

Local Licensing Authority

Agenda

**May 20, 2019
City Hall, Spruce Room
749 Main Street
7:00 PM**

- I. Call to Order**
- II. Roll Call**
- III. Approval of Agenda**
- IV. Public Comments on Items Not on the Agenda**
- V. Action on Minutes – 4/22/19**
- VI. Consent Agenda**

The following items on the Local Licensing Authority Agenda are considered routine by the Authority and the Consent Agenda as a whole shall be approved not as individual items, accepted, etc. by motion of the Authority and roll call vote unless the Local Licensing Authority or Authority Member specifically requests such item be considered under "Authority Business". In such an event the item shall be removed from the "Consent Agenda" and Authority action taken separately on said item in the order appearing on the Agenda. Those items so approved under the heading "Consent Agenda" will appear in the Authority minutes in their proper order.

- A. Special Event Permit Application – Louisville Downtown Business Association – Steinbaugh Pavilion and surrounding area – Street Faire
- B. Renewal Application – SHI-II Louisville Lodge LLC d/b/a Lodge at Balfour – Lodging & Entertainment Liquor License - 1331 E. Hecla Drive
- C. Renewal Application – SHI-II Louisville Residences LLC d/b/a The Residences at Balfour – Lodging & Entertainment Liquor License – 1336 E. Hecla Drive
- D. Special Event Permit Application – CenterStage Theater Company – 901 Front St. – 5/25/19
- E. Special Event Permit Application – Guys Who Give – Steinbaugh Pavilion – 5/25/19 and 9/21/19

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- F. Renewal Application – OYSY Inc d/b/a Sushi Yoshi Restaurant – Hotel and Restaurant Liquor License – 917 Front St. Suite 100
- G. Renewal Application – Marsco LLC d/b/a The Huckleberry – Hotel and Restaurant Liquor License – 700 Main Street
- H. Renewal Application – Lulu’s BBQ LLC d/b/a Lulu’s BBQ – Tavern Liquor License – 701 B Main Street
- I. Renewal Application – Twelve Degree Brewing LLC d/b/a Twelve Degree Brewing – Brew Pub License – 820 Main St. #101

VII. Authority Business

- A. Public Hearing - New Retail Marijuana Store Application – J2H2 Holdings d/b/a The Green Room – 1063 Courtesy Road
- B. Transfer Application – Corner Market 60 LLC d/b/a Corner Market – Fermented Malt Beverage License – 1135 E. South Boulder Road
- C. Application for Colorado Liquor Sales Room – Mother Tucker Enterprises d/b/a Mother Tucker Brewery Louisville – 1132 W. Dillon Road Suite 4
- D. Marijuana Lottery Update

VIII. Police Department Report

IX. Secretary’s Report

X. Authority Attorney’s Report

XI. Authority Comments

XII. Discussion Items for Next Meeting – June 24, 2019 @ 7:00 p.m.

XIII. Adjournment

Local Licensing Authority

Meeting Minutes

April 22, 2018
City Hall, Council Chambers
749 Main Street
7:00 PM

Call to Order – Chairperson Machado called the meeting to order at 7:00 p.m.

Roll Call was taken and the following members were present:

Authority Members Present: Matthew Machado, Marguerite Lipton, John Carlson, Kyle Brown and Elizabeth Kaufman.

Absent: Bart Watson

Staff Members Present: Melinda Culley – Kelly P.C.
Ben Redard, Police Sergeant
Carol Hanson, Deputy City Clerk
Meredyth Muth, City Clerk

Approval of Agenda – Chairperson Machado called for changes to the agenda. Carlson made a motion to approve the agenda. Lipton seconded. All in favor. Absent: Bart Watson. Agenda approved.

Approval of Meeting Minutes – 3/25/19 – Machado called for any changes to the minutes. Lipton moved to approve the minutes. Brown seconded. All in favor. Minutes approved.

Approval of Consent Agenda – The following items on the Local Licensing Authority Agenda are considered routine by the Authority and the consent agenda as a whole shall be approved not as individual items, accepted, etc. by motion of the Authority and roll call vote unless the Local Licensing Authority or Authority Member specifically requests such item be considered under “Authority Business”. In such an event the item shall be removed from the “Consent Agenda” and the Authority action taken separately on said item in the order appearing on the Agenda. Those items so approved under the heading “Consent Agenda” will appear in the Authority minutes in their proper order.

