

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

**MINUTES  
WEDNESDAY, MAY 4, 2016, 2:00 P.M.**

**ALTERNATE HEARING OFFICER SAM D. STARRITT**

**I. CALL TO ORDER**

The meeting was called to order at 2:11 p.m. Those present were Alternate Hearing Officer Sam D. Starritt, City Attorney John Shaver, and Deputy City Clerk Juanita Peterson.

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

1. Fantasy, LLC dba Fantasy, 2258 Colex Drive, Grand Junction, CO 81505, Tavern

Mr. Kevin Eardley, owner, was present. Ms. Peterson reported there was an incident for which Mr. Eardley was cited and he did reveal it on his renewal and submitted an explanation. Ms. Peterson reported the rest of the paperwork was in order.

Mr. Eardley said that he had a private party at his house on August 22, 2015 and was given a citation which he plead guilty on September 8, 2015 for unnecessary noise.

The renewal for Fantasy, LLC dba Fantasy was found to be in order and approved.

2. Donaldson Properties, LLC dba Junct'n Square Pizza, 119 N. 7<sup>th</sup> Street, Grand Junction, CO 81501, Hotel and Restaurant with Outdoor Dining Lease

No one was present representing the applicant. The renewal for Donaldson Properties, LLC dba Junct'n Square Pizza was found to be in order and approved.

**III. APPLICATION FOR NEW LICENSE – RESOLUTION, FINDINGS, AND DECISION**

1. City of Grand Junction, dba Canyon View Softball Complex, 250 N. 5<sup>th</sup> Street, Grand Junction, CO 81501, located at 728 24 Road, Grand Junction, CO, Beer and Wine

Dept. Dir.: Rob Schoeber, 2598 Kayden Court, Grand Junction, CO 81505  
City Manager: Tim Moore, 564 West 1<sup>st</sup> Street, Palisade, CO 81506

Larry Manchester, Recreation Supervisor, and Shon Birch, Recreation Coordinator, were present, also Max Scott with Oedipus, Inc. who conducted the needs and desires survey for this applicant.

Ms. Peterson reported the application is in order and complete and the reports are in compliance.

Alternate Hearing Officer Starritt asked what their intentions are with this license. Mr. Manchester said they have used Special Event Permits in the past for beer and wine sales at softball games and they turned out to be successful. The softball season runs from April to November and they want to be able to offer beer and wine during the games. They will utilize the concession building at the ball park. There is a permanent fence, 6' high around the ball fields with only one entrance and exit which has a gate which can be locked. Alcohol sales will only be during ball games. There will be food vendor trucks that are used at all events out there.

Shon Birch mentioned they hope this will help with binge drinking in the parking lot between games.

Ms. Peterson read the needs and desires survey into the record (see attached). Mr. Scott explained what all his company, Oedipus, Inc. does and how many years' experience they have conducting surveys and training in the industry.

City Attorney Shaver asked Mr. Scott who conducted the survey. Mr. Scott said they have two person crews and this crew consisted on his wife Tina Scott and Juliet Fenderson, an employee they have had since 2000; both are well trained. Mr. Scott described how they conduct the survey in the business and residential areas, times of day the survey was conducted, the breakdown of the findings, and the percentages of the signatures favoring and opposing the issuance of the proposed license.

Mr. Scott said by his findings the needs of the neighborhood and adult inhabitants are not being met.

Alternate Hearing Officer Starritt asked if there was anyone present who objects to this license being issued. There was no one.

Alternate Hearing Officer Starritt approved the issuance of the new beer and wine license. The City Clerk's office will prepare a resolution for the Alternate Hearing Officer's signature.

#### **IV. APPLICATION FOR A SPECIAL EVENTS PERMIT**

1. Grand Junction Lodge No. 270, Loyal Order of Moose, 567 25 ½ Road, Grand Junction, CO 81505 – “Van Gaasbeek/Earley Wedding Reception”, May 7, 2016, 4:30 p.m. to 10:00 p.m. at 567 25 ½ Road, Grand Junction, CO 81505, Malt, Vinous, and Spirituous

Pres./Event Manager: Frank W. Nelson, 5 Gamay Court, Grand Jct., CO 81507

Frank W. Nelson, treasurer and member of the Moose Lodge, was present.

