

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

MINUTES

WEDNESDAY, AUGUST 18, 2010 2:00 p.m.

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. APPLICATIONS TO RENEW LIQUOR AND BEER LICENSES

1. Dillon Companies, Inc. dba City Market #1, 2770 Hwy. 50 South, City Market #9, 1909 N. 1st Street, City Market #18, 2830 North Avenue, and City Market #32, 200 Rood Avenue, Grand Junction, CO, 3.2% Beer Retail (Off Premises)

Denise Kerr, Store Manager for City Market #1, and Barb Osness, Property Manager for the City Markets, representing the stores for liquor licensing matters, were present.

The application for renewal for City Market #1 was found to be in order and approved.

The application for renewal for City Market #9 was found to be in order and approved.

The application for renewal for City Market #18 was found to be in order and approved.

The application for renewal for City Market #32 was found to be in order and approved.

2. McGovern Enterprises, Inc. dba Pizza Hut of Grand Junction No. 1, 1440 North Avenue, No. 2, 704 Horizon Drive, and No. 3, 601 N. 1st Street, Grand Junction, CO, 3.2% Beer Retail (On Premises)

No one was present representing the applicant.

The application for renewal for Pizza Hut of Grand Junction No. 2 was found to be in order and approved.

The application for renewal for Pizza Hut of Grand Junction No. 3 was found to be in order and approved.

Ms. Kemp reported that Pizza Hut of Grand Junction No. 1 disclosed a violation for selling to a minor on November 14, 2009. A copy of the stipulation was attached to the renewal application for the explanation.

City Attorney Shaver asked Ms. Kemp if the copy of the stipulation that was provided is consistent with what is in the file for Pizza Hut of Grand Junction No. 1. Ms. Kemp said that it is.

The application for renewal for Pizza Hut of Grand Junction No. 1 was found to be in order and approved.

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

No one was present representing the applicant.

The application for renewal for Kannah Creek Brewing Company was found to be in order and approved.

4. Ad-In Enterprises, LLC, dba Junction Indoor Tennis Center, 535 25 ½ Road, Grand Junction, CO 81505, Tavern

No one was present representing the applicant.

The application for renewal for Junction Indoor Tennis Center was found to be in order and approved.

5. Black Bear Diner (GJ), LLC. dba Black Bear Diner, 624 Rae Lynn Road, Grand Junction, CO 81505, Beer and Wine

No one was present representing the applicant.

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

III. APPLICATION FOR A CHANGE IN CORPORATE STRUCTURE

1. Thrifty Payless, Inc. dba Rite Aid #6178, 1834 N. 12th Street, Rite Aid #6258, 2992 F Road, and #6367, 400 N. 1st Street, Grand Junction, CO, 3.2% Beer Retail (Off Premises)

Removal of Charles Kibler, President. Replaced with Kenneth Black, previously Vice President

Ms. Kemp reported that Thrifty Payless, Inc. does have a Master File with State Liquor Enforcement in Denver.

The applications for change in corporate structure for Thrifty Payless, Inc. dba Rite Aid #6178, #6258, and #6367 were found to be in order and approved.

IV. APPLICATION FOR SPECIAL EVENTS PERMIT

1. Grand Junction Parks and Recreation, 1340 Gunnison Avenue, Grand Junction, CO 81501 – Pork and Hops Challenge on September 9, 2010 from 6:00 p.m. to 10:00 p.m., September 10, 2010 from 4:00 p.m. to 10:00 p.m., and September 11, 2010 from 11:00 a.m. to 11:00 p.m. at Lincoln Park, 1340 Gunnison Avenue, Malt and Vinous

President: Rob Schoeber, 2598 Kayden Court, Grand Junction, CO 81505

Event Manager: Larry Manchester, 2287 Vista Rio Ct., Grand Jct., CO 81507

Larry Manchester, Recreation Supervisor/Event Coordinator, was present.

Ms. Kemp reported that all of the paperwork was in order.

City Attorney Shaver asked Ms. Kemp if Mr. Manchester provided a letter describing the capacity of the event. Ms. Kemp said that he did.

Hearing Officer Grattan asked Mr. Manchester if it is his signature on the letter. Mr. Manchester stated that it is. Hearing Officer Grattan entered the letter into the record as Exhibit A.

City Attorney Shaver asked Mr. Manchester to describe the nature of the event and explain why other licensed facilities would be

inadequate or unavailable to sponsor the event. Mr. Manchester explained that it is a barbeque competition with approximately 50 barbeque teams present from across the country and there is a music element to the festival. The event will most likely exceed 10,000 people. There is no venue in the area that could accommodate the event. He said that this is the 4th year for the event and he has been the coordinator for this event for all 4 years.

