Meeting Date: January 20, 2014
Agenda Item: # 13

Mission Statement
Delivering quality services in a courteous, cost-effective and efficient manner

PLAN COMMISSION STAFF REPORT

REPORT TO: President Burt McIntyre and Village Plan Commission

REPORT FROM: David L. Wiese, Executive Director of Community Development

AGENDA ITEM: **Action on Junk Dealer License Application from Pamela Veri to operate Three Lil' Birds Consignment Shop at 2540 Glendale Avenue**

POLICY ISSUE
Is the proposed use consistent with the trend of development in the neighborhood and with the desires of the Village for development on Glendale Avenue?

BACKGROUND INFORMATION
The applicant is requesting approval for a Salvage/Junk Dealer License Application to open a consignment adjacent to the BP gas station on the corner of Harwood and Glendale Avenue (former Lindeman's Cleaning location.)

RECOMMENDED ACTION BY PLAN COMMISSION
It is recommended that the Plan Commission open the public hearing and ask the applicant to explain her request in detail. Subsequently, the Plan Commission should invite comments from the public and then close the public hearing. After the public hearing is closed, the Plan Commission, if satisfied with the proposal, should recommend approval to the Village Board with any specific conditions as may be necessary to address concerns voiced by the public, staff or Commission members.

POLICY ALTERNATIVE(S)
The Plan Commission could take the following action:
- Approve the request without conditions.
- Approve the request with conditions.
- Deny the request
- Table the request until a later meeting date

STAFF RECOMMENDED CONDITIONS
1. Pawnbrokers and secondhand article and jewelry dealers must submit every reportable transaction to the police department daily in the following manner. Pawnbrokers and secondhand article and jewelry dealers must provide to the police department all required information pursuant to State Statute, by transferring it from their computer to the web server via modem designated by the Green Bay Police Department. Northeast Wisconsin Property Reporting System NEWPRS. All required records must be transmitted completely

and accurately after the close of business each day in accordance with standards and procedures established by the police department using procedures that address security concerns of the pawnbroker or secondhand article and jewelry dealer and the police department. The pawnbroker or secondhand article and jewelry dealer must display a sign of sufficient size in a conspicuous place on the premises, which informs all patrons that all transactions are reported daily to the police department.

2. The licensee must also take a color, digitized photograph of every item pawned or sold that does not have a unique serial or identification number permanently engraved or affixed, excluding only electronic media. One group photo shall suffice for mass items such as several coins acquired in one transaction. If a photograph is taken, it must be at least two inches in length by two inches in width and must be maintained in such a manner that the photograph can be readily matched and correlated with all other records of the transaction to which they relate. Such photographs must be available to the chief of police, or the chief's designee, upon request. Items photographed must be accurately depicted and submitted as digital images, in a format specified by the issuing authority, electronically cross-referenced to the reportable transaction they are associated with. Entries of required digital images shall be retained a minimum of 90 days.

3. No merchandise, equipment, etc. will be stored outside. Outdoor storage is not allowed in the B-1 zoning district.

4. Must comply entirely with the Village of Howard Pawn Broke and Second Hand Article and Jewelry Dealers ordinance when established.

<u>ATTACHMENTS</u>

I Location map
II Application
III Code Regulations

GLENDALE AV
HARWOOD
2560
2550
2548
927
929
919
921
911
926
918
2532
2522
2496-2500
2545
2514
2541
2539
2597
2513
2507
2490
2491
2481
2480
2456

Pveri@wew.rr.com

SALVAGE/JUNK DEALER LICENSE APPLICATION

(Please Print)

NEW _____
RENEWAL _____

FEE 100 —
RECIEPT 1/2/2014

NAME Veri (Last) Pamela (First) J (Middle Initail)

HOME ADDRESS 814 Sunbeam Circle
Hobart (City) WI (State) 54155 (Zip)

DATE OF BIRTH 5 / 15 / 70 (Month / Day / Year) PLACE OF BIRTH Green Bay (City) WI (State)

HAVE YOU EVER BEEN CONVICTED OF A FELONY OR MISDEMEANOR? NO

IF YES, EXPLAIN N/A.

