

**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, JANUARY 4, 2012, 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. Feather Petroleum Company, dba Stop N Save No. Three, 723 Horizon Drive, Grand Junction, CO 81506, 3.2% Beer Retail (Off Premises)

No one was present representing the applicant.

The application for renewal for Feather Petroleum Company, dba Stop N Save No. Three was found to be in order and approved.

2. Brinker Restaurant Corporation dba Chili's Grill & Bar, 584 24 ½ Road, Grand Junction, CO 81505, Hotel and Restaurant

No one was present representing the applicant.

The application for renewal for Brinker Restaurant Corporation dba Chili's Grill & Bar was found to be in order and approved.

3. Los Reyes Restaurant, Inc., dba Los Reyes Restaurant, 811 S. 7<sup>th</sup> Street, Grand Junction, CO 81501, Hotel and Restaurant

No one was present representing the applicant.

The application for renewal for Los Reyes Restaurant, Inc., dba Los Reyes Restaurant was found to be in order and approved.

**III. APPLICATION FOR A CHANGE IN CORPORATE STRUCTURE**

1. Grand International Buffet, Inc., dba Grand International Buffet, 2504 Hwy. 6 & 50, Ste. 500, Grand Junction, CO 81505-7170, Beer and Wine

President: Cheng Le Lin, 669 Alexia Court, Grand Junction, CO 81505  
replaces Yun Hui Lu

No one was present representing the applicant.

Ms. Kemp advised that reports from CBI/FBI are pending on the new owner. City Attorney Shaver asked Ms. Kemp if this item shouldn't be a transfer of ownership instead of change in corporate structure. Ms. Kemp advised that Mr. Cheng Le Lin purchased 100% of the stock in Grand International Buffet, Inc.

The application for change in corporate structure for Grand International Buffet, Inc., dba Grand International Buffet was found to be in order and approved subject satisfactory reports from CBI/FBI.

#### **IV. APPLICATION FOR AN ART GALLERY PERMIT**

1. Hang Ups of Grand Junction, LLC dba Kurtzman/Lintott Gallery, 412 Main Street, Grand Junction, CO 81501

John Lintott, co-owner of Kurtzman/Lintott Gallery, was present.

City Attorney Shaver asked Mr. Lintott if the gallery has been in business previously and is just now applying for liquor service. Mr. Lintott said that they have been in business and are moving from 209 Colorado Avenue to 412 Main Street and decided that they would apply for a liquor permit so that they could serve wine at their openings.

Mr. Lintott stated that the only time they would be serving wine will be at the first Friday openings.

Hearing Officer Grattan entered the art gallery permit application into the record as Exhibit A.

The application for an art gallery permit for Hang Ups of Grand Junction, LLC dba Kurtzman/Lintott Gallery was found to be in order and approved.

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

1. Colorado Mesa University Foundation, 1450 N. 12<sup>th</sup> Street, Grand Junction, CO 81501, "Grand Junction Rockestra" on January 21, 2012 from 6:00 p.m. to 10:00 p.m., 1100 North Avenue, Grand Junction, CO 81501, Malt, Vinous, and Spirituous

Pres./Sec'y.: Keith Gilstrap, P.O. Box 781, New Castle, CO 81647  
Event Manager: Rick Taggart, 455 Seasons Drive, Grand Junction, CO 81507

Rick Taggart, Chief Executive Officer for Colorado Mesa University Foundation, was present.

City Attorney Shaver asked Mr. Taggart to explain the diagram that was provided with the application and entered into the record as Exhibit A. Mr. Taggart said that it is a schematic of the Moss Performing Arts Center. He identified the area that is outlined that will be the restricted area for alcohol beverages. He advised that at the entrance of the room where alcohol beverages will be served will be where identification will be checked and

patrons will be banded to show that they are of age to drink alcohol. The bartenders will also be asking for identification. City Attorney Shaver asked Mr. Taggart if the black outline on the diagram is the limits of the alcohol service area which does not include the theatre proper for alcohol consumption. Mr. Taggart confirmed that to be correct. City Attorney Shaver asked what the "security point, doors, and main entrance" mean on the diagram. Mr. Taggart stated that will be where the volunteers that are TIP's trained will be posted to inspect and make sure no alcohol leaves the facility.

