

# ***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 in-person 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](http://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 [gkline@louisvilleco.gov](mailto:gkline@louisvilleco.gov)*

- 1. 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.

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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](mailto: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](mailto:clerksoffice@louisvilleco.gov)

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### ***City of Louisville***

*City Clerk's Office*    749 Main Street    Louisville CO 80027  
303.335.4574 (phone)    303.335.4550 (fax)    [www.louisvilleco.gov](http://www.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
- I. 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
- L. 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

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***City of Louisville***

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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.

**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 <u>Hold</u>
	✓	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.

**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



**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 <u>Hold</u>
	✓	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

Hold the liquor licenses until TIPS certification is received.

**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 <u>Hold</u>
	✓	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

Hold the liquor licenses until TIPS certification is received.

**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 <u>Hold</u>
	✓	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

Hold the liquor licenses until TIPS certification is received.

**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 <u>Hold</u>
	✓	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

Hold the liquor licenses until TIPS certification is received.

**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:**

APPROVE THE APPLICATION

**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

✓		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>Hold</u>
	✓	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

Hold the liquor licenses until TIPS certification is received.

**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

✓		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

**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

✓		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>Hold</u>
	✓	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

Hold the liquor license until TIPS certification is received.



**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:**

APPROVE THE APPLICATION

**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:**

APPROVE THE APPLICATION

**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:**

APPROVE THE APPLICATION

**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 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:**

APPROVE THE APPLICATION

**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 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:**

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

**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.

**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.