over. On these pub routes individuals will have the option to stop at 3 or 4 different restaurants or bars that we have previously partnered with to enjoy beverages of their choosing. On the guided alcohol tours we will bring patrons to and from different taverns and breweries throughout Chippewa Falls. Pre-sealed water and sodas will be allowed on all pedal pub tours.

Many Pedal Pubs throughout the US allow alcohol to be consumed during the Alcohol Friendly tours. Patrons must bring their own beer and wine that is contained in cans or bags, no glass would be allowed nor is hard liquor. Patrons would not be allowed to step off of the Pedal Pub with alcohol in their hand, as this would be considered an open container. They would also be prohibited from bringing drinks from the bars back onto the Pedal Pub. Allowing alcohol consumption, if the insurance is manageable, is something we would consider if the City Council approves. However, an alcohol free Pedal Pub is an option as well. The Pedal Pub would be supervised by a Guide the entire time it was on route. Meaning; Patrons would go into businesses and the Guide would sit with the Pedal Pub and would not be allowed to consume any alcohol. Allowing patrons to consume alcohol on the route would give them the full and original Pedal Pub experience that has made this one of the most attractive and unique tourist activities around the US.

We feel that bringing a Pedal Pub to downtown Chippewa Falls will benefit the downtown business by generating sales and increasing interest in their businesses. According to Trip Advisor, Pedal Pubs are voted the #1 tourist activity in multiple cities throughout the United States. The addition of this attraction to Chippewa Falls would help generate tourism and utilization of the downtown area parks and businesses.

Since the benefits are great and there is no harm done to existing businesses, we believe it makes sense for the city and the people to add a new and attractive adventure in Chippewa Falls.

Thank you for considering a Pedal Pub to Chippewa Falls, Wisconsin.

Thank you for your consideration,
Amy, Dawn & Mike Bye/ Owners
Bye the Willow

MUNICIPALITIES CAN REGULATE NEWLY AUTHORIZED "PEDAL PUBS"

Question: What has a driver, four wheels, operates in a manner similar to a bicycle, has at least 12 passenger seats with fully operative pedals for propulsion by human power, and allows passengers to consume beer as they pedal along enjoying the sights in your community and perhaps stopping at various locations? Answer: A commercial quadricycle.

Commercial quadricycles, defined in Wis. Stat. sec. 340.01(8m) and regulated by sec. 346.94(23), were the subject of news stories following enactment of 2013 Wis. Act 106, which became effective January 1, 2014. If you haven't seen a commercial quadricycle in your community yet, it's possible you may see one soon. Commercial quadricycles where fermented malt beverages are consumed are often referred to as "pedal pubs."

Governing bodies can and will disagree regarding the wisdom of pedal pubs. But whether your municipality thinks pedal pubs are an economic

boon or a disaster waiting to happen, here are some important things to know about the new law:

- Alcohol is not sold on the commercial quadricycle.
- No person may drive a commercial quadricycle on which any alcohol beverages other than fermented malt beverages (beer) are carried or consumed; No person may possess on, or carry onto, a commercial quadricycle more than 36 fluid ounces of fermented malt beverages.
- No driver of a commercial quadricycle may drive with an alcohol concentration of more than 0.02, or consume alcohol while the quadricycle is occupied by passengers.
- 2013 Wis. Act 103 created sec. 125.10(5)(a) which allows municipalities to prohibit the consumption of fermented malt beverages on commercial quadricycles by ordinance. However, a municipal ordinance regulating possession or consumption of open containers of alcohol beverages in public places and enacted before January 1, 2014 may not prohibit the possession or consumption of alcohol beverages by passengers on a commercial quadricycle. Furthermore, an ordinance inconsistent with sec. 125.10(5)(b) may not be enforced. Therefore, **municipalities will need to amend their existing ordinance or enact a new ordinance in order to regulate commercial quadricycles.**
- No person may drive a commercial quadricycle occupied by passengers after 10:30 p.m. or after any earlier time established by ordinance under sec. 349.18(1)(d), which grants additional traffic authority to local governments in specific areas:
- A commercial quadricycle driver convicted for violating sec. 346.94(23) is subject to forfeitures. Upon conviction, the law requires the court to enter an order permanently prohibiting the person from driving a commercial quadricycle, and the law prohibits a person from driving a commercial quadricycle in violation of such an order.