City Attorney Shaver asked Mr. Taggart if he is familiar with the document called Special Event Permit Questionnaire Affidavit and if so, who signed the document? Mr. Taggart said he is familiar with that document and that he is the one who signed it. City Attorney Shaver asked Mr. Taggart if, by that signature, he is representing to the Authority that the information contained in the questionnaire is true and correct. Mr. Taggart said yes.

Mr. Taggart advised the Authority that they appreciate them looking at this on their behalf.

The application for a special events permit at the Moss Performing Arts Center for Colorado Mesa University Foundation was found to be in order and approved.

## **VI. APPLICATION FOR NEW LICENSE – RESOLUTION AND FINDINGS AND DECISION**

1. The Palette, dba The Palette, 205 Colorado Avenue, Grand Junction, CO 81501, Beer and Wine

President/Owner: Claire M. Meil, 1357 Orchard Avenue, Grand Junction, CO 81501

Claire Meil, Owner of The Palette, was present.

Hearing Authority Grattan asked Ms. Meil what type of entity is The Palette. Ms. Meil stated that it is an S-Corp.

Ms. Kemp reported that the report on the FBI investigation is still pending on the owner and that a report from the Health Department is pending final inspection.

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

City Attorney Shaver asked Ms. Meil if the results of the survey that were read were true and accurate. Ms. Meil said yes. City Attorney Shaver asked who conducted the survey. Ms. Meil said that she did, along with her father and her mother. City Attorney Shaver asked why there were so few respondents for residential. Ms. Meil said that it was hard to find people that would answer or actually lived in the defined area. Many of the homes were boarded up or not lived in. Most of the residential signatures were obtained in the Riverside area.

City Attorney Shaver asked when they encountered homes where people were not at home or only under age people were present, if they went back. Ms. Meil stated that they did go back one time and were unsuccessful in obtaining more signatures. City Attorney Shaver asked Ms. Meil to describe the nature of the business that she is applying for a beer and wine license. Ms. Meil said that it will be a working art studio with instructors that will teach art classes and the purpose for having beer and wine is to make it more of an event or an outing for people to go. It will provide a little bit more for the class. City Attorney Shaver asked if there will be food. Ms. Meil said that they will have chips, crackers, cheese, turkey, salami, and other appetizer type foods.

Hearing Officer Grattan made note that there was no one present in opposition of the application. He did note that the number of business contacts on the survey was very high and the residential number is very low. He asked where Chuluota Avenue is. City Attorney Shaver stated that it is in the Riverside area. He acknowledged that almost all of the boundary area is business, except the Riverside area. He finds that the survey results were sufficient due to the nature of the neighborhood.

Hearing Officer Grattan asked City Attorney Shaver if he recollects that the food would be sufficient according to the Statutes. City Attorney Shaver said that it would be sufficient.

City Attorney Shaver recommended approval of the beer and wine license application because the evidence shows the fact that there was a significant effort obtaining signatures with the businesses in the neighborhood. Those businesses are clearly in favor of the issuance of the license and there are a limited number of beer and wine licenses in the area.

The application for a new beer and wine license for The Palette dba The Palette was found to be in order and approved conditioned on satisfactory reports from FBI on the owner and from the Health Department. The City Clerk's office will prepare a resolution for Hearing Officer Grattan's signature.

## **VII. OTHER BUSINESS**

There was none.

## **VIII. ADJOURNMENT**

The meeting was adjourned at 2:25 p.m.

