

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

MINUTES

WEDNESDAY, JULY 2, 2008 9:00 a.m.

I. **CALL TO ORDER** – The meeting convened at 9:00 a.m. Those present were Hearing Officer Mike Grattan, City Attorney John Shaver, and Deputy City Clerk Juanita Peterson.

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

1. RC Investment Adventures Inc., dba Eastgate Liquors, 2830 North Avenue #4B, Grand Junction, CO 81501-5369, Retail Liquor Store

There was no one present representing the applicant.

The application was found to be in order and approved.

2. 707 on the Horizon LLC, dba Bin 707, 707 Horizon Drive, mailing address: PO Box 55245, Grand Junction, CO 81502, Hotel and Restaurant

There was no one present representing the applicant.

The application was found to be in order and approved.

3. Hong Luong Inc., dba Bamboo City, 2472 F Road #2, mailing address: PO Box 2687, Grand Junction, CO 81502-2687, Beer and Wine

There was no one present representing the applicant.

The application was found to be in order and approved.

III. **APPLICATION TO RENEW LIQUOR AND BEER LICENSE AND MODIFICATION OF PREMISES**

1. El Tapatio, LLC dba El Tapatio, 1145 North Avenue, mailing address: PO Box 604, Parachute, CO 81635-0604, Hotel and Restaurant

Modification: 322 sq. ft. addition will add an additional 16-20 for a total capacity of 75 seats, per the Planning Clearance dated 3/13/08.

Francisco Espinoza-Blas owner and Elias Rubalcaba representing the applicant were present. Mr. Rubalcaba spoke on behalf of the owner. Ms. Peterson addressed the renewal application first and that all the paperwork was filed in a timely manner and all reports came back fine. Ms. Peterson then addressed the modification of premises. A survey was conducted in which she read the results into the record (see attached).

City Attorney Shaver asked who conducted the survey. Mr. Rubalcaba stated he did. Mr. Shaver asked if he agreed with the results that Ms. Peterson read into the record. He answered yes. City Attorney Shaver asked about the survey results regarding question no. 1 with "zero" responses to "no". Mr. Rubalcaba said there was only one person who objected, but objected only due the parking around the restaurant; nothing to do with the issuance of the liquor license.

Hearing Officer Grattan asked about the number of responses to question 2 in regard to 58 verses 109. Mr. Caba stated there were several not at home, more businesses were open, but he made several attempts.

Both City Attorney Shaver and Hearing Officer Grattan concurred with the findings and approved the annual renewal and the request for the modification of premises to add the additional seating area. The final CO will be required from the applicant.

IV. APPLICATION TO CHANGE CORPORATE STRUCTURE

1. Loyal Order of the Moose #270, 567 25 ½ Road, Grand Junction, CO 81505, Club
Barbara Leidhom, 15 Riesling Ct., Grand Junction, CO 81503 replaces Anne Durand as Secretary

There was no one present representing the applicant.

The application was found to be in order and approved pending return of a satisfactory C.B.I. report.

V. APPLICATION FOR CHANGE OF LOCATION – Request to Continue to July 16, 2008

1. L&B Inc., dba Fast Eddy's, 2660 North Avenue, Grand Junction, CO 81503, Tavern, is requesting to move to 1225 N. 25th Street, Grand Junction, CO 81503

Ms. Peterson requested this be continued until July 16, 2008 due to the applicant not turning in the needs and desires survey in a timely manner.

Hearing Officer Grattan made note to the record that prior to the hearing beginning today; there were two gentlemen who were here to address this item. It was explained they would be on the agenda for July 16th.

VI. APPLICATION FOR NEW LICENSE – RESOLUTION OF FINDINGS AND DECISION

1. New Dragon Wall Inc., dba New Dragon Wall Chinese Buffet Restaurant, 2839 North Avenue, Grand Junction, CO 81501, Beer and Wine

Owner: Cho Yun Chen, 2851 Hill Avenue, Grand Junction, CO 81501

Mr. Robert Bia and Mr. Chen were both present. Mr. Bia is speaking on behalf of the applicant. Ms. Peterson reported the paperwork is in order and all the reports came back fine. Ms. Peterson read the results of the survey into the record (see attached).