City Attorney Shaver provided Mr. Nelson with three documents, the first two marked with an "A" and the third one marked with a "B" and asked Mr. Nelson if he has personal knowledge of those documents. Mr. Nelson said he did as he is the one who created them with lots of help from the City Clerk's office since this is his first event. City Attorney Shaver asked why they were created. Mr. Nelson said as part of the paperwork for the Moose Lodge to be able to allow outside of members into an event. This is a wedding reception on May 7, 2016.

Mr. Nelson said the event will probably only have around 100 people per the renter. City Attorney Shaver said that the questionnaire indicated that there would be 2 security personnel and asked Mr. Nelson where they will be positioned. Mr. Nelson referred to the diagram, (Exhibit B) noting there would be one at the entrance and one just past the bar area in the area of the stage. He also explained about the fire exits and said he could not remember why the City Clerk's office had him include the restrooms. Ms. Peterson explained that if someone took a drink into that area and it was not included in the diagram, the applicant (the Moose Lodge) would be in violation.

Alternate Hearing Officer Starritt asked how many of these events the Moose Lodge hosts each year. Mr. Nelson said to his knowledge about three. There will be two bartenders on duty at all times along with the additional members from the Lodge which have been trained with the City of Grand Junction's Alcohol Server Training.

There was no one present in opposition of the application

Alternate Hearing Officer Starritt admitted Exhibits A and B into the record (attached) and found that pursuant to Colorado State Statutes 12-48-106, there are no grounds to deny the special events permit, it would not be injurious to the public welfare because of the nature of the special event (it is an event in a club), its location within the community, or the failure of the applicant in a past special event to conduct the event in compliance with applicable law. He found that the application for a special events permit submitted by Grand Junction Lodge No. 270, Loyal Order of Moose for the Van Gaasbeek/Earley Wedding Reception was in order and approved it.

2. Latin Anglo Alliance Foundation, Inc., PO Box 1734, Grand Junction, CO 81502 – Cinco de Mayo Celebration, May 7, 2016 from 6:00 a.m. to 12:00 a.m. on Main Street from 4<sup>th</sup> to 7<sup>th</sup> Streets, Grand Junction, CO 81501, Malt and Vinous

President/Event Manager: Michael Archuleta, 667 Cordial Ct., Grand Junction, CO 81506

Mr. Jerry Martinez and Mr. Mike Archuleta were both present representing the Foundation.

City Attorney Shaver provided Mr. Archuleta with three documents, the first two marked with an "A" and the third one marked with a "B" and asked Mr. Archuleta if he has personal knowledge of those documents. Mr. Archuleta said he did he is the one who created them. City Attorney Shaver asked why they were created. Mr. Archuleta responded as part of the paperwork for the 36<sup>th</sup> Annual Cinco de Mayo Celebration on May 7, 2016.

City Attorney Shaver said that the questionnaire indicated that there would be approximately 2,000 to 5,000 people at the event. How did they arrive at that number? Mr. Archuleta said from prior years. City Attorney Shaver asked about the security personnel and how they arrived at that number. Mr. Archuleta said they arrived with that number along with the help of Citadel Security. A couple of years ago there was issues with not having enough security, but no citation was issued. They will start with 4 security and increase as the day goes on and will be up to 8 security when the dance begins. There will also be 20 volunteers with marked flourescent vests. Mr. Archuleta said they met with the DDA today and were asked to modify the licensed area. City Attorney Shaver asked Mr. Archuleta to indicate on Exhibit B the new requested area which is smaller than the original area. There will be one entrance and security at the entry of the beer garden.

Alternate Hearing Officer Starritt asked about the training of the volunteers. Mr. Archuleta said they have several who have attended the City of Grand Junction's Alcohol Server Training. Alternate Hearing Officer Starritt said to make sure they have a trained volunteer at all times with the others.

