

**LIQUOR AND BEER MEETING
LOCAL LICENSING AUTHORITY
CITY OF GRAND JUNCTION, COLORADO
MUNICIPAL HEARING ROOM, CITY HALL, 250 NORTH 5TH STREET**

MINUTES

WEDNESDAY, JULY 3, 2013, 2:00 P.M.

HEARING OFFICER MICHAEL GRATTAN

I. CALL TO ORDER

The meeting convened at 2:00 p.m. Those present were Hearing Officer Mike Grattan, City Attorney John Shaver, and Deputy City Clerk Debbie Kemp.

II. APPLICATION FOR SPECIAL EVENTS PERMIT – Moved from Item IV

1. Grand Junction Lodge No. 270, Loyal Order of Moose, 567 25 ½ Road, Grand Junction, CO 81501, Malt, Vinous, and Spirituous, for the Stratton Wedding on July 6, 2013 from 7:00 a.m. to 12:00 a.m., WOTM USO Jam Session on July 13, 2013 from 1:00 p.m. to 11:30 p.m., and Berrica Birthday Party on July 27, 2013 from 7:00 a.m. to 12:00 a.m.

Officer and

Event Manager: Dennis Tobin, 2676 H Road, Grand Junction, CO 81506

Dennis Tobin, Officer and Events Manager for the Grand Junction Lodge No. 270, Loyal Order of Moose, was present.

Hearing Officer Grattan stated that each application will be considered separately.

Regarding the application for the Stratton Wedding on July 6, 2013, City Attorney Shaver handed Mr. Tobin a document and asked him to describe for the Authority what the document marked Exhibit A was. Mr. Tobin explained that the document is a Questionnaire and Affidavit and the event is for the Stratton Wedding. City Attorney Shaver asked Mr. Tobin if he has personal knowledge of the information contained in the document and asked him to describe the nature of the document and what is contained in it. Mr. Tobin said that it is a wedding for the Stratton family. They will have a banquet and have music. They expect to have 275 people in attendance. City Attorney Shaver asked if the event is to be held at 567 25 ½ Road and if that is Lodge 270, Loyal Order of Moose. Mr. Tobin said yes, it is. City Attorney Shaver asked Mr. Tobin how he is affiliated with the Moose Lodge. Mr. Tobin said he is the Administrator and Business Manager. City Attorney Shaver asked Mr. Tobin whose signature is on the second page of the document marked Exhibit A. Mr. Tobin said it was his signature. City Attorney Shaver called Mr. Tobin's attention to the document marked Exhibit B and asked them to describe it to the

Authority, specifically the area marked in red. Mr. Tobin said that the area marked in red is an 8,700 square foot ballroom with dance floor, bandstand, and bar adjacent to four bathrooms. City Attorney Shaver asked Mr. Tobin if what is shown on Exhibit B, is it known as the Moose Lodge? Mr. Tobin said yes. City Attorney Shaver asked Mr. Tobin if the red on the diagram indicates where the alcohol will be served. Mr. Tobin said yes. City Attorney asked what precautions are in place to ensure that only people of lawful age will be served alcohol. Mr. Tobin replied that all the bartenders are TIPS trained and two security people and two lodge officers will be present. City Attorney Shaver asked Mr. Tobin if Lodge 270 has hosted any events in the past and have there been any problems. Mr. Tobin said he believes they have had eight this year and have had no problems.

Hearing Officer Grattan admitted Exhibits A and B into the record and found that under Colorado State Statutes 12-48-106, there is no evidence that the issuance of the event would be injurious to the public welfare because of the nature of the special event, its location within the community, or the failure of the applicant in a past special event to conduct the event in compliance with applicable laws. He found that the application for a special events permit submitted by Grand Junction Lodge No. 270, Loyal Order of Moose for the Stratton Wedding was in order and approved.

City Attorney Shaver asked that the background for the witness be reflected in his testimony and no further questioning relative as to who he is or who he represents. Hearing Officer Grattan concurred and said that the diagram, Exhibit B, will also be reflected in the record because it is the same.