Looking at the diagram provided for the event, Hearing Officer Grattan asked Mr. Manchester where the alcohol service area is. Mr. Manchester said that it will be in the main festival ground and will be fenced and secured by paid security. Hearing Officer Grattan entered the diagram into the record as Exhibit B.

City Attorney Shaver stated that, in accordance with Colorado Statute 12-48-103, the applicant has to demonstrate that other licensed facilities are either unavailable or inadequate to host the event and based upon the information submitted with the application and the testimony by Mr. Manchester he recommended that the Hearing Authority find that the statutory requirements have been met and approve the application.

The application for a special events permit for the Pork and Hops Challenge was found to be in order and approved.

2. St. Nicholas Greek Orthodox Church of Grand Junction, 3585 N. 12th Street, Grand Junction, CO 81501 – Greek Festival on September 25, 2010 from 10:00 a.m. to 10:00 p.m., Malt, Vinous, and Spirituous

President: Fred Fowler, 2495 Sage Run Court, Grand Junction, CO 81506

Event Manager: Georgann Jouflas, 743 Wedge Dr., Grand Junction, CO 81506

Fred Fowler, President of the Parish Council for St. Nicholas, was present.

City Attorney Shaver asked Mr. Fowler if he is familiar with the diagram that was provided for the event. Mr. Fowler stated that he was. City Attorney Shaver asked Mr. Fowler to explain the particulars on the diagram for the event. Mr. Fowler explained the diagram. City Attorney Shaver asked Mr. Fowler if the diagram of the event is in the physical limits for the church's parking lot. Mr. Fowler said that it is. City Attorney Shaver asked Mr. Fowler if the beer/wine would be confined to a certain area of the event. Mr.

Fowler said that the beer/wine would more than likely stay in the food service area and the tent area.

City Attorney asked Mr. Fowler if he is familiar with the letter submitted by Ms. Jouflas regarding adequate facilities. Mr. Fowler said he was not. City Attorney showed Mr. Fowler the letter. Mr. Fowler reviewed the letter and stated that one thing Ms. Jouflas left out of the letter is that the church is very much an integral part of the event, there are church tours every half hour and visiting iconography unique for this area.

Hearing Officer Grattan asked Mr. Fowler if the event is a fund raiser for the church. Mr. Fowler stated that it is plus 10% of the profits will be donated to Marillac Clinic and Grand Valley Catholic Outreach.

Hearing Officer Grattan asked Mr. Fowler how they will insure that a minor does not receive alcohol. Mr. Fowler said that anyone who appeared to be underage will be asked for identification. He also stated that the practice in the past has been to give colored wrist bands to those over 21.

Hearing Officer Grattan entered the diagram into the record as Exhibit A and entered the letter from Ms. Jouflas into the record as Exhibit B.

City Attorney Shaver stated that, in accordance with Colorado Statute 12-48-103, the applicant has to demonstrate that other licensed facilities are either unavailable or inadequate to host the event and based upon the information submitted with the application and the testimony by Mr. Fowler he recommended that the Hearing Authority find that the statutory requirements have been met and approve the application with the requirement that the sponsors of the event contain the alcohol to the tented areas with some kind of a barrier.

Hearing Officer Grattan agreed with City Attorney Shaver's recommendation and found the application to be in order and approved the special events permit for the Greek Festival with the requirements that the sponsors use a banding method for persons 21 years old and older and that an area of demarcation, ideally fenced or marked for the area, in which alcohol will be permitted to be taken.

V. APPLICATION FOR NEW LICENSE – RESOLUTION, AND FINDINGS AND DECISION

1. Dillon Companies, Inc. dba City Market #51, 630 24 Road, Grand Junction, CO 81505, 3.2% Beer Retail (Off Premises)

Dir., COB,
Pres., CEO: David B. Dillon, 1050 E. Rockwood Drive,
Cincinnati, OH 45208

Dir., VP, Sec.: Paul W. Heldman, 1135 Edwards Road,
Cincinnati, OH 45208

VP, Treas.: Scott M. Henderson, 10548 Secretarial Run,
Union, KY 41091

Vice President: Russell J. Dispense, 2424 S. Yank Circle,
Lakewood, CO 80228

Robert Dill, Attorney representing the applicant, Barb Osness, Property Manager for the City Markets, Max Scott with Oedipus, who conducted the petition survey, and Judy Moeller, a witness from the community, were present.

Ms. Kemp read the results of the needs and desires survey (see attached) into the record.

There was no one present in opposition or in favor of the application.

