

Local Licensing Authority

Agenda

**March 28, 2016
City Hall, Council Chambers
749 Main Street
7:00 PM**

- I. Call to Order**
- II. Roll Call**
- III. Approval of Agenda**
- IV. Action on Minutes – 02/22/16**
- V. 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 Events Permit Application – Louisville Art Association - Arts Center 801 Grant Ave.- 4/22, 6/4, 6/10, 9/3 and 9/9/2016
- B. Modification of Premises – Marsco LLC d/b/a The Huckleberry – Hotel and Restaurant Liquor License – 700 Main St.
- C. Modification of Premises – Cane Nero LLC d/b/a Zucca Ristorante- Hotel and Restaurant Liquor License – 808 Main Street
- D. Modification of Premises – Eat Drink LLC d/b/a Empire Lounge & Restaurant – Hotel and Restaurant Liquor License – 816 Main St.
- E. Modification of Premises – Twelve Degree Brewing LLC d/b/a Twelve Degree Brewing – Brew Pub Liquor License – 820 Main St. #101
- F. Renewal Application –SHI-II Louisville Lodge, LLC d/b/a The

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Lodge at Balfour – Tavern Liquor License - 1331 E. Hecla Dr.

- G. Renewal Application – SHI-II Louisville Residences, LLC
d/b/a The Residences at Balfour – Tavern Liquor License – 1336
Hecla Dr.
- H. Special Event Permit Application – Mad Hops – 500 Front Street –
May 13, 2016 6 PM to Midnight
- I. Special Event Permit Application– Coal Creek Theater Of
Louisville – 5/6, 8/26 And 10/28/2016 – 801 Grant Ave.
- J. Special Event Permit Application – Impact on Education – June 3,
2016 – Community Park
- K. Special Event Permit Application – Boulder Creek Events – June
25, 2016 – Community Park
- L. Modification of Premises/Trade Name Change – Bobbo’s Sweet
Shop LLC d/b/a Bittersweet Café and Confections – 836 Main St.
- M. Renewal Application – Altermeds LLC d/b/a Starbuds – Retail
Marijuana License – 1156 W. Dillon Road #3
- N. Modification of Premises – Waterloo Icehouse Inc. d/b/a
Waterloo Icehouse – Tavern Liquor License – 809 Main St.
- O. Renewal Application – American Legion Walter Rhodes Post
No. 111 – Club Liquor License – 1150 Pine St.
- P. Renewal Application – Compassionate Pain Management LLC
d/b/a Ajoya – Retail/Medical Marijuana License – 1100 W. Dillon
Road #3

VI. Authority Business

- A. Show Cause Hearing - Tri-City Elks Lodge #2541 – Club Liquor
License – 525 Main Street
- B. Show Cause Hearing – Union Jack Liquor Inc. d/b/a Union Jack
Liquor – Retail Liquor Store License – 1160 South Boulder Road
- C. Public Hearing – Application for New Beer and Wine License -
Smashburger Acquisition – Denver LLC d/b/a Smashburger #1525 –
994 W. Dillon Road, Suite 500

- D. Public Hearing – Application for New Hotel and Restaurant Liquor License - Perros Blancos LLC d/b/a Pica's Taqueria Louisville – 901 Front Street Suite 110
 - E. Set Boundaries of the Neighborhood and Public Hearing – Application for New Beer and Wine License – Best Pizza LLC d/b/a MOD Pizza – 994 W. Dillon Road Suite 600
 - F. Discussion/Direction – Hours of Operation for Marijuana Businesses
- VII. Police Department Report**
- VIII. Secretary's Report**
- A. State Incident Reports
- IX. Authority Attorney's Report**
- X. Authority Comments**
- XI. Discussion Items for Next Meeting – April 25, 2016 @ 7:00 p.m.**
- XII. Adjournment**

Local Licensing Authority

Meeting Minutes

**February 22, 2016
City Hall, Council Chambers
749 Main Street
7:00 PM**

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

Roll Call was taken and the following members were present:

Authority Members Present: Tim Hervey, Matthew Machado, Tom Tennessen, John Carlson (arrives 7:06 PM), Marguerite Lipton and Bart Watson.

