

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

**MINUTES
WEDNESDAY, APRIL 1, 2015, 2:00 P.M.**

HEARING OFFICER MICHAEL GRATTAN

I. CALL TO ORDER

The meeting was called to order at 2:00 p.m. Those present were Hearing Officer Mike Grattan, City Attorney John Shaver, and Deputy City Clerk Debbie Kemp.

II. APPLICATION TO RENEW LIQUOR AND BEER LICENSES

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

No one was present representing the applicant.

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

2. Grand Conjunction, LLC dba Doubletree – Grand Junction, 743 Horizon Drive, Grand Junction, CO 81506, Hotel and Restaurant

Lee Roberts, Food and Beverage Director for Doubletree – Grand Junction, was present.

The application for renewal for Grand Conjunction, LLC dba Doubletree – Grand Junction was found to be in order and approved.

3. Carson, Inc. dba Johnny's Beer and Liquor, 2648 Patterson Road, Grand Junction, CO 81506, Retail Liquor Store

Ms. Kemp advised the Hearing Authority that the applicant called and apologized in advance for his absence for the renewal.

The application for renewal for Carson, Inc. dba Johnny's Beer and Liquor, was found to be in order and approved.

III. APPLICATION TO RENEW LIQUOR AND BEER LICENSES WITH REGISTRATION OF A NEW MANAGER

1. The Noodle Shop, Co. – Colorado, Inc. dba Noodles & Company, 2474 Highway 6 & 50, Unit A, Grand Junction, CO 81505, Hotel and Restaurant

Abigail J. Shoup, 2947 Bunting #1, Grand Junction, CO 81504 replaces Connie Howard

Abigail Shoup, manager for Noodles & Company, was present.

The application for renewal and registration of a new manager for The Noodle Shop, Co. – Colorado, Inc. dba Noodles & Company was found to be in order and approved conditioned a satisfactory report from C.B.I./F.B.I.

IV. APPLICATION FOR A SPECIAL EVENTS PERMIT

1. City of Grand Junction – Parks and Recreation Department, 1340 Gunnison Avenue, Grand Junction, CO 81501 – Southwest Arbor Fest - 2015 on April 18, 2015 from 12:00 p.m. to 5:00 p.m., located in Lincoln Park, south of Lincoln Park barn and west of the Lincoln Park Pool, 1340 Gunnison Avenue, Grand Junction, CO, Malt and Vinous

Pres./Sec’y. of Org.: Rob Schoeber, 2598 Cayden Ct., Grand Junction, CO 81505

Events Manager: Emily Krause, 325 Northridge Drive, Grand Junction, CO 81506

Lorie Gregor, a committee member that plans the event every year, was present representing the applicant.

City Attorney Shaver handed Ms. Gregor three documents, the first two pages marked with an A in the upper right hand corner, and the third page marked with a B in the upper right hand corner. He asked Ms. Gregor if she is familiar with the documents. Ms. Gregor said yes because Ms. Krause, events manager, gave her a copy of them and Ms. Gregor helped put the diagram together. City Attorney Shaver asked Ms. Gregor if the signature on document A is a person who had authority to sign the document on behalf of the event. Ms. Gregor said yes. City Attorney asked if the event has been held for 13 years according to what is shown on document A and also asked if there have ever been any problems relative to the service of alcohol. Ms. Gregor replied that there have never been any problems in the last 13 years relative to the service of alcohol. City Attorney Shaver asked Ms. Gregor to describe for the Authority the nature of the event and how the service of alcohol will be done lawfully. Ms. Gregor said the event is a family celebration of Earth Day and Arbor Day. There will be touch-a-truck, arts and crafts vendors, a craft beer tasting, and live music. The service of alcohol is ancillary to the event. Ms. Gregor referred to Exhibit B and stated that the layout is the same as last year and the area where the beer will be served will be roped off. There will be only one ingress/egress. Identification will be checked at the entrance and wrist bands will be sold to only persons that are 21 years or older. Citadel Security

will be providing 15 security personnel who will be present before the event starts until after the event is over. The brewers that are present will be informed that alcohol can only be served to people with wristbands.

Hearing Office Grattan asked Ms. Gregor if the roadway shown on the diagram no longer exists. Ms. Gregor confirmed that to be true.

There was no one present in opposition of the application.

