

**LIQUOR AND BEER MEETING
LOCAL LICENSING AUTHORITY
CITY OF GRAND JUNCTION, COLORADO
MUNICIPAL HEARING ROOM, CITY HALL, 250 NORTH 5TH STREET**

MINUTES

WEDNESDAY, SEPTEMBER 6, 2006 9:00 a.m.

I. **CALL TO ORDER** – The meeting convened at 9:07 a.m. Those present were Hearing Officer Phil Coebergh, City Attorney John Shaver, and Deputy City Clerk Debbie Kemp.

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

1. China City Inc., dba Grand China Restaurant, 509 28 ½ Road, Grand Junction, CO 81501, Hotel and Restaurant – **Continued from August 16, 2006**

Ms. Kemp reported that this application for renewal was continued due to a report from Mesa County Health Department stating the applicant had numerous violations. The applicant was notified by certified mail, return receipt requested that they be present on September 6, 2006. The return receipt was received back in the City Clerk's office signed by the applicant.

There was no one present representing Grand China Restaurant.

Mr. Coebergh concurred with Mr. Shaver that the application for renewal be denied based on the fact that the applicant abandoned the application for renewal by not being present and written notice was provided to the City referencing the numerous critical violations.

2. Wigout Productions Inc., dba Mesa Theater & Club, 538 Main Street, Grand Junction, CO 81501, Tavern – **Continued from August 16, 2006 – To be Continued to September 20, 2006**

Continuation to the September 20, 2006 meeting was approved.

3. QS Inc., dba Shanghai Gardens Restaurant, 715 Horizon Dr., Grand Junction, CO 81506, Hotel and Restaurant – **Continued from August 16, 2006**

Mr. Chiew Chiou, co-owner of QS, Inc. was present.

Ms. Kemp reported that this application for renewal was continued due to reports from the Grand Junction Fire Department and Mesa County Health Department stating the applicant had numerous violations. The applicant was notified by certified mail, return receipt requested that they be present on September 6, 2006. The return receipt was received back in the City Clerk's office signed by the applicant.

Ms. Kemp also reported that the Fire Department had completed a re-inspection and found that the violations had been corrected. The Health Department reported via email on the morning of September 6th that Shanghai Gardens is still out of compliance.

Mr. Chiou stated that his wife runs Shanghai Gardens as he runs another restaurant and she had advised him that on Friday, September 1st, Mr. Orr with the Health Department gave her a report stating that the establishment is in compliance. The application for renewal was continued until the September 20, 2006 meeting so that the confusion with the reports from the Health Department could be resolved. Mr. Coebergh advised Mr. Chiou that he will need to be present at that meeting.

4. Rosco's, Inc. dba Kannah Creek Brewing Company, 1960 N. 12th Street, Grand Junction, CO 81501, Brew Pub

The application for renewal was found to be in order and approved.

5. Mill Inn, Inc. dba W W Peppers, LTD, 753 Horizon Drive, Grand Junction, CO 81506, Hotel and Restaurant

The application for renewal was found to be in order and approved.

6. DSDJ Entertainment, Inc. dba Weavers' Tavern, 103 N. 1st Street, Grand Junction, CO 81501, Hotel and Restaurant

David and Sanna Weaver, Owners of DSDJ Entertainment, Inc., were present.

The application for renewal was found to be in order and approved.

7. Justin Mattivi dba Crystal Café and Bake Shop, 314 Main Street, Grand Junction, CO 81501, Hotel and Restaurant

Ms. Kemp reported that the Health Department found 2 critical violations upon inspection and will be re-inspecting on September 12th.

The application for renewal was approved contingent upon a report from the Health Department stating the violations had been corrected.

8. S A F Enterprises, Inc. dba Quincy Bar & Grill, 609 Main Street, Grand Junction, CO 81501, Tavern

The application for renewal was found to be in order and approved.

9. Knaysi Enterprises, Inc. dba Pablo's Pizza, 319 Main Street, Grand Junction, CO 81501, Beer and Wine

Ms. Kemp advised that an Outdoor Dining Lease with the City had been submitted and approved with the application for renewal.

The application for renewal was found to be in order and approved.

III. RESOLUTION OF FINDINGS AND DECISION RE: APPLICATION FOR NEW LICENSE

1. Black Bear Diner (GJ) LLC dba Black Bear Diner, 624 Rae Lyn Road, Grand Junction, CO 81505, Beer and Wine

Class B Member

General Manager: Bear Paw Management, LLC., Edward A. Cerkovnik, Jr., 5977 S. Nome Street, Englewood, CO 80111

Class A Member
Manager: GMC Cache, LLC., Jodie B. Squirrell, 289 W. Morrison Ct., Grand Junction, CO 81503

Class A Member
Manager: GMC Cache, LLC., Jeffrey D. Hanson, 234 Bridge Lane, Snowmass Village, CO 81615

Edward Cerkovnik, General Manager for Bear Paw Management, LLC, Class B Member, was present.

Ms. Kemp reported the paperwork is in order and the reports are fine with the exception of the Fire, Health, and Building Departments; they will report when the building is finished with construction. A report from C.B.I. is still pending. Ms. Kemp read the results of the survey into the record (see attached). Ms. Kemp also stated that it was one of the best surveys she has reviewed. There wasn't a single signature disqualified.

City Attorney Shaver asked Mr. Cerkovnik if he believed the results of the survey Ms. Kemp read was true and accurate and he asked Mr. Cerkovnik who conducted the survey. Mr. Cerkovnik stated that he did feel the survey results were true and accurate and stated that Cristin Hansen, sister-in-law of Jeffrey Hansen, GMC, Cache, LLC, Class A Member, conducted the survey.

Mr. Coebergh found the requirements have been met and approved the issuance of the beer and wine liquor license on a local level. The City Clerk's office will prepare a resolution for Mr. Coebergh's signature.

IV. ADJOURNMENT – The meeting adjourned at 9:32 a.m.

NEXT REGULAR MEETING – September 20, 2006

MEMO: Local Licensing Authority

FROM: Debbie Kemp, Deputy City Clerk

DATE: August 21, 2006

SUBJECT: Application for a new beer and wine liquor license by Black Bear Diner (GJ) LLC, dba Black Bear Diner, 624 Rae Lynn Road

Black Bear Diner (GJ) LLC filed an application with the Local Licensing Authority on July 31, 2006 for a new beer and wine liquor license permitting sales of malt and vinous liquors by the drink for consumption on the premises at 624 Rae Lynn Road under the trade name of Black Bear Diner. The application and supplementary documents were reviewed, found to be in order and accepted. The hearing date was set for September 6, 2006. The Notice of Hearing was given by posting a sign on the property on or before August 27, 2006 and by publishing a display ad in the Daily Sentinel on August 25, 2006.

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. The neighborhood was defined as the area bounded on the North by G Road, on the South by River Road, on the East by 25 Road, and on the West by 23 ½ Road. The results of that survey are as follows:

1. As an owner of property in the neighborhood, an employee or a 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 other existing outlets.

Yes	7
No	158

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

Yes	53
No	2
Not Applicable	2

The Grand Junction Police Department has investigated the individuals for local criminal history. The fingerprints have been forwarded to CBI for further processing. Reports have been requested by the Grand Junction Fire Department, Code Enforcement, Mesa County Health Department, City of Grand Junction Sales Tax Department and the Mesa County Building Department for a final certificate of occupancy (CO) upon completion of the building.

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

Beer and Wine – 0

That concludes this report.

cc: Applicant
John Shaver, City Attorney
TJ Rix, Grand Junction Police Department
File