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

Secretary Hanson introduced Bart Watson, the newly appointed associate member. He noted he was glad to be a part of the Authority. The Authority welcomed him.

Approval of Agenda – Chairperson Tennessen called for changes to the agenda. Machado moved to approve the agenda as presented. Lipton seconded. All in favor. Carlson absent.

Approval of Meeting Minutes – 01/25/16 – Tennessen called for any changes to the minutes. Machado moved to approve the minutes. Tennessen seconded. All in favor. Carlson absent.

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 – Castellino Corp d/b/a Via Toscana –

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Hotel and Restaurant Liquor License – 356 S. McCaslin Blvd.

- B. Renewal Application – Taj Mahal III, Inc. d/b/a Taj Mahal III – Hotel and Restaurant Liquor License - 1075 S. Boulder Road
- C. Renewal Application – Tri-City Elks Lodge 2541 – Club Liquor License – 525 Main Street
- D. Renewal Application – BCT LLC d/b/a BOB’s Sandwich Shop – Hotel and Restaurant Liquor License – 820 Main St. #100
- E. Renewal Application – CST Metro LLC d/b/a Diamond Shamrock Corner Store #652 – 3.2% Beer Off Premises – 1135 S. Boulder Road
- F. Change of Trade Name – Albertsons LLC d/b/a Albertsons Food Center # 2812 – 3.2 % Beer License Off Premises – 910 W. Cherry Avenue

Tennessee called for any changes to the consent agenda. Lipton moved to approve the Consent Agenda. Machado seconded. All in favor. Carlson absent.

Authority Business

- A. Petition to Pay Fine in Lieu – Waterloo Icehouse, Inc. d/b/a Waterloo Icehouse – Tavern Liquor License – 809 Main Street

Chairperson Tennessee noted there was a Petition to Pay a fine in lieu of suspension in the packet. This follows the Stipulation and Order accepted by the Authority at the last meeting imposing a 14 day suspension with 7 days held in abeyance.

Authority Attorney Culley noted the licensee, owner Josh Karp and his attorney, Todd Stoneman, were in the audience if they wished to speak on the petition. She reminded the Authority the Louisville Municipal Code calls for the Authority to make three findings before accepting the petition to pay the fine in lieu. Those findings are:

1. The public welfare and morals would not be impaired by permitting the licensee to operate during all or a portion of the period set for suspension, and that payment of the fine will achieve the desired disciplinary purposes; and
2. The books and records of the licensee are kept in such a manner that the loss of sales of alcohol beverages which the licensee would have suffered had the suspension gone into effect can be determined with reasonable accuracy therefrom; and
3. The licensee has not had its license suspended or revoked, nor had any suspension stayed by payment of a fine, during the two years immediately

preceding the date of the complaint which resulted in the final decision to suspend the license.

Lipton moved to approve the petition. She inquired if the Authority had to look at the moneys involved before approving the petition.

Authority Attorney Culley noted the ordinance calls for the fine in lieu to equal 20% of the estimated gross revenues from the sale of alcohol beverages during the entire period of the proposed suspension. She noted the applicant had provided estimated revenue from last year for a seven day period.

Todd Stoneman, attorney for the licensee, noted he had prepared the petition to pay based on the Municipal Code stating it should be based on a reasonable method to calculate. He based it on a similar timeframe from last year's sales and then calculated the 20% of those sales.

Chairperson Tennesen noted there was a motion to approve on the table and called for a second. Lipton added the three findings noted by Attorney Culley to her motion. Machado seconded. Roll Call Vote: Machado – yes, Lipton – yes, Carlson – yes, Tennesen – yes and Hervey – yes.

