

RESOLUTION NO. 7-90

DECISION ON APPLICATION FOR A
3.2% FERMENTED MALT BEVERAGE LICENSE BY
DIAMOND SHAMROCK REFINING AND MARKETING COMPANY #1134,
201 NORTH AVENUE, GRAND JUNCTION, COLORADO

A public hearing was held on December 19, 1990, on the application by Diamond Shamrock Refining and Marketing Company, for a 3.2% Fermented Malt Beverage License which permits sales in sealed containers for consumption "OFF" the premises of the Licensee at Diamond Shamrock Refining and Marketing Company #1134, 201 North Avenue, Grand Junction, Colorado, and the Local Licensing Authority having considered the evidence adduced at said hearing, FINDS:

1. The hearing held on December 19, 1990, on the application was held after proper notice thereof under C.R.S. 12-46-191, et seq.

2. The survey of the neighborhood conducted by the City revealed that 79 persons believed the reasonable requirements of the neighborhood were being met by existing outlets, while 36 felt the reasonable requirements were not being met. Of those who were inhabitants of the neighborhood, 45 desired that the license issue and 21 were opposed to the issuance of the license. The applicant submitted a petition containing 102 signatures of persons who favored the granting of the license and the signatures of 21 persons who were opposed to the granting of the license. Appearing in person to speak in favor of the granting of the license were Harold Vanswol, 125 North Avenue, owner of the Riviera Motel; Terry Wallace, 261 North Avenue, owner of Rocky Mountain High; and Bruce Griffith, 202 North Avenue, owner of the Mail Suite and Voice Mail.

3. No one appeared at the hearing in opposition to the granting of the license, and no petitions of disapproval were received by the Local Licensing Authority.

4. The character of the corporate officers of the applicant is good as determined by a check done by the Grand Junction Police Department and the State of Colorado Liquor Enforcement Division.

5. There are two existing outlets of a similar type within the area surveyed by the City and eight existing outlets of a similar type within one mile.

6. The evidence supports the conclusion that the needs of the neighborhood are not being met by other outlets, and it is the desire of the adult inhabitants of the neighborhood that the license issue.

NOW, THEREFORE, BE IT RESOLVED BY THE LOCAL LICENSING AUTHORITY OF THE CITY OF GRAND JUNCTION:

That the application by Diamond Shamrock Refining and Marketing Company for a 3.2% Fermented Malt Beverage License for Diamond Shamrock Refining and Marketing Company #1134 at 201 North Avenue, Grand Junction, Colorado, be granted.

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PASSED and ADOPTED this 21st day of December, 1990.

by Philip G. Berg

Local Licensing Authority for the
City of Grand Junction

Attest:

Rewa B. Lockhart, cmc

City Clerk