Intoxicating Liquor 947
Intoxicating Liquor 948
Traffic Regulation 430



**WISCONSIN LEGISLATIVE COUNCIL
ACT MEMO**

**2013 Wisconsin Act 106
[2013 Assembly Bill 169]**

**Consumption of Fermented Malt
Beverages on Commercial
Quadricycles**

2013 Wisconsin Act 106 relates to the consumption of fermented malt beverages on commercial quadricycles. A quadricycle is a four-wheeled vehicle with seats for at least 12 passengers and an operator. The passenger seats are equipped with pedals connected to the vehicle's drive train, such that the vehicle is powered entirely by the passengers, while the operator controls steering and braking.

In general, an owner or operator of a public place may not permit the consumption of alcohol beverages at that place unless it has been issued a retail alcohol license. There are various exceptions to this rule, including for county parks, athletic fields and stadiums, school buildings, and churches. A municipality may enact ordinances regulating alcohol beverages, so long as the ordinances do not conflict with state law.

2013 Wisconsin Act 106 adds commercial quadricycles to the list of unlicensed public places where alcohol beverages may be consumed. This exemption applies only to the consumption of fermented malt beverages, and only in municipalities that have not adopted an ordinance to prohibit the practice. The Act authorizes a municipality to adopt an ordinance to prohibit the consumption of fermented malt beverages on a quadricycle, but a municipality may not enforce such a prohibition in a previously existing ordinance. (The practical effect of this is that a municipality must re-enact any previously existing ordinance to make the ordinance enforceable.)

The Act creates the following prohibitions:

- No driver of a commercial quadricycle may consume alcohol while the commercial quadricycle is occupied by passengers or drive a commercial quadricycle while the person has an alcohol concentration of more than 0.02.
- No person may drive a commercial quadricycle occupied by passengers after 10:30 p.m. or after any earlier time established by a local ordinance.
- No person may drive a commercial quadricycle on which any alcohol beverages other than fermented malt beverages are carried or consumed. No person may drive a commercial

This memo provides a brief description of the Act. For more detailed information, consult the text of the law and related legislative documents at the Legislature's Web site at: <http://www.legis.wisconsin.gov>.

quadricycle on which any alcohol beverages are sold, including delivery on the commercial quadricycle of alcohol beverages previously sold by a caterer.

- No person may possess on, or carry onto, a commercial quadricycle more than 36 fluid ounces of fermented malt beverages.

The penalty for violating any of these prohibitions, on first offense, is a forfeiture of not less than \$200 nor more than \$400; for a second-offense violation, the forfeiture is not less than \$500 nor more than \$1,000. A driver who is convicted of violating any of these prohibitions is permanently barred from driving a commercial quadricycle. A person who drives a commercial quadricycle after being barred from doing so may be required to forfeit not less than \$1,000 nor more than \$2,000.

Effective date: January 1, 2014.

Prepared by: David L. Lovell, Principal Analyst

December 18, 2013

DLL:jb:jal

Mr. Jarrett N. Litscher
3902 138th Street
Chippewa Falls, WI. 54729
Resident of the Village of Lake Hallie

April 20th, 2016

Chippewa County Courthouse
Attn: Mr. Chuck Hull
510 W Grand Avenue
Chippewa Falls, WI. 54729

Dear Mr. Hull:

My name is Jarrett Litscher and I live at 3902 138th Street in the Village of Lake Hallie, Wisconsin. I attend Chippewa Falls Senior High School and work at my father's business, Krista Computers at 925 W River Street so I regularly go up and down Wagner street, otherwise known as the "Painted Hill". I am writing to you today to express a concern with the design of the intersection of Wagner Street and River Street. ***In short, I am wondering about how this intersection could be made safer for all that must go through it.***

You see, I have witnessed **two** crashes at this intersection of Wagner Street and W River Street in under a year and both have been accidents that totalled at least one of the vehicles involved. When taking a turn at this intersection after coming down Wagner Street, it is very difficult to see traffic on both sides of the intersection. This is because of the hill that blocks the view on the left side and the bridge that blocks the view on the right side. Taking a left turn here is actually quite nerve racking because if you are waiting for a car to pass the intersection on the right and it passes by, there could likely be a car already coming from the left side. This makes it extremely hard to avoid a collision. (See enclosed map for a visual)

As someone who regularly has to go through this intersection to get to work and to school, it is very scary to have to worry about being klobbered by a car driving at 35-40 mph, especially when this car is coming at the driver's side of my vehicle. Just a few days ago I witnessed a crash at this intersection and the car that got hit had gotten hit on the driver's side. This crash could have taken the life of an important member of our community. I believe that there are a few possible fixes that could be done to this intersection that could save the lives of our loved ones and while some people may say that this fix is too expensive, I have a solution that would require nothing but labor.

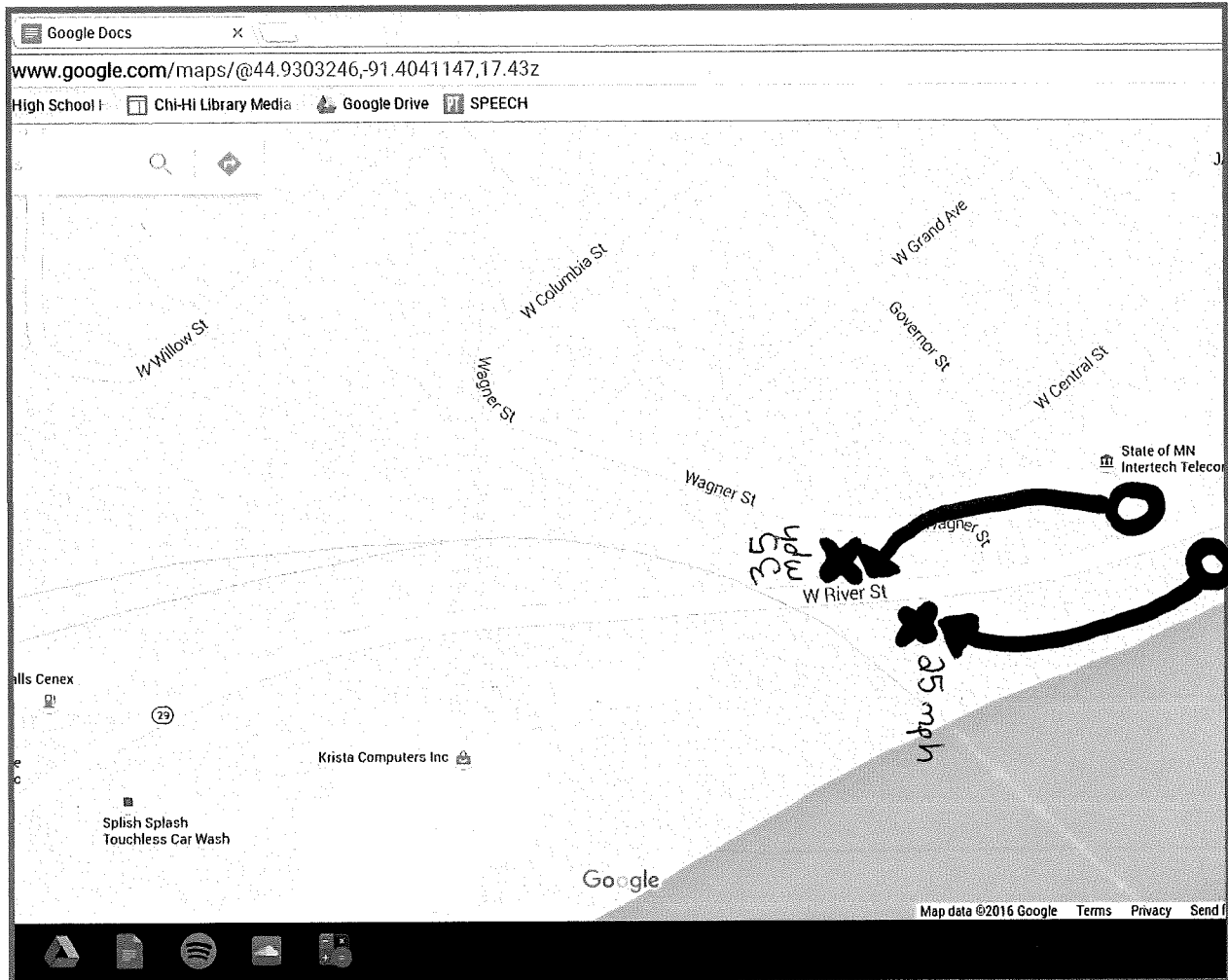
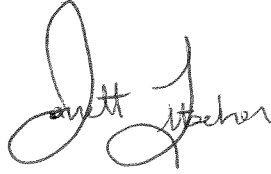
- A. Stoplights on all three sides of the intersection- This could prevent from having to worry about watching out for both sides of the intersection when at the bottom of Wagner Street. However, this could back up traffic on the hill and both sides of the intersection, thus blocking off access to stores like my dad's (Krista Computers).
- B. A roundabout- this could solve the issue of backing up the traffic at this intersection, but the roundabout may not be able to be implemented because of the limited space at this intersection.
- C. (Cheapest) Take the **25mph speed limit sign** that is poorly placed **right before the intersection of River Street and Main Street** and **move it to before the intersection at Wagner Street and River Street**. Then, **move the 35 mph speed limit sign that is before this intersection on the opposite side, and place it after the intersection at Wagner Street and River Street**. This would bring down the speed of all traffic that passes through this intersection to 25 miles per hour,

which would give drivers more time to get out of the intersection safely, and reduce the damages caused by any collision that may occur here.

I appreciate your time and look forward to any comments you might have on this matter.

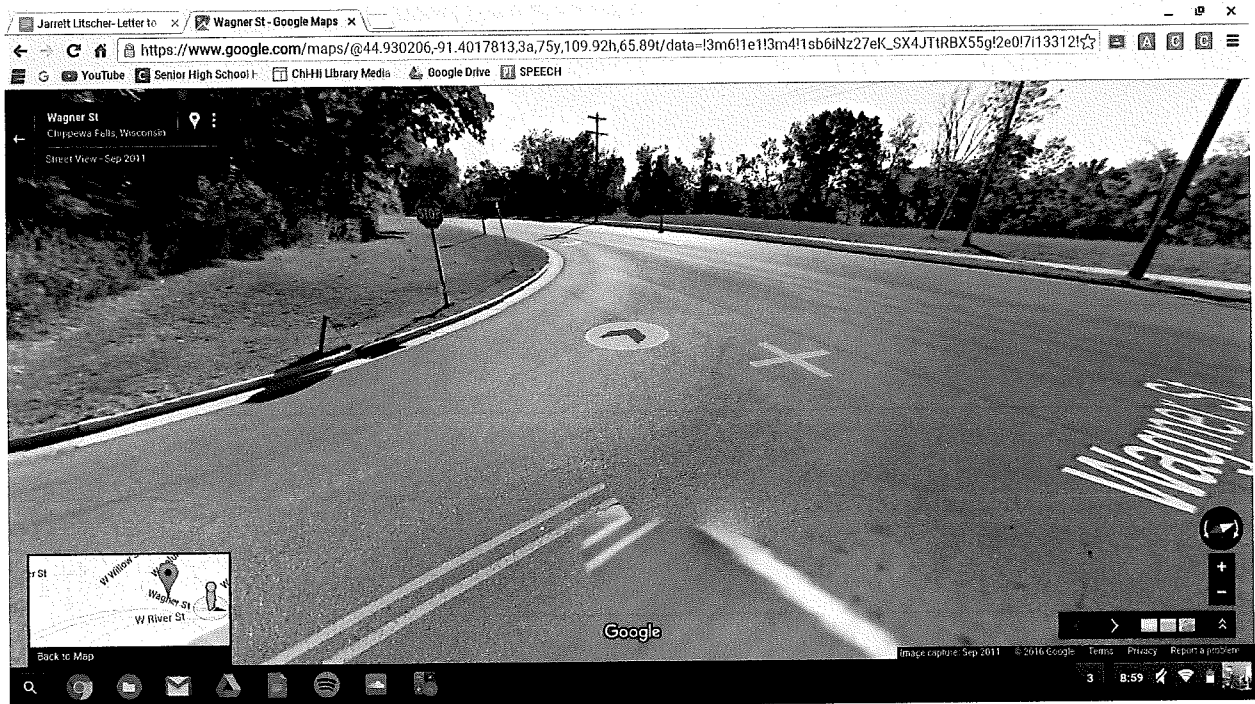
Sincerely,

Jarrett Litscher



Google Map of the intersection of Wagner Street and River Street:

- I have placed Xs at the spots where I believe the speed limit signs would be most effective
- Moving these signs would only require **the cost of the labor** to move them



(Left)



(Right)

Above you will see that I have also attached images of the intersection of Wagner and River Street. These images are in first person view of the left and right side of the intersection if you were at the bottom of Wagner Street.

Jordan M. Hall
556 E Wisconsin St.
Chippewa Falls, WI, 54729

4/21/16

Brent Ford
706 Lynn St
Chippewa Falls, WI. 54729

Dear Mr. Brent Ford,

My name is Jordan Hall and I live at 556 E Wisconsin St. in the city of Chippewa Falls. I am writing to talk about a growing problem to children and drivers in our neighborhood. Ultimately I am seeking out to fix this problem in concern for the safety of children and drivers. Shortly I'd like to talk about why we need the potholes in our street fixed.

With my neighborhood being near Halmstad elementary, and warmer weather being present; kids are out and going on bike rides or are skateboarding down the hill on our street. At the bottom of our hill and on the hill there are potholes scattered all over the road. Making an unsafe street for those activities.

Why it is an unsafe street is because kids will be going down at speeds which they wouldn't be able to stop in time for. They alone might not even be able to notice the potholes until one of them rides into one. This is an accident waiting to happen. Seeing my brother ride his bike down the street, I tell him to watch out for the potholes and be safe in worry that he might run into one. I've attached a map of where the potholes and the hill are located.

I appreciate your time and look forward to your solution to this problem, Thank you.

Sincerely,

Jordan M. Hall





- Hill is located just right of the picture.
- Potholes are marked on the map, but the photo is outdated

Emily Nelson
847 Lynn St. #2
Chippewa Falls, WI. 54729

April 20, 2016

Brent Ford
706 Lynn St.
Chippewa Falls, WI. 54729

Dear Mr. Ford,

My name is Emily Nelson and I reside at 847 Lynn St. #2, in Wisconsin. I am writing you today to ask you to put up a Deer Crossing sign on Chippewa Crossing Boulevard, the area after the roundabout and before Seymour Cray.

I drive along Chippewa Crossing Boulevard several times a week, whether it be to drive my sister to work or to visit my family. The road is decently long and in a straight line so people go very fast when driving on it. It's not uncommon for me to have people very close to the rear end of my car because I try to go speed limit. But dark or light out, there has been several times where a deer has jumped out right in front of me.

