# LIQUOR AND BEER MEETING LOCAL LICENSING AUTHORITY CITY OF GRAND JUNCTION, COLORADO MUNICIPAL HEARING ROOM, CITY HALL, 250 NORTH 5<sup>TH</sup> STREET

#### MINUTES

#### WEDNESDAY, MAY 19, 2010 2:00 p.m.

I. <u>CALL TO ORDER</u> – The meeting convened at 2:00 p.m. Those present were Hearing Officer Michael Grattan, City Attorney John Shaver, and Deputy City Clerk Juanita Peterson.

#### II. APPLICATIONS TO RENEW LIQUOR AND BEER LICENSES

1. Rockslide Brew Pub, Inc., dba Rockslide Brew Pub, 401 Main Street, Grand Junction, CO, 81501, Brew Pub

No one was present representing the applicant. Ms. Peterson reported that all of the paperwork was in order.

The application for renewal was found to be in order and approved.

2. DELK6, LLC, dba Country Inns of America, 718 Horizon Drive, Grand Junction, CO, 81506, Tavern

Mr. David Lehmann, Owner, was present representing the applicant. Ms. Peterson reported that all of the paperwork was in order.

The application for renewal was found to be in order and approved.

 Grapes, Grain & Barley Discount Liquor Inc., dba Grapes, Grain & Barley Discount Liquor, 1040 Independent Avenue, Grand Junction, CO 81505, Retail Liquor Store

No one was present representing the applicant. Ms. Peterson reported that all of the paperwork was in order.

The application for renewal was found to be in order and approved.

4. Thrifty Payless, Inc. dba Rite Aid #6367, 400 N. 1<sup>st</sup> Street, Grand Junction, CO, 81501, 3.2% Beer (Off-Premises)

No one was present representing the applicant. Ms. Peterson reported that all of the paperwork was in order.

The application for renewal was found to be in order and approved.

#### III. APPLICATION FOR MODIFICATION OF PREMISES

1. Yummy LLC dba Enzo's Pizzeria Italian Café, 759 Horizon Drive, Grand Junction, CO, 81506, Hotel and Restaurant

Addition of outdoor patio area, 384 sq. ft.

Mr. Vince Favale, Owner, was present along with employees Allison Timmerman and Jen Barnes. Ms. Peterson reported the paperwork was in order and read the results of the survey into the record (see attached).

City Attorney Shaver asked Mr. Favale if he believes the results read by Ms. Peterson to be a true and accurate account of the survey. He agreed and stated he brought both employees who conducted the survey with him. City Attorney Shaver asked Mr. Favale to explain the instructions given by him to his employees who conducted the survey. Mr. Favale said he instructed his employees to present the petition and explain the nature of the addition to their current restaurant.

Hearing Officer Grattan asked the employees if they agreed with the information provided and if they did the survey together. Yes they agreed and they explained that they went together and split off, and the other time went on their own. They were out a total of three days.

Hearing Office Grattan asked if there was anyone present who was in favor or opposed to the modification. Seeing no one, City Attorney Shaver and Hearing Officer Grattan concurred that the neighborhood was in favor of the addition of the 364 sq. ft. patio area and approved the modification.

2. Stoner Enterprises dba Andy's Liquor Mart, 922 N. 1<sup>st</sup> Street, Grand Junction, CO 81501, Retail Liquor Store

Additional of 2500 sq. ft. of retail and warehouse area.

Mr. John Oles, Manager, was present along with Owner, Ms. Darlene Stoner. Ms. Peterson reported the paperwork was in

order and that she had checked with the Planning Department to make sure there was no Conditional Use Permit (CUP) required and read the results of the survey into the record (see attached).

City Attorney Shaver asked Mr. Oles if he believes the results read by Ms. Peterson was a true and accurate account of the survey. He agreed and stated he conducted the survey. City Attorney Shaver asked Mr. Oles to explain the process of how he conducted the survey. Mr. Oles explained that he took two days to conduct the survey and just explained that they were expanding at Andy's Liquor. City Attorney Shaver asked Mr. Oles if he went back more than one time to attempt to contract the ones who were not available. Mr. Oles said no, that it was only one attempt.

Hearing Officer Grattan asked Mr. Oles to take a look at the diagram and asked Mr. Oles if the proposed new expansion was shown in the blue cross-hatch area of Exhibit A (see attached). Mr. Oles said yes.

Hearing Office Grattan asked if there was anyone present who was in favor or opposed to the modification. Seeing no one, City Attorney Shaver and Hearing Officer Grattan concurred that the neighborhood was in favor of the 2500 sq. ft. expansion of the retail store and approved the modification.

- **IV.** OTHER BUSINESS None.
- **V. ADJOURNMENT** 2:20 p.m.

**NEXT REGULAR MEETING – June 2, 2010** 



MEMO: Local Licensing Authority

FROM: Juanita Peterson, Deputy City Clerk

DATE: May 4, 2010

SUBJECT: Application for a modification of an existing Hotel and

Restaurant liquor license by Yummy LLC dba Enzo's

Pizzeria & Italian Café

Yummy LLC filed an application with the Local Licensing Authority on April 29, 2010 for modification of a hotel and restaurant liquor license permitting sales of malt, vinous and spirituous liquors by the drink for consumption on the premises at 759 Horizon Drive, under the trade name of Enzo's Pizzeria & Italian Café. The modification is an outdoor patio area with 6 tables and 24 chairs (384 sq. ft.). The application and supplementary documents were reviewed, found to be in order and accepted. The hearing date was set for May 19, 2010.

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 was defined as the area bounded on the North by Yucatan Court, South by Cortland Avenue, East by 28 Road, and West by 26 ½ Road and includes both sides of the streets as the outer boundaries. The results of that survey are as follows:

Check, the <u>YES</u> column if you <u>SUPPORT</u> the 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 <u>be</u> <u>approved.</u>

Check, the **NO** column if you **OPPOSE** the proposed modification of premises as described above because this will conflict with the reasonable requirements of the designated area and it is your desire the modification **not be approved.** 

Yes	114
No	0

Out of the responses above 54 were residents and 60 were businesses. There was one signature disqualified due to no address.

There were 4 sheets of "Exhibit to Survey Petition" provided by the applicant which are attached.

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

Hotel and Restaurant – 10 (Bin 707, WW Peppers, Grand Vista Hotel, Las Palmas, Coco's Bakery, Holiday Inn Hotel & Suites, Doubletree, Good Pastures, Bookcliff Country Club, and Applebee's)

There has not been any remonstrances or petitions received in the City Clerk's office as of the date of this letter.

That concludes this report.

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

### EXHIBIT TO SURVEY PETITION Page 1\_ of 4\_

FOR: Enzo's Pizzaina & Italian Cafe

Street No.	Street Name	Reason	Additional Attempts	
	Birdie Drive	□ Not 21 Years of Age □Refused to Sign →No Answer □No Solicitors □Other	☐ Yes ☐ No # of attempts	
729	Birdie Drive	□ Not 21 Years of Age    Refused to Sign □No Answer □No Solicitors □Other		
731	Birde Brive	□ Not 21 Years of Age → Refused to Sign □ No Answer □ No Solicitors □ Other	, , , , , , , , , , , , , , , , , , , ,	
745	Golfmore Drive	□ Not 21 Years of Age Refused to Sign □No Answer □No Solicitors □Other		
747	Coffmore Drive.	□ Not 21 Years of Age □Refused to Sign □No Answer □No Solicitors □Other		
	Golfmore Drive	□ Not 21 Years of Age □Refused to Sign ∠No Answer □No Solicitors □Other		
739 738	pasific	□ Not 21 Years of Age Refused to Sign □No Answer □No Solicitors □Other		
2686	Carol Place	□ Not 21 Years of Age □Refused to Sign No Answer □No Solicitors □Other		
	CarolPlace	□ Not 21 Years of Age □Refused to Sign Answer □No Solicitors □Other		
1046	Lakepide p-	□ Not 21 Years of Age □Refused to Sign →No Answer □No Solicitors □Other		
1044	Lakeside Dv.	□ Not 21 Years of Age □Refused to Sign □No Answer □No Solicitors □Other		
1034	Lakeside Dr.	□ Not 21 Years of Age □Refused to Sign □No Answer □No Solicitors □Other		
10 20	Lakeside Dr	□ Not 21 Years of Age □Refused to Sign □No Answer □No Solicitors □Other		
	(alexade DV.	□ Not 21 Years of Age □Refused to Sign □No Answer □No Solicitors □Other		
703	Lakerson Dr.	□ Not 21 Years of Age □Refused to Sign □No Answer □No Solicitors □Other		
3133	Lalosiae Way	□ Not 21 Years of Age □Refused to Sign □No Answer □No Solicitors Other		
. 1810	Bramblina Ovil	□ Not 21 Years of Age □Refused to Sign ☑No Answer □No Solicitors □Other		
1830	BIHPUN )	□ Not 21 Years of Age □Refused to Sign □No Answer □No Solicitors □Other		
1920	BiHan	□ Not 21 Years of Age □Refused to Sign □No Answer □No Solicitors □Other		
1740	Bi Hom	□ Not 21 Years of Age □Refused to Sign ☑No Answer □No Solicitors □Other		
1720	Bittern	□ Not 21 Years of Age □Refused to Sign ON Answer □No Solicitors □Other		

