

**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, JULY 7, 2010 2:00 p.m.**

I. **CALL TO ORDER** – 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. Fisher's Liquor Barn, Inc., dba Fishers Liquor Barn, 2438 F Road, Grand Junction, CO 81506, 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.

2. City of Grand Junction dba Avalon Theater, 159 Main Street, Grand Junction, CO 81501, Arts

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.

3. Outback/Denver I, L.P dba Outback Steakhouse #0621, 2432 Hwy 6&50, Grand Junction, CO 81505, Hotel and Restaurant

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. Danner Clark LLC dba Fly'n Roosters, 200 W. Grand Avenue, Units 4&5, Grand Junction, CO 81501, Hotel and Restaurant

Steve Danner, Owner, was present. Ms. Peterson reported that all of the paperwork was in order.

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

5. Orange Coast Investment, Inc. dba Grand Vista Hotel, 2790 Crossroads Blvd., Grand Junction, CO 81506, Hotel and Restaurant

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.

6. Flavors West, LLC dba Qdoba Mexican Grill, 2536 Rimrock Drive, #100, Grand Junction, CO 81505, Hotel and Restaurant

Jeff Warner, Regional Manager for Flavors West LLC, was present representing the applicant. Ms. Peterson reported that all of the paperwork was in order and the applicant did submit a letter regarding the violation of November 14, 2009 in which a sale to a minor occurred. Ms. Peterson read the letter into the record. This does match what the Police Department reported.

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

7. Kuniko Corporation dba Kuniko's Teriyaki Grill, 1133 Patterson Road, Unit #11, Grand Junction, CO 81506, Beer and Wine

Rie Pruitt, 10% Owner, was present representing the applicant. Ms. Peterson reported that all of the paperwork was in order and the applicant did submit a letter regarding the violation on November 13, 2009 in which Rie Pruitt sold to a minor and received a 2 day suspension, February 20, 2010 from 12:01 a.m. to February 21, 2010 11:59 p.m. from the State. This does match what the Police Department reported.

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

8. Hong Luong Inc. dba Bamboo City, 2472 F Road #2, Grand Junction, CO 81505, Beer and Wine

No one was present representing the applicant. Ms. Peterson reported that all of the paperwork was in order. Hearing Office Grattan disclosed that he represented one of the previous owners. City Attorney Shaver did not feel there was a conflict as Hearing Officer Grattan was the opposing lawyer.

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

10. Erich and Barb LLC dba Rocky Mountain Pub (formerly The Snowflake), 539 Colorado Avenue, Grand Junction, CO 81501, Tavern

Connie Plum, General Manager, was present representing the applicant. Ms. Peterson reported that all of the paperwork was in order and the applicant did submit a letter regarding the violations this past year and Ms. Peterson read that into the record. This does match what the Police Department reported.

City Attorney stated for the record that since the last violation in November 2009 there has not been any other violations, unless Ms. Plum knew of anything else. She responded there has been none. Ms. Plum responded that they have increased security and they have a no tolerance policy and have really tried to clean up the establishment.

Hearing Officer Grattan stated that they need to keep a clean slate this next year to have a favorable renewal next year.

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

### **III. APPLICATIONS TO RENEW LIQUOR AND BEER LICENSES WITH TASTING PERMIT**

1. SINH LLC dba Redlands Liquor, 2500 AA Broadway, Grand Junction, CO 81503, Retail Liquor Store

No one was present representing the applicant. Ms. Peterson reported that the paperwork for the renewal was in order but the control plan and the application for the Tasting Permit were not. The dates for this licensed year were not clear and she sent it back to the applicant to re-submit twice.

City Attorney Shaver asked Ms. Peterson when the license expires. Ms. Peterson said July 13, 2010. Hearing Officer Grattan said he would like to hear the renewal but continue the Tastings Permit until the next hearing. City Attorney Shaver concurred. Ms. Peterson said the City Clerk's Office would advise the applicant.