City Attorney Shaver asked Mr. Scott if he agreed with the results Ms. Kemp read. Mr. Scott agreed. City Attorney Shaver asked Mr. Scott to briefly describe the methodology used to conduct the survey. Mr. Scott referred to the report that was provided to the City Clerk's office regarding the conduct of the survey. He explained how they determined the residential and the businesses for the boundary area that was given to them by the City Clerk's office. He stated that they used two formats for the petition, one for businesses and one for residential. They used a briefing sheet explaining the store even though most people know what a City Market is which there were a lot of favorable comments on. There was also a stats sheet to record the refusals and the not at homes or businesses. They voir dired a person to see if they were a party of interest and if so, presented the petition to them, asking them to sign in favor or opposed. The survey was conducted July 23rd and July 24th from 9:00 a.m. to 7:00 p.m.

Mr. Dill asked Judy Moeller, manager of Sooper Credit Union, where her business is located relative to the site location of City Market #51. Ms. Moeller said that Sooper Credit Union is located at 2440 F Road. Mr. Dill asked if she is in favor of the new City Market having a 3.2% beer license. Ms. Moeller said that she is. Mr. Dill asked Ms. Moeller if she would shop for that product if she was there. Ms. Moeller stated yes. Mr. Dill asked Ms. Moeller, as a business woman in the neighborhood, does she personally desire that this application be approved? Ms. Moeller stated yes.

Mr. Dill asked Barb Osness what her position with the company is. Ms. Osness stated that she is the property manager. Mr. Dill asked Ms. Osness if the sign was properly posted at the site. Ms. Osness said it was. Mr. Dill asked when the store would be opening and how many employees are expected to be working at the new location. Ms. Osness replied that it looks like January 19, 2011 for an opening date and they will be hiring approximately 125 employees. Mr. Dill asked Ms. Osness if City Market has a training policy as it relates to age identification and properly determining the age of a person purchasing 3.2% beer. Ms. Osness stated that any employee, including managers and assistant managers, who would be selling 3.2% beer is put through a TIPS certified training. A sign off sheet for policies and procedures for sale of beer is also required to be signed by employees every six months. Mr. Dill asked what the procedure is for any employee who violates procedure in selling beer. Ms. Osness said it is a two week suspension and a final warning. In some cases where an employee harasses an officer or the person conducting the compliance check, it is automatic termination. Mr. Dill asked Ms. Osness how many other beer licenses City Market has in the state. Ms. Osness stated approximately 136. Mr. Dill asked why she feels there is a need for this 3.2% beer license. Ms. Osness said there is only one other 3.2% beer license in the neighborhood and even though beer sales are only 1/2 of 1 percent of the store sales, it is a product that customers are used to purchasing so they like to keep it for the customers. Mr. Dill asked if she, as a representative of the company, personally desires the issuance of the license. Ms. Osness said yes.

City Attorney Shaver asked Ms. Osness if they have machines that will prompt for age for the sale of beer. Ms. Osness said that their cash registers will prompt for identification when the product is purchased. Also, the policy is that if the purchaser looks under 40 years old, they need to be carded. Some of their employees who run the cash registers are under 18 years old are not allowed to sell beer. At the time of sale, that employee has to call the

management person to scan the beer, verify identification, and make the sale. Mr. Dill asked Ms. Osness the procedure for not selling beer during unauthorized hours. Ms. Osness said that their cash registers will not allow the sale of beer during unauthorized hours.

City Attorney Shaver recommended approval of the liquor license.

Hearing Officer Grattan agreed with City Attorney Shaver's recommendation and found that the requirements have been met and approved the application for a 3.2% Beer Retail (Off Premises) license on the local level. The City Clerk's office will prepare a resolution for Hearing Officer Grattan's signature.

VI. SHOW CAUSE HEARING

1. Wigout Productions, Inc. dba Mesa Theatre and Club, 538 Main Street, Grand Junction, CO 81501, Tavern

Pursuant to Section 12-47-901(1)(a.5)(I), C.R.S., it is unlawful to sell, serve, give away, 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.

Pursuant to Section 12-47-901(1)(a), C.R.S., it is unlawful to sell, serve, give away, dispose of, exchange, or deliver or permit the sale, serving, giving, or procuring of any alcohol beverage to a visibly intoxicated person or to a known habitual drunkard.

Tom Volkmann, Attorney with Spiecker, Hanlon, Gormley, and Volkmann, L.L.P., was present along with David Prather, owner of Mesa Theatre and Club.

