

Local Licensing Authority

Agenda

**November 27, 2023
CITY COUNCIL CHAMBERS
749 Main Street
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

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

- 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**

Public comments are limited to three (3) minutes per speaker. When several people wish to speak on the same position on a given item, the Authority requests they select a spokesperson to state that position. Speakers must state their name, City of residence and the topic or consent agenda item.

- 5. ACTION ON MINUTES**

October 23, 2023

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 – Well Balfour Tenant, LLC d/b/a The Residences at Balfour – Lodging & Entertainment Liquor License – 1336 E. Hecla Drive
- B. Report of Changes: Manager – Well Balfour Tenant, LLC d/b/a The Residences at Balfour – Lodging & Entertainment Liquor License – 1336 E. Hecla Drive –
- C. Renewal Application – Well Balfour Tenant, LLC d/b/a The Lodge at Balfour – Lodging & Entertainment Liquor License – 1331 E. Hecla Drive
- D. Report of Changes: Manager – Well Balfour Tenant, LLC d/b/a The Lodge at Balfour – Lodging & Entertainment Liquor License – 1331 E. Hecla Drive –
- E. Report of Changes: Manager – Apro, LLC d/b/a Rocket # 6526 – Fermented Malt Beverage & Wine Liquor License – 520 S. McCaslin Blvd.
- F. Renewal Application – Isidro Gonzalez, Inc. d/b/a Old Santa Fe Mexican Grill – Hotel & Restaurant Liquor License – 592 S. McCaslin Blvd.
- G. Renewal Application – Tao Asian, Inc. d/b/a Bao Asian Fusion & Sushi – Hotel & Restaurant Liquor License – 594 S. McCaslin Blvd.
- H. Renewal Application – SAMU, LLC d/b/a Corner Market – Fermented Malt Beverage & Wine Liquor License – 1135 E. South Boulder Road
- I. Report of Changes: Modification of Premises – Louisville SC, LLC d/b/a Social Cannabis Louisville – Retail Marijuana Store – 1413 Hecla Way
- J. Special Event Permit – Louisville Art Association – 801 Grant Avenue – Malt, Vinous and Spirituous Liquor - January 11, April 26, May 24, August 30 and November 15, 2024 – 5:30 to 8:00pm

7. AUTHORITY BUSINESS

- A. Public Hearing: Transfer Application – B&B Corporation d/b/a Village Square Liquor – Retail Liquor Store License – 645 E. South Boulder Road
 - 1. Presentation / Hearing
 - 2. Authority Discussion and Action
- B. Public Hearing: New Application – Rabbit Hole Recreation Services, Limited d/b/a Rabbit Hold Recreation Services – Lodging & Entertainment Liquor License – 1156 W. Dillon Road, #1
 - 1. Presentation / Hearing
 - 2. Authority Discussion and Action

C. Public Hearing: New Application – Handy Restaurants, LLC d/b/a Bawarchi Biryani – Hotel & Restaurant Liquor License – 390 S McCaslin Blvd.

1. Presentation / Hearing
2. Authority Discussion and Action

D. Renewal Application – Western Golf Hospitality, LLC d/b/a The Grill at Coal Creek – Hotel & Restaurant Liquor License / Optional Premises – 585 W. Dillon Road

1. Presentation
2. Public Comments
3. Authority Action

8. POLICE DEPARTMENT REPORT

9. SECRETARY’S REPORT

A. Special Event Permit – Administrative Approval – November 18, 2023 – RMFBR – Coal Creek Golf Course Club House

B. Status of applicants for open LLA seat

C. Main Street Update

10. AUTHORITY ATTORNEY’S REPORT

11. AUTHORITY COMMENTS

12. DISCUSSION ITEMS FOR NEXT MEETING – January 22, 2024 at 6:30pm

A. Anticipated Agenda

13. ADJOURNMENT

Local Licensing Authority

Meeting Minutes

October 23, 2023

CITY COUNCIL CHAMBERS

749 Main Street

6:30 pm

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

Authority Members Present: **Matthew Machado**
 John Carlson – arrived late
 Michael Crowe
 Elizabeth Kaufman
 Marguerite Lipton

Authority Members Absent: **Nancy Newell**

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

3. **Approval of Agenda**

Machado 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 or Items on Consent**

None

5. **Action on Minutes**

Machado called for any changes to the minutes of the August 28, 2023 meeting. Seeing none, Kaufman moved to approve; Crowe seconded. All in favor

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

City of Louisville

City Clerk's Office 749 Main Street Louisville CO 80027
303.335.4574 (phone) ~ www.louisvilleco.gov

“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 – Tibet’s Restaurant and Bar, LLC d/b/a Tibet’s Restaurant & Bar – Hotel & Restaurant Liquor License – 321 McCaslin Blvd., Suite A
- B. Renewal Application – TGR Group, LLC d/b/a Rocky Mountain Tap & Garden – Hotel & Restaurant Liquor License – 1069, 1071 Courtesy Road
- C. Renewal Application – MGS Corporation, Inc. d/b/a Down Under Wine and Spirits – Retail Liquor Store License – 1140 Pine Street, Suite 1
- D. Renewal Application – Best Chef Restaurant, LLC d/b/a Parma Trattoria Mozzarella Bar – Hotel & Restaurant Liquor License – 1132 W. Dillon Road, Unit 1
- E. Renewal Application – Bobbo’s Sweet Shop, LLC d/b/a Bittersweet Café & Confections – Hotel & Restaurant Liquor License – 836 Main Street
- F. Renewal Application – Verde No 2 Limited Partnership, LLLP d/b/a Verde Louisville – Hotel & Restaurant Liquor License – 640 Main Street
- G. Renewal Application – Spice China II, Inc. d/b/a Ginza Sushi-Hibachi – Hotel & Restaurant Liquor License – 269 McCaslin Blvd., Suite 740
- H. