

**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, JULY 18, 2012, 2:00 P.M.**

**HEARING OFFICER SAM STARRITT**

- I. **CALL TO ORDER**- The meeting convened at 2:01 p.m. Those present were Hearing Officer Sam Starritt, City Attorney John Shaver, and Deputy City Clerk Juanita Peterson
  
- II. **APPLICATIONS TO RENEW LIQUOR AND BEER LICENSES**
  1. City of Grand Junction dba Avalon Theater, 159 Main Street, Grand Junction, CO 81501, Arts  
  
No one was present representing the applicant.  
  
The application for renewal for City of Grand Junction dba Avalon Theater was found to be in order and approved.
  
  2. Black Dog Grills, LLC dba Genghis Grill, 2474-C Hw. 6&50, Grand Junction, CO 81505, Hotel and Restaurant  
  
Mr. Leroy Sickler, Owner, was present. Ms. Peterson reported the paperwork was in order and reports are in compliance except the Health Department has one outstanding issue. Mr. Sickler addressed the temperature for the noodles by explaining this has been an on-going issue and that he has installed a refrigerator underneath the cooking table in order to be in compliance. The Health Department just needs to come back out for a final inspection.  
  
Hearing Officer Starritt approved the renewal contingent that inspection is satisfactory to the Health Department.
  
  3. Kuniko Corporation dba Kuniko's Teriyaki Grill, 2695 Patterson Road, Unit 11, Grand Junction, CO 81506, Beer and Wine  
  
No one was present representing the applicant. Ms. Peterson read the letter submitted by the applicant regarding the stipulation they received in February, 2012.  
  
The application for renewal for Kuniko Corporation dba Kuniko's Teriyaki Grill was found to be in order and approved.
  
  4. El Tapatio, LLC dba El Tapatio, 1145 North Avenue, Grand Junction, CO 81501, Hotel and Restaurant

Mr. Francisco Espinoza, President, was present.

The application for renewal for El Tapatio, LLC dba El Tapatio was found to be in order and approved.

5. Vin Hospitality, LLC dba 626 On Rood Modern American Cuisine & Wine Bar, 626 Rood Avenue, Grand Junction, CO 81501, Hotel and Restaurant

No one was present representing the applicant.

The application for renewal for Vin Hospitality, LLC dba 626 On Rood Modern American Cuisine & Wine Bar was found to be in order and approved.

6. Safeway Stores 46, Inc. dba Safeway Store #2625, 681 Horizon Drive, Grand Junction, CO 81506, 3.2% Beer Retail (Off-premises)

No one was present representing the applicant.

The application for renewal for Safeway Stores 46 Inc., dba Safeway Store #2625 was found to be in order and approved.

7. Albertson's LLC dba Albertson's Food Center #897, 2512 Broadway, Grand Junction, CO 81507 and Albertson's LLC dba Albertson's Food Center #886, 1830 N. 12<sup>th</sup> Street, Grand Junction, CO 81501, 3.2% Beer Retail (Off-premises)

There was no one present representing the applicants.

The applications for Albertson's LLC dba Albertson's Food Center #897, 2512 Broadway, Grand Junction, CO 81507 and Albertson's LLC dba Albertson's Food Center #886, 1830 N. 12<sup>th</sup> Street, Grand Junction, CO 81501 were found to be in order and approved.

### **III. APPLICATIONS TO RENEW LIQUOR AND BEER LICENSES WITH OUTDOOR DINING LEASE**

1. Rockslide Brew Pub Inc. dba Rockslide Brew Pub, 401 Main Street, Grand Junction, CO 81501, Brew Pub

Mr. Mike Bell, Owner, and Mr. Jack Ballenger, General Manager, were present.

Ms. Peterson reported all the reports are in compliance and the applicant did disclose the two incidents of October and December, 2011 but they were still pending at the time of the filing of this renewal. They have been settled with a suspension and days held in abeyance with a fine paid. City Attorney Shaver noted the applicant has put into place additional measures to avoid violations in the future.

Hearing Officer Starritt approved the renewal along with the outdoor dining lease.

**IV. APPLICATION TO RENEW LIQUOR AND BEER LICENSES WITH CHANGE IN CORPORATE STRUCTURE AND LATE FILING – 42 DAYS LATE**

1. Western Colorado Botanical Society dba Western Colorado Botanical Gardens, 701 Struthers Avenue, Grand Junction, CO 81501, Arts

Mr. Jeffrey Nichols, CEO of MDS (Mesa Developmental Services) and Acting Director of the Botanical Gardens was present. Mr. Nichols explained the reason for late filing was due to the operating agreement between MDS and the Botanical Gardens getting in place. There has been a transition time (gardens closed mid December and reopened April 20<sup>th</sup>) and he is certain with his staff that a late filing will not happen in the future and he understands that has happened several times in the past.

City Attorney Shaver said that he is confident this is a good fit and has no objection to finding good cause for the late filing.

Ms. Peterson reported the reports are in order; local police report is back on Mr. Nichols, but C.B.I./F.B.I report is pending.

Hearing Officer Starritt found good cause for the late filing of the renewal and the approval of the change in corporate structure.

**V. APPLICATION FOR CHANGE IN CORPORATE STRUCTURE – MASTER FILE IN DENVER**

1. Red Robin International, Inc. dba Red Robin America's Gourmet Burgers and Spirits, 2530 Rimrock Avenue, Grand Junction CO 81505, Hotel and Restaurant

Add Treasurer & Asst. Sec., Stuart B. Brown, 145 Fairfax St., Denver CO 80220

No one was present representing the applicant. Ms. Peterson reported only a local background is done due to a Master File in Denver. The State conducts the background and just sends a letter to the Local Authority.

Hearing Officer Starritt approved the acceptance of the Master File information on Mr. Brown.

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

1. Bocaza Western Slope LLC dba Bocaza Mexican Grille, 644 North Avenue, Grand Junction, CO 81501, Hotel and Restaurant

Sole Member: Terry DeHerrera, 2693 Continental Drive, Grand Junction, CO 81506

Mr. Terry DeHerrera, Owner, was present along with Beth Watson.

Ms. Peterson reported the paperwork was in order and all the reports have come back in compliance except C.B.I./F.B.I. report. She read the results of the survey into the record (see attached).

City Attorney Shaver asked Mr. DeHerrera if he agreed with the results read into the record. Mr. DeHerrera said that he did. City Attorney Shaver asked Mr. DeHerrera to explain who conducted the survey and how it was conducted. Mr. DeHerrera said that he conducted the survey by introducing himself and what he was doing and that he concentrated on the businesses during the week in the morning and the residential on a Saturday morning. He said Ms. Watson finished up the surveys which they spent time over two weeks doing.

City Attorney Shaver asked if he made attempts to go back to the ones who did not answer or were not available. Mr. DeHerrera said he did not and neither did Ms. Watson. He explained that everyone he talked to was in favor of him applying for the liquor license. City Attorney Shaver asked Mr. DeHerrera if he surveyed Fiesta Guadalajara. Mr. DeHerrera said he did not.

Hearing Officer Starritt asked Mr. DeHerrera how he determined the distance from the school. Mr. DeHerrera said that with his other business he has a measuring/distance wheel and he measured it to be 621 feet as one would legally walk.

Hearing Officer Starritt asked if there was anyone who would like to speak on this matter, seeing no one he asked City Attorney Shaver if he had any concerns. City Attorney Shaver said that he recommends approval.

The application for a new hotel and restaurant liquor license for Bocaza Western Slope LLC dba Bocaza Mexican Grille, was found to be in order and approved conditioned on a satisfactory report from C.B.I./F.B.I. The City Clerk's office will prepare a resolution for Hearing Officer Starritt's signature.

2. Junction Liquors LLC dba Fun Junction Liquors, 510 28 <sup>3</sup>/<sub>4</sub> Road, Unit 202, Grand Junction, CO 81501, Retail Liquor Store

Sole Member: Cody Ryan Snider, 2538 Brenna Way, Grand Jct., CO 81505

Ms. Peterson reported the paperwork is in order, the local background is good but C.B.I./F.B.I. report is still pending. Fire and Building Departments will do inspections prior to issuance of the final certificate of occupancy (CO) as the inside of the building is still under construction. Ms. Peterson read the results of the survey conducted by the applicant and it includes the results of the counterpetitions submitted (see attached). Ms. Peterson said as of right before the hearing she has received 4 letters of opposition (see attached).

Mr. Tom Volkmann, Attorney, was representing the applicant. Mr. Volkmann gave a background of who would be speaking today on behalf of the applicant,



the location, type of establishment, and development of the area on North Avenue.

First Mr. Willie Schuman, the developer, came forward. Mr. Schuman wanted it to be known that the applicant is his grandson. He described the area and location and what was there previously noting this is a 6 acre site.

Hearing Officer Starritt asked who the owner was. Mr. Schuman said In and Out LLC.

City Attorney Shaver asked Mr. Schuman if this is a condominium. Mr. Schuman said yes. City Attorney Shaver asked if the applicant is a tenant. Mr. Schuman said yes.

Mr. Dan Wilson, Attorney, was present representing Mr. Don Comte, 2851 ½ North Avenue, and Crown Liquors, who will be presenting testimony regarding the counterpetitions filed.

Mr. Wilson asked Mr. Schuman if he was one of the circulators of the petitions. Mr. Schuman said yes. Mr. Wilson asked if he signed as one of the owners of the buildings. He answered affirmatively. Mr. Schuman explained that eleven of the owners of the development and property signed the petitions, one owner signed per one tax bill.

Mr. Volkmann just wanted to confirm with Mr. Schuman that each of the units is owned by an entity and that the signer is a participating owner. Mr. Schuman said that is correct.

Mr. Wilson asked Mr. Schuman if any of the owners had an interest in any other liquor license in Colorado. Mr. Schuman said no.

Next Mr. Cody Snider came forward as the sole member of Junction Liquors LLC. Mr. Snider would like to express that he is going to make this an upscale establishment. He is a member of the North Avenue Development and North Avenue Owners to change the look of North Avenue. He doesn't want to follow the course of North Avenue but to be part of the change, try to make his establishment on North Avenue a destination point.

Mr. Volkmann asked if Mr. Snider circulated any petitions. He said no. Mr. Volkmann asked Mr. Snider to describe how his store will differ from others.

Mr. Starritt asked if the lease reflects the four units. Mr. Snider said yes.

City Attorney Shaver asked if the lease is for units 202, 203, 204, and 205. Mr. Snider said yes.

Mr. Wilson asked Mr. Snider if he was aware in general of the direct correlation or density of all types of liquor licenses in relation to violence.

Mr. Volkmann objected as it is highly irrelevant.

Mr. Wilson said it is highly relevant with the correlatation of the consumption of alcohol.

Mr. Volkmann said this is something that the Authority could ask and get this information from the Police Department.

Hearing Officer Starritt said he would not allow the question, and then Mr. Wilson re-asked the question of Mr. Snider if in his studies if he found published data concerning the concentration and their effect on law enforcement.

Mr. Wilson asked, on the license application, on the second page, if Mr. Snider left this blank next to his parent's name. Mr. Snider said yes he did. Mr. Wilson asked why? Mr. Snider said that question was answered on the financial affidavit he provided with his application to the City Clerk's office.

Mr. Wilson asked Mr. Snider how much money his parents loaned him. Mr. Volkmann said that is irrelevant and confidential. Mr. Wilson said it is relevant to determine ownership.

Hearing Officer Starritt asked Mr. Snider if his parents did have an interest or not and if the loan was a just a loan to Mr. Snider. Mr. Snider said they don't have an interest in Junction Liquors LLC and it was just a loan to him.

Mr. Volkmann did not have an objection to revealing the debtor. It is Junction Liquor LLC.

After an examination of the Box 12 on the application, Hearing Officer Starritt said it is not indicative of a profit interest for Rodney K. and Karen L. Snider and they do not need to be part of the application.

Mr. Volkmann called Mr. Bernie VandeBoogaard. Mr. VandeBoogaard is a Liquor Store Consultant and he has opened over 20 stores in Colorado. Mr. VandeBoogaard explained he was retained by Mr. Snider to fill in the gaps in setting up his business from his knowledge and experience. Mr. VandeBoogaard will assist with training and working with the local police to make sure this store is in compliance. Mr. VandeBoogaard has looked at the neighboring liquor stores and knows this one will be different in items that they will carry.

Mr. Wilson asked Mr. VandeBoogaard if he did not intend to be paid until the license is issues. Mr. VandeBoogaard said he has been paid in cash by Mr. Willie Schuman to design the store.

Next called was Mr. Tom Logue, who circulated petitions for the applicant and he explained how he conducted the survey. Mr. Logue said he divided the area into quadrants and canvassed the neighborhood. He would identify himself and he explained it was for a new liquor store, and identified the location. He took a neutral position when circulating these petitions.

Hearing Officer Starritt asked Mr. Logue if he worked with Mr. Schuman when he circulated his petitions. Mr. Logue said only to explain the process and instructions that he was given by the City Clerk's office. Hearing Officer Starritt asked Mr. Logue if this was his line of work. Mr. Logue said no, that he has been a land development consultant for over 40 years.

City Attorney Shaver asked Mr. Logue about the "no answers" and what day of the week or what time of day he conducted the surveys. Mr. Logue said the time of day was 9:00 a.m. to 2:00 p.m. He did not disturb the residents on the holiday, or after 5:00 p.m. City Attorney Shaver asked if Mr. Logue believed the 99 "no answers" was a correct number and why he did not make an additional attempt. Mr. Logue said yes and just due to running out of time. Mr. Logue said Mr. Schuman came at the end of the deadline to help Mr. Logue complete the surveys.

Mr. Volkmann asked about how he approached the different areas and if he just went up and down the streets. Mr. Logue said that is how he did it and confirmed the dates Mr. Volkmann read off the circulator's affidavit. Mr. Logue said several people already had signed petitions previously presented and he indicated that in the "other" category on the exhibits. Mr. Volkmann asked Mr. Logue what they said. Mr. Logue said just that someone was already by and they signed those petitions and they were circulating for another liquor store owner. Mr. Volkmann asked if the results of the survey petitions presented by the Clerk's office were accurate to his knowledge. Mr. Logue stated yes. Mr. Volkmann has exhibits he wants to show Mr. Logue. He asked Mr. Logue if he recognized Exhibit A (see attached). Mr. Logue said yes; this document was prepared by the request of the applicant, it identifies liquor stores in the area. He created it from the 2010 aerial photos from the City's GIS mapping. Hearing Officer Starritt accepted Exhibit A into the record.

Hearing Officer Starritt asked how Mr. Logue identified the liquor licenses on the map. Mr. Logue said from the City's GIS maps.

Mr. Volkmann asked Mr. Logue to look at Exhibit B and describe what this document is. Mr. Logue said the applicant asked for a population analysis. Mr. Logue used the census and mapping zones used by Mesa Country Regional Transportation Planning offices and used their numbers. Mr. Volkmann said knowing the data on the left side of the exhibit has 2005 population figures how Mr. Logue used this information. Mr. Logue gave a summary of his thought process using these figures.

Mr. Wilson objected to the submission of Exhibit B due to the most current data would be from the 2010 census and not knowing if it is describing the inhabitants. Hearing Officer Starritt overruled and let Exhibit B (see attached) be entered into the record.

Hearing Officer Starritt called a recess at 3:50 p.m.

The hearing resumed at 4:03 p.m.

Mr. Volkmann said, based upon the petition his client circulated, the results are credible, is the only head count that the Hearing Officer should consider. Since the application has been accepted, he doesn't believe the validity of the blank spaces that have been brought up on the application is valid and based on that he requests the license be issued.

Mr. Wilson said he feels obligated to bring up now, even though this is not a formal court setting, based on the evidence before the Authority on the petitioners case, a petition to satisfy the needs and desires of the neighborhood inhabitants has not been met by the petitioner. Mr. Wilson also stated that the applicant submitted no evidence relative to undue concentration.

Mr. Volkmann said that never has he heard that an applicant had to submit evidence of a lack of undue concentration. He said all should keep in mind the position Mr. Wilson has is only triggered if he can establish undue concentration. Mr. Volkmann is not accepting Mr. Wilson's contention.

Mr. Wilson again said that it is the burden of the applicant for the statutory requirement to see if the reasonable requirements of the neighborhood under 12-47-301(2)(a) and (b) are being met and asks that the license be denied.

Hearing Officer Starritt said he is going to make a finding. The statute does not limit the examination to the reasonable requirements of the neighborhood but the Hearing Officer is to listen to anything that is deemed pertinent, and it doesn't tell him what weight he is to give to any one item but to consider them as a whole. He takes Mr. Wilson's point as being notable, that there were only 52 people in favor, he doesn't think that is the end of the game. To the second objection with respect to the undue concentration he reads 12-47-301(2)(b), it looks like it is an affirmative defense and he does believe that some of the letters that were submitted indicate that possible additional law enforcement resources would come into play, so that issue has been raised. However, it is not the burden on the applicant to show that there is a lack of undue concentration, but he will reserve the right at the end to seek information as to whether additional law enforcement is needed. Hearing Officer Starritt denied the motion for these reasons. The points that have been raised are not wholly irrelevant.

Hearing Officer Starritt called for public comment in favor of this license being issued. Having no one come forward, he asked for public comment from those opposed.

Mr. Raymond J. Rose, 2851 North Avenue, Unit 4, who owns and operates Royal Industries located next door to Crown Liquors. Mr. Rose brought up not only the retail liquor stores in the area, but the other types of liquor outlets. He is concerned with having to bring in more law enforcement to the area and it is his opinion it is a great problem to bring in more liquor business to over saturate the area.

Mr. Volkmann asked what type of business Royal Industries is. Mr. Rose responded. Mr. Volkmann asked Mr. Rose in the last two years if he has had to call the police for any issues. Mr. Rose said no.

Annette Hawes, 2931 North Avenue, said she is a resident in the area. She agrees that there are plenty of establishments in the area to buy a drink from.

Mr. Wilson asked Ms. Hawes if she has seen law enforcement involvement in the area due to alcohol consumption. Mr. Hawes said yes, she has seen stops made by Police for DUI and DUI checks.

Steven Fitzgerald, retired teacher, principal, and school administrator, and has conducted maintenance for several years for 2851 and 2851 ½ North Avenue, which is adjacent to the homeless shelter. He has had a lot of interaction in the community. Adding another liquor store is not going to be an advantage to the community. The two existing liquor stores are meeting the needs of the community quite well. He owns three parcels on North Avenue and they (his wife, sister and himself) were not contacted by the applicant or his representative during the survey of the neighborhood.

Mr. Volkmann asked Mr. Fitzgerald what his home address is. Mr. Fitzgerald responded 441 Athens Way. Mr. Volkmann asked if this is on the Redlands. Mr. Fitzgerald replied yes. Mr. Volkmann asked what properties Mr. Fitzgerald owned and Mr. Fitzgerald said 2851 Units D & E, 2851 ½ Units A, B, C, North Avenue, but that he does not own them but participates in the maintenance and management of them. Mr. Fitzgerald said that he was not asked to sign the petitions as the applicant would know his answer. Mr. Volkmann asked what that meant. Mr. Fitzgerald said it was due to his relationship to Crown Liquors being a tenant that he might be opposed to seeing more liquor stores in the neighborhood.

Don Arellano, 2859 Teller Avenue, lives directly behind Crown Liquor. He frequents the liquor store and has witnessed people being asked for their ID's but just doesn't believe more liquor stores are needed.

Mr. Wilson asked Mr. Arellano if he was surveyed. He said no.

Mr. Wilson asked Mr. Comte if he has something he would like to say. Mr. Comte wanted to submit his letter in opposition marked Exhibit 1 (see attached) offered as Mr. Comte's objection and rationale. Mr. Wilson said the attached pages of the liquor code was a mistake of his office and should not be attached.

Hearing Officer Starritt said Mr. Comte would have been able to submit the letter before today and make it part of the application but he didn't, so it is probable hearsay. He will receive it, so Mr. Comte can summarize it.

Mr. Wilson asked Mr. Comte how long he has been in business in that area and how many violations he has received. Mr. Comte said 19 years and 2 violations. Mr. Comte says he works hard to be in compliance. Mr. Comte said that he was in opposition when the liquor store license was being heard for

Eastgate Liquor and several other applications in the community. Mr. Wilson asked Mr. Comte to look at the map he marked Exhibit A-1 (see attached) and if Mr. Comte would mark in red where he believed the distillery was located which is across the street from Crown Liquor.

Mr. Wilson asked Mr. Comte if he obtained census information for the survey area. Mr. Comte said he did from the City, County and State. Mr. Wilson asked Mr. Comte to look at Defendant's Exhibit 2 (see attached) and described what that is. Mr. Comte said this is a letter he sent to Mr. Don Burmania of the Liquor Enforcement Division for the State of Colorado. Mr. Wilson asked Mr. Comte about the handwriting on each page. Mr. Comte said it is his handwriting and gave an explanation of what those calculations are. Mr. Wilson said he would like to submit Defendant's Exhibit 2 into the record.

Hearing Officer Starritt said again as with the previous exhibit, it is hearsay as these could have been submitted prior to the hearing.

Mr. Wilson gave Mr. Comte Exhibit 3 (see attached) and asked him to look at this map and if he could figure out where Crown Liquors was with the colored dots.

Mr. Wilson submitted Defendant's Exhibit 4 (see attached) which is a blown up version of Exhibit 3 already submitted, showing just the survey area from the City's GIS maps. Mr. Wilson asked Mr. Comte to describe the dots on the map and ask if he knows what establishments they are.

Mr. Wilson presented Defendant's Exhibit 5 (see attached) and asked Mr. Comte to describe this. Mr. Comte said he contacted the Colorado Licensed Beverages Association which he said is a professional organization and asked them if there were any studies of undue concentration verses violence published. Ms. Jeanne McEvoy sent this publication which is marked Defendant's Exhibit 5 back to him. There were two studies presented (Defendant's Exhibit 5 & 6). Also Mr. Wilson asked that Defendant's Exhibit 7 (see attached) be submitted as the cover sheet of these two studies sent to Mr. Comte.

Mr. Volkmann objected to Defendant's Exhibit 6 being presented into the record as not knowing if it is submissable or if the document should speak for itself. Mr. Wilson withdrew the document.

Hearing Officer Starritt asked Mr. Wilson to direct him to the section of the Code regarding the undue concentration again. Mr. Wilson responded Regulation 47-301(4) which addresses the "published data" for the concentration and the effect on the need for law enforcement resources.

Mr. Wilson said he would like Defendant's Exhibits 3 thru 7 entered as evidence of undue concentration from the graphics and the scientific studies very clearly corroborates the statement of more liquor outlets of any type, then more crime.

Mr. Volkmann has no objection to Defendant's Exhibits 3 and 4 but objects to all of the others. Mr. Volkmann said a report from the Police Department regarding the need for law enforcement resources would hold stronger than the reports submitted.

Mr. Wilson submitted Defendant's Exhibit 9 that was a memorandum from 2000 that was submitted regarding a previous Liquor License application.

Hearing Officer Starritt reviewed the documents that he can consider in making his determination. Hearing Officer Starritt rejected Defendant's Exhibits 6 and 9.

Mr. Comte talked about liquor stores in the last 11 years since he has been the owner of Crown Liquor that have been added or left the City limits. The reason why he brings this up is the economic highlights of these establishments. He believes the City cannot survive the economic impact of another liquor store.

Mr. Wilson wanted to make sure that the counterpetitions were submitted into the record. Hearing Officer Starritt said they have been.

Hearing Officer Starritt said the regulation does allow testimony concerning the use of law enforcement resources by law enforcement officials in the area in which the applicant premises is being located. He will solicit that information in writing and each side will receive a copy of this report. Hearing Officer Starritt will continue this item until the August 15, 2012 Liquor and Beer meeting at 2:00 p.m. At that time the Police Department will have time to make a written report. Mr. Volkmann stated he wants to address the counterpetitions that were submitted.

