

Melissa L. Suttner

From: Kurt Eggebrecht
Sent: Wednesday, August 01, 2018 8:12 AM
To: Melissa L. Suttner
Subject: FW: MT Pockets conversation July 30, 2018

Have we ever had a noise variance request for this location?

Thanks,
Kurt

From: Karen Harkness
Sent: Tuesday, July 31, 2018 7:10 PM
To: Kurt Eggebrecht <kurt.eggebrecht@appleton.org>; Don Harp <Don.Harp@Appleton.org>; Michelle Burton <Michelle.Burton@Appleton.org>
Subject: Fwd: MT Pockets conversation July 30, 2018

I meant to forward this to you and Michelle this morning. Just want to keep you in the loop. Don and I will review the approval paper work and I will reach out to PD to get all police calls since May.

Thanks-
K

Sent from my iPhone

Begin forwarded message:

From: Lindsey Krebsbach <lk2013_08@hotmail.com>
Date: July 30, 2018 at 5:42:58 PM CDT
To: "karen.harkness@appleton.org" <karen.harkness@appleton.org>
Subject: MT Pockets conversation July 30, 2018

Hello Karen,

First and foremost, Josh and I both want to thank you for taking the time to speak with us tonight regarding the issues we have been having with MT Pockets new outdoor patio. We are very concerned with how this new addition is affecting our neighborhood and community. We live in an older community, but we also have small children running around. My fiance and I do not have children, but if we did, I would be much more nervous about having this patio in our backyard.

We currently reside at 424 N Camellia Ln, Appleton, WI 54915, directly behind MT Pockets. As I understand we are very close, we should still be able to enjoy our own backyard and time spent outdoors in summer and right now, that is not possible most weekends. I have documented some of the major issues we have seen so far this summer below in a timeline of sorts.

Saturday, July 14 - We were having a backyard barbecue on our patio and were out pretty late. On two different occasions we had people try to walk into or through our backyard. One man walked into our backyard, came up to our guests and asked if we had a lighter. The other

occasion was much later when a gentlemen walked around the bar fence, into our backyard and looked to be trying to use our backyard as a bathroom.

Sunday, July 15 - MT Pockets had a band called Luma Knotty from 4-7. This was a BAND. There were large speakers, at least a 4-5 person band including guitars, drums and a singer. We were trying to enjoy our own backyard and we couldn't even have a conversation because the music was so incredibly loud. We also saw all of the band members come behind the bar when we could then smell marijuana coming from the area they were in, on two separate occasions throughout the afternoon. Brian, the bar owner did approach us and recognized that the music was loud and made a comment about the marijuana, but did not ask the band to leave or anything.

Sunday, July 22 - There was another very loud band, including drums, guitar and a singer. We could hear the music well over the TV and all of our doors and windows shut.

Friday, July 27 - People were on the outdoor patio playing corn hole/bag toss well past 11pm, being very loud and obnoxious. They were using very vulgar language as well. My fiance called the non emergency police number around 11:15 because we were under the impression they had to have everything shut down on the patio at 11pm. We did not see the police come, but the people were out there well back 12:30am as my fiance was up until about 1am. We would not have been able to have guests sleep in our guest bedroom or have any of our windows open without hearing the noise and yelling.

Monday, July 30 - We spoke to Brian around 4:30 pm regarding the noise issue on Friday night. He was made aware of the noise and people being out there outside of operating hours. He said he would contact Michelle to see what his restrictions were because he wasn't sure if the music had to be turned off by 11pm or all people had to also be off by 11pm. He was very receptive and listened and told us he would try to come up with ways to minimize the noise.

Monday, July 30 - We spoke with Karen Harkness regarding our reservations about the patio at MT Pockets and what our rights as residents and citizens are.

I will continue to document larger occurrences as they come up. We were under the impression, after seeing the proposal Brian submitted, that the hours of operation for the patio are 11am to 11pm and the music on sundays was supposed to be kept to "acoustic" and was not going to be large bands. We cannot have people screaming and yelling using vulgar language out there every night as we work and have to be up early every morning. We know there have been other complaints against them, not sure from which neighbors, but we have heard come comments from Brian himself regarding the cops being called.

We appreciate all of your help on this matter and appreciate you listening.

Thank you,
Lindsey Krebsbach and Josh Dalebroux

Lindsey - 920-418-3815
Josh - 920-536-0235