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

### **IV. APPLICATIONS TO RENEW LIQUOR AND BEER LICENSES WITH LATE FILING**

1. Western Colorado Botanical Society dba Western Colorado Botanical Gardens, 701 Struthers Avenue, Grand Junction, CO 81501, Arts – 27 days late filing

Laura Stafford, Marketing and Promotions Director, was present. Ms. Peterson reported that all of the paperwork was in order and read the letter submitted by the applicant into the record for the late filing.

City Attorney Shaver asked Ms. Peterson how many times they have had a late filing. Ms. Peterson reported three and described the first being a late filing due to the renewal was not sent to the mailing address; the second time last year the current board could not decide if they wanted to continue to have a liquor license and filed late and they paid an additional fee; and then again this year.

Ms. Stafford responded that with the changes in their office, this must have been overlooked. She has confirmed with the State that they do have the correct mailing address and she has only been there for 1 ½ years and was not aware of all of the previous late filings.

Hearing Officer Grattan stated he was requesting some kind of procedure be put in place and submitted to the City Clerk's Office so they can be proactive to avoid future late filings. Hearing Officer Grattan said that he would like to review this in 3 months which would be the September 15, 2010 hearing. He explained to Ms. Stafford that if she submitted the plan to the City Clerk's Office she would not need to appear at the hearing if she complied. Only an update to the Authority would be needed.

Hearing Office Grattan found that there was good cause for the late filing and approved the application for renewal.

2. RLJII Grand Junction White Lodging Services dba Residence Inn by Marriott Grand Junction, 767 Horizon Drive, Grand Junction 81506, Tavern – 23 days late filing but sent to the State

Samuel Karabel, General Manager, was present. Ms. Peterson reported that all of the paperwork was in order and read the letter into the record submitted by the applicant for the late filing.

City Attorney Shaver asked Ms. Peterson when the application reached the State. Ms. Peterson said on May 20, 2010 which was 23 days late.

Mr. Karabel explained that this was his first time filing a renewal and now after he spoke with the City Clerk's Office, he knows he must file the renewal locally first, 45 days in advance, and that this won't happen again.

City Attorney Shaver asked if this is the first late filing with the applicant. Ms. Peterson said yes.

Hearing Office Grattan found that there was good cause for the late filing and approved the application for renewal.

## **V. APPLICATION FOR SPECIAL EVENTS PERMIT**

1. Impact Amateur Boxing Inc., PO Box 2023, Grand Junction, CO 81502, Event - "Cage Raiser" July 31, 2010 from 11:00 a.m. to 11:45 p.m. at the Grand Junction Harley Davidson parking lot, 2747 Crossroads Blvd., Special Event Permit, Malt, Vinous and Spirituous Liquors

Brook Blaney, President and Event Manager, was present. Ms. Peterson reported that all of the paperwork was in order. Mr. Blaney described the event and Amateur Boxing to the Authority. Mr. Blaney said the reason for wanting the event at the Harley Davidson parking lot is that they are a title sponsor.

City Attorney Shaver asked Mr. Blaney the hours of the event. Mr. Blaney responded 11:00 a.m. to 11:45 p.m. The afternoon they will use for set-up, but the doors won't open until 5:00 p.m. City Attorney Shaver asked how and where they would check identification of the attendees. Mr. Blaney showed the Authority the diagram and indicated that they really were not going to use as much of the parking lot as he has indicated on the drawing. Mr. Blaney also

said that they were going to serve spirituous liquors along with the beer which he had not indicated on the menu. City Attorney Shaver explained to Mr. Blaney that the diagram and menu submitted is what is being approved today and any changes should be amended before the Authority approves it today.

Hearing Officer Grattan told Mr. Blaney he would continue this item at the end of the agenda after he did the revisions.