ARE YOU ACTING AS AN: INDIVIDUAL☐ PARTNERSHIP☐ ASSOCIATION☐ CORPORATION☒

IF NOT AS AN INDIVIDUAL GIVE NAMES AND ADDRESSES OF PRINCIPAL OFFICERS

Name	Address	Name	Address
Pam Veri	814 Sunbeam Circle Hobart, WI 54155	366-4501	
JAMES Veri	same		

TRADE NAME OF ESTABLISHMENT Three Lil' Birds Cosignment Shop

LOCATION WHERE COLLECTED ARTICLES ARE STORED 2540 Glendale Ave, Green Bay 54313

ARTICLES TO BE COLLECTED, BOUGHT, SOLD OR OTHERWISE HANDLED Womens & Jr. clothing, furniture, Household goods

NUMBER OF VEHICLES TO BE USED IN BUSINESS 2

Signature of Individual Applicant

Three Little Birds LLC
Name of Partnership or Corporation

By Pamela Veri member

Partners or

Officers

Officers

APPROVED BY:

Police Department

Fire Department

Inspection Department

Village of Howard
2456 Glendale Avenue * P.O. Box 12207 * Green Bay * WI * 54307-2207
Phone 920-434-4640 * Fax 920-434-4643
www.villageof howard.com

DIVISION 2. - LICENSE

Sec. 6-277. - Required.
Sec. 6-278. - Exception.
Sec. 6-279. - Application.
Sec. 6-280. - License fee.
Sec. 6-281. - Inspection required.
Sec. 6-282. - Referral to village plan commission.
Sec. 6-283. - Referral to village board.
Sec. 6-284. - Revocation.
Secs. 6-285—6-301. - Reserved.

Sec. 6-277. - Required.

No person within the village shall keep, conduct or maintain any building, structure, yard or place for keeping, storing or piling in commercial quantities, whether temporarily, irregularly or continually, or for the buying or selling at retail or wholesale or dealing in any old, used or second hand materials of any kind, including cloth, rags, clothing, paper, rubbish, bottles, rubber, iron, brass, copper or other metal, furniture, used motor vehicles or the parts thereof, or other article which from its worn condition renders it practically useless for the purpose for which it was made and which is commonly classed as junk, whether with a fixed place of business or as an itinerant peddler, without first having obtained and paid for a license as hereinafter provided. One carrying on the aforesaid business shall be referred to herein as a junk dealer.

(Comp. Ords. 2000, § 12.10(1))

Sec. 6-278. - Exception.

No license shall be required for the storage of wrecked motor vehicles stored within service garages and filling stations or on any service garage or filling station site provided that not more than three wrecked vehicles may be stored on said premises at any one time for a period not exceeding 14 calendar days.

(Comp. Ords. 2000, § 12.10(2))

Sec. 6-279. - Application.

Application for such license shall be made to the village clerk on a form provided by the village clerk.

(Comp. Ords. 2000, § 12.10(3))

Sec. 6-280. - License fee.

Applications for an annual license shall be made in accordance with section 6-280 above. The annual license fee shall be $100.00 per year or any fraction thereof, said year to commence on July 1 and end on June 30. There shall be an annual investigation and inspection in accordance with section 6-281 below for each application.

(Comp. Ords. 2000, § 12.10(4); Ord. No. 2009-17, § 1, 7-13-2009)

Sec. 6-281. - Inspection required.

Annual applications shall be submitted to the building inspector, who shall inspect or cause to be inspected such premises to determine whether it complies with all laws, ordinances, rules and regulations. Said premises and all structures thereon shall be so situated and constructed that the business of junk dealer may be carried on in a sanitary manner, shall contain no fire hazards, and shall be arranged so that thorough inspection may be made at any time by the proper health, fire, building and police authority.

(Comp. Ords. 2000, § 12.10(5); Ord. No. 2009-17, § 1, 7-13-2009)

Sec. 6-282. - Referral to village plan commission.

An application for an initial license shall first be submitted to the village plan commission for a hearing to determine the suitability of the site for the business proposed thereon. The village plan commission may recommend conditions for granting the license.

(Comp. Ords. 2000, § 12.10(6))

Sec. 6-283. - Referral to village board.

The application for an initial license, together with the recommendation of the village plan commission, shall be referred to the village board which may grant, grant with conditions, or deny the license.

(Comp. Ords. 2000, § 12.10(7))

Sec. 6-284. - Revocation.

Upon complaint being made in writing by any resident or any official of the village to the village board that any licensee hereunder has violated any of the provisions of this article, the village board shall summons such licensee to appear before it at the time specified in the summons, which shall be not less than ten days after the date of the service thereof, to show cause why his licensee shall not be revoked or suspended. The village board shall thereupon proceed to hear the matter and if it finds that the allegations of said complaint are true, may revoke or suspend the license of such person. The provisions hereunder shall not be effective unless the licensee has received notice from the village building inspector that a complaint has been filed with the village board as to the operation of his premises and such licensee has been given a reasonable time to correct the condition complained of or to otherwise satisfy such complaint.

(Comp. Ords. 2000, § 12.10(9))

Secs. 6-285—6-301. - Reserved.