

RESOLUTION NO. 6-98

**DECISION ON APPLICATION FOR A SPECIAL EVENTS PERMIT BY
WESTERN COLORADO CENTER FOR THE ARTS,
LOCATED AT 1803 NORTH 7TH STREET, GRAND JUNCTION, COLORADO,
FOR "BREWFEEST" ON SEPTEMBER 26, 1998**

A public hearing was held on August 5, 1998, and continued to August 19, 1998, by the Local Licensing Authority for the City of Grand Junction (hereinafter "City"), on the application submitted by Western Colorado Center for the Arts, (hereinafter "Applicant") for a Special Events Permit located at 1803 North 7th Street, Grand Junction, Colorado, for "Brewfest" on September 26, 1998. The Local Licensing Authority having duly considered the evidence adduced at said hearing, FINDS:

1. The hearing on August 5, 1998, and continued to August 19, 1998, on the application was held after proper notice thereof, as required by 12-47-311 C.R.S., et. seq.

Having reviewed the evidence presented at the August 2 and August 19, 1998 Liquor and Beer Meetings, as well as taking judicial notice of the supplemental letter submitted by the applicant, and the statements of counsel, I reach the following conclusions:

A. Section 12-48-103, C.R.S., provides that: 1. A special event permit may be issued only upon a satisfactory showing by an organization or a qualified political candidate that other existing facilities are not available or are inadequate for the needs of the organization or political candidate and:

(a). Existing licensed facilities are inadequate for the purposes of serving members or guests of the organization or political candidate and that additional facilities are necessary by reason of the nature of the special event being scheduled; or

(b). The organization or political candidate is temporarily occupying premises other than the regular premises of such organization or candidate during such special events as civic celebrations or county fairs and that members of the general public will be served during such special events.

B. In light of the above, including statements of the applicants at the August 2 and August 19, 1998 Liquor and Beer Meetings, and the statements of counsel, I conclude that the statutory requirements of 12-48-103 C.R.S. have not been met.

C. It is therefore my decision that the application for a special events permit be denied.

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

That the application submitted by Western Colorado Center for the Arts located at 1803 North 7th Street, Grand Junction, Colorado, for a Special Events Permit, be denied.

DONE, this 19th day of August, 1998.

Philip Coebergh, Hearing Officer
Local Licensing Authority for the
City of Grand Junction

ATTEST:

Christine English, Acting City Clerk