There was no one present in opposition of the application

Alternate Hearing Officer Starritt admitted Exhibits A and B into the record (attached) and found that pursuant to Colorado State Statutes 12-48-106, there are no grounds to deny the special events permit, it would not be injurious to the public welfare because of the nature of the special event (it is an event in the downtown area and has happened for the last 35 years), its location within the community, or the failure of the applicant in a past special event to conduct the event in compliance with applicable law. He found that the application for a special events permit submitted by Latin Anglo Alliance Foundation, Inc., for the annual Cinco de Mayo event was in order and approved it.

## **V. OTHER BUSINESS – Ratify Previous Action**

1. Grand Junction Elks Home Association, 249 S. 4<sup>th</sup> Street, Grand Junction, CO 81501 – "Cinco de Mayo After Party 2016", May 7, 2016, 5:00 p.m. to Midnight located at 249 S. 4<sup>th</sup> Street, Grand Junction, CO 81501, Malt, Vinous, and Spirituous – Update from April 20, 2016 Liquor and Beer meeting

Terri Carter, 2510 Broadway, Grand Jct., CO 81507  
Events Manager: Chris Vigil, 960 Santa Clara Avenue, Grand Junction, CO 81503

Alternate Hearing Officer Starritt advised that from the prior hearing, the application for a Special Event Permit was satisfied by electronic email with the Elks Home Association being the sponsor of the event, so with agreement of both the City Attorney and the Alternate Hearing Officer, the application was found to be in order and approved.

VI. **ADJOURNMENT** – 3:10 p.m.

**NEXT REGULAR MEETING – May 18, 2016**

MEMO: Local Licensing Authority

FROM: Juanita Peterson, Deputy City Clerk

DATE: April 26, 2016

SUBJECT: Application for a new beer and wine liquor license by the City of Grand Junction dba Canyon View Softball Complex, 728 24 Road, Grand Junction, CO 81501

The City of Grand Junction filed an application with the Local Licensing Authority on March 29, 2016 for a new beer and wine liquor license permitting sales of malt and vinous liquors by the drink for consumption on the premises at 728 24 Road under the trade name of Canyon View Softball Complex. The application and supplementary documents were reviewed, found to be in order and accepted. A copy was sent to the State Liquor Enforcement Division for a Concurrent Review. The hearing date was set for May 4, 2016. The Notice of Hearing will be given by posting a sign on the property on or before noon on April 20, 2016 and by publishing a display ad in the Daily Sentinel on April 4, 2016.

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 I-70, Patterson Road on the South, 25 Road on the East, and 23 Road on the West and included both sides of the streets as the outer boundaries. The results of that survey are as follows:

Check, the **YES** column if you **SUPPORT AND FAVOR** this application for a Beer and Wine Liquor license because it is your opinion the reasonable requirements of the adult inhabitants of the defined neighborhood are not now being adequately served by the existing businesses that hold the same or similar type of license now doing business in the define neighborhood, and it is your desire that this **BEER and WINE Liquor License** be issued please sign and check the favor column. If you oppose and do not support this application for a Beer and Wine Liquor License, please sign and the check the **OPPOSE** column.

Business Results:	FAVOR:	31
	OPPOSE:	4

Residential Results:	FAVOR:	106
	OPPOSE:	14

There were ten total responses that did not sign the petitions but did not sign the petitions. See the attached breakdown sheet supplied by Oedipus, Inc.

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

The Grand Junction Police Department will be investigating the owner for local criminal history and verifying that the Notice of Hearing was posted in a timely manner and that the diagram matches the establishment. The fingerprints were forwarded to CBI for further processing. Reports have been requested by the Grand Junction Fire Department, the Grand Junction Sales Tax Department, and Mesa County Health Department.

The number of liquor licensed outlets in the survey area are:

**Hotel and Restaurant = 13** (Citrola's Italian Grill & Bar, Boston's the Gourmet Pizza, Check E. Cheese, Buffalo Wild Wings, Olive Garden, Outback Steakhouse, Famous Dave's BBQ, Red Lobster, Chile's Grill and Bar, Mi Mexico, Noodles and Company, Genghis Grill, Tequila's Mexican Family)

**Tavern = 1** (Bank 8 Billiards)

**Beer and Wine = 1** (Bamboo City)

**Retail Liquor Store = 1** (Fisher's Liquor Barn)

**3.2% Beer (Off Premises) = 1** (City Market #51)

That concludes this report.