City Attorney Shaver said for clarification Mr. Comte's letter that was submitted referenced two attachments that were not submitted. Mr. Wilson said the attachments were the two studies and the memorandum that had Mr. Culver's memorandum. One of the studies was submitted along with the memorandum with Mr. Culver's report. Hearing Officer Starritt rejected both Exhibits 6 and 9. The attachment referenced on page 2 of Mr. Comte's letter (May 21, 2012 letter to Willie Schuman) was not provided.

## **VII. OTHER BUSINESS**

There was none.

## **VIII. ADJOURNMENT**

The meeting was adjourned at 5:38 p.m.

**NEXT REGULAR MEETING – August 1, 2012**

MEMO: Local Licensing Authority

FROM: Juanita Peterson, Deputy City Clerk

DATE: July 2, 2012

SUBJECT: Application for a new hotel and restaurant liquor license by Bocaza Western Slope LLC dba Bocaza Mexican Grille, 644 North Avenue

Bocaza Western Slope LLC filed an application with the Local Licensing Authority on June 1, 2012 for a new hotel and restaurant liquor license permitting sales of alcohol beverages by the drink for consumption on the premises at 644 North Avenue under the trade name of Bocaza Mexican Grille. 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 July 18, 2012. The Notice of Hearing was given by posting a sign on the property on or before July 8, 2012 and by publishing a display ad in the Daily Sentinel on July 6, 2012.

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, Gunnison Avenue on the South, 10<sup>th</sup> Street on the East and 4<sup>th</sup> Street on the West and includes both sides of the streets as the outer boundaries. The results of that survey are as follows:

Check the yes/no column if you support/oppose this type of license being issued because the existing outlets do/do not adequately serve the reasonable requirements of the designated area.

Business Results:	FAVOR:	53
	OPPOSE:	0

Residential Results:	FAVOR:	53
	OPPOSE:	2

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

There were 5 sheets of "exhibits to survey petition" that indicated 3 persons were under 21 years of age, 10 people refused to sign, 84 no answers, and 5 no solicitors (see attached).

The Grand Junction Police Department has investigated the owner for local criminal history. They will be inspecting the property to ensure the Notice of Hearing has been posted in a timely manner and verifying that the diagram matches the establishment.



The fingerprints have been forwarded to CBI for further processing. Reports have been requested by the Grand Junction Fire Department, Mesa County Health Department, and City of Grand Junction Sales Tax Department.

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

Hotel and Restaurant – 1 (Fiesta Guadalajara-GJ)

The number of similar-type outlets in a one mile area are as follows:

Hotel and Restaurant – 18 (El Tapatio, No Coast Sushi, Wrigley Field, 626 on Rood, Blue Moon Bar & Grille, La Bamba, Junct'n Square Pizza, The Winery, Bin 707, Suehiro Japanese, Il Bistro, Dream Café, Nepal, Le Rouge, Dolce Vita, Breckenridge Ale House, Flying Rosters, Naggy McGee's Irish Pub)

That concludes this report.

cc: Applicant  
John Shaver, City Attorney  
Joe Patrick, Grand Junction Police Department  
File

EXHIBIT TO SURVEY PETITION  
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FOR: Bocaza Merwin Grille

Street No.	Street Name	Reason	Additional Attempts
526	Belford	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	<input type="checkbox"/> Yes <input type="checkbox"/> No # of attempts
440	Belford	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
436	Belford	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
430	Belford	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
422	Belford	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
402	Belford	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
415	Belford	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
419	Belford	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
445	Belford	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
459	Belford	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
926	N 5th	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
527	Belford	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
533	Belford	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
531	Belford	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
541	Belford	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
928	N 5th	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
607	Belford	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
615	Belford #1	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
611	Belford #1	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
611	Belford #4	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
615	Belford #2	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	

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EXHIBIT TO SURVEY PETITION  
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FOR: \_\_\_\_\_

Street No.	Street Name	Reason	Additional Attempts
625	Belford	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	<input type="checkbox"/> Yes <input type="checkbox"/> No # of attempts
631	Belford	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
637	Belford	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
751	Belford	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
925	Belford	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
922	N 5th	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
825	Belford	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
839	Belford	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
847	Belford	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
929	Belford N 5th	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
926	N 5th	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
930	N 5th	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
915	Belford	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
957	Belford	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
886	E 1st	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
860	E 1st	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
850	E 1st	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
830	E 1st	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
820	E 1st	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
818	E 1st	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	
780	E 1st	<input type="checkbox"/> Not 21 Years of Age <input type="checkbox"/> Refused to Sign <input checked="" type="checkbox"/> No Answer <input type="checkbox"/> No Solicitors <input type="checkbox"/> Other	

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EXHIBIT TO SURVEY PETITION  
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FOR: \_\_\_\_\_

Street No.	Street Name	Reason				Additional Attempts	
		<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	<input type="checkbox"/> Yes <input type="checkbox"/> No # of attempts
859	Bunting	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
853	Bunting	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
769	Bunting	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	✓ Vest 1
757	Bunting	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
749	Bunting	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
745	Bunting	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
727	Bunting	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
720	Bunting	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
710	Bunting	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
742	Bunting	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
730	Bunting	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
760	Bunting	<input type="checkbox"/> Not 21 Years of Age	<input checked="" type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
708	Bunting	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
834	Bunting	<input type="checkbox"/> Not 21 Years of Age	<input checked="" type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
851	Bunting	<input checked="" type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
774	Bunting	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
1275	Cancel	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
		<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
		<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
		<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	

1                      2                      14

MEMO: Local Licensing Authority

FROM: Juanita Peterson, Deputy City Clerk

DATE: **July 13, 2012 - Revised**

SUBJECT: Application for a retail liquor store liquor license by Junction Liquors LLC dba Fun Junction Liquors, 510 28 ¾ Road Units 202-205

Junction Liquors LLC filed an application with the Local Licensing Authority on June 6, 2012 for a new retail liquor store liquor license permitting sales of malt, vinous and spirituous liquors in sealed containers not for consumption at place where sold at 510 28 ¾ Road under the trade name of Fun Junction Liquors. 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 July 18, 2012. The Notice of Hearing was given by posting a sign on the property on or before July 8, 2012 and by publishing a display ad in the Daily Sentinel on July 6, 2012.

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, I-70 Business Loop on the South, 29 ½ Road on the East and 28 ½ 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/no column if you support/oppose this type of license being issued because the existing outlets do/do not adequately serve the reasonable requirements of the designated area.

Business Results:	FAVOR:	54
	OPPOSE:	6
Residential Results:	FAVOR:	52
	OPPOSE:	23

There was 1 response that was disqualified because they signed this petition and also the counterpetition.

There were 145 "exhibits to survey petition" submitted, 6 - Not 21 Years of Age, 8 - Refused to Sign, 99 - No Answer, 21 - No Solicitations, and 11 - Other (attached).

There were no letters of opposition. One set of counterpetitions have been filed to date. The results are as follows:

Business Results:	FAVOR:	0
	OPPOSE:	8
Residential Results:	FAVOR:	2
	OPPOSE:	130

There was 1 response that was disqualified because they signed this counterpetition and also the petition.

There were no exhibits to survey petition submitted.

The Grand Junction Police Department has investigated the individual for local criminal history. They will be inspecting the property to ensure the Notice of Hearing has been posted in a timely manner and verifying that the diagram matches the establishment. The fingerprints have been forwarded to CBI for further processing. Reports have been requested by the Grand Junction Fire Department, Mesa County Health Department, and City of Grand Junction Sales Tax Department.

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

Retail Liquor Store – 1 (Crown Liquors)

That concludes this report.

cc: Applicant  
John Shaver, City Attorney  
Joe Patrick, Grand Junction Police Department  
File

EXHIBIT TO SURVEY PETITION

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FOR: Fun Junction Liquors

Street No.	Street Name	Reason						Additional Attempts	
		<input checked="" type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No # of attempts	
512	Melody Ln	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	N	
514	Melody Ln	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	N	
517	Melody Ln	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	N	
515	Melody Ln	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	N	
513	Melody	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	N	
2880	Ern Ave (Day Care)	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	N	
2885	North Ave (great clips)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	N	
2889 #1	North Ave	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	N	
2886	I-70B	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	N	
490	Melody Ln	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	N	
490 1/2	Melody Ln	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	N	
2925	North Ave	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	N	
2944	I-70 BL # 202	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	N	
2949	North Ave	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	N	
2950	North Ave	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	N	
2938	North Ave # B	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	N	
2938	North Ave # F	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	N	
2914	North Ave	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	N	
2892	North Ave	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	N	
504	28 1/2 Road	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	N	
	Void	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	N	
		1	3	14	2		20		

EXHIBIT TO SURVEY PETITION

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FOR: Fun Junction Liquors

Street No.	Street Name	Reason						Additional Attempts	
		<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input checked="" type="checkbox"/> Other	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No # of attempts	
2851	North Ave	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	N	
496	28 1/2 Road # 3	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	N	
515	28 3/4 Road	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	N	
2879	Ern Ave	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	N	
2862	Ern Ave	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	N	
2840	Ern Ave	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	N	
2863	Ern Ave	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	N	
2865A	Ern Ave	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	N	
2865 B	Ern Ave	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	N	
2847	Ern Ave	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	N	
2873	Ern Ave	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	N	
525 1/2	Ern Drive	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	N	
	Void	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	N	
	Void	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	N	
	Void	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	N	
2882	Ern Ave	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	N	
2886	Ern Ave	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	N	
524	Sparr Melody St.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	N	
526	Sparr Melody St.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	N	
528	Sparr Melody St.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	N	
528 1/2	Sparr Melody St.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	N	
		1	2	13	5		21		

EXHIBIT TO SURVEY PETITION  
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FOR: *Fun Junction Liquors*

Street No.	Street Name	Reason				
2948 B	Sandra Ave	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
2846 B	Sandra Ave	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
<del>2945</del> 2945 A	Sandra Ave	<input type="checkbox"/> Not 21 Years of Age	<input checked="" type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
2942 B	Sandra Ave	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input checked="" type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
529 B	29 3/8 Rd	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input checked="" type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
529 A	29 3/8 Rd.	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
537 A	29 3/8 Rd.	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input checked="" type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
535 B	29 3/8 Rd	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input checked="" type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
2943 B	Sandra Ave	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input checked="" type="checkbox"/> Other
2945 B	Sandra Ave	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
2945 A	Sandra Ave	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
2939 A	N. Palace Crl.	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
2943 B	N. Palace Crl	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input checked="" type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
2150 B	N. Palace Crl	<input checked="" type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
2950 A	N. Palace Crl	<input checked="" type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
<del>2948</del> 2948 A	N. Palace C	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
2942 A	N. Palace Crl.	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input checked="" type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
2949 B	S. Palace Crl	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
2947 A	S. Palace Crl	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
2945 B	S. Palace Crl	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
2944 A	S. Palace Crl	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input checked="" type="checkbox"/> Other

1 1 13 6 2

No Additional Attempts This Page

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EXHIBIT TO SURVEY PETITION  
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FOR: *Fun Junction Liquors*

Street No.	Street Name	Reason				
527	<del>Sparn</del> Melody street	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
529	<del>Sparn</del> Melody street	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input checked="" type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
540	Melody Lane	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
544	Melody Lane	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
546	Melody Lane	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input checked="" type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
548	Melody Lane	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input checked="" type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
2885	Mesa Ave	<input type="checkbox"/> Not 21 Years of Age	<input checked="" type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
2887	Mesa Ave	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input checked="" type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
2889	Mesa Ave	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input checked="" type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
2881	Mesa Ave	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
549	<del>Sparn</del> Street	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
543	<del>Sparn</del> street	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
541	<del>Sparn</del> street	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
2903	Formay Ave	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input checked="" type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
2915	Formay Ave	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input checked="" type="checkbox"/> Other
2919 1/2	Formay Ave.	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
2944 B	S. Palace Crl.	<input checked="" type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
2943 A	S. Palace Crl.	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
531 A	29 3/8 Road	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input checked="" type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
529 B	29 3/8 Rd	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other
529 A	29 3/8 Rd	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other

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No Addition Attempts This Page

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EXHIBIT TO SURVEY PETITION  
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FOR: *Fun Junction Liquors*