A. Renewal Application – Starbuds Louisville LLC d/b/a Starbuds –

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Retail Marijuana Store – 1156 Dillon Road Unit #3

- B. Renewal Application – Jalisco Dos Amigos Inc d/b/a Casa Alegre – Hotel and Restaurant Liquor License – 1006 Pine Street
- C. Renewal Application – CST Metro, LLC d/b/a Circle K #2740652 – Fermented Malt Beverage License – 1135 South Boulder Road
- D. Special Event Permit Application – Tri-City Elks #2541 – 525 Main St. – 4/27/2019
- E. Renewal Application - Mr. Sake Sushi & Grill Inc. d/b/a Mr. Sake Sushi & Grill – Beer and Wine License – 1387 E. South Boulder Road #G
- F. Renewal Application – Karp Holdings LLC d/b/a The Waterloo – Hotel and Restaurant Liquor License – 817 Main Street
- G. Renewal Application - RLJ II= C Louisville CO Lessee, LLC and IH WL Acquisition Manager, LLC d/b/a Courtyard by Marriott Louisville – Hotel and Restaurant Liquor License – 948 W. Dillon
- H. Renewal Application - RLJ II - R Louisville CO Lessee, LLC and IH WL Acquisition Manager, LLC d/b/a Residence Inn by Marriott Louisville – Hotel and Restaurant Liquor License – 845 Coal Creek Circle
- I. Renewal Application – Los Viejos LLC d/b/a 740 Front – Hotel and Restaurant Liquor License – 740 Front Street
- J. Renewal Application – Village Square Liquor LLC d/b/a Village Square Liquor – Retail Liquor Store – 645 E. South Boulder Rd.

Machado called for any changes to the consent agenda. Lipton moved the consent agenda be approved. Carlson seconded. All in favor. Consent agenda approved.

Authority Business

- A. Transfer Application – Italian Restaurant Group LLC d/b/a Carrabba's Italian Grill #608 – Hotel and Restaurant Liquor License - 575 S. McCaslin Blvd.

Chairperson Carlson called the item and noted there have been no issues with this licensee. Authority members had no additional comments. Carlson moved

to approve the transfer for Italian Restaurant Group LLC. Lipton seconded. All in favor.

B. Tastings Application – Tian & Liu LLC d/b/a Brass Monkey – Retail Liquor Store License – 1387 E. South Boulder Road

Chairperson Machado introduced the item and stated he felt the application was straightforward. He noted the limits they would impose for tastings and checking of identification. Carlson noted this is likely in response to King Soopers being able to sell full strength beer.

Brown moved to approve the tastings permit. Carlson seconded. All in favor.

C. Approval of Resolution No. 2, Series 2019 of the Louisville Local Licensing Authority – A Resolution Amending the Lottery Procedures for Retail Marijuana Store and Medical Marijuana Center Licenses

Chairperson Machado introduced the item. Authority Attorney Culley noted this makes a slight change to the resolution adopted by the Authority in February. This would increase the number of names to be drawn in the lottery. There have been 20 registrations submitted and staff would like to the ability to rank all of those.

Chairperson Machado noted he had submitted some comments but now found out the lottery drawing is tomorrow so felt those no longer applied. He noted the marijuana licenses are very valuable with them being capped at six total.

Carlson asked about the cap at six licenses. Authority Attorney Culley stated the ordinance adopted by City Council capped the number of retail and medical marijuana stores at six. The cap had previously been four and was increased to six. Council heard from residents who were worried about there being a proliferation of stores in the city so they only did the increase by two stores.

Machado noted this resulted in an intrinsic value for those licenses. He noted he had been at a raffle where the host drew the tickets and picked his own ticket. He wanted to make sure the lottery was operating fairly.

Meredyth Muth, City Clerk, introduced herself to the Authority and noted the lottery will be done similarly to the process for choosing name order for the ballot. Names will be drawn by someone not in the City Clerk's office. She noted there are only 4 locations but some of the landlord's stacked leases.

Machado asked if anyone formed several LLC's. Authority Attorney Culley noted part of the registration process was identifying owners of the companies so common ownership could be identified and disallowed.

Machado was glad the City Clerk's office was confident in the process.

Kaufman moved the Authority approve Resolution No. 2, Series 2019. Lipton seconded. All in favor.

Police Department Reports

Sergeant Redard had no reports.

Secretary's Report

Hanson noted Redgarden paid their fine in lieu and brought in proof of training for their employees.

Authority Attorney's Report

No report.

Authority Comment

Sergeant Redard noted the new director of the Street Faire is looking at starting a little later and not doing happy hour. He is booking two acts per night and perhaps extending the music by half an hour. He would like to have a local emphasis with more local vendors.

Adjourn – Carlson moved to adjourn. Lipton seconded. All in favor. The meeting was adjourned at 7:25 p.m.

