

Local Licensing Authority Agenda

February 27, 2023 ELECTRONIC MEETING ONLY 6:30 pm

Members of the public are welcome to attend and give comments remotely. However, the inperson meeting may continue even if technology issues prevent remote participation.

- You can call in to +1 (719) 359-4580
 Webinar ID: 825 6406 7379
- You can log in via your computer. Please visit the City's website to link to the meeting: www.louisvilleco.gov/lla

The Local Licensing Authority will accommodate public comments during the meeting. Anyone may also email comments to the Local Licensing Authority prior to the meeting at qkline@louisvilleco.gov

- CALL TO ORDER
- 2. ROLL CALL
- 3. APPROVAL OF AGENDA
- 4. PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA AND ITEMS ON THE CONSENT AGENDA
- 5. ACTION ON MINUTES
 - A. Minutes for the January 23, 2023 meeting.

Persons planning to attend the meeting who need sign language interpretation, translation services, assisted listening systems, Braille, taped material, or special transportation, should contact the City Clerk's Office at 303-335-4536 / 303-335-4574 or clerksoffice@louisvilleco.gov. A forty-eight (48) hour notice is requested.

Si requiere una copia en español de esta publicación o necesita un intérprete durante la reunión, por favor llame a la Ciudad al 303-335-4536 o 303-335-4574 o email clerksoffice@louisvilleco.gov

6. 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. Renewal Application Tri City Elks Lodge No. 2541, Inc. d/b/a Tri City Elks Lodge 2541 Club License 525 Main Street
- B. Renewal Application Tian & Liu, LLC d/b/a Brass Monkey Wine and Spirits –
 Retail Liquor Store License 1387 E South Boulder Road, Unit A
- C. Renewal Application Jalisco Dos Amigos, Inc. d/b/a Casa Alegre Hotel & Restaurant Liquor License – 1006 Pine Street
- D. Renewal Application Taj Mahal III, Inc. d/b/a Taj Mahal III, Inc. Hotel & Restaurant Liquor License – 1075 South Boulder Road
- E. Renewal Application American Legion W Rhodes Post #111 d/b/a American Legion Walter Rhodes Post N 111 Club License 1150 Pine Street
- F. Renewal Application Smashburger Acquisition Denver, LLC d/b/a
 Smashburger #1525 Beer & Wine License 994 W Dillon Road, Suite 500
- G. Report of Changes: Change of Manager Smashburger Acquisition Denver, LLC d/b/a Smashburger #1525 – Beer & Wine License – 994 W Dillon Road, Suite 500
- H. Renewal Application April Flowers Hair, LLC d/b/a Sunbeam Studio Beer & Wine License 1655 Cannon Circle, Unit 3
- Renewal Application Dillon Companies, LLC d/b/a King Soopers #13 –
 Fermented Malt Beverage Off-Premises License 1375 South Boulder Road
- J. Renewal Application The Guest House, LLC d/b/a The Guest House on Main
 Bed & Breakfast Permit 1045 Main Street
- K. Report of Changes: Permanent Modification of Premises Albertsons, LLC d/b/a Safeway Store #2812 Fermented Malt Beverage Off-Premises License 910 W Cherry Avenue
- Report of Changes: Manager Moxibrot Baking d/b/a Moxie Bread Company –
 Hotel & Restaurant Liquor License 641 Main Street
- M. Special Event Permit Boulder Climbing Community Fermented Malt Beverage (Beer & Cider) – 1754 Dogwood Street – March 11, 2023 from 4pm to 10pm

- N. Special Event Permit Louisville Art Association Malt, Vinous and Spirituous Liquor – 801 Grant Avenue – from 6pm to 8pm on the following dates: 04/21/23, 05/26/23, 09/01/23 and 11/17/23
- O. Special Event Permit Tri City Elks Lodge #2541 Malt, Vinous and Spirituous Liquor 525 Main Street from 8am to 11:59pm on the following dates: 03/17/23, 05/14/23, 05/29/23, 06/24/23, 07/15/23, 08/12/23, 09/04/23, 09/22/23, 09/23/23 and 12/01/23

7. AUTHORITY BUSINESS

- A. Direction Frequency of TIPS Certification Requirement
- B. Discussion Transferring from a Club License to another Liquor License Type