Street No.	Street Name	Reason					Adc
517 B	29 3/8 Road	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	<input type="checkbox"/> Yes
516 B	29 3/8 Rd	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
518 A	29 3/8 Rd.	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
518 B	29 3/8 Rd	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
521 B	29 3/8 Rd	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input checked="" type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
521 A	29 3/8 Rd	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
519 B	29 3/8 Rd	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
519 A	29 3/8 Rd	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
515 A	29 3/8 Rd	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
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514 A	29 3/8 Rd	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
514 B	29 3/8 Rd	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
510 A	Estate <del>29 3/8 Rd</del>	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
510 B	Estate St.	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input checked="" type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
512 A	Estate St.	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
512 B	Estate St	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
514 A	Estate St	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
516 A	Estate St.	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
516 B	Estate St.	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
519 A	Estate St.	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
519 B	Estate St	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	

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No Additional Attempts This Page

EXHIBIT TO SURVEY PETITION  
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FOR: *Fun Junction Liquors*

Street No.	Street Name	Reason					Adc
517 A	Estate St	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	<input type="checkbox"/> Yes
515 A	Estate St.	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
513 B	Estate St.	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input checked="" type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
513 A	Estate St.	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
2946 B	Kennedy Ave.	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
2944 A	Kennedy Av.	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
2943 #1	Bunting Ave	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
2943 #4	Bunting Av	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
2943 #6	Bunting Ave	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input checked="" type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
2943 #1	Bunting Ave	<input checked="" type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
2945 #1	Bunting Av	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input checked="" type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
2945 #4	Bunting Ave	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
2947 #1	Bunting Ave.	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
2947 #2	Bunting Ave	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
2947 #3	Bunting Ave.	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
2947 #4	Bunting Ave	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
2949 #23	Bunting Ave	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
2949 #2	Bunting Ave	<input checked="" type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
512 #1	29 1/2 Rd	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
512 #5	29 1/2 Rd	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	
512 #6	29 1/2 Rd	<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	

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No Additional Attempts This Page

EXHIBIT TO SURVEY PETITION  
Page 2 of 7

FOR: *Fun Junction Liquors*

Street No.	Street Name	Reason				Adc	
		<input type="checkbox"/> Not 21 Years of Age	<input type="checkbox"/> Refused to Sign	<input checked="" type="checkbox"/> No Answer	<input type="checkbox"/> No Solicitors	<input type="checkbox"/> Other	<input type="checkbox"/> Yes
512 # 7	29 1/2 Road	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
512 # 9	29 1/2 Road	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
330	Epps Dr.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
306	Epps Dr.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
324	Epps Dr.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
318	Epps Dr.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
308	Epps Dr.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
211	Epps Dr.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
205	Epps Dr.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
193	Epps Dr.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
121	Epps Dr.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
115	Epps Dr.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Other Day
110	Epps Dr.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Other Day
130	Epps Dr.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Other
222	Epps Dr.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Other
329	Epps Drive	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Other
331	Epps Dr.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Other
2926 B	Kennedy Ave.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Other
2929 A	Kennedy Ave.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Other
2929 D	Kennedy Ave.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Other
2929 C	Kennedy Ave.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Other

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No Additional Attempts This Page

# Enterprise Liquor

2923 North Avenue – Post Office Box 40721  
Grand Junction, Colorado 81504  
970-241-9001 – Fax 970-241-9177

July 12<sup>th</sup>, 2012

City of Grand Junction  
Liquor Licensing Board  
City Hall  
Grand Junction, CO.

07-13-12P03:37 RCVD

Re: Liquor License application for Junction Liquors, LLC.

To Whom It May Concern:

I am the owner of a liquor store within the boundary of the survey area in connection with the aforementioned liquor license application. Please consider this letter as a formal objection to the license being issued and I cite the following as reasons for my objection.

1. Two liquor stores already exist within a one mile area on North Avenue, Crown Liquor, located at 2851 ½ North Avenue and my store, Enterprise Liquor, located at 2923 North Avenue.

2. Even when the economy is good, it is very difficult to financially maintain any business, especially retail liquor, since there are so many competitors. Now, with the economy as it is, it is even more difficult. In the last two years, four liquor stores (one within a mile of the proposed location on North Avenue) have closed due to financial difficulties.

3. In allowing another liquor license within the confines of the area that is being considered, it will reduce the gross sales of each of the existing licensees. Please view the area in question as a pie, there is only so much, where can another piece be cut from. Even though I am in the retail liquor industry, I don't think it necessary to have a liquor store on every corner in any city.

Thank you for your time and consideration,



Steven J. Keep  
Owner, Enterprise Liquor

**C**olorado  
**O**ffice  
**P**roducts &  
**I**deas

**muratec**

**KONICA MINOLTA**

COPIER ❖ PRINTER ❖ SCANNER ❖ FACSIMILE

---

February 16, 2012

City of Grand Junction, Colorado  
250 North 5<sup>th</sup> Street  
Grand Junction, CO



ATTN: Liquor Hearing

As a local business owner I am writing in strong opposition to the granting of liquor license to another liquor store in this area. I am specifically referring to Fun Junction Liquors. I believe there is a sufficient number of existing alcoholic beverage outlets in this area. There are three liquor stores within just a few blocks of this area. We do not need to oversaturate. The homeless shelter is currently located in this area. Alcoholic beverages are a dangerous drug and, even though they are legal, we don't need to make them more available to people who can abuse these products and cause harm to others.

I urge you to deny the liquor license application of the proposed business at 510 28-3/4 Road, Grand Junction, Colorado.

  
Karl Watts  
Owner

07-18-12A11:07 RCVD

July 17, 2012  
1359 Horseshoe Drive  
Fruita, CO 81521

Re: Liquor license application for Junction Liquor  
My tenant, Crown Liquor


Dear Sirs,

As owner and manager along with my sister and her husband of the strip mall at 2851 North Avenue, I have great concerns about my tenant, Don Comte and his business Crown Liquor. My family has owned the building for 40 years and Crown Liquor has always been a major tenant.

I am very much **OPPOSED** to over saturating the area with liquor stores. Don Comte has been the owner of Crown Liquor for over 17 years.

He has done a great job of selling to legal customers, running a sound business and being a careful and successful businessman. During this sluggish economy, which has caused his sales to falter, it is unconscionable to weaken his business. An inappropriate dilution of his customer base with another liquor store so close would make the liquor license a senseless sham.

Sincerely,

  
Kathleen M. Selover  
Owner-manager of 2851 North Ave

07-18-12P01:41 RCVD

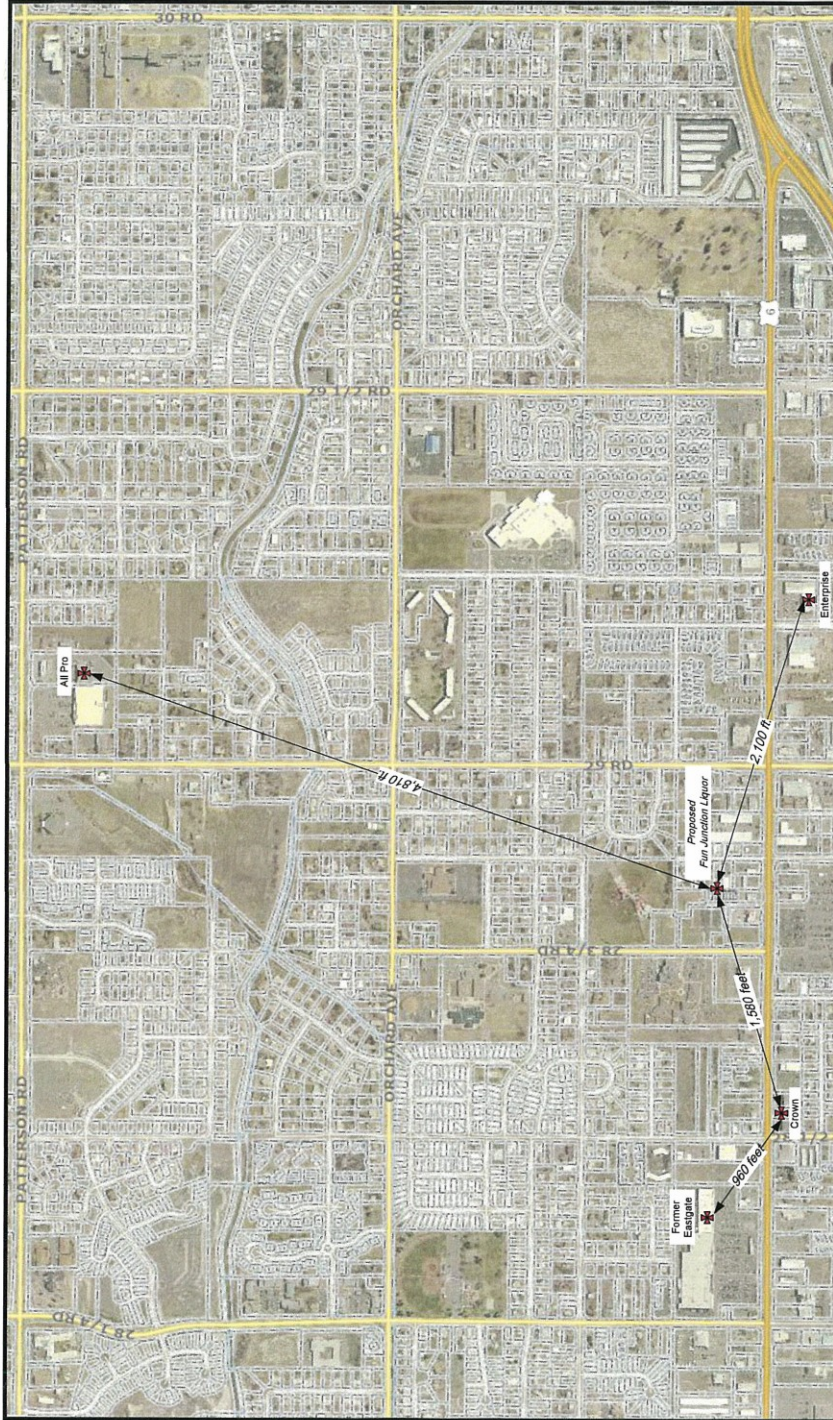
To Whom It May Concern:

My husband and I live  
1 block off of Nash Ave  
on Belford Ave. We live behind  
the shelter. We feel that  
1 liquor store is enough  
for this area, especially with  
the shelter right here.  
Please do not allow it.

Thank you,

Robert & Roberta Freshman  
2856 1/2 Belford Ave





Date: July, 2012  
 Scale: 1 in. = 660 ft.

PREPARED BY:  
**THOMAS A. LOGUE**  
 LAND DEVELOPMENT CONSULTANT  
 837 Fernwood Drive, Grand Junction, Colorado 81501  
 970-244-8218

PREPARED FOR:  
**JUNCTION LIQUORS, LLC.**  
 510 28 3/4 ROAD, UNIT 202  
 GRAND JUNCTION, CO 81501

**FUN JUNCTION LIQUORS**  
 GRAND JUNCTION, COLORADO

**CENTRAL AREA**  
**Liquor Store Location Map**  
 (2010 Air Photo)  
 SHEET 2 OF 3





Data obtained from the Mesa County Regional Transportation Planning Office is utilized to determine the existing and future population in the area surrounding the proposed Fun Junction Liquors.

ZONE	2005 POPULATION			2035 POPULATION		
	AREA (ac.)	POP	TOTAL EMPLOYMENT	HH	POP	TOTAL EMPLOYMENT
114	159.7	1,616	407	245	1,743	830
117	98.4	659	429	259	0	0
202	118.0	303	1,012	126	345	150
239	84.6	337	149	149	328	149
240	75.7	617	272	114	781	355
<b>TOTAL</b>	<b>606.4</b>	<b>3,532</b>	<b>1,061</b>	<b>1,061</b>	<b>3,197</b>	<b>1,484</b>

Date: June, 2012  
Scale: 1 in. = 660 ft.



PREPARED BY:  
**THOMAS A. LOGUE**  
LAND DEVELOPMENT CONSULTANT  
1537 PINEWOOD DRIVE, GRAND JUNCTION, COLORADO 81501  
970-244-6213

PREPARED FOR:  
**JUNCTION LIQUORS, LLC.**  
510 28 3/4 ROAD, UNIT 202  
GRAND JUNCTION, CO 81501

**FUN JUNCTION LIQUORS**  
GRAND JUNCTION, COLORADO

**POPULATION STUDY MAP**  
SHEET 1 OF 1





DAN'S

Donald J. Comte, Pres.  
Crown Liquors of Western  
Colorado Inc.  
2851 1/2 North Ave.  
Grand Junction, CO 81501

July 17, 2012

City of Grand Junction  
Liquor Hearings  
250 N. 5th Street  
Grand Junction, CO 81501

Dear Sirs;

I own Crown Liquors of Western Colorado Inc. located at 2851 1/2 North Avenue, Grand Junction, CO 81501. I oppose the application for a retail liquor license for Junction Liquors to be located at 510 28 3/4 Road, Unit 202-205. There are two retail liquor stores within the survey area, Crown Liquors at 2851 1/2 North Ave. and Enterprise Liquors at 2923 North Ave. Please find enclosed census data provided by David Thornton, census coordinator for the City of Grand Junction. Please find enclosed liquor license data provided by Mr. Don Burmania, Director of Liquor Enforcement, State of Colorado. The States population average is 3110 per liquor store license. The Counties population average is 3412 per liquor store license. The City of Grand Junction's population average is 2816 per liquor store license. The Current survey area's population average is 1596 per liquor store license. The survey area's population average with the approval of Junction Liquors license will be 1064 per liquor store license. We curenly have two times the number of liquor licenses per capita in our survey area than that of the City, County, and State! This will be magnified to three times the number of liquor licenses per capita in our survey area if Junction Liquor's license is approved! Wouldn't you think that either one of these would constitute undue concentration of retail liquor store licenses? If this does not then what does? Many states (37 out of 38) have set minimum population standards for new liquor store licenses to reduce the effects of undue concentration of liquor licenses on violence and crime. Please find enclosed a note from Detective Robert Culver of the Grand Junction Police Department on the effects of the concentration of liquor licenses and their effects on law enforcement requiring additional services.



Detective Culver states there is a correlation to this and law enforcements work load! Please find enclosed two studies that relate undue concentration of retail liquor licenses to crime rates and violence. ref. 12-47-301B.

The distance from the corner of unit 202, 510 28 3/4 Road and the property line for the Grand Mesa Little League Baseball Complex is 288 feet. The Central High School's Girls Softball and Baseball Teams use this complex for their practices, games, and tournaments with other schools regularly. The Central High School's Boys Softball and Baseball Teams use this complex for their practices, games, and tournaments with other schools regularly. They have had long standing agreements (leases) with the Grand Mesa Little League Complex to do this. They have been doing this for years and these are long term scheduled and planned events. The license application for Junction Liquors at unit 202-205, 28 3/4 Road is directly next to the Grand Mesa Little League Complex. Kinder Haus Pre-School is located at 2880 Elm Ave. directly next to the Grand ~~Little~~ Little League Complex. Nisely Elementary School is right down the street from there. The location for Junction Liquors is "Kids Central!" as far as liability and responsibility issues would be concerned. Did the license applicant look at this environment when considering their location?

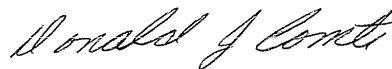
The survey petitions circulated by Crown Liquors were all done going door to door and done after 6PM at night to get the adult inhabitants desires. None were collected at the counter at the store. We focused on the residents not businesses. I did have a few business people that heard about the survey and wanted to sign it, but this was not our focus. We focused on the adult inhabitants of the community.

Willie Schuman came into Crown Liquors on May 9th, 2012 and introduced himself and told me that HE WAS GOING TO OPEN A NEW LIQUOR STORE DOWN THE STREET ABOUT A BLOCK, BEHIND HOOTERS! HE WAS GOING TO USE HIS MONEY TO SET HIS GRANDSON UP IN THE LIQUOR BUSINESS BECAUSE HE HAD RECENTLY GRADUATED FROM COLLEGE AND HE EXPRESSED AN INTEREST IN GOING INTO THE LIQUOR BUSINESS! I have enclosed a letter I sent Willie on May 21, 2012 in response to his visit to me at crown Liquors that day. I was giving him my best advise based on my experience and education.

Lastly, I need to say that I have dealt with 4 liquor store owners across the street at the Eastgate Shopping Center over the past 19 years. NONE OF THEM ARE THERE NOW! I believe all of this was do to undue concentration of liquor licenses in the area. I watched the last owner of Eastgate Liquors have her business seized and auctioned off because of nonpayment of taxes. There is a cost to the City and to the State when this happens. Pennies on the dollar is collected for inventory and fixtures. Probably not all the taxes were collected. There is the cost for the auction, the auctioneer, and the agents required to do all this. The point is there is a cost to the government for undue concentration of licenses. I was personally sick to my stomach after watching only part of that auction. At least these people made an investment of their own money and took a risk going into business. They lost everything at the end. There are many people that are not willing to take that risk and they <sup>are</sup> quick to ridicule them for having failed. At least they tried. It would have been nice if they had done a little research before they dove in.

Junction Liquors will have a devastating impact on the areas existing retail liquor licenses. Crown Liquors will loose 50% of its business if the license is granted and it opens. Crown Liquors will not be able to sustain this and survive. We will be forced to probably file bankruptcy and write off any losses on our taxes that we can. Crown Liquors has been here for 49 years. I have owned it the last 19 years. We have failed two liquor stings in the last 19 years. We have taken following the law seriously and we have tried to be an asset to our community not a liability! Thank You for reading my letter. Respectfully submitted!

Sincerely,



Donald J. Comte, President

COLORADO LIQUOR CODE

PART 3  
STATE AND LOCAL LICENSING

**12-47-301. Licensing in general.** (1) No local licensing authority shall issue a license provided for in this article or article 46 or 48 of this title until that share of the license fee due the state has been received by the department of revenue. All licenses granted pursuant to this article and articles 46 and 48 of this title shall be valid for a period of one year from the date of their issuance unless revoked or suspended pursuant to section 12-47-601 or 12-47-306.

(2) (a) Before granting any license, all licensing authorities shall consider, except where this article and article 46 of this title specifically provide otherwise, the reasonable requirements of the neighborhood, the desires of the adult inhabitants as evidenced by petitions, remonstrances, or otherwise, and all other reasonable restrictions that are or may be placed upon the neighborhood by the local licensing authority. With respect to a second or additional license described in section 12-47-401 (1) (j) to (1) (t) or 12-47-410 (1) or in a financial institution referred to in section 12-47-308 (4) for the same licensee, all licensing authorities shall consider the effect on competition of the granting or disapproving of additional licenses to such licensee, and no application for a second or additional hotel and restaurant or vintner's restaurant license that would have the effect of restraining competition shall be approved.

(b) A local licensing authority or the state on state-owned property may deny the issuance of any new tavern or retail liquor store license whenever such authority determines that the issuance of such license would result in or add to an undue concentration of the same class of license and, as a result, require the use of additional law enforcement resources.

(3) (a) Each license issued under this article and article 46 of this title is separate and distinct. It is unlawful for any person to exercise any of the privileges granted under any license other than that which the person holds or for any licensee to allow any other person to exercise such privileges granted under the licensee's license, except as provided in section 12-46-104 (1) (a), 12-47-402 (2.5), 12-47-403 (2) (a), 12-47-403.5, or 12-47-415 (1) (b). A separate license shall be issued for each specific business or business entity and each geographical location, and in said license the particular alcohol beverages the applicant is authorized to manufacture or sell shall be named and described. For purposes of this section, a resort complex with common ownership, a hotel and restaurant licensee with optional premises, an optional premises licensee for optional premises located on an outdoor sports and recreational facility, and a wine festival at which more than one licensee participates pursuant to a wine festival permit shall be considered a single business and location.

(b) At all times a licensee shall possess and maintain possession of the premises or optional premises for which the license is issued by ownership, lease, rental, or other arrangement for possession of such premises.

(4) (a) The licenses provided pursuant to this article and article 46 of this title shall specify the date of issuance, the period which is covered, the name of the licensee, the premises or optional premises licensed, the optional premises in the case of a hotel and restaurant license, and the alcohol beverages that may be sold on such premises or optional premises. The license shall be conspicuously placed at all times on the licensed premises or optional premises, and all sheriffs and police officers shall see to it that every person selling alcohol beverages within their jurisdiction has procured a license to do so.

(b) No local licensing authority shall issue, transfer location of, or renew any license to sell any alcohol beverages until the person applying for such license produces a license issued and granted by the state licensing authority covering the whole period for which a license or license renewal is sought.

(5) In computing any period of time prescribed by this article, the day of the act, event, or default from which the designated period of time begins to run shall not be included. Saturdays, Sundays, and legal holidays shall be counted as any other day.

(6) (a) Licensees at facilities owned by a municipality, county, or special district or at publicly or privately owned sports and entertainment venues with a minimum seating capacity of one thousand five hundred seats may possess and serve for on-premises consumption any type of alcohol beverage as may be permitted pursuant to guidelines established by the local and state licensing authorities, and the licensees need not have meals available for consumption.

(b) Nothing in this article shall prohibit a licensee at a sports and entertainment venue described in paragraph (a) of this subsection (6) from selling or providing alcohol beverages in sealed containers, as authorized by the license in effect, to adult occupants of luxury boxes located at stadiums, arenas, and similar

## COLORADO LIQUOR CODE

(2) (a) Before entering any decision approving or denying the application, the local licensing authority shall consider, except where this article specifically provides otherwise, the facts and evidence adduced as a result of its investigation, as well as any other facts, the reasonable requirements of the neighborhood for the type of license for which application has been made, the desires of the adult inhabitants, the number, type, and availability of alcohol beverage outlets located in or near the neighborhood under consideration, and any other pertinent matters affecting the qualifications of the applicant for the conduct of the type of business proposed; except that the reasonable requirements of the neighborhood shall not be considered in the issuance of a club liquor license. The reasonable requirements of the neighborhood may, but are not required to, be considered in the conversion or transfer of a liquor-licensed drugstore license to a retail liquor store license.

(b) Any petitioning otherwise required to establish the reasonable requirements of the neighborhood shall be waived for a bed and breakfast permit applicant unless the local licensing authority has previously taken affirmative, official action to rescind the availability of such waiver in all subsequent cases.

(3) Any decision of a local licensing authority approving or denying an application shall be in writing stating the reasons therefor, within thirty days after the date of the public hearing, and a copy of such decision shall be sent by certified mail to the applicant at the address shown in the application.

(4) No license shall be issued by any local licensing authority after approval of an application until the building in which the business is to be conducted is ready for occupancy with such furniture, fixtures, and equipment in place as is necessary to comply with the applicable provisions of this article and article 46 of this title, and then only after inspection of the premises has been made by the licensing authority to determine that the applicant has complied with the architect's drawing and the plot plan and detailed sketch for the interior of the building submitted with the application.

(5) After approval of any application, the local licensing authority shall notify the state licensing authority of such approval, who shall investigate and either approve or disapprove such application.

**12-47-313. Restrictions for applications for new license.** (1) No application for the issuance of any license specified in section 12-47-309 (1) or 12-46-107 (1) shall be received or acted upon:

(a) (I) If the application for a license described in section 12-47-309 (1) concerns a particular location that is the same as or within five hundred feet of a location for which, within the two years next preceding the date of the application, the state or a local licensing authority denied an application for the same class of license for the reason that the reasonable requirements of the neighborhood and the desires of the adult inhabitants were satisfied by the existing outlets.

(II) Subparagraph (I) of this paragraph (a) shall not apply to cities in which limited gaming is permitted pursuant to section 9 of article XVIII of the state constitution.

(III) No licensing authority shall consider an application for any license to sell fermented malt beverages at retail pursuant to section 12-46-107 (1) if, within one year before the date of the application, the state or a local licensing authority has denied an application at the same location for the reason that the reasonable requirements of the neighborhood or the desires of the inhabitants were satisfied by the existing outlets.