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### EXHIBIT TO SURVEY PETITION Page 2 of 4

FOR: Enzos Pirreia & Italian Case

Street No.	Street Name	Reason	Additional Attempts
718	Birate Dr.	□ Not 21 Years of Age □ Refused to Sign No Answer □ No Solicitors □ Other	☐ Yes ☐ No # of attempts
122	Birdne 1	□ Not 21 Years of Age □Refused to Sign □No Answer □No Solicitors □Other	
134	Author De	□ Not 21 Years of Age □Refused to Sign./□No Answer □No Solicitors □Other	
176	Rivaie DV	□ Not 21 Years of Age □Refused to Sign □No Answer □No Solicitors □Other	
7 28	Burde Dr.	□ Not 21 Years of Age Befused to Sign □No Answer □No Solicitors □Other	
7 30	Brane Dr.	□ Not 21 Years of Age □Refused to Sign KNo Answer □No Solicitors □Other	
731	Godfmore Dr.	□ Not 21 Years of Age □Refused to Sign ♠No Answer □No Solicitors □Other	
729	Golfnore Dr.	□ Not 21 Years of Age □Refused to Sign ONo Answer □No Solicitors □Other	
TOT	GOOLEMONE DE	□ Not 21 Years of Age □Refused to Sign Who Answer □No Solicitors □Other	
5.5	Grollmera Dr.	□ Not 21 Years of Age □ Refused to Sign □ Mo Answer □ No Solicitors □ Other	
714	Colfman DV	□ Not 21 Years of Age □Refused to Sign □No Answer □No Solicitors □Other	
717	Pacific Or	□ Not 21 Years of Age □Refused to Sign □No Answer □No Solicitors □Other	
721	Pacific Dr.	□ Not 21 Years of Age ARefused to Sign □No Answer □No Solicitors □Other	
425	Pacific Dr.	□ Not 21 Years of Age □Refused to Sign ØNo Answer □No Solicitors □Other	· /
775	Daniel Dr.	□ Not 21 Years of Age □Refused to Sign ☑No Answer □No Solicitors □Other	
715	Daniel Dr.	□ Not 21 Years of Age ARefused to Sign □ No Answer □ No Solicitors □ Other	
2680	Victor et.	□ Not 21 Years of Age □Refused to Sign → No Answer □No Solicitors → Other	
110	Daniel Dr.	□ Not 21 Years of Age □Refused to Sign '□No Answer □No Solicitors □Other	
2649	Kimberly (st DV.	□ Not 21 Years of Age □Refused to Sign ⑤No Answer □No Solicitors □Other	
2685	Kinkerly Dr.	□ Not 21 Years of Age □Refused to Sign □No Answer □No Solicitors □Other	
374	Daniel Or.	□ Not 21 Years of Age □Refused to Sign / □No Answer □No Solicitors □Other	