Regarding the WOTM USO Jam Session on July 13, 2013, City Attorney Shaver asked what the WOTM USO Jam Session is. Mr. Tobin stated that it is Women of the Moose Chapter which is a division of the Moose Lodge. City Attorney Shaver asked if the event is open to the public and not only for members of the lodge. Mr. Tobin responded affirmatively. City Attorney Shaver asked for clarification on the time of the event, from 1:00 p.m. to 11:30 p.m. Mr. Tobin said that is correct. City Attorney Shaver asked Mr. Tobin if the information in Exhibit A, the Special Event Permit Questionnaire and Affidavit, is true and accurate to the best of his knowledge and how does he come to have the knowledge. Mr. Tobin said it is correct and he has the knowledge because they work very closely with the Women of the Moose at the lodge. City Attorney Shaver asked Mr. Tobin if his signature is on the second page of the document marked Exhibit A. Mr. Tobin said yes. City Attorney Shaver advised that the Hearing Officer said he will take judicial notice relative to Exhibit B, the diagram, and asked Mr. Tobin if there is anything different in the diagram from the one presented in the Stratton Wedding application as well as all the security measures being the same. Mr. Tobin said there is no difference.

Hearing Officer Grattan admitted Exhibits A and B into the record, noted that there was no one present in opposition to the application, and found that under Colorado State Statutes 12-48-106, there is no evidence that the issuance of the event would be injurious to the public welfare because of the nature of the special event, its location within the community, or the failure of the applicant in

a past special event to conduct the event in compliance with applicable laws. He found that the application for a special events permit submitted by Grand Junction Lodge No. 270, Loyal Order of Moose for the WOTM USO Jam Session was in order and approved.

Regarding the Berrica Birthday Party on July 27, 2013, City Attorney Shaver asked Mr. Tobin if he has personal knowledge of Exhibit A and Exhibit B and how does he come to have the knowledge. Mr. Tobin said yes because he filled them out. City Attorney Shaver asked Mr. Tobin if his signature is on the second page of the document marked Exhibit A. Mr. Tobin said yes. City Attorney Shaver asked Mr. Tobin to describe the nature of the event. Mr. Tobin said that it is a birthday Quincenaera. They will have catered food. There will be a minimum of four security officers and two lodge officers. City Attorney asked Mr. Tobin if there is anything different in Exhibit B, the diagram, from the two prior applications or the security measures. Mr. Tobin said there is no difference.

City Attorney Shaver asked Mr. Tobin for confirmation on the time noted on the agenda for the event. 7:00 a.m. to 12:00 a.m. Mr. Tobin said that it should be 11:30 p.m. as the bar closes at midnight. He said that people will be in at 7:00 a.m. to decorate but alcohol will not be served until 5:00 p.m.

Hearing Officer Grattan admitted Exhibits A and B into the record and found that under Colorado State Statutes 12-48-106, there is no evidence that the issuance of the event would be injurious to the public welfare because of the nature of the special event, its location within the community, or the failure of the applicant in a past special event to conduct the event in compliance with applicable laws. He found that the application for a special events permit submitted by Grand Junction Lodge No. 270, Loyal Order of Moose for the Berrica Birthday Party was in order and approved.

2. March of Dimes Foundation, 634 Main Street, Suite 105, Grand Junction, CO 81501, Malt, Vinous, and Spirituous, for the March of Dimes MUDD Volley Ball on July 20, 2013 from 8:00 a.m. to 11:59 p.m. located at 745 23 Road, Grand Junction, CO 81505

Officer and
Event Manager: Terri Jones, 1360 Monument Ct., Fruita, CO 81521

Terri Jones, Division Director for the March of Dimes and the event manager, was present.

Hearing Officer Grattan asked for clarification of the times of the event, from 8:00 a.m. to just before midnight. Ms. Jones confirmed the times and said she anticipates the event will be over by 4:00 p.m. but asked for extra time just in case the tournament goes longer.

Hearing Officer Grattan noted that there is no one in the hearing room except for Officer Keech.

City Attorney Shaver handed Ms. Jones two documents marked Exhibits A, B, and C and asked her if she has personal information or knowledge contained in Exhibit A and if so, how she has that knowledge. Ms. Jones said she does because she filled out the application. City Attorney Shaver asked Ms. Jones to describe the event. Ms. Jones said that MUDD Volleyball is the first annual event that they are bringing over from the Denver market. It will be a tournament used as a fundraiser for the March of Dimes. City Attorney Shaver noted that Exhibit A indicates a security company will be present at the event and asked Ms. Jones to describe what they will do and asked for the name of the security company. Ms. Jones said that the security company will assist at check-in to check identification for 21 and older to consume alcohol, they will provide security guards around the entire event to watch for over consumption, and they will have someone in the beer area the entire time as well. The company is a local company called Drakon Defense.

