

**LIQUOR AND BEER MEETING
LOCAL LICENSING AUTHORITY
CITY OF GRAND JUNCTION, COLORADO
CITY/COUNTY AUDITORIUM, 520 ROOD AVENUE**

M I N U T E S

WEDNESDAY, September 4, 1996, 8:00 A.M.

I. CALL TO ORDER - The meeting was convened at 8:05 a.m. Those present were Hearing Officer Phil Coebergh, Assistant City Attorney John Shaver and City Clerk Stephanie Nye.

II. APPLICATIONS TO RENEW LIQUOR AND BEER LICENSES

1. SAF Enterprises, Inc., dba Quincy Bar & Grill, 609 Main Street, Tavern

The application was in order and approved.

2. Leiford Darien dba Go Fer Foods No. 10, 2515 Highway 6 & 50, 3.2% Retail

The application was in order and approved.

3. Thrifty Payless Drug Stores dba Payless Drug, 1834 North 12th Street, 3.2% Retail

Arie DeGroot, manger, was present.

The application was in order and approved.

4. RCI Denver Inc., dba Applebee's Neighborhood Grill & Bar, 711 Horizon Drive, Hotel-Restaurant with Extended Hours

The application was in order and approved.

5. Western Colorado Center for the Arts, Inc., dba Western Colorado Center for the Arts, 1803 North 7th Street, Arts

Rich Helm, interim director, was present.

The application was in order and approved.

6. Mill Inn Inc., dba W.W. Peppers LTD., 759 Horizon Drive, Hotel-Restaurant with Extended Hours

City Clerk Nye stated the applicant has filed for a change of location which is scheduled for the October 2 hearing, but the renewal needed to take place today. The application was in order and approved.

III. APPLICATION FOR TRANSFERS OF OWNERSHIP AND MANAGERS REGISTRATION

1. HEI Hotels, LLC., dba Grand Junction Hilton, 743 Horizon Drive, Hotel-Restaurant with Extended Hours

Hotels, Transfer of Ownership from KLK Associates Inc., to HEI LLC., 743 Horizon Drive

New Managing

Members: Gary M. Mendell, 20 Morning Glory Drive, Easton, CT
Murray L. Dow, 49 Ridges Lane, Shelton, CT.
Orna Schulman, 5313 Sherrier Place, N.W., Washington, D.C

New Manager: Denise Mongraine, 743 Horizon Drive

Denise Mongraine, food and beverage director, and Sandy Garrett, executive assistant, were present.

City Clerk Nye reported this is a change of management company. The Health Department reported two outstanding violations. Hearing Officer Coebergh questioned the representatives concerning the Health violations. Sandy Garrett stated these are under contract for repair on or before September 15, 1996. Assistant City Attorney Shaver recommended approval of the application.

asked inside Hilton numerous her. Assistant been an uncommon has contacted the Hilton Ordinance regarding noise stated only the Hearing Officer can premises. Denise Mongraine stated the with the ordinance by concluding the There are also uniformed police officers during the concert to ensure proper adherence as well as crowd control. Assistant City Attorney Shaver stated this has been a problem in the past and the question has come up if this would be a citable offense and in his opinion it would.

Eva Kaufman, 747 Golfmore, spoke in opposition to the license due to the noise level of the outdoor concerts. She that the decibel level be lowered and moved to an location. She stated she has called the times and they have responded rudely to Attorney Shaver stated this has not occurrence. The Police Department for compliance with the City levels after 10 p.m. He limit the licensed Hilton is complying concerts by 10 p.m. on the property to the law

The Coebergh's Hearing Officer Coebergh approved the transfer of ownership but stated these problems do need to be addressed and the Hilton's cooperation in this regard would be appreciated. Hilton representatives acknowledged Hearing Officer statement.

2. LeBlanc, Ltd., dba LeBlanc's at the St. Regis, 359 Colorado Avenue, Hotel-Restaurant with Extended Hours

Transfer of Ownership from Howard L. Taylor to LeBlanc, Ltd., 359 Colorado Avenue

President/

Operating Mgr: William A.D. LeBlanc, 271A Roberson Drive,
Fruita
Sec/Treas: Rita Ann LeBlanc, 271A Roberson Drive, Fruita

Rita Ann LeBlanc was present.

The applicants will take possession of the premises on September 15, 1996. One critical Health Code violation was reported which was corrected during inspection and several Fire Code violations which the Fire Department were assured would be corrected. The applicant's have applied for a temporary permit in case the license is not approved by the State by the September 15th date.

The application was in order and approved.

IV. APPLICATION FOR NEW LICENSE

1. Chamai Leon Productions, LLC., dba The Chameleon Club, 234 Main Street, Tavern with Extended Hours

Applicant/Managing

Member: Jeffrey Inks, 1946 North 7th Street

Jeffrey Inks and Larry Beckner, attorney, were present.

City Clerk Nye read into the record the report to the Local Licensing Authority (see attached).

Mr. Inks stated the entertainment venue would be comedy and dance which is not offered in the downtown area. Live music, lunches and late night buffets would also be offered. Officer Coebergh questioned the recent arrest and Mr. Inks stated it was still pending. Assistant City Attorney Shaver asked the value of the vandalism charge on Mr. Ink's criminal history. Mr. Inks stated \$80 which was pleaded down to a misdemeanor. There was no opposition to the issuance of the license. The application was approved and a resolution was ordered prepared. Hearing Officer Coebergh cautioned the applicant on the marijuana charge that any drug involvement with an alcohol related business is not looked upon favorably.

