

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

MINUTES

WEDNESDAY, APRIL 6, 2011, 2:00 P.M.

I. **CALL TO ORDER** - The meeting was called to order at 2:00 p.m. in which Hearing Officer Grattan recused himself and Alternate Hearing Officer Phil Coebergh would be hearing the first two items on the agenda.

II. **APPLICATION FOR RENEWAL AND REVIEW AND AUTHORIZE STIPULATION, AGREEMENT AND ORDER** by Hearing Officer Phil Coebergh

1. Review and Authorize Stipulation, Agreement and Order for Renewal for Fantasy LLC dba Fantasy, 2258 Colex Drive, Grand Junction, CO 81505, Tavern

January 16, 2011 an employee engaged in sexual act which is prohibited by law

Kevin Eardley, Owner, was present as was City Staff Attorney Delayne Merritt. Hearing Officer Coebergh asked Mr. Eardley if he was aware of the documents presented to him. Mr. Eardley said he was and that he has met with the City Staff Attorney. Ms. Merritt explained the background on the incident and what the applicant has done at the establishment to prevent this from happening again. The applicant has agreed to an eight day suspension, four days held in abeyance for a period of one year, and a fine paid in lieu of active suspension of \$1,261.89.

Hearing Officer Coebergh signed and approved the order. Ms. Peterson will send out the Certificate of Mailing.

2. Application for Renewal for Fantasy LLC dba Fantasy, 2258 Colex Drive, Grand Junction, CO 81505, Tavern

Kevin Eardley, Owner, was present. Ms. Peterson reported the application was filed in a timely manner and all reports were in compliance with the exception of the Fire Department. The issue is the sprinkler heads bring covered by ceiling tiles in the upstairs and the Fire Department gave him 30 days to make changes and have a follow-up inspection.

The application for renewal for Fantasy LLC dba Fantasy was found to be in order and Hearing Officer Coebergh gave Mr. Eardley 45 days to comply with the requirements of the Fire Department.

Agenda will continue with Hearing Officer Mike Grattan – 2:08 P.M.

III. APPLICATIONS TO RENEW LIQUOR AND BEER LICENSES

1. Loyal Order of Moose Grand Junction #270 dba Loyal Order of Moose Grand Junction Lodge 270, 567 25 ½ Road, Grand Junction, CO 81505, Club

No one was present representing the applicant.

The application for renewal for Loyal Order of Moose Grand Junction #270 dba Loyal Order of Moose Grand Junction Lodge 270 was found to be in order and approved.

2. Shiman Chu, LLC dba No Coast Sushi, 1119 N. 1st Street Unit A, Grand Junction, CO 81501, Hotel and Restaurant

Elizabeth Boyd, Owner, was present.

The application for renewal for Shiman Chu, LLC dba No Coast Sushi was found to be in order and approved.

IV. APPLICATIONS TO RENEW LIQUOR AND BEER LICENSES WITH MODIFICATION OF PREMISES

1. Nepal Restaurant GJ LLC dba Nepal Restaurant, 356 Main Street, Grand Junction, CO 81501, Hotel and Restaurant

Modification of premises: Outdoor Dining Lease area to include alcohol service

Anil Luitel, Owner, was present.

Ms. Peterson read the results of the survey that was conducted into the record (attached).

City Attorney Shaver asked Mr. Luitel if he heard the results and believed the findings were a true and accurate representation of the survey. Mr. Luitel said yes. City Attorney Shaver asked who conducted the survey. Mr. Luitel said that he did. City Attorney Shaver asked how the survey was conducted. Mr. Luitel said that he went around the defined neighborhood, knocked on people's doors, and advised them what they are doing at the restaurant and asked people if they would like to sign the survey.

Hearing Officer Grattan showed Mr. Luitel two different drawings. Hearing Officer Grattan marked the proposed diagram as Exhibit A (see attached) and the existing diagram as Exhibit B (see attached). Hearing Officer Grattan asked Mr. Luitel if he agreed with this. He stated yes, Exhibit A has the additional 15 seats outside.

The application for a modification of premises and renewal for Nepal Restaurant GJ LLC dba Nepal Restaurant was found to be in order and approved.

V. APPLICATION FOR REGISTRATION OF NEW MANAGER

1. CEC Entertainment Inc. dba Chuck E. Cheese's, 2424 Hwy. 6 & 50, Suite #232, Grand Junction, CO 81501, Hotel and Restaurant

Kelly Savage, 707 ½ Spanish Trail, Grand Junction, CO 81505 to replace David McLaughlin

There was no one present representing the applicant. Ms. Peterson report the local police report was fine but C.B. I is still pending. The application for Registration of a New Manager was approved.

VI. APPLICATION FOR A SPECIAL EVENTS PERMIT

1. Mesa State College Foundation, 1450 N. 12th Street, Grand Junction, CO 81501 – Grand Valley Beer Festival on May 21, 2011, from 1:00 p.m. to 5:00 p.m., Mesa State College, College Center Ballroom, 1100 North Avenue

President/Secretary of Org.: Douglas May, 687 Long Rifle Road, Grand Junction, CO 81507

Event Manager: Rick Adleman, 3021 Oakwood Drive, Grand Junction, CO 81504

Rick Adleman, Event Manager, was present. City Attorney Shaver asked Mr. Adleman who completed the questionnaire for this event. Mr. Adleman said Lindsay Byers, Program Coordinator, who works with the Maverik Club which is the Booster Club for Mesa State College Foundation. This organization raises money for the Foundation. Mr. Adleman gave a description of what they are looking to do with this event. Hearing Officer Grattan marked the diagram as Exhibit A (see attached) and asked Mr. Adleman to describe the area for the Beer Tasting Festival.

Hearing Officer Grattan asked about the status of Mesa State College applying for their own liquor license. City Attorney Shaver said the process is started with the approval of the type of license going to City Council on April 18th.

The application for a Special Events Permit for Mesa State College Foundation for the Grand Valley Beer Festival on May 21, 2011 was found to be in order and approved.

2. Latin Anglo Alliance Foundation, Inc., P.O. Box 1734, Grand Junction, CO 81502 – Cinco de Mayo Celebration on May 14, 2011 from 10:00 a.m. to 11:00 p.m., Parking Lots North of Colorado Avenue between 6th and 7th Streets and Colorado Avenue between 6th and 7th Streets between Colorado Avenue and Alley South of Main Street for Business Parking

President/Secretary of Org.: Louis Martinez, 1924 Chipeta Court, Grand

Junction, CO 81501

Event Manager: Mike Archuleta, 667 Cordial Court, Grand Junction, CO 81501

Mr. Melvin Madril, Licensing/Permits Coordinator, was present representing the applicant. Mr. Madril described the event and stated this is the 31st year. He said they usually see between 12-14,000 people throughout the weekend.

The application for a Special Events Permit for Cinco de Mayo Celebration on May 14, 2011 was found to be in order and approved.

VII. APPLICATION FOR A TRANSFER OF OWNERSHIP

1. Rush Corporation dba Kokopelli Liquors, 2996 D Road, Grand Junction, CO 81504, previously Kokopelli Liquors LLC dba Kokopelli Liquors, Retail Liquor License

Owner: Bradley J. Rush, 618 Hamlet Street, Grand Junction, CO 81506

Bradley Rush, Owner, was present. Ms. Peterson reported the paper work was in order and the applicant is operating on a temporary license. All the reports are in compliance.

Hearing Officer Grattan and City Attorney Shaver concurred and approved the application for Transfer of Ownership for Rush Corporation dba Kokopelli Liquors.

VIII. REVIEW AND AUTHORIZE STIPULATION, AGREEMENT AND ORDER

1. Yummy, LLC dba Enzo's Pizzeria & Italian Café, 759 Horizon Drive, Grand Junction, CO 81507, Hotel and Restaurant

January 15, 2011 sold to a person under the age of twenty-one years

There was no one present. Hearing Officer Grattan signed the presented Stipulation, Agreement and Order. Ms. Peterson will mail out the Certificate of Mailing.

2. Bank 8 Billiards, Inc. dba Bank 8 Billiards, 2460 F Road, Grand Junction, CO 81505, Tavern

January 15, 2011 sold to a person under the age of twenty-one years

There was no one present. Hearing Officer Grattan signed the presented Stipulation, Agreement and Order. Ms. Peterson will mail out the Certificate of Mailing.

3. Black Bear Diner (GJ), LLC dba Black Bear Diner, 624 Rae Lynn Street, Grand

Junction, CO 81505, Beer and Wine

January 22, 2011 sold to a person under the age of twenty-one years

There was no one present. Hearing Officer Grattan signed the presented Stipulation, Agreement and Order. Ms. Peterson will mail out the Certificate of Mailing.

4. Rosco's, Inc. dba Kannah Creek Brewing Company, 1960 N. 12th Street, Grand Junction, CO 81501, Brew Pub

January 22, 2011 sold to a person under the age of twenty-one years

There was no one present. Hearing Officer Grattan signed the presented Stipulation, Agreement and Order. Ms. Peterson will mail out the Certificate of Mailing.

5. WTB Enterprises Inc. dba Blue Moon Bar and Grille, 120 7th Street, Grand Junction, CO 81501, Hotel and Restaurant

January 15, 2011 sold to a person under the age of twenty-one years

There was no one present. Hearing Officer Grattan signed the presented Stipulation, Agreement and Order. Ms. Peterson will mail out the Certificate of Mailing.