**SUBJECT: SPECIAL EVENTS PERMIT APPLICATION – DOWNTOWN
BUSINESS ASSOCIATION OF LOUISVILLE – STREET
FAIRE ON JUNE 14, 21, 28 JULY 12, 19, 26 AND AUGUST
2, 9, 2019**

DATE: MARCH 26, 2018

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

The Downtown Business Association has submitted a Special Events Permit for the downtown area. This will be in conjunction with the Street Faire.

The premises have been posted with a public notice for ten days and no objections have been received.

RECOMMENDATION:

Authority approve the Special Events Permit.

**SUBJECT: RENEWAL APPLICATION – SHI-II LOUISVILLE LODGE LLC
D/B/A THE LODGE AT BALFOUR – LODGING &
ENTERTAINMENT LIQUOR LICENSE – 1331 E. HECLA
DRIVE**

DATE: MAY 20, 2019

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

The licensee, SHI-II Louisville Lodge LLC d/b/a The Lodge at Balfour – has submitted an application for renewal of its Lodging and Entertainment Liquor License located at 1331 E. Hecla Drive.

The premises are owned by the licensee.

There were no employees who attended liquor training in the past year.

There have been no incidents over the past year that required the filing of a police report.

City of Louisville sales tax account is current.

RECOMMENDATION:

Authority approve the renewal application for a Lodging and Entertainment Liquor License for The Lodge at Balfour.

Alternatively, the Authority may set a hearing on this renewal application, which may be held after proper notice.

**SUBJECT: RENEWAL APPLICATION –SHI-II LOUISVILLE RESIDENCES
LLC D/B/A THE RESIDENCES AT BALFOUR –LODGING AND
ENTERTAINMENT LIQUOR LICENSE – 1336 HECLA DRIVE**

DATE: MAY 20, 2019

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

The licensee, SHI-II Louisville Residences LLC d/b/a The Residences at Balfour – has submitted an application for renewal of its Lodging and Entertainment Liquor License located at 1336 Hecla Drive.

The premises are owned by the licensee.

There were no employees who attended liquor training in the past year.

There have been no incidents over the past year that required the filing of a police report.

City of Louisville sales tax account is current.

RECOMMENDATION:

Authority approve the renewal application for a Lodging and Entertainment Liquor License for The Residences at Balfour.

Alternatively, the Authority may set a hearing on this renewal application, which may be held after proper notice.

**SUBJECT: SPECIAL EVENTS PERMIT – CENTERSTAGE THEATRE
5/25/19 – 901 FRONT**

DATE: MAY 20, 2019

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

The CenterStage Theatre has submitted an application for Special Events Permits as part of the Louisville Live on May 25th at 901 Front St. The group would like the ability to serve alcohol during this event.

The premises have been posted with a public notice for ten days and no objections have been received.

RECOMMENDATION:

Authority approve the Special Events Permits.

**SUBJECT: SPECIAL EVENTS PERMIT – GUYS WHO GIVE -
STEINBAUGH PAVILION – 5/25/19 AND 9/21/19**

DATE: MAY 20, 2019

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

The applicant, Guys Who Give has submitted a Special Events Permit Application for May 25 and September 21, 2019. This is for community events at Steinbaugh Pavilion.

The premises have been posted for 10 days with no protests filed.

RECOMMENDATION:

Authority approve the Special Events Permit.

**SUBJECT: RENEWAL APPLICATION – OYSY INC D/B/A SUSHI YOSHI
RESTAURANT - HOTEL AND RESTAURANT LIQUOR LICENSE
– 901 FRONT ST SUITE 100**

DATE: MAY 20, 2019

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

The licensee, OYSY Inc. d/b/a Sushi Yoshi Restaurant, has submitted an application for renewal of its Hotel & Restaurant Liquor License at 901 Front Street Suite 100.

The premises are leased and the current agreement is valid.

A Certificate of Good Standing is current and on file.

There were no employees who attended liquor training over the past year.

There were no incidents over the past year that required filing of police reports.

City of Louisville sales tax account is current.

RECOMMENDATION:

Authority approve the renewal application for– Hotel and Restaurant Liquor License
– OYSY Inc. d/b/a Sushi Yoshi Restaurant – 901 Front St Suite 100

Alternatively, the Authority may set a hearing on the renewal application, which may be held after proper notice.

**SUBJECT: RENEWAL APPLICATION – MARSCO LLC D/B/A THE
HUCKLEBERRY - HOTEL & RESTAURANT LIQUOR
LICENSE – 700 MAIN STREET.**

DATE: MAY 20, 2019

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

The licensee, MARSCO LLC d/b/a The Huckleberry, has submitted an application for renewal of its Hotel & Restaurant Liquor License at 700 Main Street.

