

## Chapter 10 - AMUSEMENTS AND ENTERTAINMENTS

### ARTICLE I. - IN GENERAL

**Secs. 10-1—10-19. - Reserved.**

**Sec. 10-20. - Transfer of license or permit.**

- (a) Licenses or permits issued under this chapter shall not be transferable from one person to another, nor from one premises to another.
- (b) As used in the previous subsection, the phrase "transferable from one person to another" includes any of the following:
  - (1) The sale, lease, or sublease of the business;
  - (2) The transfer of securities which constitute a controlling interest in the business, whether by sale, exchange or other means; or
  - (3) The establishment of a trust, gift, or other similar legal device which transfers the ownership or control of the business, except for transfer by bequest or other operation of the law upon the death of the person possessing the ownership or control.

### ARTICLE II. - CARNIVALS, CIRCUSES AND STREET FAIRS

**Sec. 10-21. - Permit and fee required.**

No carnival, street fair, theatrical performance, exhibit, circus or show shall be conducted in the village without a permit, except theatrical performances sponsored by schools or churches and performed within the particular school's or church's own building. The fee for such permit shall be as determined in section 42-10(1), and the permit shall be issued upon payment of such fee.

**Secs. 10-22—10-40. - Reserved.**

### ARTICLE III. - THEATERS

#### DIVISION 1. - GENERALLY

**Sec. 10-41. - Definitions.**

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Theater* means any building or part of a building regularly or generally used for the exhibitions of movies or the performance of theatrical, operatic, vaudeville or other plays and performances to which an entrance fee is paid, but shall not include buildings or parts of buildings used only occasionally for the exhibition of movies or the performance of plays, lectures, concerts, and the like.

**Sec. 10-42. - Duties of licensee.**

A licensee under this article shall comply with the following requirements and standards of operation:

- (1) *Conduct and operation.*
  - a. *Quiet and good order.* The licensee shall maintain quiet and good order upon the premises where any theater or drive-in theater is operated, and loitering shall not be permitted in or about the entrances to or exits from such theater.

- b. *Hours of operation.* The licensee shall not conduct any show, exhibition or entertainment or remain open to the public between 2:00 a.m. and 12:00 noon on Sunday, and between 2:00 a.m. and 9:00 a.m. on other days, except that when daylight saving time is in effect the closing hour shall be 3:00 a.m.
- c. *Children must be accompanied.* The licensee shall not admit any child under the age of 15 years to any drive-in theater unless accompanied by or with the express consent of and in direct personal charge of such child's parent or other responsible person.
- d. *Gambling prohibited.* The licensee shall not, either directly or indirectly, maintain, operate or carry on any lottery, game of chance, game of skill, bank night, screeno, luck-o-grams, or any other games of similar nature, or engage in any similar device or plan.
- e. *Consumption of intoxicating beverages on premises prohibited.* No person shall consume or be permitted to consume any alcoholic or fermented malt beverages on the premises of a theater or drive-in theater.

For the purpose of enforcing this subsection (1), any officer of the police department of the village may, while on duty and during the hours in which the licensed premises is open for business, enter upon the licensed premises.

(2) *Standards for maintenance of premises.*

- a. *Access.* A drive-in theater licensee shall provide access to public streets or other public ways from at least two points at all times. Such means of access shall be kept clear by the licensee at all times to facilitate departure of persons in vehicles and to permit entrance of fire apparatus or ambulances in case of emergency. Drives shall be channelized by the licensee and limited to not more than three lanes to control traffic.
- b. *Paving or treatment.* All drives and areas used by vehicles must be satisfactorily paved by the drive-in theater licensee or treated to avoid creating dust.
- c. *Lighting.* Exits and aisles, and passageways leading to them, shall be kept adequately lighted by the theater and drive-in theater licensee at all times when open to the public. The licensee shall provide artificial light whenever natural light is inadequate.
- d. *Electrical installations.* Except as otherwise provided by law, the theater and drive-in theater licensee shall provide electrical installations conforming to the requirements of the village electrical code. The electrical system shall be installed, maintained and operated in a safe and workmanlike manner. Installations shall be inspected and approved by the village electrical inspector before the theater is opened to the public and shall thereafter be open to inspection by the electrical inspector at all reasonable hours.
- e. *Fire extinguishing equipment.* Fire extinguishing equipment shall be furnished by all licensees in such amount and in such locations as may be directed by the fire chief. Fire extinguishing equipment shall be inspected and approved by the fire chief before the theater is opened to the public and shall thereafter be open to inspection by the fire chief at all reasonable hours.
- f. *Sanitary facilities.* Adequate and proper sanitary facilities, approved by the health authority, shall be provided by all licensees.
- g. *Attendants.* At all times when any theater is open to the public, the licensee shall provide an adequate number of qualified attendants on duty at all times, who shall patrol the