Attorney Stoneman asked for the timeline on paying the fine. There was no indication of a timeline in the Code so the Authority instructed the licensee to pay before the next meeting, March 28, 2016.

Mr. Stoneman noted Josh Karp, owner of Waterloo was in attendance and wanted to address the Authority. Mr. Karp thanked the Authority and noted the acceptance of the fine was not an admission of guilt. He stated he felt the Authority did not make the right decision in taking the word of patrons of a different establishment over his trained staff. He noted his staff attends the training provided by the Police Department and he continues to require it.

Authority member Lipton stated if a hearing had been held, Mr. Karp would have had a chance to present his side of the story.

Mr. Stoneman felt he had been cut off at the last meeting when he was trying to speak to the facts of the case.

Authority member Machado noted the licensee had reached a stipulation and now wanted to tell the Authority they had made the wrong decision after hearing the evidence, when in fact the Authority heard no evidence; only had the police report to read and determine to order the show cause. In the report,

patrons, servers at another establishment and the police all reported the party as being visibly intoxicated. He realized it is busy during the summertime and suggested the servers slow down a bit and observe the patrons before serving.

Mr. Karp stated he did not want to argue or get anything changed. He wanted to express his opinion and understand the proceedings.

Chairperson Tennessen asked Mr. Karp to understand the Authority having a difficult job in determining from a police report when the line is crossed. He assured Mr. Karp the Authority strives to be very fair.

Authority member Machado noted his appreciation of how Waterloo has worked with the police department and the way the establishment has been handled. He noted he could not predict what might have happened had the evidence been presented at a hearing. He hoped the good work would continue.

Mr. Karp assured the good work would continue. He felt going to hearing would have been a risky business decision.

Authority member Lipton noted a show cause hearing would give the Authority the opportunity to hear the story from the licensee's point of view. A stipulation had been accepted in this case so no hearing occurred.

Mr. Karp noted he made the decision to accept the stipulation based on the information provided by the Authority's special prosecutor. He wanted the Authority to know the establishment tries hard to comply with the classes and have an educated, well-trained staff to keep people safe. The incident was not taken lightly.

Mr. Stoneman wondered if a show cause hearing should have been held and then a stipulation agreed upon.

Chairperson Tennessen noted in the two years on the Authority this was only the second show cause ordered. He noted the stipulation could have been rejected by the licensee. Mr. Stoneman and Mr. Karp felt the decision to not accept the stipulation would have put the business in too much risk.

Authority member Carlson thanked the licensee for the comments and understood the pragmatic approach taken to run the business. He appreciated the Authority getting to see how the process plays out behind the scenes for the licensee.

Mr. Stoneman thanked the Authority. Chairperson Tennesen thanked Mr. Karp and Mr. Stoneman.

- B. Show Cause Hearing - Tri-City Elks Lodge #2541 – Club Liquor License – 525 Main Street

Chairperson Tennesen noted the show cause hearing had been continued after the packet was prepared and would be on the March 28, 2016 agenda.

- C. Transfer Application – Sweet Spot Café LLC d/b/a Sweet Spot Café – Hotel and Restaurant Liquor License w/Optional Premise – 585 W. Dillon Road

Tennesen called for discussion on the transfer of license and noted this was the golf course restaurant. Carlson moved to approve the transfer of the hotel and restaurant liquor license with optional premise. Lipton seconded. All in favor.

- D. Transfer Application – Phuket LLC d/b/a Phuket LLC – Hotel and Restaurant Liquor License – 1156 W. Dillon Road #4

Tennesen noted this transfer was from Thai Monkey Club. He questioned the fact the ownership was reported at 100% but two signatures were on the bill of sale and the lease.

Machado moved the Authority approve the transfer application with the assurance from the applicant the paperwork is filled out correctly concerning ownership. Lipton seconded. Roll Call Vote: Machado – yes, Carlson- yes, Tennesen – yes, Lipton – yes and Hervey – yes.