## **VI. APPLICATION FOR MODIFICATION OF PREMISES**

1. GJ Super Bowl LLC dba GJ Scores, 2445 F ¾ Road, Grand Junction, CO 81505, Tavern

Modification of premises is to install a floor and stage over 12 bowling lanes.

William Steele, Owner, was present. Ms. Peterson reported the paperwork was in order but that modification was started prior to the paperwork being filed. The modification has been completed. The applicant conducted a needs and desires survey which Ms. Peterson read into the record (see attached).

City Attorney Shaver asked Mr. Steele if he believes the results read by Ms. Peterson to be a true and accurate account of the survey. Mr. Steele responded that he did. City Attorney Shaver asked Mr. Steele who conducted the survey. Mr. Steele said his son and his wife and indicated they were present. City Attorney Shaver asked Mr. Steele who gave instructions to his son and his wife. Mr. Steele said they got the instructions from the City Clerk's office. Ms. Peterson stated that she gave Mr. Steele the instructions but not the son and his wife and she believed there was some confusion regarding conducting the survey.

Hearing Officer Grattan asked Mr. Steele to describe what the modification was. Mr. Steele said they temporarily covered up 12 lanes but would be able to remove the floor and stage if they decide to go back to having the bowling lanes open.

Hearing Officer Grattan asked if there was anyone present who was in favor or opposed to the modification. Seeing no one, based on the results of the survey, City Attorney Shaver and Hearing Officer Grattan concurred that the neighborhood was in favor of the modification to install a floor and stage over 12 bowling lanes and approved the modification.

Ms. Peterson wanted Mr. Steele to know and it to be on the record that if they decide to remove the floor and stage this would trigger another modification of premises and another survey would need to be conducted and this would need to be done prior to the removal. City Attorney Shaver agreed. Mr. Steele indicated he understood.

**VII. SHOW CAUSE HEARING AND APPLICATION TO RENEW LIQUOR AND BEER LICENSE**

1. CEC Entertainment, Inc., dba Chuck E. Cheese's, 2424 Hwy 6&50, Grand Junction, CO 81505, Hotel and Restaurant

Pursuant to Section 12-47-901 (1)(a.5)(I), C.R.S., it is unlawful to sell, serve, give away, or dispose of, exchange, or deliver or permit the sale, serving, giving, or procuring of any alcohol beverage to or for any person under the age of twenty-one years

Jamie Beard, Assistant City Attorney, advised the Authority that the City has reached a plea agreement with Chuck E. Cheese's. They have agreed to a 7 day suspension of its license as a penalty for its violation of the Colorado Liquor Code, five days of the suspension to held in abeyance for a period of one year from the approval of this Agreement by the Local Licensing Authority, pending no further violations of the Colorado Liquor Code or any applicable local ordinance or regulation during that period. The Licensee may pay a fine equivalent to twenty percent of the Licensee's estimated gross revenue from the sale of alcohol beverages during a period of two days, which the applicant elected to do which was submitted to the City Clerk's Office on July 6, 2010 in the amount of \$200. Ms. Beard described the changes the applicant has implemented with the age verification system and with Mr. McLaughlin as the manager who was only on site for one day when this violation happened.

Colleen Scissors, Attorney for the Licensee, was present. Hearing Officer Grattan asked Ms. Scissors if she reviewed the stipulation and understands it and finds it acceptable. Ms. Scissors said yes. Hearing Officer Grattan asked if Ms. Scissors entered into the agreement willingly and voluntarily without being coerced. Ms. Scissors said yes. Hearing Officer Grattan asked Ms. Scissors if she would like him to enter the stipulation into the record as an order of the Authority. Ms. Scissors said yes.

Hearing Officer Grattan signed the agreement and asked that the City Clerk's office mail out the signed agreement in accordance with the certificate of mailing.