8. POLICE DEPARTMENT REPORT

- 9. SECRETARY'S REPORT
 - A. Update on Tasting Ordinance and Timeline to Council
 - B. Empire Liquor License Update
- 10. AUTHORITY ATTORNEY'S REPORT
- 11. AUTHORITY COMMENTS
- 12. DISCUSSION ITEMS FOR NEXT MEETING March 27, 2023 at 6:30pm
- 13. ADJORNMENT



Local Licensing Authority Meeting Minutes

January 23, 2023 COUNCIL CHAMBERS 749 MAIN STREET 6:30 pm

- 1. Call to Order Chair Carlson called the meeting to order at 6:30 PM.
- **2. Roll Call** was taken and the following members were present:

Authority Members Present: John Carlson

Elizabeth Kaufman Marguerite Lipton Matthew Machado Nancy Newell

Authority Members Absent: Michael Crowe

Staff Members Present: Genny Kline, Deputy City Clerk Melinda Culley, City Attorney

3. Approval of Agenda

Carlson called for any changes to the agenda. Seeing none, Lipton moved to approve; Kaufman seconded. All in favor.

4. Public Comments on Items Not on the Agenda

None.

5. Action on Minutes

Carlson asked if there were any changes to the November 28, 2022 meeting minutes. Seeing none, Kaufman made a motion to approve the minutes; Newell seconded. Four in favor, one abstain.

6. 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. Renewal Application Isidro Gonzalez, Inc. d/b/a Old Santa Fe Mexican Grill – Hotel & Restaurant Liquor License – 895 S McCaslin Blvd.
- B. Renewal Application Tao Asian, Inc. d/b/a Bao Asian Fusion & Sushi Hotel & Restaurant Liquor License 594 S McCaslin Blvd.
- C. Renewal Application BCT, LLC d/b/a Bob's Sandwich Shop –
 Hotel & Restaurant Liquor License 820 Main St., #100
- D. Renewal Application Phuket, LLC d/b/a Phuket Hotel & Restaurant Liquor License - 1156 W Dillon Rd., #4
- E. Report of Changes: Permanent Modification of Premises Dillon Companies, LLC d/b/a King Soopers #13 Fermented Malt Beverage Off-Premises Liquor License (soon to be Fermented Malt Beverage/Wine Off-Premises Liquor License) 1375 S Boulder Rd
- F. Renewal Application Silverpeak, Corp. d/b/a The Dab by Silverpeak Retail Marijuana License 972 W Dillon Rd., Unit B

Carlson called for any changes to the consent agenda. Seeing none, Lipton moved the items on the consent agenda be approved; Newell seconded. All in favor.

7. Authority Business

A. Election of Officers

Lipton nominated Machado for Chair and Machado nominated Lipton for Vice-Chair. All in favor.

B. Meeting Posting Places and Schedule for 2023

Kaufman moved to approve the posting places for the coming year and to adopt the meeting schedule with the amendment to remove the December meeting from the schedule; Carlson seconded. All in favor.

C. 2022 Annual Report

Lipton moved to approved the 2022 Annual Report; Newell seconded. All in favor.

D. Tastings Application / Process

The Secretary and Authority Attorney presented to the Authority the need to revise the Louisville Municipal Code and the current tasting

application to reflect the additional license types that are now allowed to hold tastings.

As the City's regulations for tasting are stricter than the State's requirements and there was a brief discussion on whether to keep the current requirements or align them with the State.

There was also discussion on if only employees of the establishment were allowed to do the tastings or if representatives of the vintner, etc. were allowed to conduct the tasting.

The Authority gave direction to the Secretary and the City Attorney to take an ordinance to City Council to amend the types of licensees allowed and to leave it to City Council's discretion on aligning the requirements to those of the State.

8. Police Department Report

NONE

9. Secretary's Report

A. 2023 Open Government Pamphlet

The Secretary reminded each member that they were provided a copy of the pamphlet and asked that they read the contents.

B. Proposition 122 – Access to Natural Psychedelic Substances (aka "Mushrooms")

The Secretary informed the Authority of information she received during a recent webinar regarding the proposition. She relayed that the Authority will have no oversight in regulating these substances. Regulation and oversight will be done only at the state level.