6. Hong Luong, Inc. dba Bamboo City, 2472 F Road, Grand Junction, CO 81505, Beer and Wine

January 15, 2011 sold to a person under the age of twenty-one years

There was no one present. Hearing Officer Grattan signed the presented Stipulation, Agreement and Order. Ms. Peterson will mail out the Certificate of Mailing.

7. Rendezvous of GJ Ltd dba Le Rouge, 317 Main Street, Grand Junction, CO 81501, Hotel and Restaurant

January 15, 2011 sold to a person under the age of twenty-one years

There was no one present. Hearing Officer Grattan signed the presented Stipulation, Agreement and Order. Ms. Peterson will mail out the Certificate of Mailing.

8. Carino's Italian Kitchen Inc. dba Carino's Italian Restaurant, 2480 Hwy. 6&50, Grand Junction, CO 81505, Hotel and Restaurant

January 22, 2011 sold to a person under the age of twenty-one years

There was no one present. Hearing Officer Grattan signed the presented Stipulation, Agreement and Order. Ms. Peterson will mail out the Certificate of Mailing.

9. VAT, LLC dba Jack Rabbit Liquor, 2681 UnawEEP Avenue, Grand Junction, CO 81503, Retail Liquor Store

December 16, 2010 stored liquor in an unlicensed premise without a warehouse storage permit

Touch Vat, Owner, was present. Hearing Officer Grattan asked Mr. Vat if he has read and understands the agreement and has any objection to it. Mr. Vat said yes he understood and no he didn't have any objections. Hearing Officer Grattan signed the presented Stipulation, Agreement and Order. Ms. Peterson will mail out the Certificate of Mailing.

Ms. Peterson also presented Hearing Officer Grattan the State issued Warehouse Storage Permit and it was explained to Mr. Vat he would be able to now use the permit.

IX. ADJOURNMENT – 3:00 p.m.

NEXT REGULAR MEETING – April 20, 2011

MEMO: Local Licensing Authority
FROM: Juanita Peterson, Deputy City Clerk
DATE: March 21, 2011
SUBJECT: Application for a modification of premises to allow alcohol in the outside patio area

Nepal Restaurant GJ, LLC filed an application with the Local Licensing Authority on February 10, 2011 for a modification of premises at 356 Main Street under the trade name of Nepal Restaurant. The application and supplementary documents were reviewed, found to be in order, and accepted. The hearing date was set for April 6, 2011.

In order to address the reasonable requirements of the neighborhood and the desires of the adult inhabitants of the neighborhood, the applicant conducted a survey. The neighborhood boundaries are defined as: Teller Avenue on the north, 4th Avenue on the south, 9th Street on the east, and West Avenue on the west and includes both sides of the streets as the outer boundaries.

The results of that survey are as follows:

If you support/oppose this proposed modification of premises as described above because this will not conflict with the reasonable requirements of the designated area and it is your desire the modification be approved/not approved.

Business Results:	FAVOR:	41
	OPPOSE:	0
Residential Results:	FAVOR:	56
	OPPOSE:	0

No letters of opposition or counterpetitions have been filed to date.

There were 16 responses that were disqualified because the listed address was outside the defined neighborhood, there was no address listed, and or no date.

Reports have been requested from the Grand Junction Police Department to investigate the corporate officers for local criminal history and the Grand Junction Sales Tax Department to verify the sales tax is in compliance.

The number of similar-type outlets in the survey area is as follows:

Hotel and Restaurant – 16 (Fly'n Roosters, 626 on Rood, The Winery, Blue Moon Bar and Grill, Weavers Tavern, Two Rivers Convention Center, Le Rouge, Dream Café,