- E. Application for New Beer and Wine License - Set Public Hearing and Boundaries of the Neighborhood – Smashburger Acquisition – Denver LLC d/b/a Smashburger #1525 – 994 W. Dillon Road, Suite 500

Tennesen moved the Authority set the Boundaries of the Neighborhood as the City limits of the City of Louisville and set the Public Hearing for March 28, 2016 at 7:00 PM. Carlson seconded the motion. All in favor.

Police Department Reports

- A. Incident Report – Union Jack – 12/19/15

Tennesen called for discussion on the police report. Authority members discussed the report and follow up reports.

Tennesen moved the Authority order a show cause on the following charges:

- A. C.R.S. § 12-47-901(1)(a), stating in pertinent part that it is unlawful for any person to “sell, serve, give away, dispose of, exchange, or deliver

or permit the sale, serving, giving, or procuring of any alcoholic beverage to a visibly intoxicated person or to a known habitual drunkard.”

- B. C.R.S. § 12-47-901(5)(a)(I), stating in pertinent part that it is unlawful for any person licensed to sell at retail to “sell an alcohol beverage to . . . a habitual drunkard, or to a visibly intoxicated person.”
- C. Colorado Code of Regulations, Regulations Relating to Alcohol Beverages § 47-900.A, stating in pertinent part that the licensee as well as any employee or agent of licensee “shall conduct the licensed premises in a decent, orderly and respectable manner, and shall not serve a known habitual drunkard or any person who displays any visible signs of intoxication, nor shall they permit a known habitual drunkard or any person who displays any visible signs of intoxication to remain on the premises without an acceptable purpose”
- D. Louisville Municipal Code § 9.22.060, stating in pertinent part that no person “shall sell, serve, give away, dispose of, exchange or deliver, or permit the sale, serving, giving away or procuring of, any alcohol beverages, as defined in section 9.22.010, . . . to a visibly intoxicated person, or a known habitual drunkard.”

And set the hearing for the next Authority meeting on March 28, 2015 at 7:00 PM and ask staff to appoint a special prosecutor. Lipton seconded. Roll Call Vote: Machado – yes, Tennessen – yes, Carlson – no, Lipton – yes and Hervey – yes.

Secretary’s Report

- A. Blue Mountain Vineyard at Farmer’s Market

Secretary Hanson reported Blue Mountain Vineyard will be a new vendor at the Farmer’s Market.

Authority Attorney’s Report

No report.

Authority Comment and Discussion Items for next meeting

Chairperson Tennessen noted the police chief would like to come and speak to the Authority. Authority members welcomed the idea.

Adjourn – Machado moved to adjourn. Tennessen seconded. All in favor. The meeting was adjourned at 8:11 p.m.

**SUBJECT: SPECIAL EVENTS PERMIT – LOUISVILLE ART
ASSOCIATION – FOR EVENTS AT 801 GRANT AVENUE –
4/22, 6/4, 6/10, 9/3 AND 9/9/2016**

DATE: MARCH 28, 2016

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

The applicant, Louisville Art Association has submitted a Special Events Permit Application for several dates during 2016.

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

RECOMMENDATION:

Authority approve the Special Events Permit.

**SUBJECT: MODIFICATION OF PREMISES – MARSCO LLC D/B/A THE
HUCKLEBERRY – HOTEL AND RESTAURANT LIQUOR
LICENSE – 700 MAIN ST.**

DATE: MARCH 28,, 2016

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

An application has been submitted for a temporary modification of premises to the Hotel and Restaurant Liquor License for MARSCO LLC d/b/a The Huckleberry – 700 Main St. The addition of outdoor dining to the licensed premises is requested. The City is providing patios in the parking spaces along Main Street for the summer months. The Huckleberry would like to include the ability to serve alcohol in this area. This applicant has been reminded of their responsibility for control of the alcohol on the patios and in the sidewalk area leading to them.