Hearing Officer Grattan disclosed a litigation matter with Drakon Defense being the opponent that happened over a year prior. He did not believe there is any conflict but wanted to disclose it. City Attorney Shaver said the City will waive any apparent conflict. Ms. Jones said she will waive conflict as well.

Ms. Jones said that there will be participant wrist bands as well as over 21 and under 21 different colored bands.

City Attorney Shaver noted that Exhibit B appears to be a very large depiction of the area and asked Ms. Jones to describe it. Ms. Jones stated that it is a large scale diagram to give an overview of the location of the land that has been donated for the event. Ms. Jones said the event will be confined to the area shown on Exhibit C. City Attorney Shaver asked what the black area depicts on Exhibit C. Ms. Jones said that it will be fencing. City Attorney asked Ms. Jones if there are dimensions for the service area. Ms. Jones said it is yet to be determined and when they know the number of teams, they will be able to determine the size necessary for the service area. City Attorney Shaver asked what type of fencing will be used for the service area. Ms. Jones said it will be the orange plastic fencing with the holes provided by Taylor Fencing.

City Attorney Shaver asked Ms. Jones if the March of Dimes has had any events in the past and if so, have there been any problems. Ms. Jones said they have had multiple events years ago, one a year, with no problems. City Attorney Shaver asked Ms. Jones if she expects that this event will become an annual event. Ms. Jones said yes.

Hearing Officer Grattan asked the size of the whole parcel. Ms. Jones said it is 46 acres. Hearing Officer Grattan asked for clarification that alcohol will not be on all 46 acres. Ms. Jones said absolutely not. Hearing Officer Grattan asked if alcohol will be on the 23 acres where the parcel is split. Ms. Jones said no, it will be a much smaller area. Pointing Ms. Jones attention to the area on Exhibit C that indicates food and beer, he asked her if the alcohol service will be contained in that vicinity. Ms. Jones said yes.

Hearing Officer Grattan noted that no one else is in the hearing room and he has no problem with the event, however, he cannot approve an area that does not exist. He asked Ms. Jones if a 50' by 50' area would be large enough for the service area. Ms. Jones said yes.

Hearing Officer Grattan admitted Exhibits A, B, and C into the record and found that under Colorado State Statutes 12-48-106, there is no evidence that the issuance of the event would be injurious to the public welfare because of the nature of the special event, its location within the community, or the failure of the applicant in a past special event to conduct the event in compliance with applicable laws. He found that the application for a special events permit submitted by March of Dimes Foundation for the March of Dimes MUDD Volley Ball was in order and approved conditioned on the alcohol service area being in the general vicinity as indicated on Exhibit C and cannot be any larger than 50' by 50'.

III. APPLICATIONS TO RENEW LIQUOR AND BEER LICENSES

1. Kuniko Corporation dba Kuniko's Teriyaki Grill, 2695 Patterson Road, Unit #11, Grand Junction, CO 81506, Beer and Wine – **continued from June 5 and 19, 2013**

No one was present representing the applicant.

Ms. Kemp advised that the applicant is now in compliance with the Health Department.

The application for renewal for Kuniko Corporation dba Kuniko's Teriyaki Grill was found to be in order and approved.

2. New Asia Garden Inc. dba Asia Garden Chinese and Thai Cuisine, 2692 Hwy. 50 Units L & M, Grand Junction, CO 81503, Beer and Wine – **continued from June 5 and 19, 2013**

No one was present representing the applicant.

Ms. Kemp advised that the applicant is now in compliance with the Health Department.

The application for renewal for New Asia Garden Inc. dba Asia Garden Chinese and Thai Cuisine was found to be in order and approved.

IV. APPLICATION FOR CHANGE IN CORPORATE STRUCTURE

1. VAT, LLC dba Jack Rabbit Liquor, 2681 Unaweep Avenue, Unit C&D, Grand Junction, CO 81503, Retail Liquor Store

Removal of Phally Vat of 50% ownership back to Touch Vat to 100%

No one was present representing the applicant.

The application for change in corporate structure for VAT, LLC dba Jack Rabbit Liquor was found to be in order and approved.