DeLayne Merritt, Staff Attorney, advised the Authority that the City has reached a plea agreement with Wigout Productions, Inc. through their attorney, Tom Volkmann, with the law firm of Spiecker, Hanlon, Gormley and Volkmann, L.L.P. They agreed that if the licensee would admit to the violation on January 11, 2010 for the sale of alcohol to an underage person, the City would dismiss the charge on the violation which occurred February 12, 2010 for selling to a visibly intoxicated person. The plea agreement is for a 10 day suspension of the license with 2 days of active suspension and 8 days would be held in abeyance for a period of one year from the date of the approval pending no further violations of the Colorado Liquor Code, local ordinances or regulations during that

period. The active days of suspension will be 2:01 a.m. September 3 until 2:01 a.m. September 5, 2010; however, the Licensee and the City have agreed that the Licensee can pay a fine in lieu of active suspension. The fine calculates out to be \$463.30. Ms. Merritt advised the Authority that the licensee has not had any prior violations in the past two years. She advised that the licensee is having all new and existing employees attend liquor server training.

Tom Volkmann, on behalf of Wigout Productions, Inc., stated that he agreed with Ms. Merritt's explanation and asked the Authority if references to previous violations or alleged violations ever go away for the record. City Attorney Shaver advised that, on a statutory matter, the licensee has the opportunity to remind the Authority that time has passed since any previous violations, but in terms of the actual record, the record is perpetual for purpose of the license.

Hearing Officer Grattan stated that he appreciates the licensee's improvements in the conduct of the club.

Hearing Officer Grattan asked Mr. Prather if he has reviewed the stipulation and had the opportunity to discuss it with his lawyer. Mr. Prather said that he did. Hearing Officer Grattan asked if he entered into the agreement willingly and voluntarily without being coerced. Mr. Prather said yes. Hearing Officer Grattan asked Mr. Prather if he would like him to enter the stipulation into the record as an order of the Authority. Mr. Prather 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 and also give Mr. Volkmann a copy as he requested right after the hearing.

VII. APPLICATION TO RENEW LIQUOR AND BEER LICENSE

1. Wigout Productions, Inc. dba Mesa Theatre and Club, 538 Main Street, Grand Junction, CO 81501, Tavern – **Continued from August 4, 2010**

David Prather, owner of Mesa Theatre and Club, was present.

Ms. Kemp advised that all reports came back in compliance except the Police Department which had reported the two violations that were previously addressed.

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

VIII. OTHER BUSINESS

City Attorney Shaver advised Hearing Officer Grattan that a letter was sent to the Dragon Wall as follow up to the last hearing.

IX. ADJOURNMENT

The meeting was adjourned at 2:59 p.m.

NEXT REGULAR MEETING – September 1, 2010

CITY OF
Grand Junction
COLORADO
PARKS & RECREATION

A

June 29, 2010

City of Grand Junction
Local Licensing Authority
250 N. 5th Street
Grand Junction, CO 81501

RE: Malt, Vinous, and Spirituous Liquor Special events permit for the City of Grand Junction Parks and Recreation Departments Pork and Hops Festival September 9, 10, & 11, 2010.

In accordance with statute number 12-48-103, the Grand Junction Parks and Recreation Department is providing you with the following information supporting the issuance of a Special Events permit.

The following facilities are in Grand Junction and have a liquor license:

<u>Facility Name</u>	<u>Address</u>	<u>Capacity in Persons</u>
Doubletree	743 Horizon Dr.	500
Holiday Inn	755 Horizon Dr.	500
Ramada Inn	2790 Crossroads Blvd.	225
Two Rivers Conv.	159 Main St.	1800
The Avalon	645 Main St.	1047