**Application to Renew Liquor License**

Ms. Peterson reported that all the paperwork was in order. The applicant did submit a letter regarding the November 14, 2009 incident which the above show cause hearing was in reference. Ms. Peterson read that letter into the record. Ms. Peterson asked Ms. Scissors if she would let the licensee know that in their letter to her they indicated they would serve a two day suspension in addition to paying a fine and they were not required to serve that suspension. Ms. Scissors said she would notify them.

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

**VIII. OTHER BUSINESS**

Continuation of the Application for Special Events Permit with Impact Amateur Boxing Inc. review process.

Mr. Blaney approached the bench and submitted to Hearing Officer Grattan and City Attorney Shaver a “revised” diagram and menu. Hearing Officer Grattan marked the diagram Exhibit A and the menu Exhibit B. Hearing Officer Grattan and City Attorney Shaver concurred with the clarification and questions answered.

The application for a Special Event Permit was found to be in order and approved.

**IX. ADJOURNMENT – 2:55 p.m.**

**NEXT REGULAR MEETING – July 21, 2010**

MEMO: Local Licensing Authority  
 FROM: Juanita Peterson, Deputy City Clerk  
 DATE: June 24, 2010  
 SUBJECT: Application for a modification of an existing Tavern liquor license by GJ Super Bowl LLC dba GJ Scores, 2445 F ¾ Road

GJ Super Bowl LLC filed an application with the Local Licensing Authority on June 1, 2010 for modification of a tavern liquor license permitting sales of malt, vinous and spirituous liquors by the drink for consumption on the premises at 2445 F ¾ Road, under the trade name of GJ Scores. **The modification will include installation of a floor over existing bowling lanes and install a stage.** The application and supplementary documents were reviewed, found to be in order and accepted. The work for the modification was done in advance of the modification being approved by the local authority. The hearing date was set for July 7, 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 for the modification. The neighborhood was defined as the area bounded on the North by G Road, South by River Road, East by 25 ½ Road and West by 23 ½ Road and includes both sides of the streets as the outer boundaries. The neighborhood was enlarged to cover adequate residential and businesses due to location of the area. The questions that were presented and the results of that survey are as follows:

Check, the **YES** column if you **SUPPORT** 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 **be approved.**

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	101
No	0

Out of the responses above 38 were residents and 63 were businesses. There were 14 disqualified due to being outside of the area and one under 21 years of age and one that I could not verify the address.



There were one sheet of "Exhibit to Survey Petition" provided by the applicant.

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

Tavern – 2 (Bank 8 Billiards and Junction Indoor Tennis)

There has not been any remonstrance's 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