exits, entrances and parking spaces to see that order is maintained, that disorderly or immoral conduct is prevented, that the entrances and exits are kept free from congestion, and that this section and all other governing ordinances, rules and regulations pertaining to theaters are observed.

- h. *Fence or wall.* The licensee of any drive-in theater shall provide a wall or fence of adequate height to screen the patrons and cars in attendance at the theater from the view of the surrounding property. Such fence shall be of design and structure approved by the building inspector. The perimeter of the fence shall be landscaped with suitable plants and shrubbery to preserve, as far as possible, harmony with the appearance of the surrounding property.
- i. *Noise.* Individual loudspeakers for each car shall be provided, and no central loudspeaker shall be permitted by the drive-in theater licensee.
- j. *Commercial activities.* Any sale of soft drinks, confections or other articles of merchandise shall be governed by the laws and ordinances governing such business and shall require the same license as if such sales were conducted elsewhere.

**Secs. 10-43—10-55. - Reserved.**

**DIVISION 2. - LICENSE**

**Sec. 10-56. - Required.**

No person shall operate a theater or drive-in theater in the village without first obtaining a license as provided in this division.

**Sec. 10-57. - Application procedure.**

- (a) Applications for licenses shall be made upon forms provided by the village manager or village manager's designee, and shall state:
  - (1) The name, home address and proposed business address of the applicant;
  - (2) The capacity of the theater in terms of seats;
  - (3) The hours of operation of such theater; and
  - (4) Such other information as may be reasonably necessary to effectuate the purpose of this section.
- (b) An application for a drive-in theater permit shall be accompanied by a plan or drawing of such drive-in theater, showing its location, size and capacity; location and size of entrances and exits; kind of ground surface; location, size and construction of all structures; location, size and construction of walls, fences or barriers surrounding such premises.

**Sec. 10-58. - Investigation.**

After receipt of an application, the village manager or village manager's designee shall refer it to the village staff for an investigation as to compliance with all laws and ordinances.

**Sec. 10-59. - Issuance.**

When an application is approved by the village staff, which approval will be given if the theater will comply with all laws and ordinances, and the village manager or village manager's designee has determined that all procedural requirements of this division have been met. Such village manager or

village manager's designee shall issue the license required by this division upon payment of the license fee.

**Sec. 10-60. - Term.**

All licenses issued under this division shall expire on December 31 in the year in which the license was issued.

**Sec. 10-61. - Suspension and revocation.**

- (a) Any license issued under this division shall be suspended or revoked by the village board after public hearing upon report to it by any investigating department which has approved the issuance of such license that:
  - (1) The licensee is operating in violation of this division or any other governing law, ordinance or regulation.
  - (2) The licensee is operating so as to constitute a nuisance by reason of noise on the premises.
- (b) Notice of such public hearing or such suspension or revocation shall be promptly communicated to the holder of such license by the village manager or village manager's designee by mailing such notice to the applicant at the address set out in the application for such license.

**Secs. 10-62—10-80. - Reserved.**

**ARTICLE IV. - AMUSEMENT DEVICES AND ARCADES**

**DIVISION 1. - GENERALLY**

**Sec. 10-81. - Definitions.**

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Amusement arcade* means any establishment or location at which 11 or more amusement devices, as defined in this section, are maintained for public use. Amusement devices which are maintained in a private residence and which are not held out for public use do not constitute an amusement arcade under this article.

*Amusement device* means any machine, whether mechanical or electronic, or other device which is held out for public use as a game of entertainment, amusement, skill or chance, whether or not a fee is charged for such play. Amusement devices include, but are not limited to, pinball machines, electronic game machines and pool tables.

**Sec. 10-82. - Penalty for violation of article.**

In addition to or in lieu of suspension or revocation, violations of the provisions of this article shall be punishable in accordance with section 1-7 of this Code.