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FOR: Enzos Pizzena

Street No.	Street Name	Reason	Additional Attempts
368	Lalusi H. Dr.	□ Not 21 Years of Age □Refused to Sign ☑No Answer □No Solicitors □Other	☐ Yes ☐ No # of attempts
376	Lalu side Dr.	□ Not 21 Years of Age □Refused to Sign ØNo Answer □No Solicitors □Other	
363	Lalastal Dr.	□ Not 21 Years of Age □Refused to Sign ØNo Answer □No Solicitors □Other	
383	Lakuside Dr.	□ Not 21 Years of Age □Refused to Sign □No Answer □No Solicitors □Other	
340	Laleside Dr.	□ Not 21 Years of Age □Refused to Sign □No Answer □No Solicitors □Other	
321	Lateral Dr.	□ Not 21 Years of Age □Refused to Sign ØNo Answer □No Solicitors □Other	
2742	Compass Dr.	□ Not 21 Years of Age Defused to Sign □No Answer □No Solicitors □Other	
, ,	Safeway (nolissa)	□ Not 21 Years of Age □ Refused to Sign □ No Answer □ No Solicitors □ Other	
915	Lakeside Dr.	□ Not 21 Years of Age / □Refused to Sign Ø Answer □No Solicitors □Other	The state of the s
125	Lakesique Dr.	□ Not 21 Years of Age □Refused to Sign No Answer □No Solicitors □Other	
93599	5 Lakerd Dr.	□ Not 21 Years of Age □Refused to Sign ☑No Answer □No Solicitors □Other	
403	Lakside Dr.	□ Not 21 Years of Age □Refused to Sign (□No Answer □No Solicitors □Other	
804	Lakuside Pri	□ Not 21 Years of Age □Refused to Sign (♠No Answer □No Solicitors □Other	
101	Lakside Pr.	□ Not 21 Years of Age □Refused to Sign ♠No Answer □No Solicitors □Other	
104	Lakesde Dr.	□ Not 21 Years of Age □Refused to Sign ☑No Answer □No Solicitors □Other	
603	1155 Laleeside No	□ Not 21 Years of Age □Refused to Sign □No Answer □No Solicitors □Other	
603	Lakesde Dr.	□ Not 21 Years of Age □Refused to Sign → ANo Answer □No Solicitors □Other	
1001	Laluside Dr.	□ Not 21 Years of Age □Refused to Sign ØNo Answer □No Solicitors □Other	
202	Lalaside Dr.	□ Not 21 Years of Age □Refused to Sign □No Answer □No Solicitors □Other	
303	Lalestell Dr.	□ Not 21 Years of Age □Refused to Sign ☑No Answer □No Solicitors □Other	
20%	- Laluside DV.	□ Not 21 Years of Age □Refused to Sign □No Answer No Solicitors □Other	

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FOR: ENZO'S DIZZANA & Hallan Cafe.

Street No.	Street Name	Reason	Additional Attempts
	4 11 1	□ Not 21 Years of Age □Refused to Sign → Answer □No Solicitors □Other	☐ Yes ☐ No # of attempts
1630	Courtland	□ Not 21 Years of Age □Refused to Sign ☑ Answer □ No Solicitors □Other	
1602	Court land	□ Not 21 Years of Age □Refused to Sign No Answer □No Solicitors □Other	
1550	Courtland	□ Not 21 Years of Age □Refused to Sign □No Answer □No Solicitors □Other	
		□ Not 21 Years of Age □Refused to Sign □No Answer □No Solicitors □Other	
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		□ Not 21 Years of Age □Refused to Sign □No Answer □No Solicitors □Other	



MEMO: Local Licensing Authority

FROM: Juanita Peterson, Deputy City Clerk

DATE: May 7, 2010

SUBJECT: Application for a modification of an existing Retail Liquor Store

liquor license by Stoner Enterprises dba Andy's Liquor Mart

Stoner Enterprises filed an application with the Local Licensing Authority on April 10, 2010 for modification of a retail liquor store liquor license permitting sales of malt, vinous and spirituous liquors in sealed containers not for consumption at place where sold on the premises at 922 N. 1<sup>st</sup> Street, under the trade name of Andy's Liquor Mart. The modification is a 2500 sq. ft. expansion of retail and warehouse area. The application and supplementary documents were reviewed, found to be in order and accepted. The hearing date was set for May 19, 2010.

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 was defined as the area bounded on the North by Hall Avenue, South by Grand Avenue, East by 7<sup>th</sup> Street and West by Base Rock Avenue and includes both sides of the streets as the outer boundaries. The results of that survey are as follows:

Check, the <u>YES</u> column if you <u>SUPPORT</u> the 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 <u>be approved</u>.

Check, the **NO** column if you **OPPOSE** the proposed modification of premises as described above because this will conflict with the reasonable requirements of the designated area and it is your desire the modification **not be approved.** 

Yes	104
No	0

Out of the responses above 87 were residents and 17 were businesses. There was one signature disqualified due to no address. There were 6 signatures that were disqualified due to 2 not marking yes or no and 4 that were loose and not attached.

There were 2 sheets of "Exhibit to Survey Petition" provided by the applicant which are attached.

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

Retail Liquor Stores – 1 (Grand Central Liquors)

There has not been any remonstrances or petitions received in the City Clerk's office as of the date of this letter.