RECOMMENDATION:

Authority approve the temporary addition of the outdoor patio to the liquor licensed premises.

**SUBJECT: MODIFICATION OF PREMISES – CANE NERO, LLC D/B/A
ZUCCA RISTORANTE – 808 MAIN STREET**

DATE: MARCH 28, 2016

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

An application has been submitted for a modification of premises to the Hotel and Restaurant Liquor License – Cane Nero d/b/a Zucca Ristorante – 808 Main St. The addition of outdoor dining to the licensed premises is requested. The City is providing raised patios in some of the parking spaces along Main Street for the summer months. Zucca would like to include the ability to serve alcohol in this area. This applicant has been reminded of their responsibility for control of the alcohol on the patios and in the sidewalk area leading to them.

RECOMMENDATION:

Authority approve the temporary addition of the outdoor patio to the licensed premises.

**SUBJECT: MODIFICATION OF PREMISES – EAT DRINK, LLC D/B/A
THE EMPIRE RESTAURANT AND LOUNGE – 816 MAIN
STREET**

DATE: MARCH 28, 2016

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

An application has been submitted for a modification of premises to the Hotel and Restaurant Liquor License – Eat Drink LLC d/b/a The Empire Lounge and Restaurant – 816 Main St. The addition of outdoor dining to the licensed premises is requested. The City is providing raised patios in some of the parking spaces along Main Street for the summer months. The Empire would like to include the ability to serve alcohol in this area. This applicant has been reminded of their responsibility for control of the alcohol on the patios and in the sidewalk area leading to them.

RECOMMENDATION:

Authority approve the temporary addition of the outdoor patio to the licensed premises.

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

DATE: MARCH 28, 2016

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

An application has been submitted for a modification of premises to the Brew Pub Liquor License for Twelve Degree Brewing LLC d/b/a Twelve Degree Brewing – 820 Main St. The addition of outdoor dining to the licensed premises is requested. The City is providing raised patios in some of the parking spaces along Main Street for the summer months. Twelve Degree would like to include the ability to serve alcohol in this area. This applicant has been reminded of their responsibility for control of the alcohol on the patios and in the sidewalk area leading to them.

RECOMMENDATION:

Authority approve the temporary addition of the outdoor patio to the licensed premises.

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

DATE: MARCH 28, 2016

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

The licensee, The Lodge at Balfour Operations, LLC d/b/a The Lodge at Balfour – has submitted an application for renewal of its Tavern 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.

Certificate of Good Standing is current and on file.

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 Tavern 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 –
TAVERN LIQUOR LICENSE – 1336 HECLA DRIVE**

DATE: MARCH 28, 2016

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 Tavern 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 Tavern 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 – MAD HOPS – 500 FRONT STREET – 5/13/16 – 6PM TO MIDNIGHT

DATE: MARCH 28, 2016

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

Mad Hops has submitted a Special Events Permit for 500 Front Street on Saturday, May 13, 2016.

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: SPECIAL EVENTS PERMIT – COAL CREEK THEATER OF
LOUISVILLE – 5/6, 8/26 AND 10/28/2016 – 801 GRANT
AVE.**

DATE: MARCH 28, 2016

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

The Coal Creek Theater of Louisville has submitted an application for Special Events Permit for their opening nights throughout the year at the Louisville Center for the Arts.

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 – IMPACT ON EDUCATION –
COMMUNITY PARK – 6/3/16 – 5 TO 9 PM**

DATE: MARCH 28, 2016

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

Impact on Education has submitted a Special Events Permit for Community Park on Friday, June 3, 2016.

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: SPECIAL EVENTS PERMIT – BOULDER CREEK EVENTS –
FOR 6/25/16 – COMMUNITY PARK**

DATE: JUNE 22, 2015

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

Boulder Creek Events has submitted a Special Events Permit for Community Park. The event would take place on June 25, 2016 from 3 PM to 9 PM in Community Park.

