

**LIQUOR AND BEER MEETING
LOCAL LICENSING AUTHORITY
CITY OF GRAND JUNCTION, COLORADO
TWO RIVERS CONVENTION CENTER, 159 MAIN STREET**

MINUTES

WEDNESDAY, MAY 17, 2000, 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 Senior Administrative Assistant Christine English.

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

1. Thrifty Payless Incorporated dba Rite Aid #6258, 2992 F Road, 3.2% Beer Off Premise
Arie DeGroot, operating manager, was present. The application was in order and approved.

2. The Denville Corporation dba Cottonwood Liquors, 2513 Highway 6 & 50, Retail Liquor Store

The application was in order and approved.

3. Rockslide Brew Pub Incorporated dba Rockslide Brew Pub, 401 Main Street, Brew Pub

The application was in order and approved.

4. Good Pastures Incorporated dba Good Pastures Restaurant, 733 Horizon Drive, Hotel and Restaurant

The application was in order and approved.

III. **APPLICATION FOR SPECIAL EVENTS PERMIT**

1. BPO Elks Grand Junction Lodge #575 for a 3.2% Fermented Malt Beverage Special Events Permit for 100 Year Celebration on June 17, 2000 from 10 A.M. to 5 P.M. at 249 South 4th Street Parking Lot

Applicant: BPO Elks Grand Junction Lodge #575
President/Secretary: John Krizman, 3155 F Road, Grand Junction
Event Manager: LuAnn Griebe, 518 Kirby Court, Grand Junction

LuAnn Griebe, club manager, was present. The application was in order. A copy of the letter submitted to the Local Authority was forwarded to the Hearing Officer (see attached). The premises were posted on time and then the poster was stolen. A replacement poster was provided and has been posted.

Mr. Coebergh asked if Ms. Griebe had reviewed the Statute regarding Special Events Permit prior to preparing the letter which was submitted. Ms. Griebe stated no. Mr. Coebergh stated the letter does not address the statutory requirements in requesting a

Special Events Permit. It is up to the applicant to present sufficient information in order to be approved for a Special Events Permit and the letter does not do this.

Mr. Shaver read C.R.S. 12-48-103 into the record. The letter alludes to activities which may fit in the definition of the type of activity or type of facility required for the water activities but it does not address the matter of availability of existing licensed facilities. Ms. Griebe stated she had thought that was addressed in the letter. Mr. Shaver stated historically the Local Authority has looked to letters that detail the contact with other facilities, the expected number of participants or attendees at the event. These things would clearly show why a Special Events Permit is requested. The legal theory behind the statute is that Special Events Permits should not be proliferated and that other licensed facilities that are adequate and available should be looked to first. Ms. Griebe asked if she should call around to other facilities to see if they are available. Mr. Shaver stated he cannot give her legal advice, but in practical terms, the statute states there has to be a showing of meeting the statutory requirements. There is a sample letter available that would give Special Events applicants an idea of what needs to be included. The other option is that if the background research has been done, Ms. Griebe can testify to that this morning or submit other evidence to supplement the letter.

Mr. Coebergh asked Ms. English what the time frame was for the application and if it would be possible to reschedule this for the June 7, 2000 meeting. Ms. English stated the application could be done as a concurrent review. The event is scheduled for June 17, 2000. If the application is processed as a concurrent review, with an overnight Fed Ex letter envelope included, and the application is approved at the June 7, 2000 meeting, the approval will be faxed to the State and they can issue the permit that day. It should be received the following day. Mr. Coebergh stated the application as it now stands is not sufficient to meet the statutory requirements. One of two things can happen: a ruling can be given today, but the application does not meet the requirements; or, reschedule this for the June 7, 2000 meeting and in the meantime process this application as a concurrent review. This would give Ms. Griebe time to research other available facilities. Ms. Griebe stated she would like to consult with the members of the Elks Club and to reschedule this for the June 7, 2000 meeting. Mr. Coebergh concurred. The application was rescheduled for June 7, 2000.

IV. APPLICATION FOR MODIFICATION OF PREMISES

1. N.N.C Incorporated dba The Crab Shack, 525 North Avenue, Hotel and Restaurant

Relocation of existing bar, moving office and storage area, moving liquor storage area, changing supply room to a pool room and some of existing kitchen to bar area.

Larry Nunnery, owner, was present. The application was in order. Ms. English asked if the issue of turning some of the existing kitchen area into a bar area could be addressed, as this is a hotel and restaurant license.

Mr. Shaver asked if the food service would be changing. Mr. Nunnery stated food service would still be provided. Mr. Shaver stated a hotel and restaurant liquor license has specific food service requirements and he was asking Mr. Nunnery if the establishment would still be in compliance with these requirements. Mr. Nunnery stated there would be food service that will be consistent with state statutes and City zoning regulations.

Mr. Coebergh asked if this would change the percentage of sales of food to liquor. Mr. Nunnery stated no.

Mr. Shaver recommended approval, as long as the applicant remained consistent with food service requirements.

Mr. Coebergh admonished the applicant to be aware of the requirements and to be sure they were in compliance. The application was approved.

V. APPLICATION TO CHANGE TRADE NAME

1. JanRus Incorporated dba Cahoots Crossin', 490 28 ¼ Road, Tavern

Change trade name from Cahoots Crossing' to G.J.'s Club Millennium

The application was approved.

VI. ADJOURNMENT – The meeting was adjourned at 8:25 a.m.

NEXT REGULAR MEETING – June 7, 2000

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

May 05, 2000

To Whom It May Concern:

We the Grand Junction Elks Lodge #575 will be holding a carnival on June 17, 2000 from 10am to 5pm in our Club parking lot. Our reasoning for not holding this event inside our building is as follows:

We will be having water games such as a dunking tank and water balloon toss. These games obviously cannot be held inside of the building. We will also have many out of town members coming for our 100 year celebration and could not possibly fit everything going on in the building. Thank you for your time and consideration in this matter. If you should have any questions you can contact me at 243-0675.

Sincerely,

LuAnn Griebe
Club Manager #575