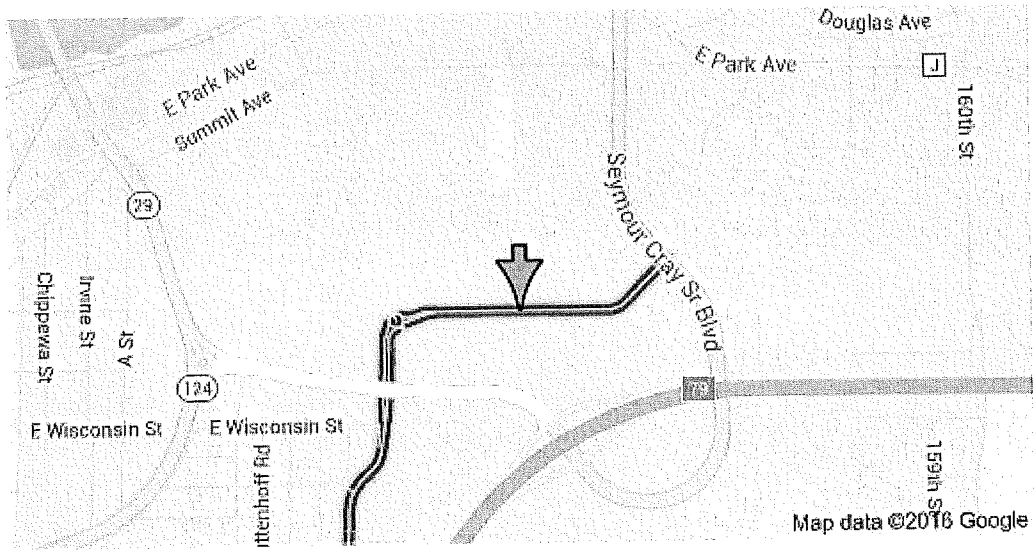
This is very concerning for me. I hadn't really thought about the possibility of deer crossing the road when I'm driving, because I felt like I was right in town, but now that I have almost hit a deer while driving down that road, I am very cautious. But there are still many people like I was, who haven't seen a deer so don't think about slowing down. An official Deer Crossing sign would be a good reminder for people to slow down, because they never know when a deer is going to jump out in front of them. I am aware that it will not always stop people from speeding, but it will for sure remind them of the dangers of going very fast down a road that close to the woods. This sign could prevent car damage and injuries from happening.

I appreciate your time and look forward to any comments you might have on this matter.

Sincerely,

Emily Nelson

A handwritten signature in cursive script that reads "Emily Nelson". The signature is written in dark ink and is positioned below the typed name.



You can see Chippewa Crossing Boulevard pictured above. I would like an official Deer Crossing sign right after the roundabout, and before Seymour Cray.

Koehler J. Gerlach
14679 49th Ave.
Chippewa Falls, WI. 54729
Resident of Lake Hallie

April 20, 2016

Chippewa Falls City Council
Attn: Brent Ford
706 Lynn Street
Chippewa Falls, WI. 54729

Dear Councilman Ford :

My name is Koehler Gerlach and I reside at 14679 49th Ave in Lake Hallie, Wisconsin. I am writing you today to highlight a growing concern in our neighborhood, and am looking for help to make my neighborhood safe. In short, I am inquiring about how to get a yield sign at the corner of Joseph St. and East Colome Street which is a 3-way intersection.