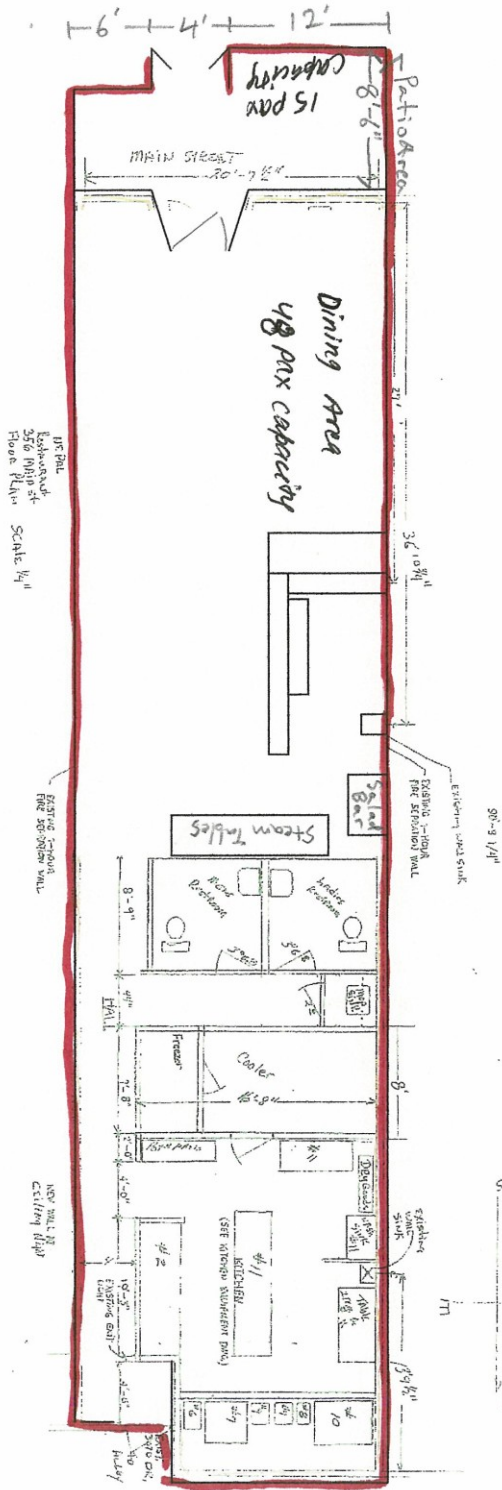
Dolce Vita, Il Bistro, La Bamba, Suehiro Japanese Restaurant, Junct'n Square Pizza,
Los Reyes, Naggie McGee's)

That concludes this report.

cc: Applicant
John Shaver, City Attorney
Lisa Maestas, Grand Junction Police Department
File

Proposed Diagram
Nepal Restaurant
Exhibit A

A



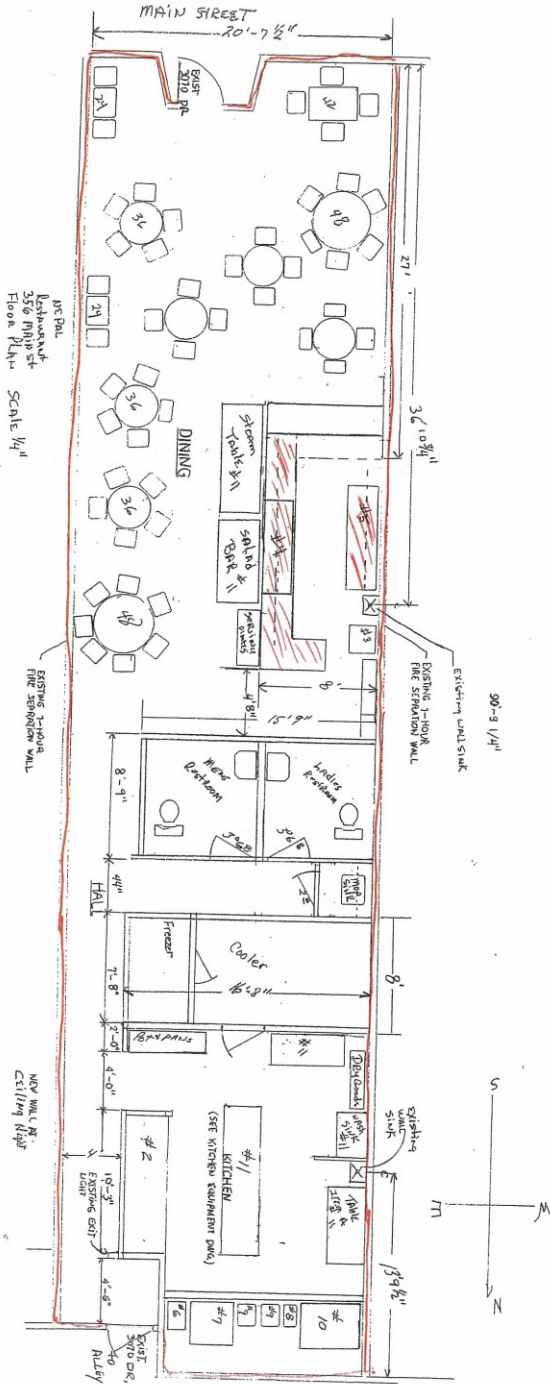
Proposed

Nepal Restaurant QJ LLC
356 main st.

Current Diagram
Nepal Restaurant
Exhibit B



Current Drawing
Nepal Restaurant PT LLC
356 main st.
Grand Junction CO 81501
Total seating capacity is 48 pax



Grand Valley Beer Festival
May 21, 2011
Exhibit A

A