V. APPLICATION TO REGISTER A NEW MANAGER

1. RLJII – R Grand Junction Lessee, LLC White Lodging Services dba Residence Inn by Marriott Grand Junction, 767 Horizon Drive, Grand Junction, CO 81506, Tavern

Sharah Russell, 1226 Q Road, Loma, CO 81524 replaces Heidi Johnson

No one was present representing the applicant.

The application to register a manager for RLJII – R Grand Junction Lessee, LLC White Lodging Services dba Residence Inn by Marriott Grand Junction was found to be in order and approved.

VI. APPLICATION FOR NEW LICENSE – RESOLUTION, FINDINGS AND DECISION AND REGISTRATION OF A MANAGER

1. Citrola's Italian Grill, LLC dba Citrola's Italian Grill and Bar, 624 Rae Lynn Road, Unit C, Grand Junction, CO 81505, Hotel and Restaurant

Owner: John Joseph Citrola, 907 26 Road, Grand Junction, CO 81506

Registered Manager: Kristen June Citrola, 907 26 Road, Grand Junction, CO 81506

Ms. Kemp requested continuance on this application because a notice was not posted ten days prior to the hearing as required by State Statutes.

The application for a new license for Citrola's Italian Grill, LLC dba Citrola's Italian Grill and Bar was continued to the July 17, 2013 Liquor and Beer Meeting.

VII. OTHER BUSINESS

There was none.

VIII. ADJOURNMENT

The meeting was adjourned at 2:33 p.m.

NEXT REGULAR MEETING – July 17, 2013

(A)

**SPECIAL EVENT PERMIT
QUESTIONNAIRE AND AFFIDAVIT**

1. Name of Event: Stretton wedding

2. How many attendees are expected at this event?
275

3. Describe the premises at which this event will take place.
moor - hodge main hall

4. What type of security will be provided at this event?
2 state certified private security guards
1 hodge officer

5. How many security personnel will be on hand?
managreed shirts - guards 2
Red vest - hodge officers 2

6. How will security personnel be identified?
managreed shirts - guards
Red vests officers

7. If this event is being held outdoors, how will the exterior boundaries of the premises be marked (i.e., roped, fenced, etc.)?

8. What method will be used in checking identification for proper age of attendees (i.e., at the door, at the bar, etc.) and how will underage patrons be identified so as not to be served alcohol beverages (i.e., stamp or mark on the hand, etc.)
Trained officers & state certified
guards verified ID & wrist bands

9. How will the conduct and level of intoxication of attendees be monitored and by whom?

Tips Trained Bartenders & Lodge Officers

10. Have the volunteers or members of your organization been trained in the sale/service of alcohol beverages?

Tips Training

11. What types of alternate beverages and food/snacks will be available?

water, pop, coffee, catered dinner

12. Has a State and City Sales Tax Number been initiated by you or a member of your organization? If so, provide those numbers in the space provided.

00401369 - state

4021224 city

I hereby certify, under penalty of perjury, that the information provided to the Grand Junction Liquor Licensing Authority contained in this affidavit is true and accurate to the best of my knowledge.

Dennis J. Tale
Applicant's Signature

Date 5/30/13

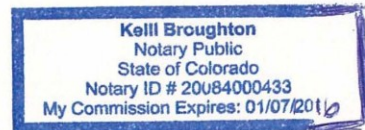
STATE OF COLORADO)
COUNTY OF MESA) SS.
CITY OF GRAND JUNCTION)