Hearing Officer Grattan admitted Exhibits A and B into the record (attached) and found that pursuant to Colorado State Statutes 12-48-106, there are no grounds to deny the special events permit, it would not be injurious to the public welfare because of the nature of the special event (it is a community event), its location within the community (Lincoln Park has been used in the past and is appropriate for such large events), or the failure of the applicant in a past special event to conduct the event in accordance with applicable law. He found that the application for a special events permit submitted by the City of Grand Junction – Parks and Recreation Department for the Southwest Arbor Fest - 2015 on April 18, 2015 from 12:00 p.m. to 5:00 p.m. was in order and approved it.

2. Colorado Plateau Mountain Bike Trail Association, Inc. dba MOG Outdoor Fest – 2015, PO Box 4602, Grand Junction, CO 81502 – MOG Outdoor Fest and COPMOBA Bike/Gear Swap on April 25, 2015 from 10:00 a.m. to 10:00 p.m., located at 400 Block of Main Street, Main to Rood Avenue, 5th Street Main to Rood Avenue, Grand Junction, CO, Malt and Vinous

Pres./Sec'y. of Org.: Chris Muhr, 262 Red Rim Dr., Grand Junction, CO
81507

Events Manager: Jen Taylor Muhr, 262 Red Rim Dr., Grand Junction, CO
81507

Jen Taylor Muhr, event manager and founder and organizer of the event, was present.

Ms. Kemp said that it was reported that there was no distinction between security and Rockslide employees at the event in 2014, but does believe it has been taken care of this year.

City Attorney Shaver handed Ms. Muhr three documents, the first two pages marked with an A in the upper right hand corner, and the third page marked with a B in the upper right hand corner and asked her to describe the event. Ms. Muhr said the event is a celebration of outdoor gear for the community of Western Colorado. It brings brands, representatives, and retailers together. City Attorney Shaver asked Ms. Muhr, outside of the one disclosure on Document A regarding the mention of a person potentially carrying a beer outside of the event premises in 2014, has there ever been any other problems in the 12 years of the event. Ms. Muhr said there has not. Ms. Muhr said that Lone Star Security will be providing the security for the event and she has worked closely with Andy Martinez, Grand Junction Police Department, to make sure they follow the law. She explained Exhibit B which is a footprint of the

MOG Outdoor Fest and the beer garden. She said that there will be security at all seven exits and around the four zones. Metal panel pedestrian fencing will be installed by Your Way Safety and Sign Supply and all exits will have signs that will indicate no liquor past that point. City Attorney Shaver asked whose signature was on the second page of Exhibit A. Ms. Muhr said it is her signature. City Attorney Shaver asked if, by the signature, does she represent the information in the document to be true and accurate. Ms. Muhr said she did.

There was no one present in opposition of the application.

Hearing Office Grattan admitted Exhibits A and B into the record (see attached) and found that pursuant to Colorado State Statutes 12-48-106, there are no grounds to deny the special events permit, there is no evidence that it would be injurious to the public welfare because of the nature of the special event (it is an event that has been conducted before and he noted that he has attended the event himself), its location within the community (downtown is the place for such events), and despite the third hand knowledge that removal of alcohol may or may not have occurred, there was no basis to believe there was a failure of the applicant in a past special event to conduct the event in accordance with applicable law. He found that the application for a special events permit submitted by the Colorado Plateau Mountain Bike Trail Association, Inc. dba MOG Outdoor Fest – 2015 for the MOG Outdoor Fest and COPMOBA Bike/Gear Swap on April 25, 2015 from 10:00 a.m. to 10:00 p.m. was in order and approved it.

V. APPLICATION FOR A CHANGE IN LOCATION – Continued from March 4, 2015

1. Las Marias, Inc. dba Las Marias, 118 S. 7th Street, Grand Junction, CO 81501, Hotel and Restaurant

Current Location: 118 S. 7th Street, Grand Junction, Co 81501

Proposed Location: 421 Colorado Avenue, Grand Junction, CO 81501

Ms. Kemp reported that she spoke with Maria Maestas, owner of Las Marias, and Ms. Maestas has secured a lease at the existing location of 118 S. 7th Street for six months and will be pulling permits to start construction at 421 Colorado Avenue within a month. She asked that the hearing for Change in Location be continued until May 6, 2015.

Hearing Officer Grattan continued the hearing for a change in location to the May 6, 2015 Regular Liquor and Beer Meeting and at that time, the change in location will be heard or Ms. Maestas could give an in-depth report as to the status of the change in location.