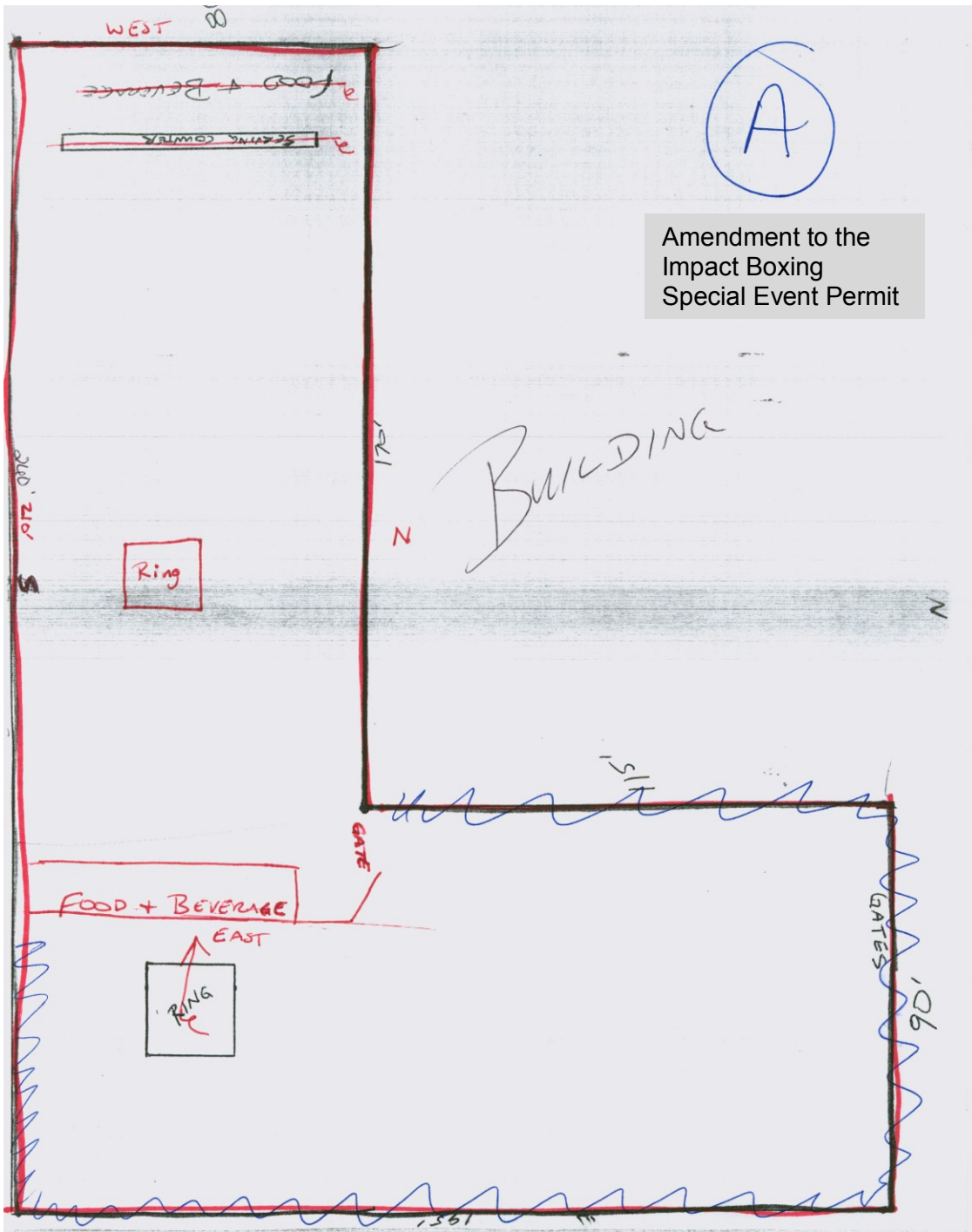
EXHIBIT TO SURVEY PETITION

Page 1 of 1

FOR: GJ Scores Super Bowl LLC

Street No.	Street Name	Reason	Additional Attempts
701 1/2	Willow Creek	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	<input type="checkbox"/> Yes <input type="checkbox"/> No # of attempts
703	Willow Creek	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
704	Willow Creek	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
709	Willow Creek	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
707.5	Willow Creek	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input type="checkbox"/> No Answer <input checked="" type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
714	Willow Creek	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input type="checkbox"/> No Answer <input checked="" type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
717	Willow Creek	<input checked="" type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
719	Willow Creek	<input checked="" type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
721.5	Willow Creek	<input checked="" type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
2422.5	Sack Creek	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
2431	Sack Creek	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input checked="" type="checkbox"/> Other	Does not speak English
717	Spanish Trail	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
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15-15



Amendment to the  
Impact Boxing  
Special Event Permit

A

BUILDING

Ring

FOOD + BEVERAGE  
EAST

RING

GATES  
90'

GATE

WEST 00

FOOD + BEVERAGE

SEATING COUNTER

212' 212'

175'

1,561' 11'

511'

# Menu

(B)

Amendment to the  
Impact Boxing  
Special Event Permit

## Food

**Pizza** – By the slice

## Beverages

### **Non-Alcoholic**

Soda

Water

### **Alcoholic**

Beer

SPIRITUOUS LIQUORS

WINE