I live very near to Halmstad school where many children play on the playgrounds and at the soccer fields here. I have become concerned with an issue after driving by the corner of Joseph Street and East Colome Street that there is no stop or yield sign here which raises a concern because many people speed through this 3-way intersection forgetting how full of children this area is and also forgetting to look for oncoming traffic when turning onto East Colome street from Joseph street. Here is a list of details for consideration (See enclosed map of a visual):

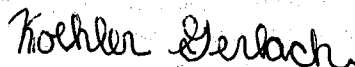
1. This is a highly used roadway from traffic from the school, soccer fields and the local residents
2. This is a school zone where many children walk to and from school
3. When turning onto East Colome Street drivers don't stop to look at the oncoming traffic

Growing up in this neighborhood I realize how important it is to be a kid and being able to go over to the school playground and the soccer fields are. I also know how important it is to the kids that live in the surrounding neighborhoods. I know that myself on several occasions have been running or biking down East Colome Street and a turning car didn't see me and pulled out in front of me or slammed on the brakes so stop before me. I have also been driving down East Colome Street and a car turning off of Joseph Street has pulled out in front of me because they didn't take caution when turning. I believe that by adding a yield sign here would prevent a possible accidents from happening here. I believe that just by placing a sign here cars will slow down and look closer at oncoming traffic and pedestrians. I know that by adding a yield sign here some might say that it is pricy and not worth it to our small neighborhood. But it would be worth the price to prevent an accident from happening especially in a school neighborhood. Adding a yield sign here would help keep my neighborhood and the other surrounding neighborhoods safe.

I appreciate your time and consideration. I look forward to receiving your response on this subject.

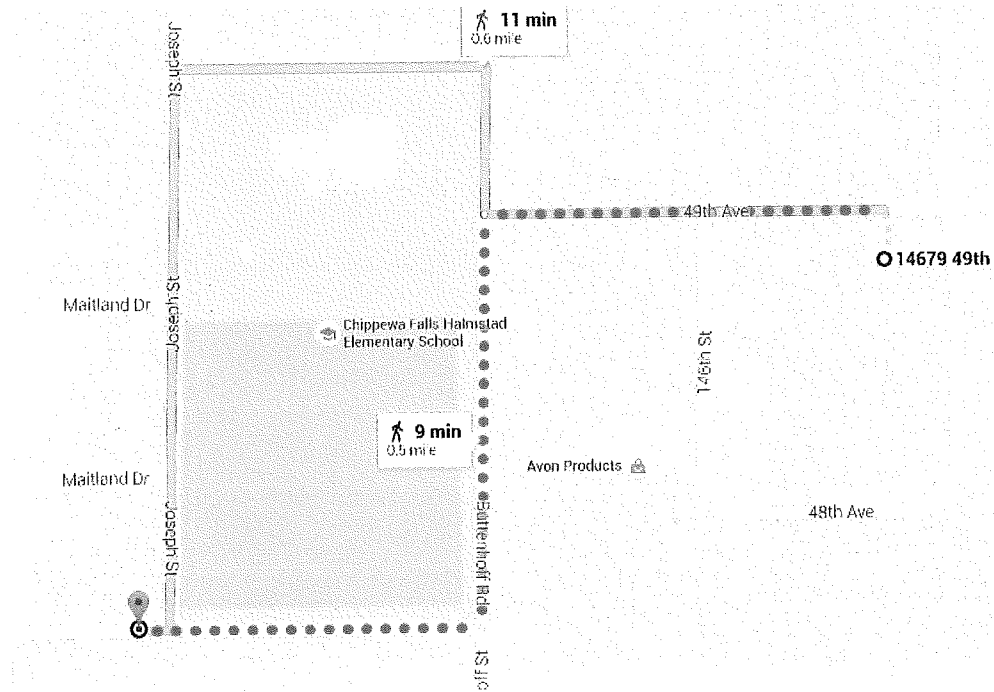
Sincerely,

Koehler Gerlach



Google Map of Joseph Street and East Colome Street (and surrounding neighborhood):

- The red marker is the street corner where I believe the yield sign would work the best.
- The black circle is where my house and neighborhood is located



- A yield sign costs about \$54 and the posts (depending what type) cost about 30-60\$.
 - From <http://www.roadtrafficsigns.com/traffic-yield-signs>

