

**CITY OF SHEBOYGAN  
RESOLUTION 54-23-24**

**BY ALDERPERSONS SALAZAR AND FELDE.**

**SEPTEMBER 5, 2023.**

A RESOLUTION authorizing 8<sup>th</sup> Street Ale Haus, LLC, to use certain city property and right-of-way for an event on September 15 and 16, 2023 and permitting the possession of open alcohol containers on said property.

WHEREAS, 8<sup>th</sup> Street Ale Haus, LLC, holds an annual Oktoberfest event that includes their regular premises (including their sidewalk café area), the Holman building next door, the parking lot to the south of the Gaming Generations Building (all owned by 8<sup>th</sup> Street Ale Haus, LLC), the parking lot immediately behind the Gaming Generations Building (owned by Windway Investments, LLC,) as well as the city alley immediately to the south of the parking lot, and that portion of the sidewalk not already included in their sidewalk café area between the south end of said alley and intersection with St. Clair Avenue; and

WHEREAS, 8<sup>th</sup> Street Ale Haus, LLC, has applied for a temporary change of premises to include the entire area described above for the Oktoberfest event on September 15 and 16, 2023; and

WHEREAS, recent changes in city ordinance have removed the requirement for a street festival permit for such use, but do not expressly allow for the possession of open alcohol containers on public property and rights-of-way when used for events formerly covered by street festival permits, but do allow such possession in city-designated temporary public gathering spaces, as defined in § 14-148 of the Sheboygan Municipal Code, so long such spaces are designated by council via resolution pursuant to § 38-59(b)(4), Sheboygan Municipal Code.

NOW, THEREFORE, BE IT RESOLVED: That pursuant to § 14-148, Sheboygan Municipal Code, the following locations are hereby declared to be a temporary public gathering space on September 15 and 16, 2023:

- The sidewalk on the west side of the 1100 Block of N. 8<sup>th</sup> Street beginning at the intersection with St. Clair Avenue and extending southward to the south end of the east-west city alley between N. 8<sup>th</sup> Street and N. 9<sup>th</sup> Street, and

- That portion of the east-west city alley between N. 8<sup>th</sup> Street and N. 9<sup>th</sup> Street in the 1100 block that is immediately adjacent to the parking lot owned by 8<sup>th</sup> Street Ale Haus, LLC (said parking lot being Parcel No. 59281104210.)

PASSED AND ADOPTED BY THE CITY OF SHEBOYGAN COMMON COUNCIL

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Presiding Officer

Attest

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Ryan Sorenson, Mayor, City of  
Sheboygan

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Meredith DeBruin, City Clerk, City of  
Sheboygan