**Sec. 10-83. - Purpose of article.**

It is the desire of the village to provide for the regulation and supervision of business establishments which maintain amusement devices for public use. It is the intent of this article to ensure that such establishments are operated in an orderly manner and that such machines are not used for illegal gambling, constitute a public nuisance, or contribute to disturbances of the peace.

**Sec. 10-84. - Violation of state law.**

No amusement device covered by this section may be used in violation of Wis. Stats. ch. 945.

**Sec. 10-85. - Supervision of premises.**

There shall be constant, adequate supervision by an adult supervisor on the premises of persons using the premises so as to prevent violation of any law or ordinance.

**Sec. 10-86. - Music or noise from devices.**

Music or noise generated by any device shall not unreasonably disturb residents of adjoining residential property.

**Sec. 10-87. - Condition of premises.**

Premises in which amusement devices are located and used by the public shall at all times be kept in a clean, healthful and sanitary condition with ample approved lighting and ventilation in accordance with Code requirements. Operation shall at all times be in conformance with village building and zoning codes.

**Sec. 10-88. - Service of intoxicating liquor or malt beverages.**

No intoxicating liquor or fermented malt beverage may be possessed or consumed on the premises unless the premises is licensed for such purpose, nor may controlled substances, as defined in Wis. Stats. ch. 961, be consumed on the premises.

**Secs. 10-89—10-105. - Reserved.**

**DIVISION 2. - ARCADE LICENSE AND DEVICE PERMIT**

**Sec. 10-106. - Required.**

- (a) No person shall operate a business or maintain a location which constitutes, in whole or in part, an amusement arcade, as defined in this article, without first having obtained an amusement arcade license as set forth in section 10-107 and a conditional use permit under section 122-566(2).
- (b) No person shall maintain any amusement device which is held out for public use at any location in the village without first having obtained an amusement device permit as set forth in this division.

**Sec. 10-107. - Application and investigation.**

(a) *Application.* Application for an arcade license or a device permit shall be on forms provided by the village clerk-treasurer, shall be under oath and shall contain the following statements:

- (1) The name and address of the applicant or agent.
- (2) The name, address and specific location of the premises at which the amusement devices will be placed and operated.
- (3) The number and type of machines and devices at that premises.
- (4) A statement that the applicant understands and agrees to the conditions of the license or permit.
- (5) The applicant has not been convicted of a misdemeanor (not involving Wis. Stats. chs. 340—349) more than three times.
- (6) The applicant has not been convicted of a felony, unless pardoned.
- (7) The applicant has not been convicted of possession or use of a controlled substance under Wis. Stats. ch. 161.
- (8) The applicant has not been convicted of gambling, unless pardoned.

- (9) The applicant has not been convicted of crimes relating to prostitution or crimes of moral turpitude.
- (10) If the applicant is a corporation, all officers and directors owning ten percent or more of the stock of such corporation shall also sign, under oath, the application.
- (b) *Investigation.* The application shall be investigated by the chief of police or his designee who shall report his findings and make his recommendation to the village clerk-treasurer or village board prior to action thereon.

**Sec. 10-108. - Issuance.**

- (a) If an application under this division indicates that the premises to be licensed will not constitute an amusement arcade, the village clerk-treasurer shall, in accordance with the recommendation of the chief of police, issue an amusement device permit upon payment of the fee prescribed above. Such permits shall be issued for a period not to exceed 12 months and shall expire on June 30 of each year. The permit shall specify the maximum number of machines permitted. If the permittee increases the number of machines at the location for which the permit was granted, an amended application must be filed.
- (b) If an application filed under this division indicates that the premises described will constitute an amusement arcade, the village clerk-treasurer shall receive a combined fee for the amusement arcade license and shall not issue an amusement arcade license unless satisfied that the applicant for such license meets the requirements set forth as follows and that the issuance of such license is consistent with the purposes of this article. Any license granted under this article shall be for a period not to exceed 12 months and shall expire on June 30 of each year. Should an applicant desire to increase the number of machines permitted under the license, an amended application shall be filed with the village clerk-treasurer along with payment of any additional fee. An amended application shall be considered in the same manner as a regular application.