**NEXT REGULAR MEETING – January 18, 2012**



DR 8443 (04/29/08)  
 COLORADO DEPARTMENT OF REVENUE  
 LIQUOR ENFORCEMENT DIVISION  
 1375 SHERMAN STREET  
 DENVER, COLORADO 80261  
 (303) 205-2300

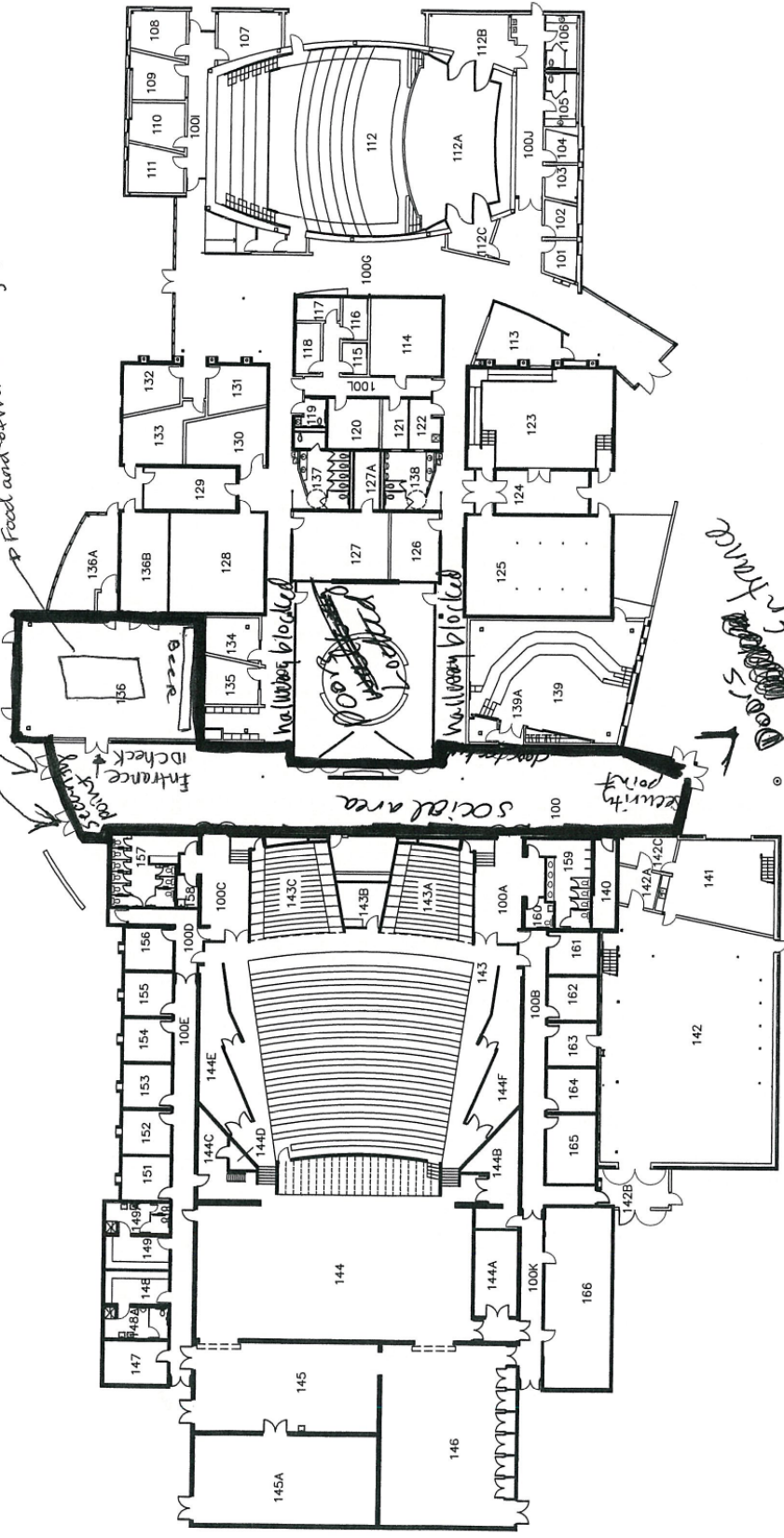
## ART GALLERY PERMIT APPLICATION

<b>2341 ART GALLERY PERMIT \$71.25</b>		<input checked="" type="checkbox"/> <b>NEW</b>		<input type="checkbox"/> <b>RENEWAL</b>	
1. Name of Applicant <b>KURIZMAN/LINTOTT GALLERY</b>			State Sales Tax Number <b>42-44908-000</b>		
2. Trade Name of Establishment (DBA) <b>HANG UPS OF GRAND JUNCTION, LLC</b>					
3. Address <b>412 MAIN ST</b>				Phone Number <b>970.245.7949</b>	
City <b>GRAND JUNCTION</b>		County <b>MESA</b>		State <b>CO</b>	ZIP Code <b>81501</b>
4. Mailing Address (Number and Street) <b>412 MAIN ST</b>		City or Town <b>MESA</b>		State <b>CO</b>	ZIP Code <b>81501</b>
<p>• Attach a copy of a deed or lease in the exact name of the applicant only, reflecting possession of the permitted area for at least the minimum duration of this permit (1 year from date of issuance).</p> <p>• Attach a diagram of the premises which accurately reflects the area where alcohol beverages will be stored, served, possessed or consumed.</p> <p>Pursuant to 12-47-422, C.R.S., Applicant hereby states that it qualifies for an Art Gallery Permit, in order to serve complimentary alcohol beverages, and certifies to the State Licensing Authority and Local Licensing Authority:</p> <p><u>  X  </u> That it does not sell alcohol beverages by the drink.</p> <p><u>  X  </u> That it will not serve alcohol beverages for more than 4 hours in any one day, no more than 15 days per year as follows:</p>					
Date: <b>2/3/2012</b> From: <b>6-9pm</b> To: <b>6-9pm</b>	Date: <b>3/4/2012</b> From: <b>6-9pm</b> To: <b>6-9pm</b>	Date: <b>3/3/2012</b> From: <b>6-9pm</b> To: <b>6-9pm</b>	Date: <b>11/2/2012</b> From: <b>6-9pm</b> To: <b>6-9pm</b>	Date: <b>11/2/2012</b> From: <b>6-9pm</b> To: <b>6-9pm</b>	Date: <b>11/2/2012</b> From: <b>6-9pm</b> To: <b>6-9pm</b>