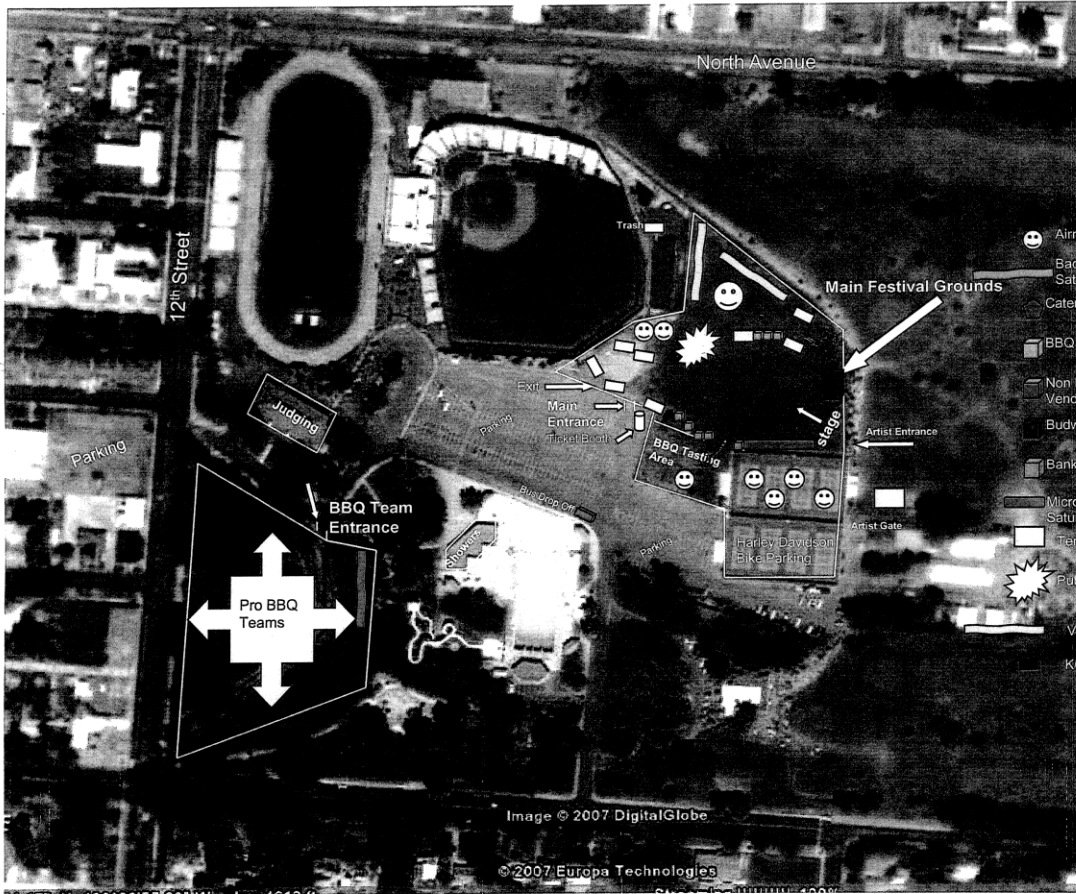
The above mentioned facilities are all inadequate due to the nature of the event, which will be held outdoors and is expected to exceed 10000 attendees.

If you need additional information, or have any questions please contact me at 254-3844.

Sincerely,

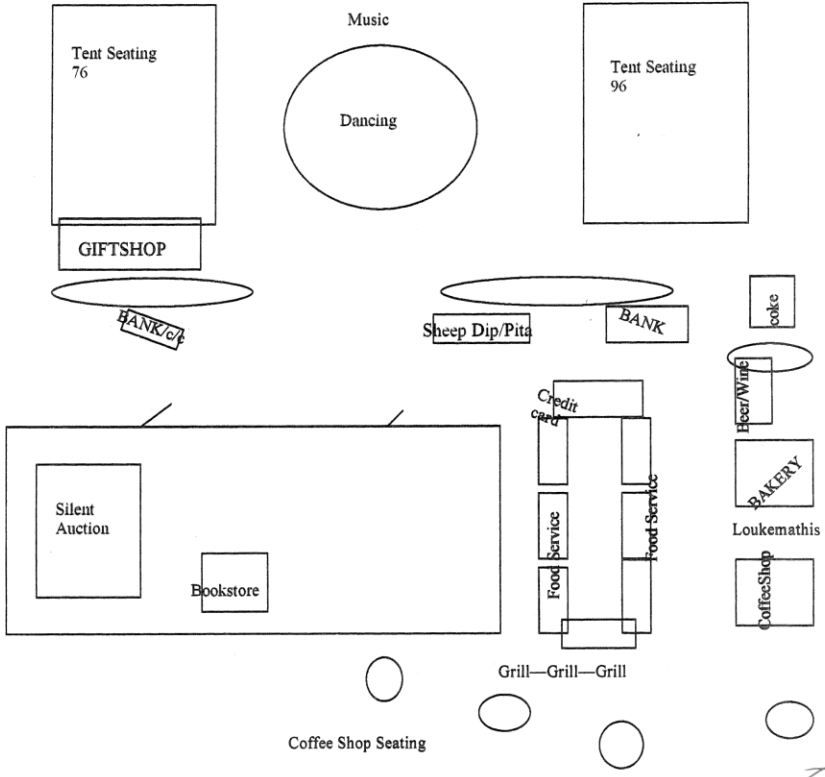
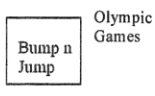
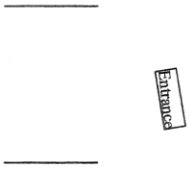
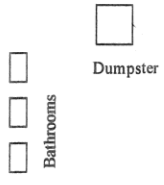


Larry Manchester, Recreation Supervisor/Event Coordinator



3

Pork and Hops Challenge



Greek Festival



B

St. Nicholas Orthodox Church
3585 North 12th Street
Grand Junction, CO 81506

July 23, 2010

RE: ADEQUATE FACILITIES FOR SPECIAL EVENT

Due to the size and nature of the St Nicholas Greek Festival the only other licensed facility that could adequately accommodate our event would be Two Rivers Convention Center. This facility was not available for the date selected; therefore we are requesting a special events liquor license permit.