**Sec. 10-109. - Licenses for individuals.**

- (a) In determining whether the applicant is qualified for a license under this article, the village board shall consider the following factors:
  - (1) No license shall be granted to any person who has habitually been a law offender (the term "habitually" being understood to mean three convictions for petty offenses within the past three years, or a conviction of a felony, unless the person so convicted has been duly pardoned).
  - (2) No license shall be granted if the applicant fails to complete the application, if the applicant refuses to disclose any information required thereby or if the applicant misrepresents, evades or lies with respect to any answer.
  - (3) No license shall be granted to any applicant who has failed to comply with the specified conditions of a similar license during the previous 12-month period.
- (b) No corporation, firm, association or club shall be granted a license under this article except through an agent thereof first duly appointed by it who is at the time of filing application an officer, manager or member thereof, and who shall have vested in him by proper, written and executed authorization, full authority and control of the premises described on the application and of the conduct of all business and acts thereon. Such agent shall be fully qualified for a license under subsection (a) of this section and shall be personally responsible for compliance with all the terms and provisions of this article. If such appointed agents shall, during the license year, cease to be an

officer, manager or member of the corporation, firm, association or club on whose behalf the license was issued, a new license shall be required and application therefor shall be made pursuant to the terms and provisions of this article.

**Sec. 10-110. - Permit fee.**

The permit fee shall be as set forth in section 42-10(4).

**Sec. 10-111. - Number of devices permitted.**

The total number of amusement devices may not exceed the maximum number specified on the permit or license at the location for which the permit or license was granted.

**Sec. 10-112. - Transfer.**

Amusement arcade licenses and amusement device permits shall not be transferable. However, one amusement device may be substituted for another without permission from the village.

**Sec. 10-113. - Display.**

The license or permit certificate shall be displayed in a public area of the premises.

**Sec. 10-114. - Suspension, revocation or nonrenewal.**

- (a) In addition to any other grounds stated in this article, a license or permit may be suspended and machines sealed by the chief of police or his designee whenever there is a reasonable cause to believe that there is an immediate threat to the public health, safety or welfare by violation of a law or ordinance. Such suspension shall not be effective for more than ten days without a hearing unless agreed to in writing by the village and the licensee or his representative.
- (b) There shall be no operation of amusement devices without a license or permit during suspension or after revocation.

**Secs. 10-115—10-135. - Reserved.**

**ARTICLE V. - DANCEHALLS, TEENAGE CLUBS, PUBLIC DANCES AND TAVERN AMUSEMENTS**

**DIVISION 1. - GENERALLY**

**Sec. 10-136. - Definitions.**

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Public dance, public ball* means any dance or ball to which admission can be had, either without charge, or by payment of a fee or by the purchase, possession or presentation of a ticket, token, money or other valuable thing, or in which a charge is made for the caring of clothing or other property, or any other dance or any party where dancing is held before or after a program of some other nature than dancing to which any of the public generally may gain admission with or without the payment of a fee.

*Public dancehall* means any room, place or space in which a public dance or public ball may be held, or in which classes in dancing are held and instruction in dancing given for hire.

*Tavern amusements* means giving, permitting, producing, presenting, conducting, and offering entertainment or exhibitions consisting of music, dancing, singing, floor shows, cabaret performances, upon the premises licensed as a class B tavern to sell fermented malt beverages.

*Teenage club* means any room, place or space used to provide entertainment, food and nonalcoholic beverages for money, or other thing of value, and catering to a clientele comprised primarily of persons under 21 years of age.

**Sec. 10-137. - Scope of article.**

- (a) The provisions of this article shall apply without limitation because of enumeration in this article, to all publicly owned buildings, school, church, veterans' organizations, fraternal or private club and similar premises.
- (b) The provisions of this article shall not apply to premises licensed as class B taverns to sell fermented malt beverages in cases where instrumental music is provided by not more than three persons, nor to incidental dancing by less than ten persons at one time.

**Secs. 10-138—10-150. - Reserved.**

**DIVISION 2. - LICENSE**

**Sec. 10-151. - Required for dancehall and teenage club.**

- (a) It shall be unlawful for any person to hold any public dance or public ball, or tavern amusements, or to hold classes in dancing within the limits of the village until the dancehall or tavern premises in which the same may be given or held shall first have been duly licensed for such purpose. No person shall permit any room, building or real estate owned or controlled by him to be used for the purpose of public dancehall unless the premises shall be licensed as provided in this division.
- (b) It shall be unlawful for any person to open or cause to be opened, or conduct, maintain, operate or manage any teenage club within the village without first having obtained a license as set forth in this division. No person shall permit any room, building or real estate owned or controlled by him to be used for the purpose of a teenage club unless the premises shall be licensed as provided in this section.