Date: <b>3/2/2012</b> From: <b>6-9pm</b> To: <b>6-9pm</b>	Date: <b>6/1/2012</b> From: <b>6-9pm</b> To: <b>6-9pm</b>	Date: <b>9/7/2012</b> From: <b>6-9pm</b> To: <b>6-9pm</b>	Date: <b>12/7/2012</b> From: <b>6-9pm</b> To: <b>6-9pm</b>	Date: <b>12/7/2012</b> From: <b>6-9pm</b> To: <b>6-9pm</b>	Date: <b>12/7/2012</b> From: <b>6-9pm</b> To: <b>6-9pm</b>
Date: <b>4/6/2012</b> From: <b>6-9pm</b> To: <b>6-9pm</b>	Date: <b>7/6/2012</b> From: <b>6-9pm</b> To: <b>6-9pm</b>	Date: <b>10/5/2012</b> From: <b>6-9pm</b> To: <b>6-9pm</b>	Date: <b>10/5/2012</b> From: <b>6-9pm</b> To: <b>6-9pm</b>	Date: <b>10/5/2012</b> From: <b>6-9pm</b> To: <b>6-9pm</b>	Date: <b>10/5/2012</b> From: <b>6-9pm</b> To: <b>6-9pm</b>
<b>OATH OF APPLICANT</b>					
I declare under penalty of perjury in the second degree that I have read the foregoing application and all attachments thereto, and that all information therein is true, correct, and complete to the best of my knowledge.					
Signature 			Title <b>owner</b>		Date <b>1-3-12</b>
<b>REPORT AND APPROVAL OF LOCAL LICENSING AUTHORITY (CITY/COUNTY)</b>					
The foregoing application has been examined and the premises, business conducted and character of the applicant is satisfactory, and we do report that such permit, if granted, will comply with the applicable provisions of Title 12, Articles 46 and 47, C.R.S., as amended.					
<b>THEREFORE, THIS APPLICATION IS APPROVED.</b>					
Local Licensing Authority (City or County)				Date filed With Local Authority	
Signature		Title		Date	
<b>REPORT OF STATE LICENSING AUTHORITY</b>					
The foregoing has been examined and complies with the filing requirements of Title 12, Article 47, C.R.S., as amended.					
Signature		Title		Date	
<b>DO NOT WRITE IN THIS SPACE - FOR DEPARTMENT OF REVENUE USE ONLY</b>					
<b>Liability Information</b>					
County	City	Industry Type	License Account Number	Liability Date	License Issued Through (Expiration Date)
			FROM	TO	
Cash Fund 2341-100 (999)	City 2180-100 (999)	County 2190-100 (999)			
			<b>TOTAL</b>		