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

1. Grand Valley Public Radio Co., Inc. dba KAFM 88.1 Community Radio, 1310 Ute Avenue, Grand Junction, CO 81501, Arts

Executive Director: Mark E. McCain, 2067 Rim Shadow Court, Grand Junction, CO 81507

Mark McCain, Executive Director of KAFM 88.1 Community Radio, was present.

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

No one was present in opposition to the application.

City Attorney Shaver asked Mr. McCain if he heard the results that were read into the record, if he found them to be a true and accurate representation of the results. Mr. McCain said yes to both questions. City Attorney Shaver asked Mr. McCain about the 109 no answers that was reported and if that number included both residential and businesses. Mr. McCain said yes with more residential being contacted a second time than businesses. City Attorney Shaver asked Mr. McCain when the survey was conducted, who conducted the survey, and to describe the process for conducting the survey. Mr. McCain said the survey was conducted between March 7th and March 20th by himself and Micah Mitchell (a husband of one of the radio station employees). Mr. McCain started the process by canvassing the area closest to the station and Mr. Mitchell canvassed areas along Grand and Gunnison on the east side and Mr. McCain canvassed the west side towards downtown. The survey was conducted mid-day, some midafternoon, and early evenings for residential and the businesses were canvassed during afternoon business hours. City Attorney Shaver asked Mr. McCain if the responses that were opposed to the application gave specific reasons. Mr. McCain said they were just not in favor of alcohol in general.

Hearing Officer Grattan asked Mr. McCain, in order to establish compliance with the State Statutes, if their organization is non-profit, if they are tax exempt under the Federal Internal Revenue Code, and does the organization sponsor and present productions or performances that are artistic or cultural in nature. Mr. McCain answered yes to all the questions. Hearing Officer Grattan advised Mr. McCain that there are State Statutes that regulate the type of liquor license that his organization is applying for and he should be aware of those Statutes and he provided Mr. Cain with the Statute number. Mr. McCain advised that they will be familiar with those Statutes. City Attorney Shaver advised Mr. McCain that there are also liquor regulations that he should be aware of relative to an arts liquor license.

Hearing Officer Grattan found that the application for a new arts liquor license submitted by Grand Valley Public Radio Co., Inc. dba KAFM 88.1 Community Radio is in order and approved it. 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 2:32 p.m.

NEXT REGULAR MEETING – April 15, 2015

John A.
A

**SPECIAL EVENT PERMIT
QUESTIONNAIRE AND AFFIDAVIT**

1. Name of Event: Southwest Arbor Fest
2. How many attendees are expected at this event?
4000-5000
3. Has the event been held in the past? If so, how many years?
The Parks and Recreation Department has been hosting for the past 13 years.
4. Have there ever been any violations or citations issued during the event in the past?
none to my knowledge
5. Describe the premises at which this event will take place.
The event is held in Lincoln Park, south of the Lincoln Park Barn and west of the Lincoln Park Pool.
6. What type of security will be provided at this event?
Parks and Recreation staff and hired Citadel Security Officers.
7. How many security personnel will be on hand?
10-25
8. How will security personnel be identified?
All security will have a staff uniform or security uniforms.
9. If this event is being held outdoors, how will the exterior boundaries of the premises be marked (i.e., roped, fenced, etc.)?
Portable fencing provided by FCI. All gates will be staffed by event personnel. Signs will be posted for control of alcohol limits.
10. What method will be used in checking identification for proper age of attendees (i.e., at the door, at the bar, etc.) and how will underage patrons be identified so as not to be served alcohol beverages (i.e., stamp or mark on the hand, etc.)
Drivers licenses or other acceptable photo ID will be required and checked by trained staff. Wristbands will be used to verify that patrons have been checked and are able to be served.

(A)

11. How will the conduct and level of intoxication of attendees be monitored and by whom?
City and security staff will be monitoring behavior and watching for signs and symptoms as they have been trained.

12. Have the volunteers or members of your organization been trained in the sale/service of alcohol beverages?
Yes, they have all taken the Alcohol Server Responsibility Training.

13. What types of alternate beverages and food/snacks will be available?
Concessions, chili, salsa, soft drinks, water, ice cream, etc.

14. Has a State and City Sales Tax Number been initiated by you or a member of your organization? If so, provide those numbers in the space provided.
State 41-74953-0000
City 4890

I hereby certify, under penalty of perjury, that the information provided to the Grand Junction Liquor Licensing Authority contained in this affidavit is true and accurate to the best of my knowledge.

[Signature] Date 2/11/15
Applicant's Signature

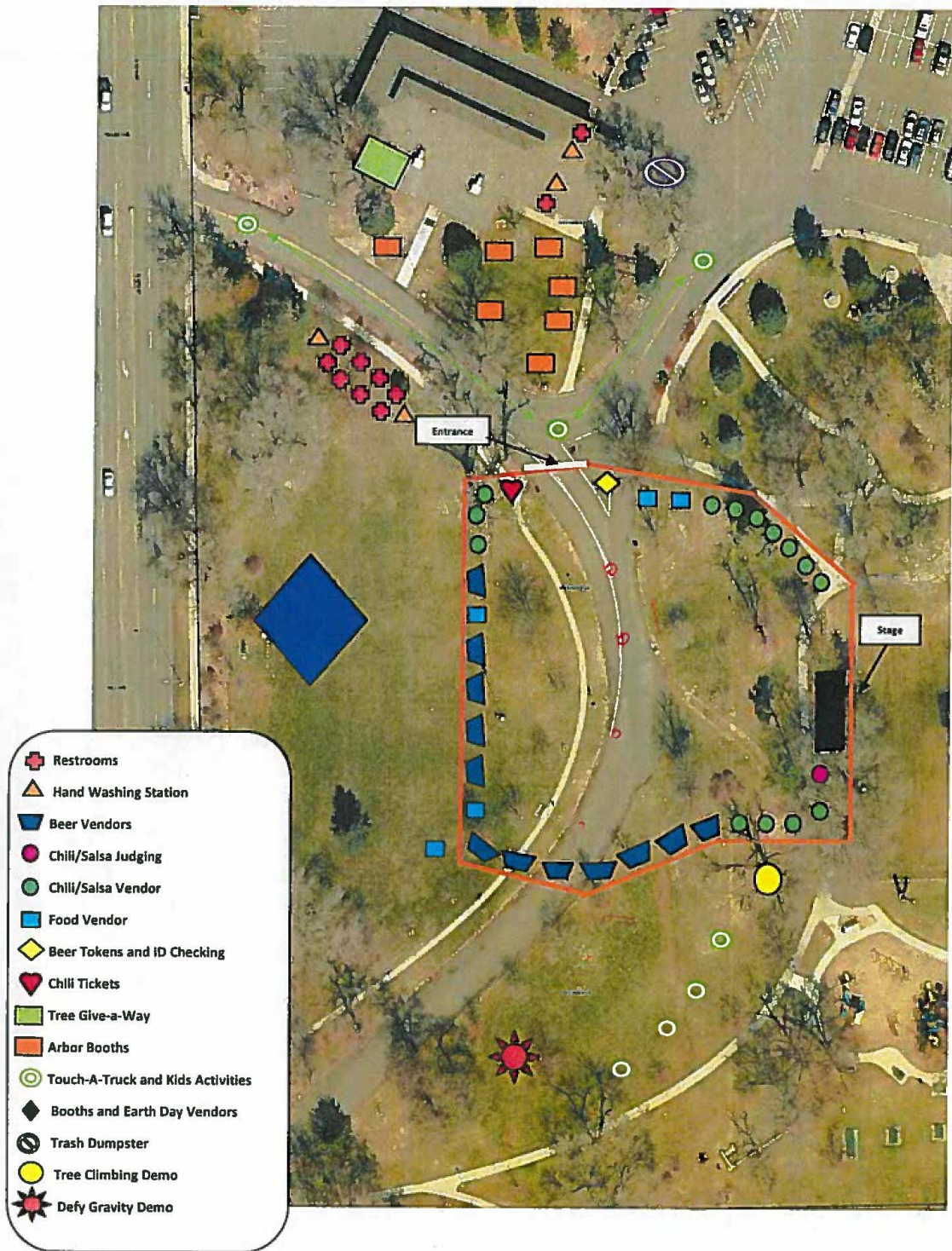
STATE OF COLORADO)
COUNTY OF MESA) SS.
CITY OF GRAND JUNCTION)

Subscribed and sworn to before me this 11~~th~~ day of February 2015.
Witness my hand and official seal.

Juanita Peterson My commission expires 10-10-2015
Notary Public

JUANITA PETERSON
NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID #20014031957
My Commission Expires October 10, 2017

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SPECIAL EVENT PERMIT QUESTIONNAIRE AND AFFIDAVIT

1. Name of Event: MOG Outdoor Fest & COPMOBA Bike/Gear Swap

2. How many attendees are expected at this event?
+/- 3k people, weather-dependent

3. Has the event been held in the past? If so, how many years?
Yes, established in 2003, this is the 12th anniversary of the MOG Fest

4. Have there ever been any violations or citations issued during the event in the past?
It was mentioned to me in conversation that, during the 2014 event, a person carried a beer outside of the event premises. We are hiring professional security this year. Andy and I have reviewed the plan thoroughly.