**Sec. 10-152. - Classes of licenses.**

There shall be following classes of public dancehall, public ball, or tavern amusement licenses:

- (1) *Class 1 dancehall license.* When issued by the village manager or village manager's designee under authority of the village board, shall entitle the holder thereof to permit public dances and balls to be held on premises having a minimum of 2,000 square feet of floor space for the exclusive purpose of dancing, and such dancehall is separated from but connected with premises licensed as a class B tavern to sell fermented malt beverages.
- (2) *Class 2 dancehall license.* This license, when issued by the village manager or village manager's designee under the authority of the village board, shall entitle the holder of such license to permit public dances and balls to be held on premises having a minimum of 1,200 square feet of floor space for the exclusive purpose of dancing, and such dance or ball is separated from, but connected with, premises licensed as a class B tavern to sell fermented malt beverages.
- (3) *Class 3 dancehall license.* This license, when issued by the village manager or village manager's designee under the authority of the village board, shall entitle the holder of such license to permit public dances to be held on premises having a minimum of 1,200 square feet of floor space for the exclusive purpose of dancing and is not connected in any way with premises licensed in any manner for the dispensing or consumption of alcoholic beverages.
- (4) *Tavern dance license.* This license, when issued by the village clerk-treasurer under the authority of the village board, shall entitle the holder of such license to permit public dances to



be held on premises having less than 1,200 square feet, but more than 100 square feet of floor space for the exclusive purpose of dancing, and such dance floor space is an integral part of a premises licensed as a class B tavern to sell fermented malt beverages, but this license shall not permit entertainment, exhibitions or floor shows.

- (5) *Tavern amusement license.* This license also known as a nightclub license, when issued by the village clerk-treasurer under the authority of the village board, shall entitle the holder of such license to give, permit, produce, present, conduct and offer entertainment or exhibitions consisting of music, dancing, singing, floor shows, cabaret performances upon the premises licensed as a class B tavern to sell fermented malt beverages, and shall permit dancing by patrons, provided that there is a minimum of 100 square feet of floor space for the exclusive purpose of such dancing.
- (6) *Teenage club license.* This license, when issued by the village manager under the authority of the village board, shall entitle the holder of such license to operate a teenage club on premises having a minimum of 1,500 square feet, excluding kitchen, restroom and entrance areas on the ground floor level or first floor of the building. Dancing shall be permitted, provided that there is a minimum of 300 square feet of floor space for the exclusive purpose of dancing at any time and a minimum of ten square feet for every person when more than 30 persons are dancing simultaneously.
- (7) *Special event license.* This license, when issued by the village clerk-treasurer under the authority of the village board, shall entitle the holder of such license to give, permit, produce, present, conduct and offer entertainment or exhibitions consisting of music, dancing, singing, floor shows, cabaret performances upon the premises licensed as a class B fermented malt beverage tavern and shall permit dancing by patrons for a special promotion, celebration or other special event. The duration of a special event under the terms of this license shall not exceed four consecutive days and no more than five such events shall be permitted at any one such class B licensed premises during any calendar year.

**Sec. 10-153. - Application; filing; contents.**

The application for such license shall be filed with the village manager or designee. Such application, provided by the village, shall state:

- (1) The names, residences and ages of the applicants, if an individual, firm or partnership, or the names of the principal officers, their residences, and ages, if the applicant is an association or corporation.
- (2) The names of persons whom such firm, partnership, corporation or association shall designate as manager or person in charge, with the addresses of such persons.
- (3) Length of time such applicant, if an individual, firm or partnership, or the manager or person in charge, if the applicant is a firm, partnership, corporation or association, has resided in the village, his places of previous employment, whether a citizen of the United States and a resident of the village, whether he has been convicted of violating any law or ordinance regulating the conduct of public dancehalls or public dances or teenage club and, if so, when and in what court.
- (4) The premises where such public dance or public dancehall or teenage club is to be located or conducted, giving street and number of all entrances, the location of the rooms to be occupied and the total amount of square foot space to be used for dancing purposes.

- (5) Whether the applicant or manager had, either alone or with someone else, previously engaged as owner or employee in conducting a public dancehall, when and where and for how long.
- (6) The name and address of the person owning the premises for which a license is sought.
- (7) Whether a hotel, roominghouse or lodginghouse is conducted in any part of the premises for which a license is sought.
- (8) Such other information as the village manager or his designee may require.

