

CITY-COUNTY AUDITORIUM, 520 ROOD AVENUE
CITY OF GRAND JUNCTION, COLORADO
LOCAL LICENSING AUTHORITY
LIQUOR AND BEER
MINUTES

WEDNESDAY, DECEMBER 19, 1990, 8:00 A.M.

I. CALL TO ORDER - Present: Philip Coebergh, Hearing Officer
Neva Lockhart, City Clerk

II. DECISION - RESOLUTION OF FINDINGS AND DECISION RE:
APPLICATIONS FOR NEW LICENSES OR TO TRANSFER LOCATION

NONE

III. DECISION - LIQUOR AND BEER CODE VIOLATIONS

NONE

IV. APPLICATIONS TO RENEW LIQUOR AND BEER LICENSES

- A. Kwik & Easy Express Markets, 484 28 Road (3.2% Beer)
- B. Round Table Pizza, 865 North Avenue (Hotel-Restaurant)
- C. Crown Liquor, 2851 1/2 North Avenue (Retail Liquor Store)
- D. Go-Fer Foods 18th Street, 1750 North Avenue (3.2% Beer)
- E. Joan's, 2456 Industrial Boulevard (Hotel-Restaurant) *
- F. Double R Bar Phase II, 509 28 1/2 Road (Hotel-Restaurant)

All of the above were approved.

* Approved subject to Fire Department inspection.

V. APPLICATIONS FOR LICENSES - CHANGES OF OWNERSHIP -
CHANGE IN CORPORATE STRUCTURE

NONE

VI. APPLICATIONS TO REGISTER MANAGERS

NONE

VII. APPLICATIONS TO CHANGE TRADE NAME - APPLICATION TO MODIFY PREMISES

NONE

VIII. HEARING - APPLICATION FOR CHANGE OF LOCATION

NONE

IX. HEARING - APPLICATIONS FOR NEW LICENSES

- A. Hearing - Application by Diamond Shamrock Refining and Marketing Company for a 3.2% Fermented Malt Beverage License (Sales in Sealed Containers for Consumption OFF the Premises(at 201 North Avenue under the Trade Name of "Diamond Shamrock Refining and Marketing Company #1134"

Officers, Directors, Stockholders:

Director/President: Roger R. Hemminghaus, Boerne, Texas
Vice President: Joe V. Walden, San Antonio, Texas
Treasurer: Robert C. Becker, San Antonio, Texas
Secretary: Penelope Viteo, San Antonio, Texas
Directors: Joseph V. Cottle, San Antonio, Texas, and
A.W. O'Donnell, San Antonio, Texas
Stockholder: Diamond Shamrock R&M, Inc. - 100%
Operating Manager: Not Yet Hired

The hearing was opened. The map showing similar-type outlets and the City's survey area was reviewed. The report was read. Tom Dunn of the law firm of Dill and Dill in Denver was present representing Diamond Shamrock. Speaking for the granting of the license were: Harold Vanswol, 125 North Avenue, owner of the Riviera Motel; Terry Wallace, 261 North Avenue, owner of Rocky Mountain High; and Bruce Griffith, 202 North Avenue, owner of Mail Suite and Voice Mail. Gary Owen, Shamrock's area District Manager, was present. Max Scott, Oedipus, Inc., Boulder, Colorado, surveyed the area outside the City's survey area. He submitted a petition signed by 102 people favoring the granting of the license and by 21 people opposing the granting of the license. There were no opponents and no counterpetitions were filed. The hearing was closed.

Resolution No. 7-90 of Findings Approved.
(See copy attached.)

- B. Hearing - Application by Porter Family Investments, Inc., for a Hotel-Restaurant Liquor License at 2560 North Avenue under Trade Name of "Andie Jean's"

Officers, Directors, Stockholders:

President/Director/Stockholder: Wilma A. Porter 75%
Sec/Dir/Operating Mgr/Stockholder: Mark A. Porter 25%

The hearing was opened. The map showing similar-type outlets and the survey area was reviewed. The report was read. Wilma Porter and Mark Porter were present. They presented a petition signed by 143 people favoring the granting of the license. The signatures were obtained from people visiting the restaurant. There were no opponents and no counterpetitions were submitted. The hearing was closed.

Resolution No. 8-90 of Findings - Approved.
(See copy attached.)

X. ADJOURNMENT

NEXT REGULAR MEETING January 16, 1991

RESOLUTION NO. 7-90

DECISION ON APPLICATION FOR A
3.2% FERMENTED MALT BEVERAGE LICENSE BY
DIAMOND SHAMROCK REFINING AND MARKETING COMPANY #1134,
201 NORTH AVENUE, GRAND JUNCTION, COLORADO

A public hearing was held on December 19, 1990, on the application by Diamond Shamrock Refining and Marketing Company, for a 3.2% Fermented Malt Beverage License which permits sales in sealed containers for consumption "OFF" the premises of the Licensee at Diamond Shamrock Refining and Marketing Company #1134, 201 North Avenue, Grand Junction, Colorado, and the Local Licensing Authority having considered the evidence adduced at said hearing, FINDS:

1. The hearing held on December 19, 1990, on the application was held after proper notice thereof under C.R.S. 12-46-191, et seq.