5. Describe the premises at which this event will take place.
400 block Main St + 4th Ave from Main to Rood (L-shaped), inside the course for the CMU Maverick Classic Criterium Championship

6. What type of security will be provided at this event?
Professional/hired + volunteer

7. How many security personnel will be on hand?
6-10 at all times

8. How will security personnel be identified?
They will be in uniform

9. If this event is being held outdoors, how will the exterior boundaries of the premises be marked (i.e., roped, fenced, etc.)?
Road closures and race barricades by Your Way Sign & Safety + roped off

10. What method will be used in checking identification for proper age of attendees (i.e., at the door, at the bar, etc.) and how will underage patrons be identified so as not to be served alcohol beverages (i.e., stamp or mark on the hand, etc.)
At the bar, everyone will be ID'd at the bar, special marking on hand

A

11. How will the conduct and level of intoxication of attendees be monitored and by whom?

Visually, by professional security & staff dispensing beer

12. Have the volunteers or members of your organization been trained in the sale/service of alcohol beverages?

Yes

13. What types of alternate beverages and food/snacks will be available?

Pablo's Pizza will have a tent, located near the beer tent. They will serve pizza, water & soda

14. Has a State and City Sales Tax Number been initiated by you or a member of your organization? If so, provide those numbers in the space provided.

Yes. COPMOBA EIN is 84-1130981; DLN is 17053201748028; Tax Exempt# 98002050; CO State 41-48617

I hereby certify, under penalty of perjury, that the information provided to the Grand Junction Liquor Licensing Authority contained in this affidavit is true and accurate to the best of my knowledge.

J. P. [Signature] Date 2/10/15
Applicant's Signature

STATE OF COLORADO)
COUNTY OF MESA) SS.
CITY OF GRAND JUNCTION)

Subscribed and sworn to before me this 10th day of Feb., 2015.

Witness my hand and official seal.

Juanita Peterson My commission expires 10-10-2017
Notary Public

JUANITA PETERSON
NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID #20014031957
My Commission Expires October 10, 2017