That concludes this report.

cc: Applicant

John Shaver, City Attorney

Lisa Maestas, Grand Junction Police Department

File

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andyo Liguor Mart

Street No.	Street Name	Reason	Additional Attempts
# 148	201 Franklin	™ Not 21 Years of Age □ Refused to Sign □ No Answer □ No Solicitors □ Other	☐ Yes ☑ No # of attempts
# 18/18	201 Franklin	□ Not 21 Years of Age □ Refused to Sign → No Answer □ No Solicitors □ Other	1
# 178	gul Franklin	□ Not 21 Years of Age □ Refused to Sign ¬No Answer □ No Solicitors □ Other	
# 138	201 Franklin	□ Not 21 Years of Age □ Refused to Sign ★No Answer □ No Solicitors □ Other	(
#1	201 Frank les	□ Not 21 Years of Age Agefused to Sign □No Answer □No Solicitors □Other	(
#2	201 Franklin	□ Not 21 Years of Age □ Refused to Sign ANO Answer □ No Solicitors □ Other	1
#3	201 Franklin	□ Not 21 Years of Age □ Refused to Sign vNo Answer □ No Solicitors □ Other	
#6	201 Franklin	□ Not 21 Years of Age □Refused to Sign ¬ No Answer □ No Solicitors □ Other	
#1	QUI Franklin	□ Not 21 Years of Age □Refused to Sign →No Answer □No Solicitors □Other	1
#4	201 Frankler	□ Not 21 Years of Age □Refused to Sign Answer □No Solicitors □Other	1
#5	201 Fraklin	□ Not 21 Years of Age □Refused to Sign → No Answer □No Solicitors □Other	1
#6	DUI Franklin	□ Not 21 Years of Age □Refused to Sign ★No Answer □No Solicitors □Other	(
1395	Bassin St.	□ Not 21 Years of Age □Refused to Sign • No Answer □No Solicitors □Other	\
264	W. Karpedy	□ Not 21 Years of Age □Refused to Sign ¬No Answer □No Solicitors □Other	(
835	w Kennady	□ Not 21 Years of Age □ Refused to Sign ¬No Answer MNo Solicitors □ Other	
130	w Kenned	□ Not 21 Years of Age □Refused to Sign No Answer □No Solicitors □Other	1
199	W Kennady	□ Not 21 Years of Age □Refused to Sign → No Answer □No Solicitors □Other	(
265	Indopedat	□ Not 21 Years of Age □Refused to Sign →No Answer □No Solicitors □Other	, 1
264	Lubradast	Not 21 Years of Age □Refused to Sign □No Answer □No Solicitors □Other	1
62	Indicadent	□ Not 21 Years of Age □ Refused to Sign □ No Answer □ No Solicitors □ Other	(
		□ Not 21 Years of Age □Refused to Sign ■No Answer □No Solicitors □Other	(

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Street No.	Street Name	Reason	Additional Attempts
211	Bolton	□ Not 21 Years of Age □Refused to Sign XNo Answer □No Solicitors □Other	☐ Yes ☐ No # of attempts
010	Balford	□ Not 21 Years of Age □Refused to Sign ⊃No Answer □No Solicitors □Other	1
997	Belfore	□ Not 21 Years of Age □Refused to Sign No Answer □No Solicitors □Other	,
23 1	bolland	□ Not 21 Years of Age □Refused to Sign XNo Answer □No Solicitors □Other	
245	ballored	□ Not 21 Years of Age □Refused to Sign XNd Answer □No Solicitors □Other	)
335	8Qford	□ Not 21 Years of Age □Refused to Sign No Answer □No Solicitors □Other	
5.36	Bosord	□ Not 21 Years of Age □ Refused to Sign No Answer □ No Solicitors □ Other	1
604	Bolford	□ Not 21 Years of Age □Refused to Sign □No Answer ★No Solicitors □Other	1
H59	BOGGE	□ Not 21 Years of Age □Refused to Sign No Answer □No Solicitors □Other	(
136	Teller	□ Not 21 Years of Age □Refused to Sign No Answer □No Solicitors □Other	\
133	Telen	□ Not 21 Years of Age □Refused to Sign Answer □No Solicitors □Other	1 1
443	teller	□ Not 21 Years of Age □Refused to Sign □No Answer □No Solicitors □Other	1
905	5+95+	□ Not 21 Years of Age Refused to Sign □No Answer □No Solicitors □Other	(
H37	Elm Ct	□ Not 21 Years of Age □Refused to Sign No Answer □No Solicitors □Other	1
724	ElmCK	□ Not 21 Years of Age □Refused to Sign No Answer □No Solicitors □Other	1
444	N. Starood	□ Not 21 Years of Age □Refused to Sign PNo Answer □No Solicitors □Other	· ' ' ' ' ' ' ' ' ' ' ' ' ' ' ' ' ' ' '
1619	W. Shorean	□ Not 21 Years of Age □Refused to Sign No Answer □No Solicitors □Other	
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