

RE: ADMINISTRATIVE REGULATION NO. 04-2015

ISSUED BY:


Michael Grattan, Hearing Officer

7/15/15
Date:

RECOMMENDED BY:


Stephanie Tuin, City Clerk

7/15/15
Date:

TOPIC:

Posting of required notices under the Colorado Liquor Code (12-47-101 C.R.S. *et. seq.*)

BACKGROUND AND PURPOSE:

The purpose of this Administrative Regulation is to interpret, clarify and construe the posting requirement of C.R.S 12-47-311 as applied by the City of Grand Junction. In relevant part the statute provides that *the public notice shall be posted not less than 10 days prior* to the hearing on the application. The Hearing Authority, for good cause as described herein, has determined that the period for the posting shall be 14 days with the posting of the public notice being required on or before noon of the fourteenth day prior to the hearing date established by the City Clerk on behalf of the Authority. In accordance with GJMC 2.12.010 this Administrative Regulation is an interim provision until such a time as the Liquor Code is amended by ordinance.

ADMINISTRATIVE INTERPRETATION:

When considering approval of a new liquor license, 3.2% beer license or special event permit, the Hearing Officer makes certain findings. By law one of those findings must include that the premises were posted with a notice of hearing not less than 10 days prior. For a number of reasons which include but are not limited to the importance of being able to confirm the posting and so that interested persons are given a greater opportunity to inquire about/participate in the licensing process, the Hearing Authority has determined that a local 14 day posting requirement is better than the 10 day minimum provided in C.R.S. 12-47-311.

This Administrative Regulation is duly adopted this 15th day of July 2015.