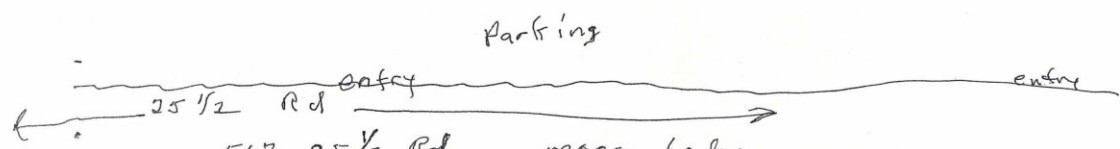
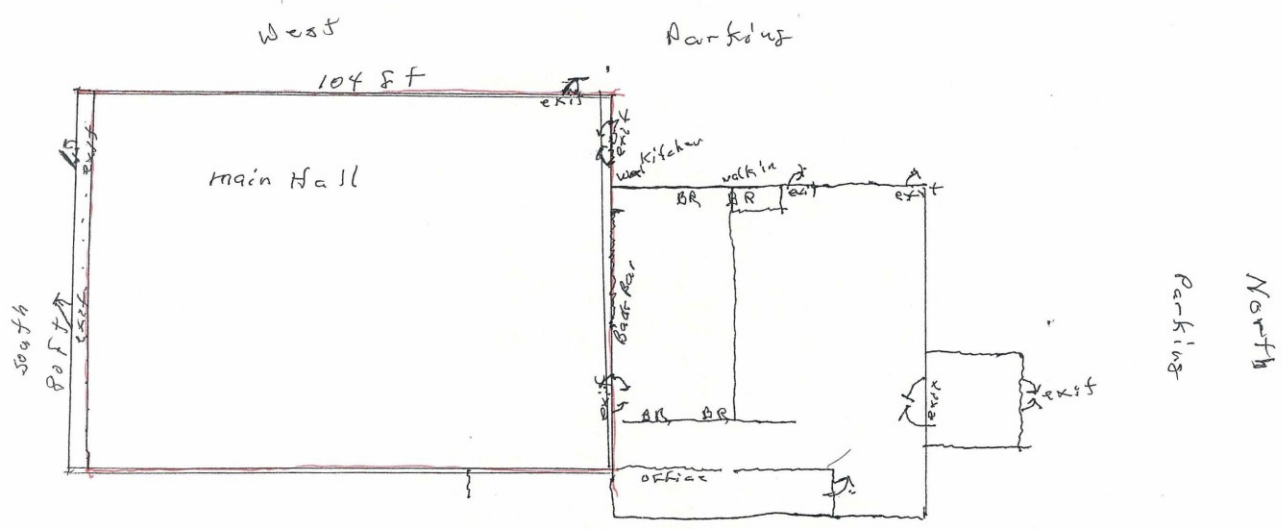
Subscribed and sworn to before me this 30th day of May, 20 13.

Witness my hand and official seal.

[Signature]
Notary Public

My commission expires 01-07-2016





567 25 1/2 Rd MOOSE LODGE
 Double lines depict area of special permit

Area designated for special permit in Red

(B)

(A)

SPECIAL EVENT PERMIT
QUESTIONNAIRE AND AFFIDAVIT

1. Name of Event: WOTM USO Jam Session

2. How many attendees are expected at this event?
250

3. Describe the premises at which this event will take place.
main hall / moose lodge # 270

4. What type of security will be provided at this event?
lodge officer

5. How many security personnel will be on hand?
2 Lodge officer

6. How will security personnel be identified?
Red vests

7. If this event is being held outdoors, how will the exterior boundaries of the premises be marked (i.e., roped, fenced, etc.)?
Indoors

8. What method will be used in checking identification for proper age of attendees (i.e., at the door, at the bar, etc.) and how will underage patrons be identified so as not to be served alcohol beverages (i.e., stamp or mark on the hand, etc.)
Rubber stamps
Arm Bands

9. How will the conduct and level of intoxication of attendees be monitored and by whom?

Tips trained Bartenders

10. Have the volunteers or members of your organization been trained in the sale/service of alcohol beverages?

yes

11. What types of alternate beverages and food/snacks will be available?

coffee, Tea, water
popcorn - sandwiches

12. Has a State and City Sales Tax Number been initiated by you or a member of your organization? If so, provide those numbers in the space provided.

00401349-000 state
4021224 city

I hereby certify, under penalty of perjury, that the information provided to the Grand Junction Liquor Licensing Authority contained in this affidavit is true and accurate to the best of my knowledge.

Dennis [Signature]
Applicant's Signature

Date 6/6/13

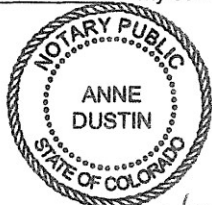
STATE OF COLORADO)
COUNTY OF MESA) SS.
CITY OF GRAND JUNCTION)

Subscribed and sworn to before me this 6th day of June, 20 13.