10. Authority Attorney's Report

NONE

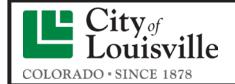
11. Authority Comments

NONE

12. Discussion Items for Next Meeting – February 27, 2023 at 6:30 pm NONE

13. Adjournment

Seeing no other business, Lipton moved to adjourn the meeting and Machado seconded. The meeting adjourned at 7:00 PM.



LOCAL LICENSING AUTHORITY MEMO AGENDA ITEM 6A

SUBJECT: RENEWAL APPLICATION

CLUB LICENSE

TRI CITY ELKS LODGE NO 2541, INC d/b/a TRI CITY ELKS 2541

525 MAIN STREET

DATE: FEBRUARY 27, 2023

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

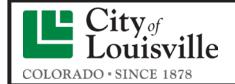
YES NO

✓		The premises is either owned by the applicant or a copy of the current lease is on file with the City Clerk's Office
		Employees attended liquor training in the past year If yes, the number of employees Hold
	✓	Incidents over the past year that required the filing of a police report
✓		City of Louisville sales tax account is current

RECOMMENDATION:

APPROVE THE APPLICATION WITH CONDITIONS

Will hold liquor license until proof of TIPS certification is received.



LOCAL LICENSING AUTHORITY MEMO AGENDA ITEM 6B

SUBJECT: RENEWAL APPLICATION

RETAIL STORE LICENSE

TIAN & LIU, LLC d/b/a BRASS MONKEY WINE & SPIRITS

1387 E SOUTH BOULDER ROAD, UNIT A

DATE: FEBRUARY 27, 2023

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

YES NO

✓		The premises is either owned by the applicant or a copy of the current lease is on file with the City Clerk's Office
	✓	Employees attended liquor training in the past year If yes, the number of employees
	✓	Incidents over the past year that required the filing of a police report
✓		City of Louisville sales tax account is current

RECOMMENDATION:

APPROVE THE APPLICATION

TIPS not required for a retail store - will be required for Tastings License



LOCAL LICENSING AUTHORITY MEMO AGENDA ITEM 6C

SUBJECT: RENEWAL APPLICATION

HOTEL & RESTAURANT LICENSE

JALISCO DOS AMIGOS d/b/a CASA ALEGRE

1006 PINE STREET

DATE: FEBRUARY 27, 2023

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

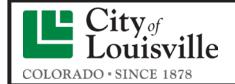
SUMMARY:

YES NO

✓		The premises is either owned by the applicant or a copy of the current lease is on file with the City Clerk's Office
		Employees attended liquor training in the past year If yes, the number of employees Hold
	✓	Incidents over the past year that required the filing of a police report
✓		City of Louisville sales tax account is current

RECOMMENDATION:

APPROVE THE APPLICATION WITH CONDITIONS



LOCAL LICENSING AUTHORITY MEMO AGENDA ITEM 6D

SUBJECT: RENEWAL APPLICATION

HOTEL & RESTAURANT LICENSE

TAJ MAHAL III, INC d/b/a TAJ MAHAL III, INC.

1075 SOUTH BOULDER ROAD

DATE: FEBRUARY 27, 2023

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

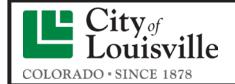
SUMMARY:

YES NO

✓		The premises is either owned by the applicant or a copy of the current lease is on file with the City Clerk's Office
		Employees attended liquor training in the past year If yes, the number of employees Hold
	✓	Incidents over the past year that required the filing of a police report
✓		City of Louisville sales tax account is current

RECOMMENDATION:

APPROVE THE APPLICATION WITH CONDITIONS



LOCAL LICENSING AUTHORITY MEMO AGENDA ITEM 6E

SUBJECT: RENEWAL APPLICATION

CLUB LICENSE

AMERICAN LEGION WALTER RHODES POST #111

1150 PINE STREET

DATE: FEBRUARY 27, 2023

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

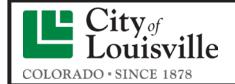
SUMMARY:

YES NO

✓		The premises is either owned by the applicant or a copy of the current lease is on file with the City Clerk's Office
		Employees attended liquor training in the past year If yes, the number of employees Hold
	✓	Incidents over the past year that required the filing of a police report
✓		City of Louisville sales tax account is current