RECOMMENDATION:

Authority approve the Special Events Permit.

**SUBJECT: MODIFICATION OF PREMISES – BOBBO’S SWEET SHOP
 LLC D/B/A BITTERSWEET CAFÉ AND CONFECTIONS – 836
 MAIN STREET**

DATE: MARCH 28, 2016

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

An application has been submitted for a modification of premises to the Hotel and Restaurant Liquor License for Bobbo's Sweet Shop LLC d/b/a Bittersweet Café and Confections – 836 Main Street. State Liquor Enforcement determined the current diagram did not accurately depict the premise boundaries and asked the licensee to re-submit the diagram. It was also determined by State Liquor Enforcement “por wine house” needed to be added to the trade name to read Bittersweet Café and Confections/por wine house.

RECOMMENDATION:

Authority approve the modification of premises and the addition to the trade name.

**SUBJECT: RENEWAL APPLICATION – ALTERMEDS LLC D/B/A
STARBUDS – RETAIL MARIJUANA LICENSE – 1156 W
DILLON ROAD #3**

DATE: MARCH 28, 2016

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

Starbuds, a currently licensed Retail Marijuana Store, has applied to renew the retail marijuana license

The applicant has also applied to the State and now the Local Licensing Authority for renewal of its retail license.

The lease is current.

City sales and use tax is current.

RECOMMENDATION:

Authority approve the renewal of the Retail Marijuana Store conditioned upon approval at the State level as well.

**SUBJECT: MODIFICATION OF PREMISES – WATERLOO ICEHOUSE,
INC D/B/A WATERLOO ICEHOUSE – 809 MAIN STREET**

DATE: MARCH 28, 2016

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

An application has been submitted for a modification of premises to the Tavern Liquor License – Waterloo Icehouse d/b/a Waterloo Icehouse – 809 Main St. The addition of outdoor dining to the licensed premises is requested. The City is providing raised patios in some of the parking spaces along Main Street for the summer months. Waterloo would like to include the ability to serve alcohol in this area. This applicant has been reminded of their responsibility for control of the alcohol on the patios and in the sidewalk area leading to them.

RECOMMENDATION:

Authority approve the temporary addition of the outdoor patio to the licensed premises.

**SUBJECT: RENEWAL APPLICATION – AMERICAN LEGION WALTER
RHODES POST NO. 0111 – CLUB LIQUOR LICENSE – 1150
PINE STREET**

DATE: MARCH 28, 2016

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

The licensee, American Legion Walter Rhodes No. 111 has submitted an application for renewal of its Club Liquor License at 1150 Pine Street.

The premises are owned by the licensee.

Certificate of Good Standing is current and on file.

There was 1 employee who attended liquor training over the past year.

There were no incidents requiring police attention since the previous application for renewal.

City of Louisville sales tax account is current.

RECOMMENDATION:

Authority approves the renewal application for a Club Liquor License for American Legion Walter Rhodes Post No. 0111 – 1150 Pine Street.

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

**SUBJECT: RENEWAL APPLICATION – COMPASSIONATE PAIN
MANAGEMENT LLC D/B/A AJOYA – RETAIL/MEDICAL
MARIJUANA LICENSE – 1100 W. DILLON ROAD #3**

DATE: MARCH 28, 2016

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

Ajoya, a currently licensed Retail/Medical Marijuana Store, has applied to renew the combined use marijuana license

The applicant has also applied to the State and now the Local Licensing Authority for renewal of its license.

The lease is current.

City sales and use tax is current.

RECOMMENDATION:

Authority approve the renewal of the Retail/Medical Marijuana Store conditioned upon approval at the State level as well.

**SUBJECT: SHOW CAUSE HEARING – TRI-CITY ELKS CLUB #2541 -
 CLUB LIQUOR LICENSE – 525 MAIN STREET**

DATE: MARCH 28, 2016

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

A Show Cause Hearing, Tri-City Elks Club #2541 – Club Liquor License – Incident dated 12-4-15

RECOMMENDATION:

The Authority may conduct a Show Cause Hearing for the purpose of determining whether the licensee has violated one or more of the laws, or regulations set forth in the Colorado Liquor Code.

**SUBJECT: SHOW CAUSE HEARING – UNION JACK LIQUOR INC.
D/B/A UNION JACK LIQUOR – RETAIL LIQUOR STORE
LICENSE – 1160 SOUTH BOULDER ROAD**

DATE: MARCH 28, 2016

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

A Show Cause Hearing, Union Jack Liquor Inc. d/b/a Union Jack Liquor – incident dated 12-19-15.

RECOMMENDATION:

The Authority may conduct a Show Cause Hearing for the purpose of determining whether the licensee has violated one or more of the laws, or regulations set forth in the Colorado Liquor Code.

**SUBJECT: PUBLIC HEARING – NEW BEER AND WINE LIQUOR
LICENSE – SMASHBURGER ACQUISITION-DENVER LLC
D/B/A SMASHBURGER #1525 - 994 W. DILLON ROAD #500**

DATE: MARCH 28, 2016

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

An application has been submitted for a new Beer and Wine Liquor License – Smashburger Acquisition-Denver LLC d/b/a Smashburger #1525 - 994 W. Dillon Road #500

RECOMMENDATION:

Authority hold a Public Hearing for a new Beer and Wine Liquor License – Smashburger Acquisition-Denver LLC d/b/a Smashburger #1525 - 994 W. Dillon Road #500

**SUBJECT: PUBLIC HEARING – NEW HOTEL AND RESTAURANT LIQUOR
LICENSE – PERROS BLANCOS LLC D/B/A PICA’S TAQUERIA
LOUISVILLE – 901 FRONT ST SUITE 110**

DATE: MARCH 23, 2015

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

An application has been submitted for a new Hotel and Restaurant Liquor License – Perros Blancos LLC d/b/a Pica’s Taqueria Louisville – 901 Front St Suite 110

RECOMMENDATION:

Authority hold a Public Hearing for a new Hotel and Restaurant Liquor License – Perros Blancos LLC d/b/a Pica’s Taqueria Louisville – 901 Front St Suite 110

SUBJECT: SET PUBLIC HEARING DATE – SET BOUNDARIES OF THE NEIGHBORHOOD – NEW BEER AND WINE LIQUOR LICENSE – BEST PIZZA LLC D/B/A MOD PIZZA – 994 W. DILLON RD. #600

DATE: MARCH 28, 2016

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

An application has been submitted for a new Beer and Wine Liquor License.

RECOMMENDATION:

Authority motion is required to establish Boundaries of the Neighborhood and set a Public Hearing Date for a new Beer and Wine License – Best Pizza LLC d/b/a MOD Pizza. Boundaries have traditionally been established as the boundaries of the City of Louisville.

Staff recommends the public hearing be set for April 25, 2016 at 7:00 PM.

**SUBJECT: DISCUSSION/DIRECTION – HOURS OF OPERATION FOR
MARIJUANA BUSINESSES**

DATE: MARCH 28, 2016

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

The Louisville Municipal Code currently has hours of operation set for Medical Marijuana Centers from 8:00 AM to 7:00 PM. Retail Marijuana stores may be open from 8:00 AM to 8:00 PM. State law allows sales between 8:00 AM and midnight, and allows the Local jurisdiction to set more restrictive hours.

The City Clerk's Office was asked recently if there would be any consideration given to changing the hours of operation for the Louisville stores.

RECOMMENDATION:

Authority discuss whether or not there is a desire to propose different hours of operation for marijuana businesses.

Secretary's Report

AGENDA ITEM

VIII