(b) Until it is established that the applicant is, or will be, entitled to possession of the premises for which application is made under a lease, rental agreement, or other arrangement for possession of the premises, or by virtue of ownership thereof;

(c) For a location in an area where the sale of alcohol beverages as contemplated is not permitted under the applicable zoning laws of the municipality, city and county, or county;

(d) (I) If the building in which the alcohol beverages are to be sold pursuant to a license described in section 12-47-309 (1) is located within five hundred feet of any public or parochial school or the principal campus of any college, university, or seminary; except that this provision shall not affect the renewal or reissuance of a license once granted or apply to licensed premises located or to be located on land owned by a municipality, or apply to an existing licensed premises on land owned by the state, or apply to a liquor license in effect and actively doing business before the principal campus was constructed, or apply to any club located within the principal campus of any college, university, or seminary that limits its membership to the faculty or staff of the institution.

(II) The distances referred to in subparagraph (I) of this paragraph (d) are to be computed by direct measurement from the nearest property line of the land used for school purposes to the nearest portion of the building in which liquor is to be sold, using a route of direct pedestrian access.

## COLORADO LIQUOR CODE

(III) The local licensing authority of any city and county, by rule or regulation, the governing body of any other municipality, by ordinance, and the governing body of any other county, by resolution, may eliminate or reduce the distance restrictions imposed by this paragraph (d) for any class of license, or may eliminate one or more types of schools or campuses from the application of any distance restriction established by or pursuant to this paragraph (d).

(IV) In addition to the requirements of section 12-47-312 (2), the local licensing authority shall consider the evidence and make a specific finding of fact as to whether the building in which the liquor is to be sold is located within any distance restrictions established by or pursuant to this section. This finding shall be subject to judicial review pursuant to section 12-47-802.

(2) An application for the issuance of a tavern or retail liquor store license may be denied under this article if the local licensing authority or the state on state-owned property determines, pursuant to section 12-47-301 (2) (b), that the issuance of such license would result in or add to an undue concentration of the same class of license and, as a result, require the use of additional law enforcement resources.

### PART 4 CLASSES OF LICENSES AND PERMITS

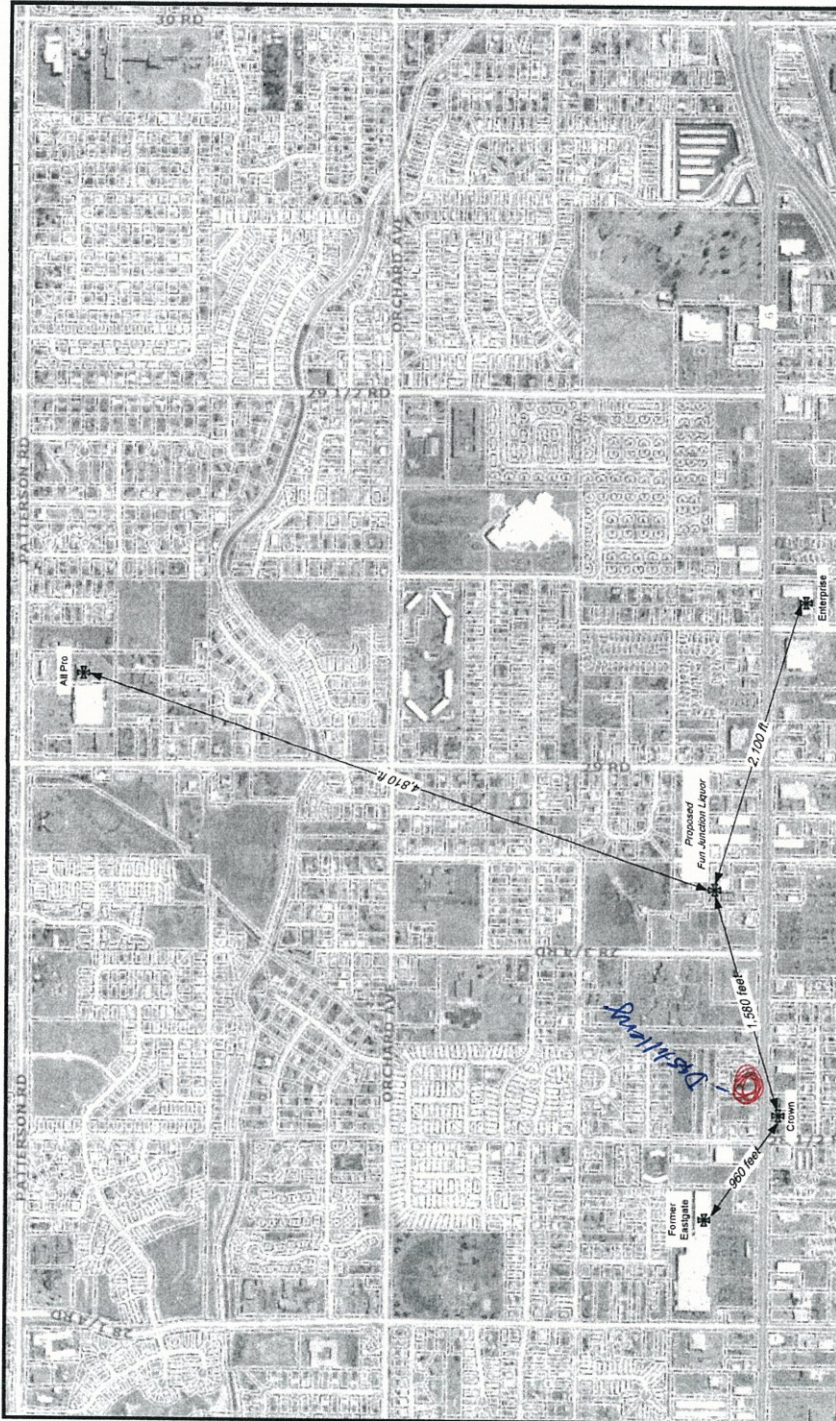
**12-47-401. Classes of licenses.** (1) For the purpose of regulating the manufacture, sale, and distribution of alcohol beverages, the state licensing authority in its discretion, upon application in the prescribed form made to it, may issue and grant to the applicant a license from any of the following classes, subject to the provisions and restrictions provided by this article:

- (a) Manufacturer's license;
- (b) Limited winery license;
- (c) Nonresident manufacturer's license;
- (d) Importer's license;
- (e) Malt liquor importer's license;
- (f) Wholesaler's liquor license;
- (g) Wholesaler's beer license;
- (h) Retail liquor store license;
- (i) Liquor-licensed drugstore license;
- (j) Beer and wine license;
- (k) Hotel and restaurant license;
- (l) Tavern license;
- (m) Brew pub license;
- (n) Club license;
- (o) Arts license;
- (p) Racetrack license;
- (q) Public transportation system license;
- (r) Optional premises license;
- (s) Retail gaming tavern license;
- (t) Vintner's restaurant license.

**12-47-402. Manufacturer's license.** (1) A manufacturer's license shall be issued by the state licensing authority to persons distilling, rectifying, or brewing within this state for the following purposes only:

- (a) To produce, manufacture, or rectify malt, vinous, or spirituous liquors;
- (b) To sell malt or vinous liquors of their own manufacture within this state. Brewers or winers licensed under this section may solicit business directly from licensed retail persons or consumers by procuring a wholesaler's license as provided in this article; except that any malt liquor sold at wholesale by a brewer that has procured a wholesaler's license shall be unloaded and placed in the physical possession of a licensed wholesaler at the wholesaler's licensed premises in this state and inventoried for purposes of tax collection prior to delivery to a retailer or consumer. Wholesalers of malt liquors receiving products to be held as required by this paragraph (b) shall be liable for the payment of any tax due on such products under section 12-47-503 (1) (a).





Date: July, 2012  
 Scale: 1 in. = 860 ft.

PREPARED BY:  
**THOMAS A. LOGUE**  
 LAND DEVELOPMENT CONSULTANT  
 837 FAYWOOD DRIVE, GRAND JUNCTION, COLORADO 81501  
 970-244-4215

PREPARED FOR:  
**JUNCTION LIQUORS, LLC.**  
 510 25 3/4 ROAD, UNIT 202  
 GRAND JUNCTION, CO 81501

**CENTRAL AREA**  
**Liquor Store Location Map**  
 (2010 Air Photo)

**FUN JUNCTION LIQUORS**  
 GRAND JUNCTION, COLORADO

SHEET 2 OF 3

EX A-I

Donald J. Comte  
Crown Liquors of Western  
Colorado Inc.  
2851 1/2 North Ave.  
Grand Junction, CO 81501

June 15, 2012

Via Facsimile 303-205-2341

Mr. Don Burmania  
Liquor Enforcement Division  
Colorado Department of Revenue  
1881 Pierce Street, Rm. 108A  
Lakewood, CO 80214-1495

RE: Census Data on Retail Liquor Licenses

Dear Mr. Burmania:

Please provide me with the following retail liquor  
census data:

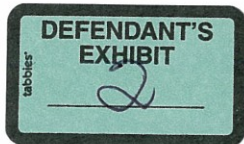
1. Number of retail liquor licenses in Mesa County
2. Number of statewide retail liquor licenses
3. Number of retail licenses contained within the  
following boundaries for Grand Junction, CO  
East-29 1/2 Road  
West-28 1/2 Road  
North-Orchard Avenue  
South-I-70 Business Loop
4. Number of Grand Junction City Retail Liquor Licenses

I appreciate your assistance in providing me with these  
numbers. Thank You very much!

Sincerely,



Donald J. Comte



CROWN LIQUORS OF  
WESTERN COLORADO INC.  
2851-1/2 NORTH AVE.  
GRAND JUNCTION, CO 81501

970-243-2258



<u>LIQUOR LICENSE TYPE</u>	<u>MESA COUNTY</u>
3.2% Beer Off Premises (city)	32
3.2% Beer Off Premises (county)	13
3.2% Beer On Premises (city)	3
3.2% Beer On/Off Premises (city)	1
3.2% Beer Wholesale	2
Art Gallery Permit	5
Arts License (city)	3
Bed & Breakfast Permit	2
Beer & Wine (city)	15
Brew Pub (city)	4
Club License (city)	3
Hotel & Restaurant (city)	74
Hotel & Restaurant (county)	12
Hotel & Restaurant / Optional (city)	3
Hotel & Restaurant / Optional (county)	2
Importer (vinous & spiritous)	1
Limited Winery	29
Liquor Store (city)	29
Liquor Store (county)	14
Manufacturer (distillery & rectifier)	2
Optional Premises (city)	1
Optional Premises (county)	4
Resort Complex (county)	1
Tavern (city)	30
Tavern (county)	8
Wholesale (vinous & spiritous)	3
Wholesale Beer (malt liquor)	2
Wine Delivery Permit	13

146,723 ÷  
 43 =  
 3,412,162,790.69 \*

*county population per license*

43 ÷  
 146,723 =  
 0.00029306925 \*

*ratio* 0.0

43

<u>LIQUOR LICENSE TYPE</u>	<u>GRAND JUNCTION</u>
3.2% Beer Off Premises (city)	26
3.2% Beer Off Premises (county)	3
3.2% Beer On Premises (city)	3
3.2% Beer On/Off Premises (city)	1
3.2% Beer Wholesale	1
Art Gallery Permit	5
Arts License (city)	3
Beer & Wine (city)	11
Brew Pub (city)	2
Club License (city)	8
Hotel & Restaurant (city)	63
Hotel & Restaurant (county)	4
Hotel & Restaurant / Optional (city)	3
Importer (vinous & spiritous)	1
Limited Winery	7
Liquor Store (city)	21
Liquor Store (county)	6
Manufacturer (distillery & rectifier)	1
Optional Premises (county)	1
Tavern (city)	25
Tavern (county)	3
Wholesale (vinous & spiritous)	2
Wholesale Beer (malt liquor)	1
Wine Delivery Permit	1