V. HEARING FOR SPECIAL EVENTS PERMIT

1. Application by B.P.O. Elks 575 for a Malt, Vinous and Spirituous Liquor Special Events Permit for the "Octoberfest" on October 5, 1996 from 10:00 a.m. to 11:00 p.m. between 5th and 6th Streets on Main Street

Applicant: B.P.O. Elks 575

Pres/Sec: Al Wieland, 616 Pioneer Road

Event Mgr: Roy Bud Weaver, 919 Mesa Avenue

Ron Ward, 739 Coral Drive

Bud Weaver was present.

City Clerk Nye read into the record the letter from the Elks requesting the Special Events Permit (see attached).

Assistant City Attorney Shaver stated the letter from the Elks demonstrates the need for the Special Event Permit in an outdoor setting and that the statute has been complied with.

The application was in order and approved.

VI. ADJOURNMENT - The meeting was adjourned at 8:38 a.m.

NEXT REGULAR MEETING - The September 18, 1996 meeting has been canceled. The next regular meeting is October 2, 1996.

Memo to: Local Licensing Authority

From: Stephanie Nye, City Clerk

Date: August 29, 1996

Subject: Application by Chamai Leon Productions, LLC for a Tavern Liquor License at 234 Main Street under the name of The Chameleon Club

Chamai Leon Productions, LLC, a limited liability company, filed an application with the Local Licensing Authority on August 1, 1996, for a tavern liquor license, for the sales of malt, vinous and spirituous liquors by the drink for consumption on the premises at 234 Main Street under the trade name of The Chameleon Club. The application and supplementary documents were reviewed, found to be in order and accepted. The hearing date was set for September 4, 1996. The Notice of Hearing was given by posting a sign on the property on August 23, 1996 and by publishing a display ad in The Daily Sentinel on August 23, 1996.

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 and defined the neighborhood as the area bounded by Chipeta Avenue on the north, DR&RGW Railroad Tracks on the south, 8th Street on the east and Mulberry Street on the west and included both sides of the streets as the outer boundaries. The results of that survey are as follows:

1. As an owner of property in the neighborhood, an employee of or business lessee of property in the neighborhood, and/or an inhabitant

residing in the neighborhood for more than six months each year, I believe the reasonable requirements of the neighborhood are already being met by existing outlets.

YES: 1
NO: 360

2. As an inhabitant residing in the neighborhood more than six months each year, it is my desire that the license be issued.

YES: 47
NO: 1
NOT APPLICABLE: 198

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

The applicant, Chamai Leon Productions, L.L.C., is a limited liability company with one member. Local criminal history has been completed and the fingerprints have been forwarded to the Colorado Bureau of Investigation for further processing. The Grand Junction Police Department reports the following criminal history on Jeffrey Inks:

5/6/86	convicted of vandalism
9/15/86	convicted of disturbance
7/28/87	convicted of DWAI
7/10/96	arrest for possession and consumption of marijuana

The Health Department has reviewed the plans and will conduct a final inspection prior to opening. The Fire Department has also reviewed the plans and will complete a final inspection once the building is certified for occupancy by the building department.

The City's Community Development Dept. has approved a Conditional Use Permit for this operation as proposed.

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

Tavern - 3 (Cheers, Chupiros, Quincy's)

The number of similar type outlets in a one mile area in addition to the above are:

Tavern -None

That concludes this report.

cc: John Shaver, Assistant City Attorney
Amy Clymer, Grand Junction Police Department

GRAND JUNCTION LODGE NO. 575

BENEVOLENT AND PROTECTIVE ORDER OF ELKS

A FRATERNAL ORGANIZATION

249 SOUTH 4TH STREET

P.O. BOX 1987

GRAND JUNCTION, COLORADO 81502-1987

(970) 243-0675

August 14, 1996

Stephanie Nye, Grand Jct City Clerk

250 N 5th Street
Grand Jct Colo 81501

Re October Fest October 5, 1996

Dear Stephanie:

The Elks Lodge is requesting a one day liquor license to accommodate the large crowd anticipated for this event. This request is being made for the following reasons; This is one outdoor event the Elks Lodge hosts annually. This event is designed for outdoor Setting, primarily using The Main Street Shopping Park for a Fair/Festival Atmosphere accommodating vendors, entertainment and activities which could not be held in an indoor facility downtown.

The downtown restaurants - Quincy, Blue Moon, Crystal Cafe, Rockslide, Etc. do not have the capacity to serve the approximately 8,000 people who attend this event. The facility at Two Rivers Convention Center could not be used, since vendor and association sells food, and the policy at Two Rivers does not allow food to be brought into the premises. Also Two Rivers could not accommodate all the various activities that make up this event. Participant in this event include Arts, Crafts, food, commercial/promotional and non-profit vendors, a variety of entertainers perform through the day. This is an outdoor event, using two blocks of the Shopping park. The Elks Lodge would like those attending to be able to remain outside to enjoy the festivities.

Refreshments being served include a variety of German food service by the German Club and the Kiwanis Club

Sincerely,

/s/Roy W. Weaver
Co Chairman