RECOMMENDATION:

APPROVE THE APPLICATION WITH CONDITIONS



LOCAL LICENSING AUTHORITY MEMO AGENDA ITEM 6F

SUBJECT: RENEWAL APPLICATION

BEER & WINE LICENSE

SMASHBURGER ACQUISITION-DENVER, LLC d/b/a SMASHBURGER

994 W DILLON ROAD, SUITE 500

DATE: FEBRUARY 27, 2023

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

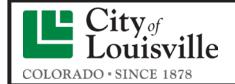
SUMMARY:

YES NO

✓		The premises is either owned by the applicant or a copy of the current lease is on file with the City Clerk's Office
		Employees attended liquor training in the past year If yes, the number of employees Hold
	✓	Incidents over the past year that required the filing of a police report
✓		City of Louisville sales tax account is current

RECOMMENDATION:

APPROVE THE APPLICATION WITH CONDITIONS



LOCAL LICENSING AUTHORITY MEMO AGENDA ITEM 6G

SUBJECT: NEW APPLICATION

REPORT OF CHANGES

CHANGE OF MANAGER

SMASHBURGER #1525

994 W DILLON ROAD, SUITE 500

DATE: FEBRUARY 27, 2023

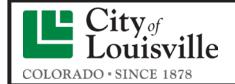
PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

YES NO

✓		The premises is either owned by the applicant or a copy of the current lease is on file with the City Clerk's Office
		Employees attended liquor training in the past year If yes, the number of employees
	✓	Incidents over the past year that required the filing of a police report
✓		City of Louisville sales tax account is current

RECOMMENDATION:



LOCAL LICENSING AUTHORITY MEMO AGENDA ITEM 6H

SUBJECT: RENEWAL APPLICATION

BEER & WINE LICENSE

APRIL FLOWERS HAIR, LLC d/b/a SUNBEAM STUDIO

1655 CANNON CIRCLE, UNIT 3

DATE: FEBRUARY 27, 2023

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

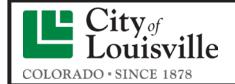
SUMMARY:

YES NO

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		Employees attended liquor training in the past year If yes, the number of employees Hold
	✓	Incidents over the past year that required the filing of a police report
✓		City of Louisville sales tax account is current

RECOMMENDATION:

APPROVE THE APPLICATION WITH CONDITIONS



LOCAL LICENSING AUTHORITY MEMO AGENDA ITEM 6

SUBJECT: RENEWAL APPLICATION

FERMENTED MALT BEVERAGE - OFF PREMISES

DILLON COMPANIES, LLC d/b/a KING SOOPERS #13

1375 SOUTH BOULDER ROAD

DATE: FEBRUARY 27, 2023

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

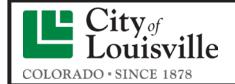
YES NO

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	✓	Employees attended liquor training in the past year If yes, the number of employees
	✓	Incidents over the past year that required the filing of a police report
✓		City of Louisville sales tax account is current

RECOMMENDATION:

APPROVE THE APPLICATION

TIPS not required for a retail store - will be required for Tastings License



LOCAL LICENSING AUTHORITY MEMO AGENDA ITEM 6J

SUBJECT: RENEWAL APPLICATION

BED & BREAKFAST PERMIT

THE GUEST HOUSE, LLC d/b/a THE GUEST HOUSE ON MAIN

1045 MAIN STREET

DATE: FEBRUARY 27, 2023

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

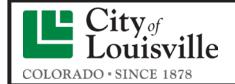
SUMMARY:

YES NO

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		Employees attended liquor training in the past year If yes, the number of employees Hold
	✓	Incidents over the past year that required the filing of a police report
✓		City of Louisville sales tax account is current

RECOMMENDATION:

APPROVE THE APPLICATION WITH CONDITIONS



LOCAL LICENSING AUTHORITY MEMO AGENDA ITEM 6K

SUBJECT: NEW APPLICATION

MODIFICATION OF PREMISES - PERMANENT

ALBERTSONS, LLC d/b/a SAFEWAY STORE #2812

910 W CHERRY AVE

DATE: FEBRUARY 27, 2023

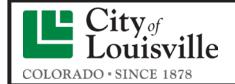
PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