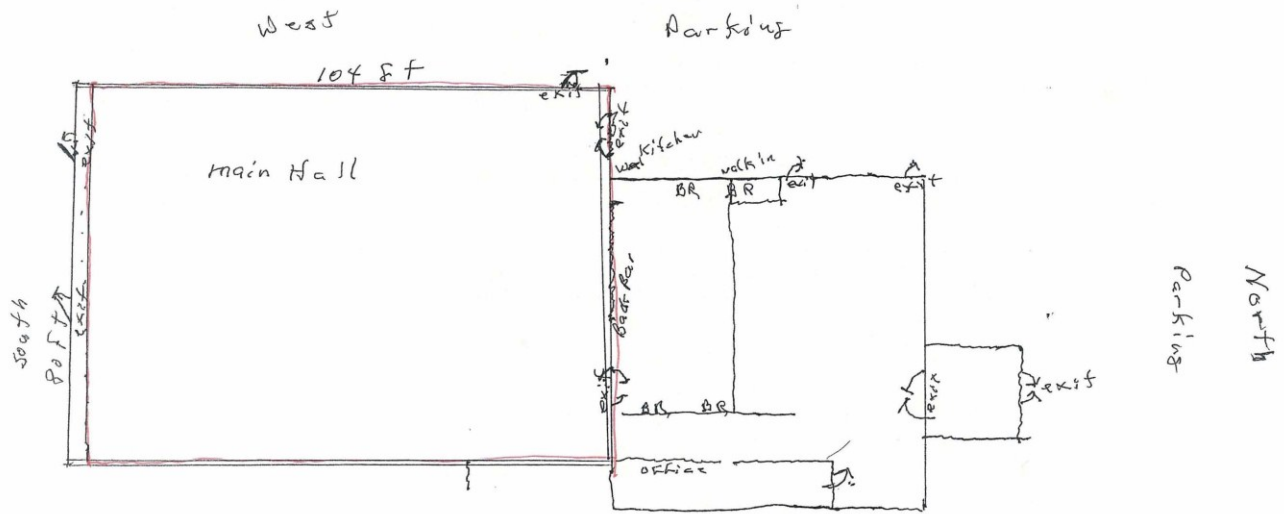
Witness my hand and official seal.

Anne Dustin
Notary Public

My commission expires 03/18/2016



My Commission Expires 03/18/2016



Area designated for special permit in Red

15

(A)

**SPECIAL EVENT PERMIT
QUESTIONNAIRE AND AFFIDAVIT**

1. Name of Event: Berrica ~~Beccaria~~ Birthday Party

2. How many attendees are expected at this event?
275

3. Describe the premises at which this event will take place.
moose lodge 278 ~~Society~~ main Hall

4. What type of security will be provided at this event?
2 state licensed security
2 lodge officers

5. How many security personnel will be on hand?
four

6. How will security personnel be identified?
monogrammed shirts
Lodge Red vests

7. If this event is being held outdoors, how will the exterior boundaries of the premises be marked (i.e., roped, fenced, etc.)?

8. What method will be used in checking identification for proper age of attendees (i.e., at the door, at the bar, etc.) and how will underage patrons be identified so as not to be served alcohol beverages (i.e., stamp or mark on the hand, etc.)
checked for age & identified by wrist
bands - by security personnel

9. How will the conduct and level of intoxication of attendees be monitored and by whom?

Tips Trained Bartenders & Lodge officials
that are Tips Trained

10. Have the volunteers or members of your organization been trained in the sale/service of alcohol beverages?

yes

11. What types of alternate beverages and food/snacks will be available?

water, Pop, coffee - catered dinner

12. Has a State and City Sales Tax Number been initiated by you or a member of your organization? If so, provide those numbers in the space provided.

1294-401369-0003

I hereby certify, under penalty of perjury, that the information provided to the Grand Junction Liquor Licensing Authority contained in this affidavit is true and accurate to the best of my knowledge.

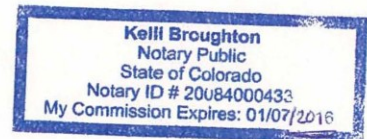
Dennis J. Toli Date 5/30/13
Applicant's Signature

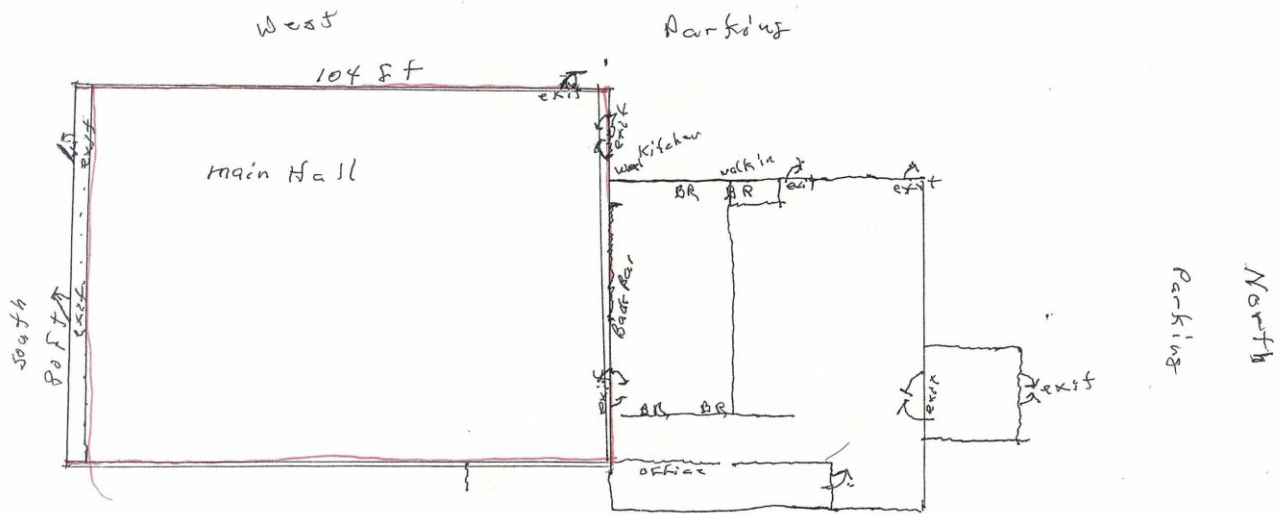
STATE OF COLORADO)
COUNTY OF MESA) SS.
CITY OF GRAND JUNCTION)

Subscribed and sworn to before me this 30th day of May, 20 13.

Witness my hand and official seal.

[Signature] My commission expires 01-07-2016
Notary Public





567 25 1/2 Rd MOOSE LODGE
 Double lines depict area of special permit

Area designated for special permit in Red

(B)

A

SPECIAL EVENT PERMIT QUESTIONNAIRE AND AFFIDAVIT

1. Name of Event: March of Dimes MUDD Volleyball

2. How many attendees are expected at this event?
750+

3. Has the event been held in the past? If so, how many years?
No

4. Have there ever been any violations or citations issued during the event in the past?
No

5. Describe the premises at which this event will take place.
745 23 Road is 46 acres of raw land

6. What type of security will be provided at this event?
March of Dimes will hire a professional security company to provide security for the entire event.

7. How many security personnel will be on hand?
4-6

8. How will security personnel be identified?
The hired security company will be identified through security uniforms

9. If this event is being held outdoors, how will the exterior boundaries of the premises be marked (i.e., roped, fenced, etc.)?
The event site is currently fenced for seraration of land and road access. Additional roping will be placed around alcohol area.

10. What method will be used in checking identification for proper age of attendees (i.e., at the door, at the bar, etc.) and how will underage patrons be identified so as not to be served alcohol beverages (i.e., stamp or mark on the hand, etc.)
The hired security companay will provide identification checks via the registration area. Participants partaking in consumption will be identified via a wrist band. Tickets for beverages will be purchased.

11. How will the conduct and level of intoxication of attendees be monitored and by whom?
the hired security company will be tasked with intoxication control and monitoring.

12. Have the volunteers or members of your organization been trained in the sale/service of alcohol beverages?

Yes

13. What types of alternate beverages and food/snacks will be available?
Water and nonalcoholic beverages will be available to participants to purchase. Food trucks will be on hand for purchase as well.

14. Has a State and City Sales Tax Number been initiated by you or a member of your organization? If so, provide those numbers in the space provided.

yes 98-02633-0000

I hereby certify, under penalty of perjury, that the information provided to the Grand Junction Liquor Licensing Authority contained in this affidavit is true and accurate to the best of my knowledge.

[Signature] Date 5.29.13
Applicant's Signature

STATE OF COLORADO)
COUNTY OF MESA) SS.
CITY OF GRAND JUNCTION)

Subscribed and sworn to before me this 29th day of May, 20 13.

Witness my hand and official seal.

[Signature] My commission expires April 6, 2016
Notary Public







RS