

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, JANUARY 15, 1997, 8:00 A.M.

I. **CALL TO ORDER** - The meeting convened at 8:01 a.m. Those present were Hearing Officer Phil Coebergh, Assistant City Attorney John Shaver and City Clerk Stephanie Nye.

II. **APPLICATION TO RENEW LIQUOR AND BEER LICENSES**

1. Los Reyes Restaurant, Inc., dba Los Reyes Restaurant, 811 South 7th Street, Hotel and Restaurant

The application was in order and approved.

2. Feather Petroleum Company dba Stop N Save No. 1, 213 North 1st Street, 3.2% Beer

The application was in order and approved.

3. Voong Hung dba Golden City Restaurant, 2430 North Avenue, Beer and Wine

The application was in order and approved.

III. **APPLICATIONS FOR RENEWAL WITH REPORT OF CHANGE IN CORPORATE STRUCTURE**

1. Albertsons Inc., dba Albertsons Food Center No. 886, 1830 North 12th Street, 3.2% Beer

President: Richard L. King replaces John B. Carley
Treasurer: John G.G. Danielson replaces David I. Connolly

The application was in order and approved.

2. Jack R. Sommers Inc., dba Lincoln Park Golf Course, 1400 Gunnison Avenue, 3.2% Beer

Secretary: Jack R. Sommers replaces Patricia A. Sommers

The application was in order and approved contingent on a favorable Health Department report upon reinspection.

IV. **APPLICATION FOR NEW LICENSE**

1. Safeway Stores 46, Inc., dba Safeway Store #1533, 2901 F Road, 3.2% Beer

Applicant: Safeway Stores 46, Incorporated

President: Frithjof J. Dale
Vice President/
Secretary: Michael C. Ross
Treasurer: Harvey K. Naito
Address for all corporate officers is: C/O 201 4th Street, Oakland,
California

Alan Dill, attorney representing the applicant, was present.

City Clerk Nye read into the record the report to the Local Licensing Authority (see attached). Mr. Dill called 8 witnesses who are residents of the neighborhood to give testimony including the petition circulators, Eric Temple, the district manager for Safeway Stores, and Bruce Jones, the store manager. Hearing Officer Coebergh stated for the record that a brief discussion had taken place prior to the meeting between he and Mr. Dill concerning limiting the amount of testimony, unless it were in opposition.

Those present were: Mary and Ronald Hinson, 563 Normandy; Helen and Richard Redmond, 570 Normandy; Wes Adams, 2921 E 7/8 Road; Arnold Perine, 2855 Picardi Drive; Susan Harrison, 2913 E 7/8 Road; Zane Reeves, 2909 E 7/8 Road. Mr. Dill stated they were all over 21 years of age, reside in the neighborhood and feel a need for a full service grocery store to include the sale of 3.2% fermented malt beverages and do desire the license be issued. He also stated that no one was paid for their appearance at this hearing. Hearing Officer Coebergh stated this procedure of calling the witnesses and then Mr. Dill stating the consensus of their testimony is called an "offer of proof". They were all given an opportunity to offer different testimony than what Mr. Dill had represented. No one did. He thanked them all for coming and they were excused. Mr. Dill called Mr. Max Scott, a professional surveyor from Oedipus Corporation, to testify. Mr. Scott stated the Oedipus Corporation does opinion polls and surveys, doing most of their work on liquor applications for applicants and numerous municipal jurisdictions. He has been in business for approximately 28, almost 29 years. The Oedipus Corporation has worked with almost 5,000 liquor applications all over the state of Colorado. The survey complied with the rules and general format for this area. A map was prepared and a crew was sent out to the area. The survey took place on January 3 and 4, 1997 covering 50% of the neighborhood. The results of the survey support the application. Mr. Dill next called Mr. Eric Temple, district manager for Safeway Stores covering 17 stores. He stated he has been with Safeway Stores for 22 years. The opening date is scheduled for March 14, 1997. Mr. Dill called Mr. Bruce Jones, store manager, to testify. He stated he has been with Safeway Stores for 26 years. He stated approximately 120 people will be employed. They will receive training prior to employment and also on the job as to the sale of fermented malt beverages.

Hearing Officer Coebergh was satisfied as to all conditions being met for approval of the license, withholding issuance until the Certificate of Occupancy is filed with the City Clerk's office.

V. APPLICATION FOR MANAGERS REGISTRATION

1. RCI Denver, Inc., dba Applebee's Neighborhood Grill & Bar, 711 Horizon Drive, Hotel and Restaurant

Patrick John Burns replaces Irene Flink

The application was in order and approved.

VI. ADJOURNMENT - The meeting adjourned at 8:26 a.m.

NEXT REGULAR MEETING - February 5, 1997

Memo to: Local Licensing Authority

From: Stephanie Nye, City Clerk

Date: January 9, 1997

Subject: Application by Safeway Stores 46, Inc., for a 3.2% Beer
License at 2901 F Road under the name of Safeway Store #1533

Safeway Stores 46, Inc., a corporation, filed an application with the Local Licensing Authority on December 6, 1996, for a 3.2% Beer license, for the sales of 3.2% beer in sealed containers for consumption off the premises at 2901 F Road under the trade name of Safeway Stores #1533. The application and supplementary documents were reviewed, found to be in order and accepted. The hearing date was set for January 15, 1997. The Notice of Hearing was given by posting a sign on the

property on January 3, 1997 and by publishing a display ad in The Daily Sentinel on January 3, 1997.

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 F 1/2 Road on the north, Orchard Avenue on the south, 29 1/2 Road on the east and 28 1/2 Road on the west and included both sides of the streets as the outer boundaries. The results of that survey are as follows:

1. Do you favor and support this application for a retail 3.2% fermented malt beverage (3.2% beer) license (off premise consumption) because you think the reasonable requirements of the defined neighborhood are not now being adequately served by existing licensed establishments of a similar nature?

YES: 112

NO: 42

NO OPINION: 25

2. Is it your desire that this application for a retail 3.2% fermented malt beverage (3.2% beer) license (off premise consumption) be issued?

YES: 115

NO: 38

NO OPINION: 25

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

The applicant, Safeway Stores 46, Inc., is a corporation. Local criminal history has been completed for each corporate officer. No local criminal history on any of the corporate officers was found. Since the corporation has a Master File in Denver no further processing through C.B.I. was necessary.

The Building Department will need to inspect the premises to ensure compliance with the diagram submitted prior to issuance of any license. A copy of the certificate of occupancy will be required prior to the issuance of any license.

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

3.2% Beer - 2 (Loco Food Store and Total No. 2300)

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

3.2% Beer - None

That concludes this report.

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