cc: Applicant  
John Shaver, City Attorney  
Meghan Woodland, Grand Junction Police Department  
File

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**SPECIAL EVENT PERMIT  
QUESTIONNAIRE AND AFFIDAVIT**

1. Name of Event: Cinco de Mayo
2. How many attendees are expected at this event?  
2,000 - 5,000
3. Has the event been held in the past? If so, how many years?  
yes 35 years
4. Have there ever been any violations or citations issued during the event in the past?  
Notified 2 years ago we might not have <sup>had</sup> enough security  
but no citation
5. Describe the premises at which this event will take place.  
Downtown on main street between 4th and 7th streets
6. What type of security will be provided at this event?  
Paid professional security also volunteer security  
Lonestar
7. How many security personnel will be on hand?  
8 professional, 20 volunteers
8. How will security personnel be identified?  
with uniforms or marked vests
9. If this event is being held outdoors, how will the exterior boundaries of the premises be marked (i.e., roped, fenced, etc.)?  
There will be marked with cones and fences
10. What method will be used in checking identification for proper age of attendees (i.e., at the door, at the bar, etc.) and how will underage patrons be identified so as not to be served alcohol beverages (i.e., stamp or mark on the hand, etc.)  
All purchasers of beer or wine will be carded and  
then given a wristband to signify their eligibility.



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11. How will the conduct and level of intoxication of attendees be monitored and by whom?

By security and by sellers at point of sale

12. Have the volunteers or members of your organization been trained in the sale/service of alcohol beverages?

Yes, safe service class and past service

13. What types of alternate beverages and food/snacks will be available?

Soda, water, tacos, burritos and various Mexican and American foods

14. Has a State and City Sales Tax Number been initiated by you or a member of your organization? If so, provide those numbers in the space provided.

See attached

02718612-0007

I hereby certify, under penalty of perjury, that the information provided to the Grand Junction Liquor Licensing Authority contained in this affidavit is true and accurate to the best of my knowledge.

Michael Archuleta  
Michael Archuleta

Date 3-18-16

Applicant's Signature

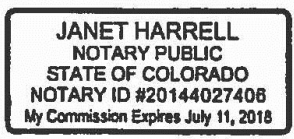
STATE OF COLORADO )  
COUNTY OF MESA ) SS.  
CITY OF GRAND JUNCTION)

Subscribed and sworn to before me this 18<sup>th</sup> day of March, 2016.

Witness my hand and official seal.