YES NO

✓		The premises is either owned by the applicant or a copy of the current lease is on file with the City Clerk's Office
	✓	Employees attended liquor training in the past year If yes, the number of employees
	✓	Incidents over the past year that required the filing of a police report
✓		City of Louisville sales tax account is current

RECOMMENDATION:



LOCAL LICENSING AUTHORITY MEMO AGENDA ITEM 6L

SUBJECT: NEW APPLICATION

REPORT OF CHANGES

MANAGER

MOXIBROT BAKING d/b/a MOXIE BREAD COMPANY

641 MAIN STREET

DATE: FEBRUARY 27, 2023

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

YES NO

✓		The premises is either owned by the applicant or a copy of the current lease is on file with the City Clerk's Office
	✓	Employees attended liquor training in the past year If yes, the number of employees
	✓	Incidents over the past year that required the filing of a police report
✓		City of Louisville sales tax account is current

RECOMMENDATION:



LOCAL LICENSING AUTHORITY MEMO AGENDA ITEM 6M

SUBJECT: NEW APPLICATION

SPECIAL EVENT PERMIT - BEER/CIDER

BOULDER CLIMBING

1754 DOGWOOD STREET

MARCH 11, 2023 FROM 4PM TO 10PM

DATE: FEBRUARY 27, 2023

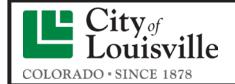
PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

YES NO

✓	The premises is either owned by the applicant or a copy of the current lease is on file with the City Clerk's Office
	Employees attended liquor training in the past year If yes, the number of employees <u>n/a</u>
	Incidents over the past year that required the filing of a police report
	City of Louisville sales tax account is current

RECOMMENDATION:



LOCAL LICENSING AUTHORITY MEMO AGENDA ITEM 6N

SUBJECT: NEW APPLICATION

SPECIAL EVENT PERMIT - BEER/CIDER

LOUISVILLE ART ASSOCIATION

801 GRANT AVENUE

FROM 6PM TO 8PM ON 4/21, 5/26, 9/1 AND 11/17/2023

DATE: FEBRUARY 27, 2023

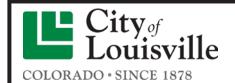
PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

YES NO

✓	The premises is either owned by the lease is on file with the City Clerk's C	
	Employees attended liquor training in If yes, the number of employees r	
	Incidents over the past year that requ	uired the filing of a police report
	City of Louisville sales tax account is	current

RECOMMENDATION:



LOCAL LICENSING AUTHORITY MEMO AGENDA ITEM 60

SUBJECT: NEW APPLICATION

SPECIAL EVENT PERMIT - BEER/CIDER

TRI CITY ELKS LODGE #2541

525 MAIN STREET

FROM 8AM TO 11:59PM ON THE DATES LISTED BELOW

DATE: FEBRUARY 27, 2023

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

YES NO

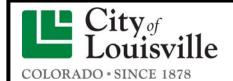
✓	The premises is either lease is on file with the	er owned by the applicant or a copy of the current ne City Clerk's Office
		liquor training in the past year of employees <u>n/a</u>
	Incidents over the pa	st year that required the filing of a police report
	City of Louisville sale	s tax account is current

RECOMMENDATION:

APPROVE THE APPLICATION

DATES REQUESTED: 3/17, 5/14, 5/29, 6/24, 7/15, 8/12, 9/4, 9/22, 9/03 AND

12/01/2023



LOCAL LICENSING AUTHORITY MEMO AGENDA ITEM 7A

SUBJECT: DIRECTION – FREQUENCY of TIPS CERTIFICATION

REQUIREMENT

DATE: FEBRUARY 27, 2023

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

In response to the requirement for server training I have received certificates that are from 2017.

Please advise on how often you would like training to be updated if there is no change in owner / manager.



LOCAL LICENSING AUTHORITY MEMO AGENDA ITEM 7B

SUBJECT: DISCUSSION – TRANSFERRING A CLUB LICENSE TO

ANOTHER LICENSE TYPE

DATE: FEBRUARY 27, 2023

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

Asking the Authority if it would be open to transferring Club Licenses to another license type if requested.

For example, the Elks Lodge would be interested in transferring to a Tavern license to allow them to be open to the public rather than do Special Event Permits several times a year.