The premises are leased and the current agreement is valid.

A Certificate of Good Standing is current and on file.

There were no employees who attended liquor training over the past year.

There were no incidents over the past year that required filing of police reports.

City of Louisville sales tax account is current.

RECOMMENDATION:

Authority approve the renewal application for– MARSCO LLC d/b/a The Huckleberry – Hotel & Restaurant Liquor License – 700 Main Street.

Alternatively, the Authority may set a hearing on the renewal application, which may be held after proper notice.

**SUBJECT: RENEWAL APPLICATION – LULU’S BBQ LLC D/B/A
LULU’S BBQ – TAVERN LIQUOR LICENSE – 701 MAIN ST.**

DATE: MAY 20, 2019

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

The licensee, LuLu’s BBQ, LLC d/b/a LuLu’s BBQ - has submitted an application for renewal of its Tavern Liquor License located at 701 Main St.

The Lease is current and on file.

There were no employees who attended liquor training in the past year.

Certificate of Good Standing is current and on file.

There were no incidents over the past year that required the filing of a police report.

City of Louisville sales tax account is current.

RECOMMENDATION:

Authority approve the renewal application for a Tavern Liquor License for LuLu’s BBQ, LLC d/b/a LuLu’s BBQ – 701 Main St.

Alternatively, the Authority may set a hearing on this renewal application, which may be held after proper notice.

**SUBJECT: RENEWAL APPLICATION – TWELVE DEGREE
BREWING LLC D/B/A TWELVE DEGREE BREWING –
BREW PUB LIQUOR LICENSE – 820 MAIN ST.**

DATE: MAY 20, 2019

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

The licensee, Twelve Degree Brewing LLC d/b/a Twelve Degree Brewing, has submitted an application for renewal of its Brew Pub Liquor License at 820 Main St.

The premises are leased and the current agreement is valid.

There were no employees who attended liquor training over the past year.

There were no incidents over the past year that required filing of police reports.

City of Louisville sales tax account is current.

RECOMMENDATION:

Authority approve the renewal application for– Twelve Degree Brewing LLC d/b/a Twelve Degree Brewing – Brew Pub Liquor License – 820 Main Street.

Alternatively, the Authority may set a hearing on the renewal application, which may be held after proper notice.

**SUBJECT: PUBLIC HEARING – RETAIL MARIJUANA STORE
APPLICATION – J2H2 HOLDINGS LLC D/B/A
THE GREEN ROOM – 1063 COURTESY ROAD**

DATE: MAY 20, 2019

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

J2H2 Holdings LLC d/b/a The Green Room has applied to the State for a Retail Marijuana Store License at 1063 Courtesy Road (Hwy 42). The State has forwarded the license to the City of Louisville for local approval.

RECOMMENDATION:

Authority hold a public hearing on the application.

**SUBJECT: TRANSFER APPLICATION – CORNER MARKET 60 LLC
D/B/A CORNER MARKET – FERMENTED MALT BEVERAGE
(OFF-PREMISES) LICENSE – 1135 SOUTH BOULDER
ROAD**

DATE: MAY 20, 2019

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

The licensee, Corner Market 60 LLC, d/b/a Corner has submitted a transfer application for the Fermented Malt Beverage (Off Premises) License at 1135 South Boulder Road.

The prior owner was CST Metro LLC d/b/a Circle K #2740652.

RECOMMENDATION:

Authority approve the transfer of ownership.

**SUBJECT: APPLICATION FOR COLORADO LIQUOR SALES ROOM –
MOTHER TUCKER ENTERPRISES D/B/A MOTHER TUCKER
BREWERY LOUISVILLE – 1132 W. DILLON ROAD SUITE 4**

DATE: MAY 20, 2019

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

State law requires breweries seeking sales rooms located within a municipality to notify the local licensing authority. The Authority then has the opportunity to object under certain criteria. Those objections include: impact traffic, noise, or other neighborhood concerns in a manner that is inconsistent with local regulations or ordinances; if granted the permit would result in violation of the Colorado liquor code or the laws of the local government; issuance of the permit would violate local zoning laws.

The application is for a permanent sales room and the local authority has 45 days to enter an objection. Staff has reviewed this application with the Planning department and find there is no reason to object.

RECOMMENDATION:

For Authority review and information.

SUBJECT: MARIJUANA LOTTERY UPDATE

DATE: MAY 20, 2019

**PRESENTED BY: MELINDA CULLEY
CAROL HANSON**

SUMMARY:

Staff will update Authority members on the recent marijuana lottery.