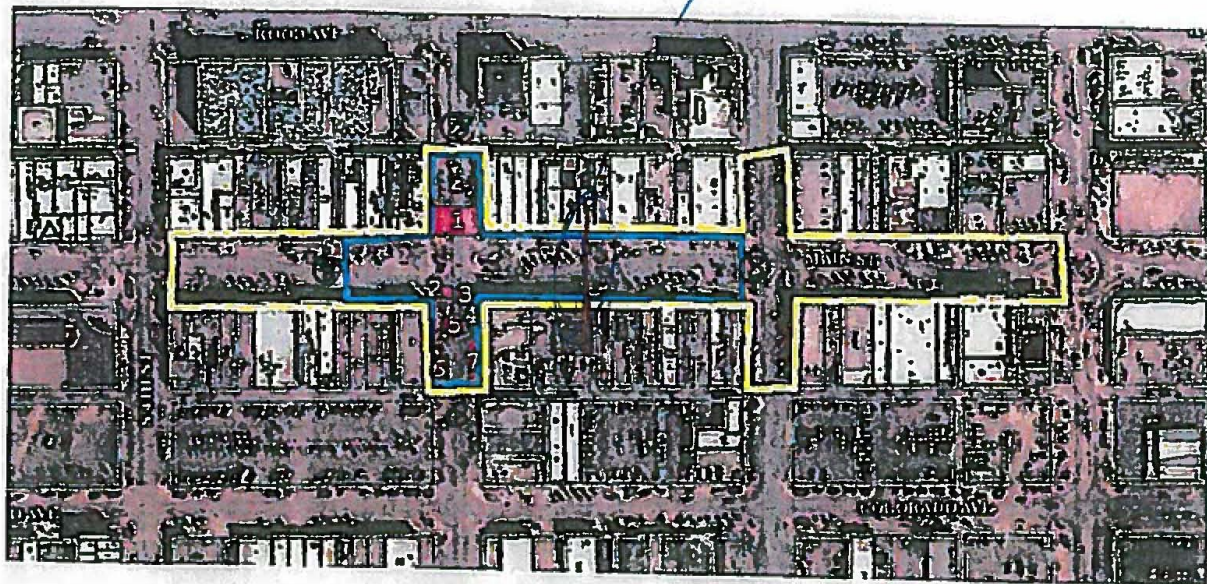
Janet Harrell  
Notary Public

My commission expires 7-11-2018



B

*modified for boundary for permitted area.*



**Yellow Line** – Latin Anglo Alliance Cinco de Mayo – Proposed Location

**Blue Line**- Beer Garden for Latin Anglo Alliance- Area encompasses Main St East of the North Breezeway between 4<sup>th</sup> and 5<sup>th</sup> Street down to West side of 6<sup>th</sup> Street and goes North on 5<sup>th</sup> Street to alleyway and South on 5<sup>th</sup> St to alleyway

**Event Set up-**

- 1- Stage
- 2- Canopy- Mainly for older patrons in case of inclement weather
- 3- Canopy- Mainly for older patrons in case of inclement weather
- 4- Money Trailer- small trailer used for controlling funds
- 5- Beer Trailer- where Beer is being distributed
- 6- Trash Container
- 7- Port-o-Potties/hand washing stations

Monday, Apr 06, 2015 09:16 AM

*Entry and security for beer garden*



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## SPECIAL EVENT PERMIT QUESTIONNAIRE AND AFFIDAVIT

1. Name of Event: Van Gaasbeek/Earley Wedding Reception
  
2. How many attendees are expected at this event?  
125
  
3. Has the event been held in the past? If so, how many years?  
No
  
4. Have there ever been any violations or citations issued during the event in the past?  
No. This event is a one time occurrence.
  
5. Describe the premises at which this event will take place.  
Main Hall, 567 25 1/2 Road Grand Junction, Colorado 81505; 8550 square foot room with alcohol serving facility, that is, a bar. See accompanying floor plan diagram.
  
6. What type of security will be provided at this event?  
Citadel Security and Investigations; Loyal Order of Moose Lodge #270 officers.
  
7. How many security personnel will be on hand?  
2 Citadel officers, 1 or more Moose officers
  
8. How will security personnel be identified?  
Citadel personnel will be in uniform, Moose officers will wear red regalia vests.
  
9. If this event is being held outdoors, how will the exterior boundaries of the premises be marked (i.e., roped, fenced, etc.)?  
Event is to be entirely indoors.
  
10. What method will be used in checking identification for proper age of attendees (i.e., at the door, at the bar, etc.) and how will underage patrons be identified so as not to be served alcohol beverages (i.e., stamp or mark on the hand, etc.)  
Driver's licenses or State Identification; armbands for persons 21 years of age or older.

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11. How will the conduct and level of intoxication of attendees be monitored and by whom?

TIPS trained bartenders and Lodge officers

12. Have the volunteers or members of your organization been trained in the sale/service of alcohol beverages?

Yes

13. What types of alternate beverages and food/snacks will be available?

Catered dinner and non-alcoholic drinks

14. Has a State and City Sales Tax Number been initiated by you or a member of your organization? If so, provide those numbers in the space provided.

Sales tax license No. 00413690000 Colorado; City account No. 1294

I hereby certify, under penalty of perjury, that the information provided to the Grand Junction Liquor Licensing Authority contained in this affidavit is true and accurate to the best of my knowledge.

Frank W. Miller

Date 4-5-16

Applicant's Signature

STATE OF COLORADO )  
COUNTY OF MESA ) SS.  
CITY OF GRAND JUNCTION)

Subscribed and sworn to before me this 5<sup>th</sup> day of April, 2016.

Witness my hand and official seal.

Janet Harrell  
Notary Public

My commission expires 7-11-2018

JANET HARRELL  
NOTARY PUBLIC  
STATE OF COLORADO  
NOTARY ID #20144027406  
My Commission Expires July 11, 2018