2. The survey of the neighborhood conducted by the City revealed that 79 persons believed the reasonable requirements of the neighborhood were being met by existing outlets, while 36 felt the reasonable requirements were not being met. Of those who were inhabitants of the neighborhood, 45 desired that the license issue and 21 were opposed to the issuance of the license. The applicant submitted a petition containing 102 signatures of persons who favored the granting of the license and the signatures of 21 persons who were opposed to the granting of the license. Appearing in person to speak in favor of the granting of the license were Harold Vanswol, 125 North Avenue, owner of the Riviera Motel; Terry Wallace, 261 North Avenue, owner of Rocky Mountain High; and Bruce Griffith, 202 North Avenue, owner of the Mail Suite and Voice Mail.

3. No one appeared at the hearing in opposition to the granting of the license, and no petitions of disapproval were received by the Local Licensing Authority.

4. The character of the corporate officers of the applicant is good as determined by a check done by the Grand Junction Police Department and the State of Colorado Liquor Enforcement Division.

5. There are two existing outlets of a similar type within the area surveyed by the City and eight existing outlets of a similar type within one mile.

6. The evidence supports the conclusion that the needs of the neighborhood are not being met by other outlets, and it is the desire of the adult inhabitants of the neighborhood that the license issue.

NOW, THEREFORE, BE IT RESOLVED BY THE LOCAL LICENSING AUTHORITY OF THE CITY OF GRAND JUNCTION:

That the application by Diamond Shamrock Refining and Marketing Company for a 3.2% Fermented Malt Beverage License for Diamond Shamrock Refining and Marketing Company #1134 at 201 North Avenue, Grand Junction, Colorado, be granted.

Local Licensing Authority
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PASSED and ADOPTED this 21st day of December, 1990.



Local Licensing Authority for the
City of Grand Junction

Attest:



City Clerk

RESOLUTION NO. 8-90

DECISION ON APPLICATION FOR A HOTEL-RESTAURANT LIQUOR LICENSE
BY PORTER FAMILY INVESTMENTS, INC., UNDER TRADE NAME OF
ANDIE JEAN'S, LOCATED AT 2560 NORTH AVENUE,
GRAND JUNCTION, COLORADO

A public hearing was scheduled for December 19, 1990, on the application by Porter Family Investments, Inc., for a hotel-restaurant liquor license under the trade name of Andie Jean's located at 2560 North Avenue, Grand Junction, Colorado, and the Local Licensing Authority having considered the evidence adduced at said hearing FINDS:

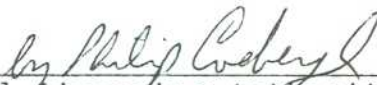
1. The hearing held December 19, 1990, on the application was held after proper notice thereof under C.R.S. 12-47-101, et seq.
2. The survey of the neighborhood conducted by the City revealed 61 persons believed the needs of the neighborhood were being met by existing outlets, while 69 felt the needs were not being met. Of those who were inhabitants of the neighborhood, 58 desired that the license issue and 36 were opposed to the issuance of the license. The applicant submitted a petition signed by 143 persons who were in favor of the granting of the license.
3. No one appeared at the hearing in opposition to the granting of the license, and no petitions of disapproval were received by the Local Licensing Authority.
4. The moral character and reputation of corporate officers of the applicant is good as determined by the Grand Junction Police Department.
5. There are six (6) existing outlets of a similar type located within one mile of the proposed outlet.
6. The building where the license is sought is located more than 500 feet from any public or parochial school or the principal campus of any college, university, or seminary.
7. The evidence supports the conclusion that the needs of the neighborhood are not being met by other outlets, and it is the desire of the adult inhabitants of the neighborhood that the license issue.

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NOW, THEREFORE, BE IT RESOLVED BY THE LOCAL LICENSING AUTHORITY
OF THE CITY OF GRAND JUNCTION:

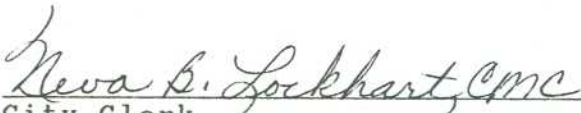
That the application by Porter Family Investments, Inc., for a
hotel-restaurant liquor license under the trade name of Andie Jean's
located at 2560 North Avenue, Grand Junction, Colorado, be granted.

PASSED and ADOPTED this 21st day of December, 1990.



Local Licensing Authority for the
City of Grand Junction

Attest:



City Clerk