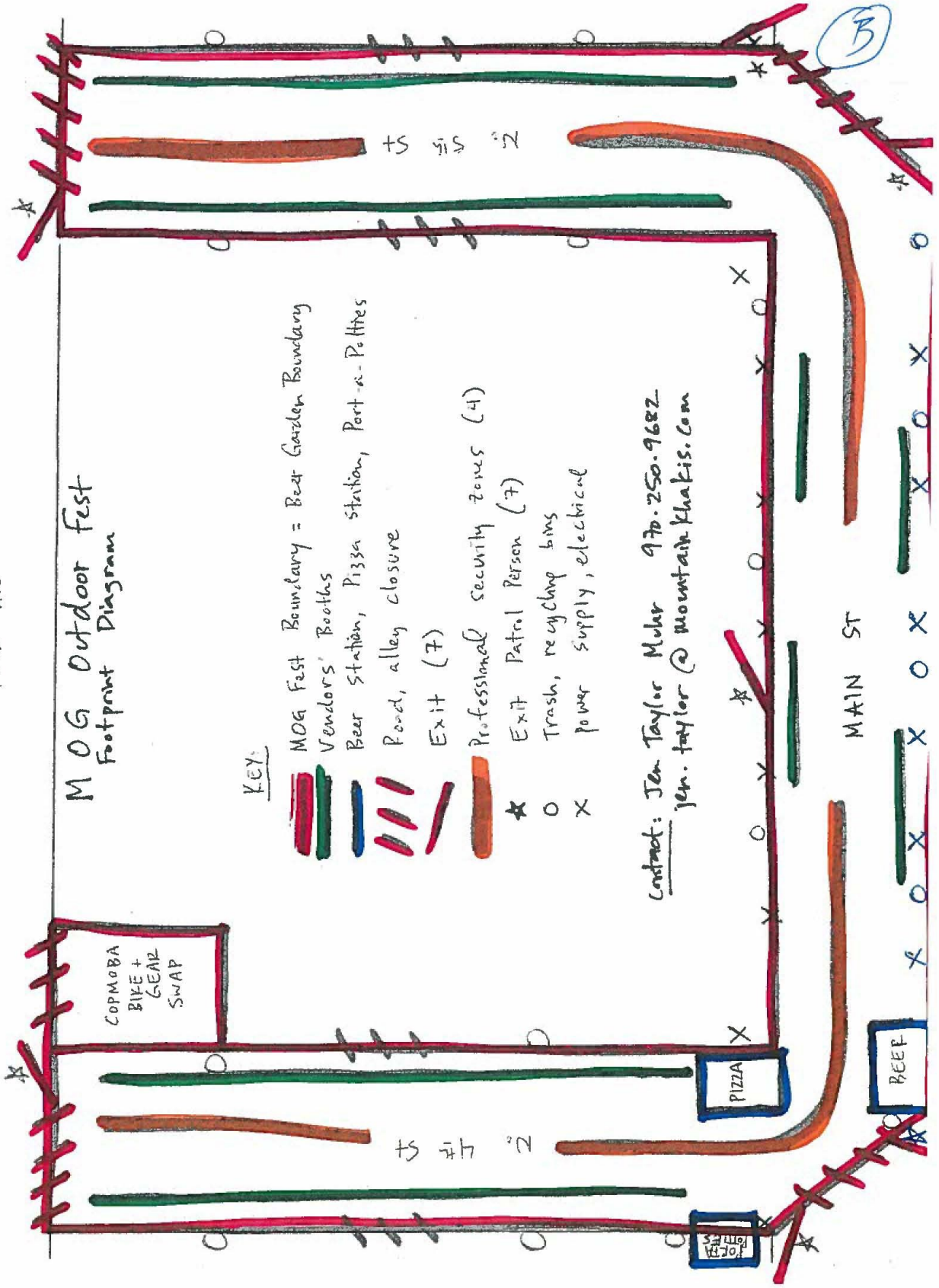
Road Ave

M O G Outdoor Fest Footprint Diagram

KEY:

- MOG Fest Boundary = Bear Garden Boundary
- Vendors' Booths
- Beer Station, Pizza Station, Port-a-Potties
- Food, alley closure
- Exit (7)
- Professional security zones (4)
- Exit Patrol Person (7)
- Trash, recycling bins
- Power supply, electrical

Contact: Jen Taylor Muhr 970.250.9682
jen.taylor@mountainkhatris.com



MEMO: Local Licensing Authority
FROM: Juanita Peterson, Deputy City Clerk
DATE: March 20, 2015
SUBJECT: Application for an Arts liquor license by Grand Valley Public Radio Company, Inc. dba KAFM 88.1 Community Radio, 1310 Ute Avenue, Grand Junction, CO

KAFM 88.1 Community Radio filed an application with the Local Licensing Authority on February 18, 2015 for a new arts liquor license permitting sales of alcohol beverages to patrons of production or performances by the drink for consumption on the licensed premises at 1310 Ute Avenue under the trade name of KAFM 88.1 Community Radio. 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 April 1, 2015. The Notice of Hearing was given by posting a sign on the property on or before March 22, 2015 and by publishing a display ad in the Daily Sentinel on March 20, 2015.

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 Gunnison Avenue, Riverside Parkway on the South, 21st Street on the East and 7th Street on the West and included 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:	61
	OPPOSE:	2
	NO OPNION	0

Residential Results:	FAVOR:	92
	OPPOSE:	3

There were 4 responses that were disqualified because they did not list an address.

There were 9 "exhibits to survey petition" that indicated 2 contacts were not 21 years of age, 11 contacts refused to sign, 109 contacts with no answer and no second attempts were made, 20 had no solicitors signs, 5 marked as other and 3 the owner was not available and 2 were not residents.

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

The Grand Junction Police Department has investigated the Executive Director for local criminal history. They have inspected the property and verified the Notice of Hearing was posted in a timely manner and will be verifying that the diagram matches the establishment. The fingerprints have been forwarded to CBI for further processing. Reports have been requested by the Grand Junction Fire Department, and City of Grand Junction Sales Tax Department.

The number of liquor licensed outlets in the survey area are:

Hotel and Restaurant = 5 (Junct'n Square Pizza, Las Marias, Blue Moon Bar and Grille, Taqueria Guadalajara, and Los Reyes Restaurant)

Tavern = 3 (Avalon Theatre, Freeway Bowl, and VFW)

That concludes this report.

cc: Applicant
John Shaver, City Attorney
Meghan Woodland, Grand Junction Police Department
File