**Sec. 10-154. - Qualifications of applicants for dancehall licenses and teenage club licenses.**

- (a) No license shall be granted to any person to hold any public dance or public ball or tavern amusements and teenage club activity within the village who:
  - (1) Is not 18 years of age.
  - (2) Is not a citizen of the United States and has not resided in the village continuously for 90 days prior to application or does not agree, in writing, by signing the application for such license to become a resident of the village within 180 days of the granting of the license.
  - (3) Has been convicted of a felony unless such person has been pardoned.
  - (4) Has been a habitual petty law violator or has been convicted more than once in the five years immediately prior to the date of application of violating any provisions of this article.
- (b) The provisions of this section shall not apply to state corporations, but shall apply to all officers and directors of such corporations, and to officers, directors and persons in charge or control of the operation of schools, churches and similar organizations.

**Sec. 10-155. - Investigation; issuance.**

- (a) Whenever any applicant for a license, as provided for in this article, shall have complied with all the conditions and regulations therein contained relative to the filing of the application, it shall be the duty of the village manager or designee to investigate or cause to be investigated each original application for a dancehall license. The village staff who shall inspect or cause to be inspected each application to determine whether the public dancehall sought to be licensed complies with the regulations, ordinances and laws applicable thereto. The staff shall furnish to the village manager or designee in writing a recommendation as to whether the license should be granted or refused and the reasons therefor.
- (b) No license shall be renewed except after inspection, and no alterations, changes or additions shall be made to such licensed premises without a building permit. Renewal licenses, if favorably approved, may be automatically issued by the village manager or designee.

**Sec. 10-156. - Premises to conform to state and local regulations.**

No license for a public dancehall or a tavern dance or teenage club or amusement premises shall be issued until it shall be found that such premises complies with and conforms to all code provisions, health and fire regulations of the village and state, that it is properly ventilated and supplied with sufficient toilet conveniences and is a safe and proper place for the purposes for which it is to be licensed.

**Sec. 10-157. - Date of expiration; posting.**

Each license granted under this article, except as provided in section 10-158, shall expire on June 30 next after the granting of such license, and the license shall be posted in a conspicuous place within the

hall in which the dance is held. Each license shall by its terms be made subject to revocation as provided in section 10-161.

**Sec. 10-158. - Area for dancing; signage.**

Each dancehall or tavern amusement license or teenage club license issued shall show the number of square feet to be used for the exclusive purpose of dancing and the number of persons who may be dancing at one time at the ratio of ten square feet per person. A sign with letters and numbers no less than two inches in height, stating the maximum number of persons who may be dancing at one time, shall be posted in at least two conspicuous places, one of which shall be at the main entrance to the premises licensed as a dancehall.

**Sec. 10-159. - Exhibition of nude body.**

No tavern amusement license nor any other license issued by the village manager or designee under the authority of the village board shall permit the indecent exhibition of the nude human body, in whole or in part.

**Sec. 10-160. - Fees.**

The fees which shall be paid to the village for licenses required by this division shall be as established in section 42-10(4)

**Sec. 10-161. - Inspection.**

It shall be a condition of any license issued under this article that the licensed premises may be entered and inspected at any reasonable hour by the village manager or designee without any warrant, and the application for a license under this article shall be deemed a consent to this section. Any refusal to permit such inspection shall automatically operate as a revocation of any license issued under this article, and shall be deemed a violation of this article.

**Sec. 10-162. - Revocation.**

- (a) The village board of trustees may, at any time after giving five days' written notice to the licensee of an opportunity to be heard by the village board and after such hearing shall have taken place, revoke any license granted under the provisions of this article for disorderly conduct on the premises or upon proof that the premises or a public function given under the same auspices was frequented by a disorderly person, or for the violation of any rules, regulations, ordinances or laws pertaining to the conduct of the licensed business or activity.
- (b) Whenever any license or permit shall be revoked, no refund of any unearned portion of the license fee paid shall be made, and at least six months from the time of such revocation shall elapse before another license or permit shall be given to conduct a public dance in the same premises. Notice of such hearing and the reason therefor in writing shall be served by the village manager or designee upon the person named in the application by mailing the notice to the address given in the application.