A

Doors will be blocked

Food and other beverages



Doors blocked

Main Entrance → 12th St →

MEMO: Local Licensing Authority  
FROM: Debbie Kemp, Deputy City Clerk  
DATE: December 20, 2011  
SUBJECT: Application for a new beer and wine liquor license by The Palette dba The Palette, 205 Colorado Avenue, Grand Junction, CO

The Palette filed an application with the Local Licensing Authority on December 2, 2011 for a new beer and wine liquor license permitting sales of malt and vinous liquors and fermented malt beverages by the drink for consumption on the premises at 205 Colorado Avenue under the trade name of The Palette. The application and supplementary documents were reviewed, found to be in order and accepted. A copy was sent to the State Liquor Enforcement Division for a Concurrent Review. The hearing date was set for January 4, 2012. The Notice of Hearing was given by posting a sign on the property on or before December 25, 2011 and by publishing a display ad in the Daily Sentinel on December 23, 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 was defined as the area bounded on the North by Grand Avenue, Hale Avenue on the South, N. 5<sup>th</sup> Street on the East and Chuluota Avenue on the West and includes both sides of the streets as the outer boundaries. The results of that survey are as follows:

Check the yes/no column if you support/oppose this type of license being issued because the existing outlets do/do not adequately serve the reasonable requirements of the designated area.

Business Results:	FAVOR:	78
	OPPOSE:	1
Residential Results:	FAVOR:	12
	OPPOSE:	0

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

There were 5 responses that were disqualified because one listed an address that does not exist in the City Limits, one listed an address that wasn't a residence and they weren't a business owner or a manager, one listed an address that was outside the defined survey area, and 2 business responses were disqualified because the signers also signed as a resident.

There were three "exhibit to survey petition" sheets (attached) that were provided by the circulators of the survey with various reasons for not signing the survey forms.

The Grand Junction Police Department has investigated the owner for local criminal history. The Police Department 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. The fingerprints have been forwarded to CBI for further processing. Reports have been requested from the Grand Junction Fire Department, Mesa County Health Department, and City of Grand Junction Sales Tax Department.

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

Beer and Wine – 2 – Smashburgers (recently closed) and Pablo's Pizza

That concludes this report.

cc: Applicant  
John Shaver, City Attorney  
Joe Patrick, Grand Junction Police Department  
File



EXHIBIT TO SURVEY PETITION

Page \_\_\_ of \_\_\_

FOR: \_\_\_\_\_

Street No.	Street Name	Reason	Additional Attempts
237	Pitkin	<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	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No # of attempts
319	Pitkin	<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	
420	Colorado	<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	
429	Colorado	<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	
461	Main	<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	
411	Rockaway	<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	YES - no answer - 2
431	Rockaway	<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	YES - no answer - 2
441	Rockaway	<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	YES - refused to sign
495	Rockaway	<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	YES - no answer
511	Rockaway	<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	NO
319	Rockaway	<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	NO
523	Rockaway	<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	NO
540	Chulovota	<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	
<del>540</del>	<del>St</del>	<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 type="checkbox"/> Other	
436	Chulovota	<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	NO
428	Chulovota	<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	
412	Chulovota	<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	
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