59,139. ÷  
21. =  
2,816.14285714 \*

*city  
population  
per  
license*

21. ÷  
59,139. =  
0.00035509562 \*  
*ratio* 0.0

3,193. ÷  
2. =  
1,596.5 \*

*area  
population  
per  
license*

2. ÷  
3,193. =  
0.00062637018 \*  
*ratio* 0.0

3,193. ÷  
3. =  
1,064.33333333 \*

*new area  
population  
per  
license*

3. ÷  
3,193. =  
0.00093955527 \*  
*ratio* 0.0

Donald J. Comte  
Crown Liquors of Western  
Colorado Inc.  
2851 1/2 North Ave.  
Grand Junction, CO 81501

June 15, 2012

Via Facsimile 970-256-4031

Mr. David Thornton  
Principal Planner and Census Coordinator  
City of Grand Junction  
250 North 5th Street  
Grand Junction, CO 81501-2668

RE: Census Data

Dear Mr. Thornton:

Please provide me with the following population census data:

1. Mesa County population
2. Colorado State population
3. Population of the area described below (in Grand Junction, CO ):  
East-29 1/2 road  
West-28 1/2 road  
North-Orchard Avenue  
South-I-70 Business Loop
4. Grand Junction City population

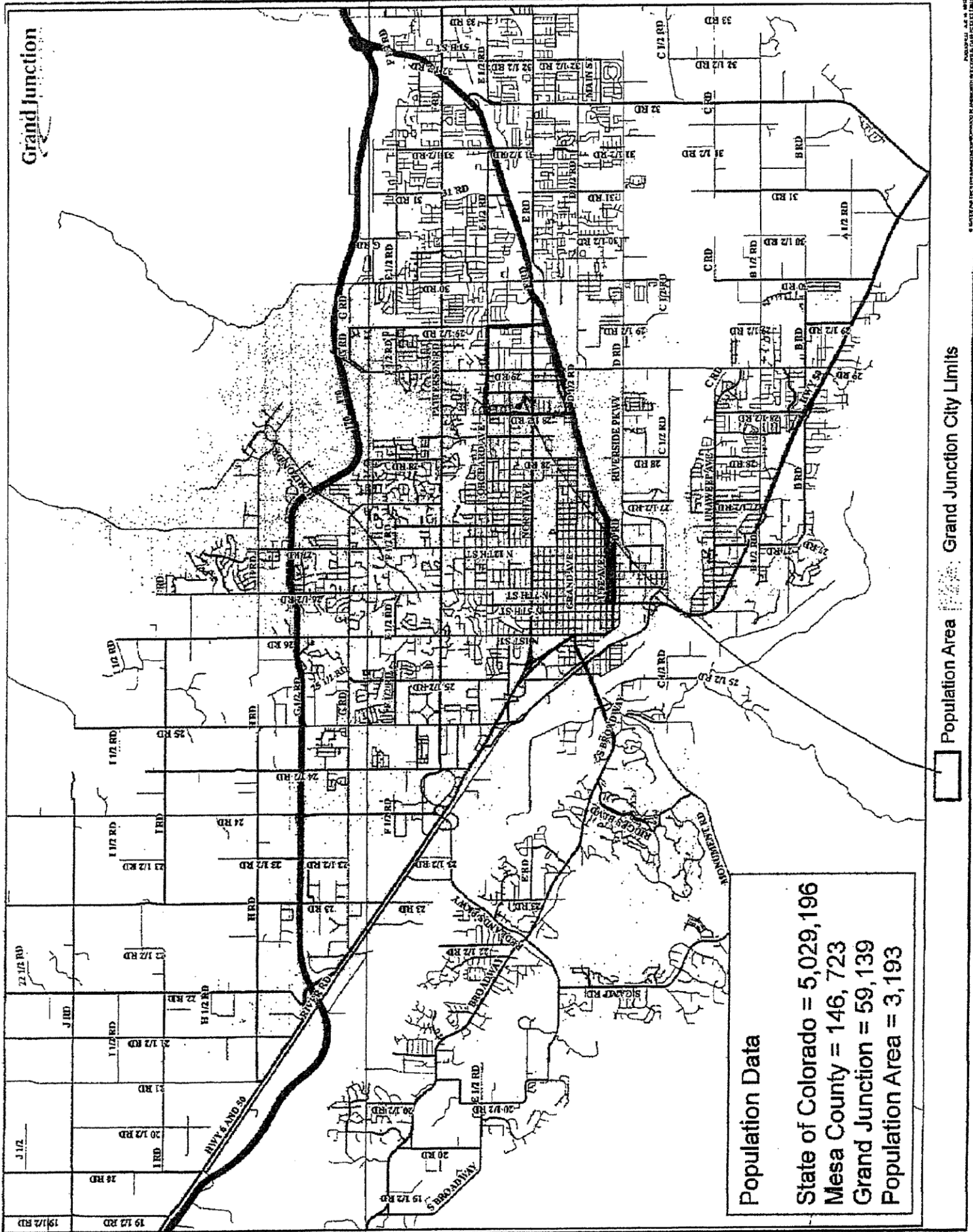
I appreciate your assistance in providing me with these numbers. Thank you very much!

Sincerely,

  
Donald J. Comte

CROWN LIQUORS OF  
WESTERN COLORADO INC.  
2851-1/2 NORTH AVE.  
GRAND JUNCTION, CO 81501

970-243-2258

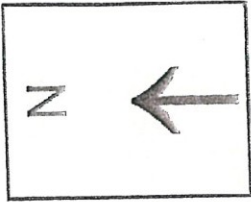


Grand Junction

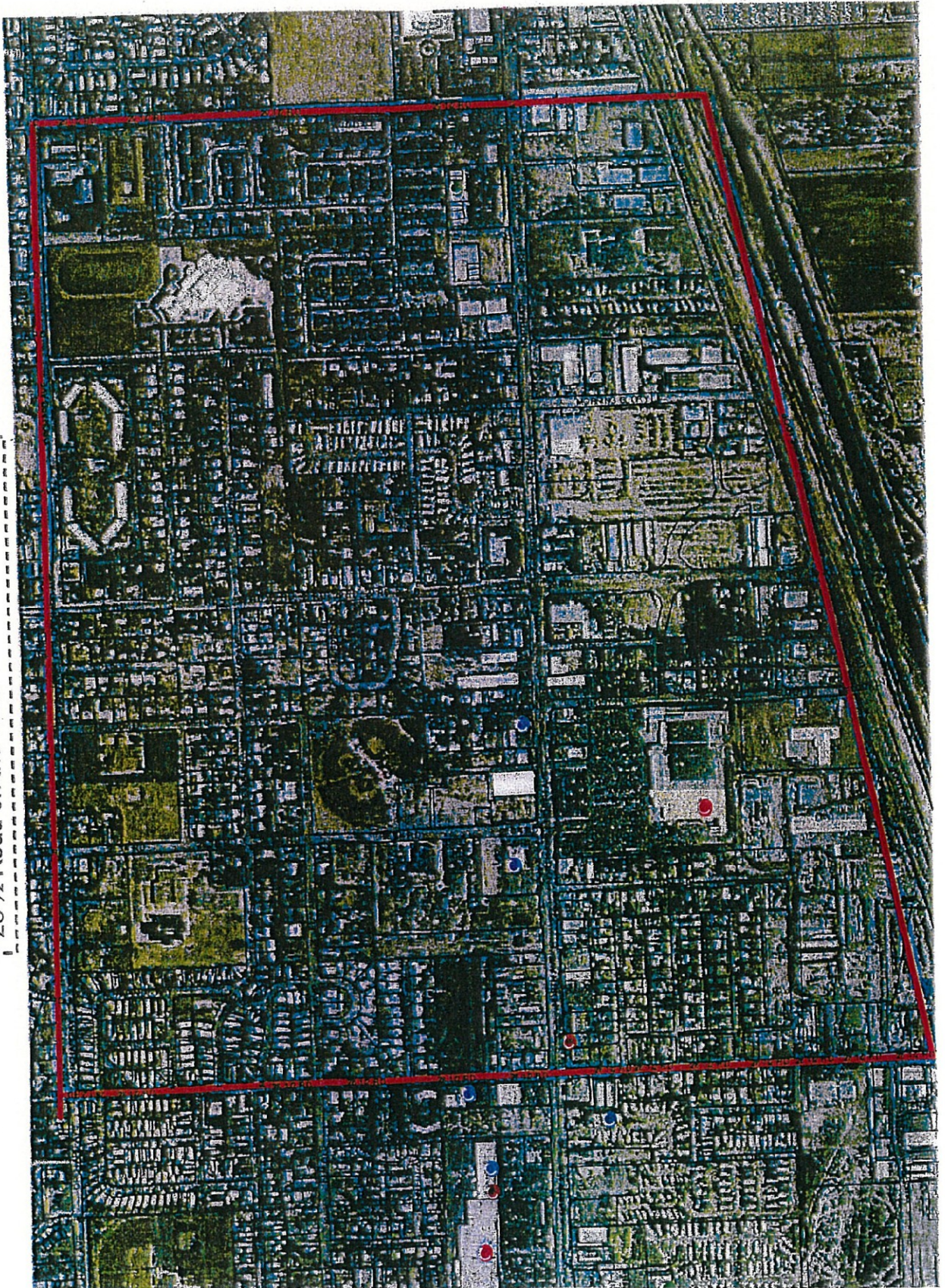
**Population Data**  
 State of Colorado = 5,029,196  
 Mesa County = 146,723  
 Grand Junction = 59,139  
 Population Area = 3,193

Population Area      Grand Junction City Limits

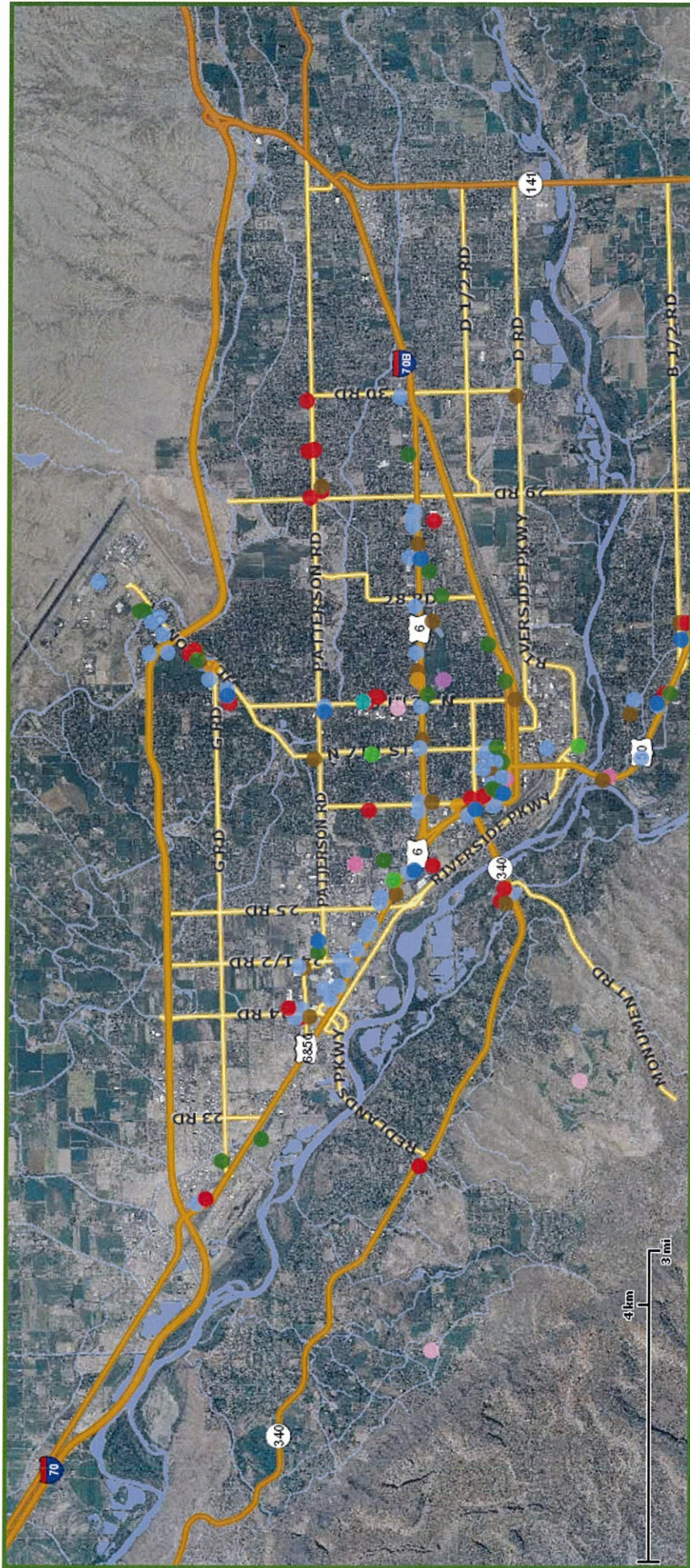




Boundary Area  
Orchard Avenue on the North  
I-70 Business Loop on the South  
29 1/2 Road on the East  
28 1/2 Road on the West

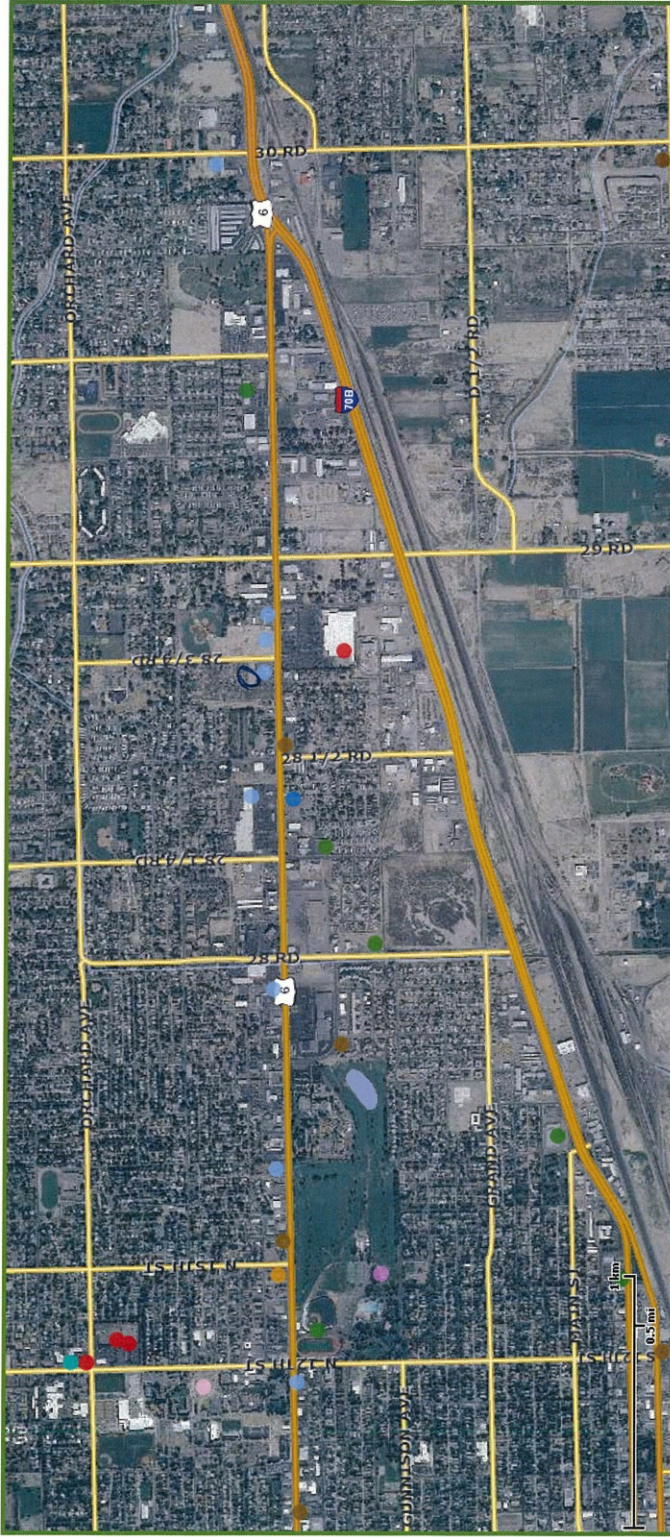






EX 3





Published: 7/18/2012

# liquor outlets

CITY OF  
**Grand Junction**  
COLORADO  
GEOGRAPHIC INFORMATION SYSTEM





Pacific Institute  
FOR RESEARCH AND EVALUATION

PIRE

*Translating Science into Practice*

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## How Alcohol Outlets Affect Neighborhood Violence

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Kathryn Stewart

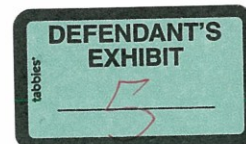


Prevention Research Center  
PACIFIC INSTITUTE FOR RESEARCH AND EVALUATION

[www.resources.prev.org](http://www.resources.prev.org)

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*Pacific Institute for Research and Evaluation is one of the nation's preeminent independent, nonprofit organizations merging scientific knowledge and proven practice to create solutions that improve the health, safety and well-being of individuals, communities, nations, and the world.*





## Introduction

Neighborhoods where bars, restaurants and liquor and other stores that sell alcohol are close together suffer more frequent incidences of violence and other alcohol-related problems, according to recent research by the Prevention Research Center and others. The strong connection between alcohol and violence has been clear for a long time – but now we know that this connection also relates to the location of places that sell alcohol.

Government agencies with authority over land-use and/or liquor licenses can help fight crime and blight and improve quality of life by controlling licenses to sell alcohol and the location of licensees. Governments can make rules that set minimum distances between alcohol outlets; they can limit new licenses for areas that already have outlets too close together; they can stop issuing licenses when a particular location goes out of business; and they can permanently close outlets that repeatedly violate liquor laws.

This paper presents some of the questions and answers about alcohol sales outlets and alcohol problems – especially the relationship between outlet location and violence.

## What is the relationship between outlet density and violence?

A number of studies have found that in and near neighborhoods where there is a high density of places that sell alcohol, there is a higher rate of violence. That is, when bars, liquor stores, and other businesses that sell alcohol are close together, more assaults and other violent crimes occur.

Some of the important findings about outlet density and violence are described below.

- In a study of Camden, New Jersey, neighborhoods with alcohol outlet density had more violent crime (including homicide, rape, assault, and robbery). This association was strong even when other neighborhood characteristics such as poverty and age of residents were taken into account.<sup>1</sup>
- In a study of 74 cities in Los Angeles County, California, a higher density of alcohol outlets was associated with more violence, even when levels of unemployment, age, ethnic and racial characteristics and other community characteristics were taken into account.<sup>2</sup>
- In a six-year study of changes in numbers of alcohol outlets in 551 urban and rural zip code areas in California, an increase in the number of bars and off-premise places (e.g., liquor, convenience

and grocery stores) was related to an increase in the rate of violence. These effects were largest in poor, minority areas of the state, those areas already saturated with the greatest numbers of outlets.<sup>3</sup>

- Violence committed by youth was more common in minority neighborhoods where there are many outlets that sell alcohol for consumption off the premises (such as liquor and convenience stores).<sup>4</sup> This finding makes sense because underage drinkers are more likely to purchase alcohol in a store than in a bar or restaurant.
- In neighborhoods where there are many outlets that sell high-alcohol beer and spirits, more violent assaults occur.<sup>5</sup>
- Large taverns and nightclubs and similar establishments that are primarily devoted to drinking have higher rates of assaults among customers.<sup>6</sup>

A larger number of alcohol outlets and a higher rate of violence might be expected in poorer neighborhoods or in neighborhoods with a larger population young people. But as the research described above shows, even when levels of poverty and the age and the ethnic background of residents are taken into account, a high density of outlets is strongly related to violence regardless of a neighborhood's economic, ethnic or age status.

All of the characteristics of alcohol outlet location can be important. It is easy to see that a town with many bars, restaurants, and stores that sell alcohol could be different from one that has fewer outlets. It is also easy to see that a neighborhood that has a bar on each corner and a liquor store on each block has a completely different environment than one that has few outlets or none at all. Other characteristics of the environment make a difference, too. For example, a strip of bars near a college campus presents a different environment from a similar density of bars in an upscale city center and also different from a similar density in a poor neighborhood. But in each case, some form of increased violence would be expected as compared to comparable areas with fewer alcohol outlets. A study of changes in outlet density over time as related to violence in California found that regardless of other neighborhood characteristics, an increase in outlets increased violence. In neighborhoods with a high minority population and low incomes, the effect was more than four times greater than for the statewide sample of communities.

### **What accounts for the relationship between outlet density and violence?**

The research that has been done so far cannot pinpoint exactly why having more outlets in a small area seems to result in more violence. Various explanations have been proposed. One is that alcohol outlets can be a source of social disorder. A liquor store parking lot full of people drinking in their cars or on the curb and broken bottles littering the area outside a bar may send a message that this is a neighborhood in which normal rules about orderly behavior are not enforced. Another possible explanation is that a neighborhood with a large number of outlets acts as a magnet for people who are more inclined to be violent or more vulnerable to being assaulted. It is also possible that a high number of outlets results in a large number of people under the influence of alcohol – which makes them both more likely to be violent and less able to defend themselves.<sup>7</sup> It is most probable that all of these factors come into play.

### **What is the relationship of outlet density to other alcohol problems?**

The density of alcohol outlets has also been found to be related to other alcohol problems such as drinking and driving, higher rates of motor vehicle-related pedestrian injuries, and child abuse and neglect.<sup>89</sup>

### **How do governments regulate outlet density?**

States and communities can regulate the number of bars, restaurants, and stores that sell alcohol in a given area. Sometimes the number and location of alcohol outlets is not limited at all. In some jurisdictions, the number of alcohol outlets is limited based on the population of the area – only so many outlets per thousand residents, for example. In other cases, the location of outlets is regulated – for example, some states or communities set minimum distances from schools or churches. Research increasingly finds, however, that geographic density is the key aspect of outlet location – that is, the distance between outlets. Where over-concentrations of outlets occur, greater problems arise.

Governments can use their regulatory powers to reduce violence by:

- Making rules that set minimum distances between alcohol outlets;
- Limiting new licenses for areas that already have outlets too close together;
- Not issuing a new license when a particular location goes out of business;
- Permanently closing outlets that repeatedly violate liquor laws (such as by selling alcohol to minors or to intoxicated persons or allowing illicit drug sales or prostitution on the premises).

---

### **What implications do these findings have for state and local licensing policies?**

The research strongly suggests that limits on outlet density may be an effective means of reducing alcohol problems, especially violence. States and communities can use controls on the number and location of alcohol outlets as a tool for reducing violence, creating a safer and healthier alcohol environment, and improving the quality of life of a community.

### **What other alcohol policies are important?**

Alcohol is a legal and widely consumed commodity; but it is also a commodity that can create a variety of serious health and social problems. Alcohol policies are an important tool for preventing these problems. Every day, states and communities make decisions about the sale of alcohol: who can sell it, when and where it can be sold, who it can be sold to. State and local laws and policies control many aspects of the system by which alcohol is manufactured, marketed, sold, purchased, and consumed.

Regulations serve a variety of purposes, for example, they help ensure that tax revenues are collected. But the regulation of the business of selling alcohol goes beyond economic concerns. Each element of the regulatory system provides opportunities for creating a healthier social environment with respect to alcohol. For example, regulations can prevent unsafe sales practices – such as prohibiting all-you-can-drink specials that encourage intoxication. Regulations can control advertising and promotion that appeals to minors and establish the minimum age and training qualifications for people who sell and serve alcohol. Each type of regulation has the potential to ensure that alcohol is consumed in a safe and healthy manner.

### **What aspects of alcohol availability can be regulated?**

The regulation of alcohol sales can have an impact on the availability of alcohol – that is, how easy and convenient it is to buy. Some states and communities try to make alcohol less available by selling it only in limited places – for example, state liquor stores. Other communities sell it more freely – making it available in grocery stores, convenience stores, gas stations, laundromats, drive-through windows, and so forth. States and communities can also limit the hours and days of sale, and other aspects of the conditions of sale. The regulation of availability is important because research generally shows that when alcohol is more easily available, people drink more and more alcohol problems occur.

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Don,

Here are the 2 studies that best show the negative effects of alcohol outlet concentration. I don't have a fax machine. If there is another issue you want me to research and send info I can.

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