City Attorney Shaver asked who conducted the survey. Mr. Bia stated he did. Mr. Shaver asked if he agreed with the results that Ms. Peterson read into the record. Mr. Bia agreed. Mr. Bia stated the area given had areas with language barriers along with a mobile home park. Mr. Bia said he spent 5 days conducting the survey and went at

different times of day but mostly in the afternoons until about 8:00 p.m. Mr. Shaver asked Mr. Bia his relation to the applicant. Mr. Bia said he is the manager of the restaurant. City Attorney Shaver asked how he was compensated to conduct the survey. Mr. Bia said being the manager it was his responsibility to conduct the survey and he was compensated for additional gas and some additional wages for the extra work he performed. Mr. Bia said he had to leave town due to an emergency surgery for his daughter or he felt he might have been able to spend more time on getting additional signatures but would have returned after the survey was due back into the City Clerk's office.

City Attorney Shaver stated that the results of the survey did indicate that the needs and desires in the neighborhood are not being met by existing licenses and recommended approval.

Hearing Officer Grattan found the requirements have been met. The approval for the issuance of the new beer and wine liquor license on the local level was granted. The City Clerk's office will prepare a resolution for the Hearing Officer Grattan's signature.

VII. OTHER BUSINESS

Hearing Officer Grattan asked PST Lisa Maestas about the change in ownership for The Corral Bar and the violations it recently received. Ms. Maestas gave just yesterday to the City Clerk's office a copy of the violation which Ms. Peterson passed on to City Attorney Shaver.

VIII. ADJOURNMENT – 9:25 a.m.

NEXT REGULAR MEETING – July 16, 2008

MEMO: Local Licensing Authority
FROM: Juanita Peterson, Deputy City Clerk
DATE: June 23, 2008
SUBJECT: Application for a modification to expand patio dining area for an existing hotel and restaurant liquor license by El Tapatio, LLC dba El Tapatio, 1145 North Avenue.

El Tapatio, LLC filed an application with the Local Licensing Authority on May 28, 2008 for a modification of premises to expand their current location for allow patio dining to permit sales of malt, vinous and spirituous liquors by the drink for consumption on the premises at 1145 North Avenue under the trade name of El Tapatio. The application and supplementary documents were reviewed, found to be in order and accepted. The hearing date was set for July 2, 2008.

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 Orchard Avenue, on the South by Grand Avenue, on the East by 18th Street, and on the West by 6th Street. 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 who resides in the neighborhood for more than six months each year, I believe the proposed modification of premises to expand the current licensed area for patio dining will not conflict with the reasonable requirements of the neighborhood or the desires of the inhabitants.

Yes	109
No	0

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

Yes	58
No	2
N/A	1

That concludes this report.

cc: Applicant
John Shaver, City Attorney
Lisa Maestas, Grand Junction Police Department
File

MEMO: Local Licensing Authority

FROM: Juanita Peterson, Deputy City Clerk

DATE: June 9, 2008

SUBJECT: Application for a new beer and wine liquor license by New Dragon Wall Inc., dba New Dragon Wall Chinese Buffet Restaurant, 2839 North Avenue

New Dragon Wall Inc. filed an application with the Local Licensing Authority on May 23, 2008 for a new beer and wine license permitting sales of malt and vinous liquors by the drink for consumption on the premises at 2939 North Avenue, under the trade name of Dragon Wall Chinese Buffet Restaurant. The application and supplementary documents were reviewed, found to be in order and accepted. The hearing date was set for July 2, 2008. The Notice of Hearing was given by posting a sign on the property on or before June 22, 2008 and by publishing a display ad in the Daily Sentinel on June 20, 2008.

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 Elm Avenue, on the South by I-70 B Business Loop, on the East by Harris Road, and on the West by 28 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	1
No	82
N/A	0

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	49
No	2

The Grand Junction Police Department has investigated the owner for local criminal history. Reports have been requested by the Grand Junction Code Enforcement, City of Grand Junction Sales Tax Department, and Mesa County Health Department.

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

Beer and Wine – 1(Junction Bingo Café)

The number of similar-type outlets in a one mile area in addition to above

Beer and Wine – 0

That concludes this report.

cc: Applicant
John Shaver, City Attorney
Lisa Maestas, Grand Junction Police Department
File