Sincerely,



Georgann Jouflas
Event Coordinator

MEMO: Local Licensing Authority

FROM: Debbie Kemp, Deputy City Clerk

DATE: August 2, 2010

SUBJECT: Application for a new retail 3.2% beer (off premises) license by Dillon Companies, Inc., dba City Market #51, 630 24 Road

Dillon Companies, Inc. filed an application with the Local Licensing Authority on July 16, 2010 for a new retail 3.2% beer (off premises) license for the sales of fermented malt beverages in sealed containers not for consumption at place where sold at 630 24 Road under the trade name of City Market #51. The application and supplementary documents were reviewed, found to be in order, and accepted. The hearing date was set for August 18, 2010. The Notice of Hearing will be given by posting a sign on the property on August 8, 2010 and by publishing a display ad in the Daily Sentinel on August 6, 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 boundaries are defined as: G Road on the north, River Road on the south, 25 Road on the east, and 23 ½ Road on the west and includes both sides of the streets as the outer boundaries.

The survey was conducted by Oedipus, Inc. The results of that survey are as follows:

If you favor and support this application for a retail 3.2% FMB license because it is your opinion the reasonable requirements of the adult inhabitants of the defined neighborhood (see map) are not now being adequately served by existing businesses that hold the same or similar type of license now doing business in the defined neighborhood, and it is your desire this retail 3.2% FMB license be issued please sign and check the Favor column to grant the requested license, and please write your reason why you favor this license application. If you oppose and do not support this application for a retail 3.2% FMB license, please sign and check the Oppose column, and please write your reason why you oppose this license application.

Business Results: FAVOR: 94
OPPOSE: 2

Residential Results: FAVOR: 65
OPPOSE: 6

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

There were 4 resident responses that were disqualified because the listed residence was outside the defined neighborhood.

Attached is a report from Oedipus, Inc. explaining the petition/opinion poll procedure and results.

The Grand Junction Police Department is investigating the corporate officers for local criminal history. They will be inspecting the property to ensure the Notice of Hearing has been posted in a timely manner and verifying that the diagram matches the establishment. A report has been requested from the Grand Junction Sales Tax Department to verify a sales tax license has been obtained. A Certificate of Occupancy from the Mesa County Building Department will need to be filed in the City Clerk's office prior to the issuance of the approved license.

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

3.2% beer (off premises) – 1 (Stop N Save #11)

There are no similar-type outlets in a one mile area in addition to the above:

That concludes this report.

cc: Brenda Rowe, Dill Dill Carr Stonbraker & Hutchings, P.C.
Oedipus, Inc.
John Shaver, City Attorney
Lisa Maestas, Grand Junction Police Department
File

18 August 2010

Local Licensing Authority
Grand Junction, Colorado

Re: Petition/Opinion Poll to Determine Needs and Desires
of the Defined Neighborhood in the Application of:

Dillon Companies, Inc., dba City Market #51
630 - 24 Road, Grand Junction, CO 81505
Retail 3.2% FMB License

- PETITION & TELEPHONE SURVEYS
 - Liquor & 3.2 Beer Licensing
 - Rezoning
 - Opinion Poll
 - Venue
 - Special Tax Districts
- LIQUOR LICENSE SITE & ECONOMIC ANALYSIS

PETITION/OPINION POLL PROCEDURE

1. Under the direction and control of Oedipus, Inc. management, the Oedipus, Inc. employees were briefed on the application.
2. The employees carried a clipboard with the following:
 - A. A map of the area denoting the proposed location of the licenses and the boundaries of the defined neighborhood;
 - B. Petitions allowing individuals contacted to indicate their opinion with instructions and qualifications for signing;
 - C. A stat sheet to record the opinion of those not signing and not-at-homes.
3. This petition/opinion poll was performed on Friday and Saturday, 23 and 24 July 2010 (businesses and residences) within the neighborhood defined as G Road on the North; River Road on the South; 25 Road on the East; and 23½ Road on the West (see map). The circulation packets have cover maps, and the areas in which each petition circulation/polling took place are outlined in highlighter. Included in this Report is a master circulation map outlining all areas where circulation/polling was conducted.
4. Individuals were contacted on a random sampling basis, were screened to identify them as parties in interest, and were asked their opinion after they had been informed of the applicant, site location, and type of license being applied for. Their opinion was either recorded on the petition format or on the stat sheet.
5. Four (4) petition packets (two packets representing businesses, two packets representing residences), together with a Summary Letter and this Report, were prefiled via Federal Express with the office of Ms. Debbie Kemp, MMC, Deputy City Clerk for the City of Grand Junction, to comply with her prefiling deadline.

PETITION/OPINION POLL RESULTS

1. <u>Total Doorknocks:</u>		
Not-at-Homes and/or Business Owners/Managers Not Available		227
Not Qualified to Sign		18
Preferred to Not Participate		73
Parties in Interest that Participated		172
Deleted Signatures		<u>0</u>
Total Base Figure		490
2. <u>Qualified Contacts:</u>		
A. <u>Signatures and Those Not Signing</u>		
Signatures Favoring Issuance		163
Businesses	94	
Residences	69	
Not Signing/Favoring Issuance		0
Signatures Opposing Issuance		8
Businesses	2	
Residences	6	
Not Signing/Opposing Issuance		<u>1</u>
Total Contacts		172
B. <u>Breakdown of Reasons of Signatures in Opposition:</u>		
No Need	2	
Abhorrence of Alcohol	2	
Religious Objections	0	
Usage Objections	3	
Miscellaneous Reasons	1	
No Reason Given	<u>0</u>	
Total Signatures	8	

C. <u>Breakdown of Signatures Favoring and Opposing:</u>			
Favoring Issuance (Based on Needs/Desires)		163	= 94.76%
Signatures	163		
Not Signing	0		
Opposing Issuance (Based on Needs/Desires)		2	= 1.16%
Signatures	2		
Not Signing	0		
Abhorrence of Alcohol		3	= 1.75%
Signatures	2		
Not Signing	1		
Religious Objections		0	= 0.00%
Signatures	0		
Not Signing	0		
Usage Objections (Commercial, Traffic, Parking, Crime)		3	= 1.75%
Signatures	3		
Not Signing	0		
Other Miscellaneous Reasons		1	= 0.58%
Signatures	1		
Not Signing	0		
No Reason Given		<u>0</u>	= <u>0.00%</u>
Signatures	0		
Not Signing	0		
Total Base Figure		172	= 100.00%
3. <u>Needs and Desires Signatures:</u>			
Signatures Favoring Issuance (Based on Needs/Desires)	163		
Favoring Issuance/Not Signing (Based on Needs/Desires)	0	} 163	= 98.79%
Signatures Opposing Issuance (Based on Needs/Desires)	2		
Opposing Issuance/Not Signing (Based on Needs/Desires)	0	} <u>2</u>	= <u>1.21%</u>
Total Base Figure		165	= 100.00%

The petition packets are presented as follows: Cover map, petitions, and affidavit.

#1 & #2 / Aaron Hildreth / Businesses & Residences
 #3 & #4 / Tina Scott / Businesses & Residences

CATEGORIES OF SIGNATURES IN OPPOSITION

NN NEEDS & DESIRES CRITERIA:

Individuals opposed to the license application based on needs and desires criteria per the Colorado Liquor/Beer Codes (currently existing licensed establishments of a same or similar type of license now located within the defined neighborhood are meeting the reasonable requirements of the adult inhabitants of the defined neighborhood at this time).

NON NON-USAGE OF ALCOHOL / ABHORRENCE OF ALCOHOL:

Individuals opposed to the license application because they do not drink alcohol beverages, do not approve of alcohol consumption, and/or abhor alcohol.

RO RELIGIOUS OBJECTIONS:

Individuals opposed to the license application based on religious beliefs/reasons.

OBJ USAGE OBJECTIONS:

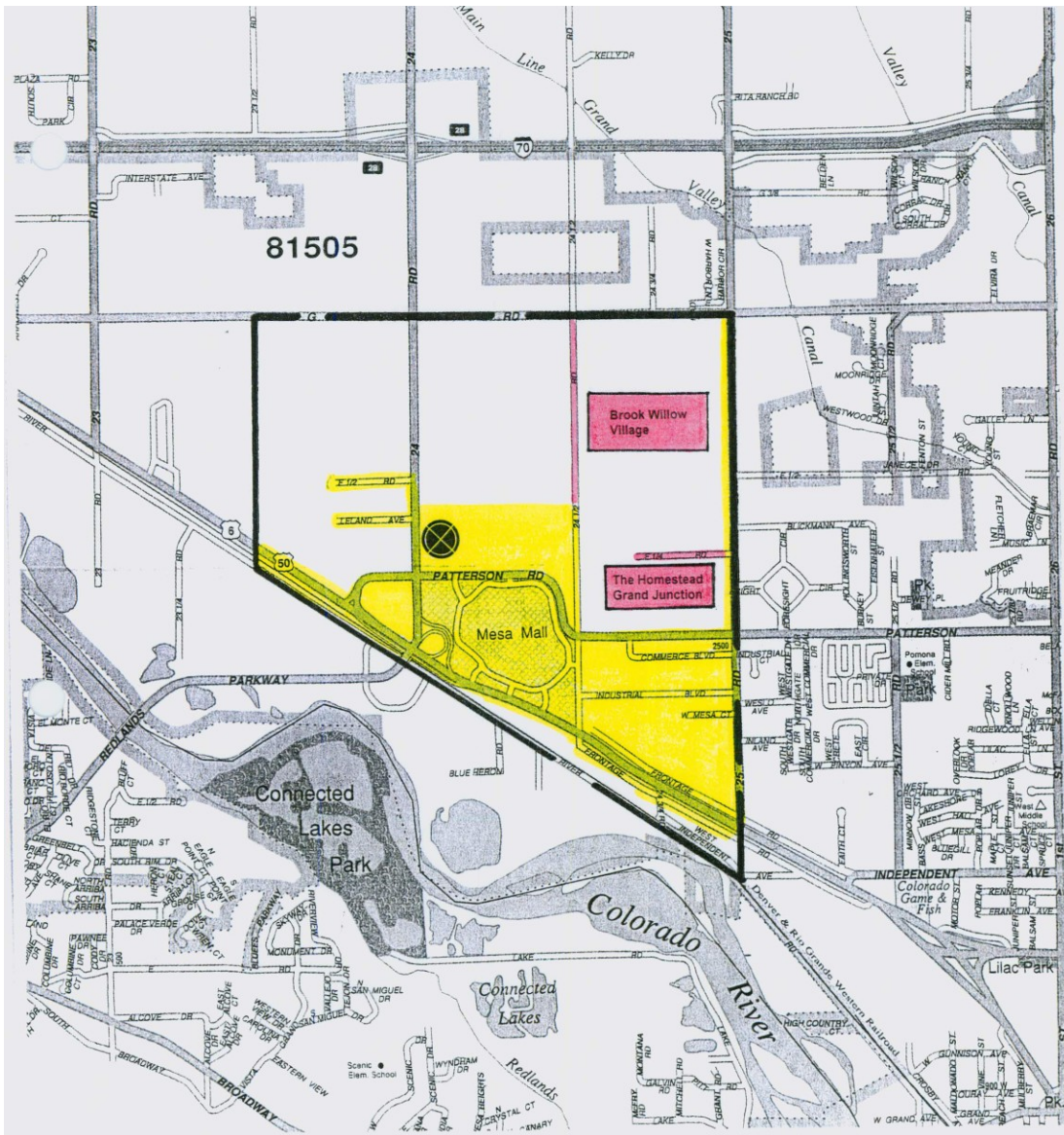
Individuals opposed to the license application because of their fear or concern for the potential of parking problems, traffic problems, crime, noise, littering, undesirable people drawn to the area, loss of property value; or individuals who opposed this type of business or applicant, any type of commercial usage in the neighborhood, any new growth in the neighborhood; or, individuals who think this type of business (if issued a liquor/beer license) should not be located near a residential neighborhood, church, or school, etc.; or, individuals who opposed because they are against any alcohol service at this type of facility, location, or atmosphere; or, individuals who favor the service of beer and wine but oppose the service of distilled spirits (on H&R applications).

MS MISCELLANEOUS OBJECTIONS:

Individuals opposed to the license application for other miscellaneous reasons to include: fear or concern for the possibility of drunk drivers in the area, fear or concern of resulting behavioral problems, individuals who would purchase alcohol beverages then drink and drive, sales to minors/underaged drinking, the location becoming a teen hang-out and the problems that can arise from this, and the effect it could have on family values or their family in general because they have young children or teens; or, individuals who opposed because competition is not desired or how said business may affect the livelihood of existing businesses; or, individuals who compared the "needs and desires" criteria to existing licensed outlets other than the type of license applied for.

NR NO REASON GIVEN:

Individuals who preferred to not state a reason for opposing.



● - BUSINESSES ● - RESIDENCES

APPLICANT/TRADENAME: DILLON COMPANIES, INC., dba CITY MARKET #51
SITE LOCATION: 630 - 24 ROAD, JUNCTION, CO 81505
APPLICATION FOR: RETAIL 3.2% FMB LICENSE (To sell Fermented Malt Beverage (3.2% Beer) in sealed containers as a grocery item, to be consumed OFF the licensed premises only)
PUBLIC HEARING: WEDNESDAY, 18 AUGUST 2010, 2:00 P.M., GRAND JUNCTION CITY HALL, MUNICIPAL HEARING ROOM, 250 NORTH 5TH STREET, GRAND JUNCTION, CO
DEFINED NEIGHBORHOOD: NORTH: G ROAD SOUTH: RIVER ROAD
 EAST: 25 ROAD WEST: 23½ ROAD

Neighborhood boundaries for City Market #51
G Road on the North, River Road on the South, 25 Road on the East, and 23 1/2
Road on the West

