

ORDINANCES & FINES

Familiarize yourself with local ordinances to avoid citations and fines.

Mandatory Inspections

It shall be a condition of any license issued hereunder that the licensed premises may be entered & inspected at any reasonable hour by a police officer of the city without any warrant. Application for a license shall be deemed consent to this provision. Failure to consent shall automatically operate as a revocation of the license.

Licenses or permits issued under this section shall be posted and displayed. Failure to post license or permit therein required shall be presumed to be operating without a license.

Failure to Post Premise License

No person shall sell, barter, exchange, offer for sale, or have in possession with intent to sell, deal or traffic in fermented malt beverages or other licensed beverages defined in section 125.04(1), without first procuring a license so to do. Such license shall be posted in a conspicuous place in the room or place where the licensed beverages are drawn or removed for sale, delivery or service.

Wisconsin State Statute 125.04(1)
Eau Claire City Ordinance 5.28.070

Fine: \$452.50

Failure to Post Operator License

Said license shall expire on the second June 30th following the date of issuance. The license fee under this section shall be paid to the city treasurer.

Each operator's license shall be posted in a conspicuous place in the room or place where alcohol beverages are poured, served, consumed or removed for service or sale.

Eau Claire City Ordinance 5.28.090(b)

Fine: \$213.10

Tavern Open After Hours

No premises shall be permitted to remain open for sale or consumption of liquor.

- "Class B" and "Class C": between 2:00a.m. to 6:00a.m. Monday - Friday and 2:30a.m. to 6:00a.m. on Saturday and Sunday, except that on January 1 the premises may remain open.
- "Class B": Between 9:00p.m. to 8:00a.m. no person may sell intoxicating liquor in an original unopened package, container, bottle, or for consumption off premises.
- "Class A" retail establishment shall not sell between the hours of 9:00p.m. to 6:00a.m. everyday. On Sundays you are limited to <1 Gallon before Noon.

Wisconsin State Statute 125.32(3)
Eau Claire City Ordinance 5.28.030

Fine: \$295

Underage Person on Premise

A licensee or permittee who directly or indirectly permits an underage person to enter or be on a licensed premise. Exceptions:

- Persons under the age of 21 may enter and consume alcoholic beverages when accompanied by a Parent, Guardian or Spouse.
- Ski Chalets, Golf Courses, Curling club, Bowling alleys, Private Soccer and Tennis clubs.
- Any persons employed or temporarily employed by the licensed agent and having reached the age of 18 may be on a licensed premise during their work hours.

Wisconsin State Statute 125.07(3)

Fine: \$389.50

ORDINANCES & FINES

Familiarize yourself with local ordinances to avoid citations and fines.

No Beverage Operator License

Any person 18 or older who is serving, selling or dispensing alcoholic beverages must obtain an operator's license, unless under the immediate supervision of a person with an operator's license or agent of the establishment.

A bartender license is a "Beverage Operator" license issued from the City of Eau Claire. A "Learn 2 Serve" certificate is not a bartender license, but Learn 2 Serve training is required to obtain a beverage operator license from the city of Eau Claire.

Wisconsin State Statute 125.32(2)
Eau Claire City Ordinance 5.28.090(b)

Fine: \$295

No Licensed Bartender on Premise

Beverage Operator Requirements

"Immediate Supervision" means the operator or agent must be able to see at all times the activities of those persons serving alcoholic beverages.

- License holder in basement taking inventory, is NOT acceptable.
- License holder running to the bank for nightly deposit is NOT acceptable.
- License holder steps away to use the restroom IS reasonable

Wisconsin State Statute 125.32(2)

Fine: \$295

Alcohol Sale to Underage Person

No licensee or permittee may sell, vend, deal or traffic in alcohol beverages to or with any underage person not accompanied by his or her parent, guardian or spouse who has attained the legal drinking age.

Wisconsin State Statute 125.07(1)a(2)

Fine: \$452.50

Serving or Selling to an Intoxicated Person

Serving alcohol to a "Visibly Intoxicated Person" (VIP) is against the law. Visible intoxication is intoxication that other people can see. If you can tell on sight that a person has been drinking or using other drugs, the person is visibly intoxicated.

No licensee or permittee may sell, vend, deal or traffic in alcohol beverages to or with a person who is intoxicated.

Wisconsin State Statute 125.07(2)(a)1.

Fine: \$389.50 or criminal charge

Civil liability exemption for retaining proofs of age

No person who holds a license or permit and no employee of such a person is civilly liable for retaining a document presented as proof of age for a reasonable length of time in a good faith effort to determine whether the person who presented the document is an underage person or to notify a law enforcement authority of a suspected violation.

WI Statute 125.039

If you have any additional questions about City of Eau Claire ordinances and fines, please contact the Eau Claire Police Department at 715-839-4972.

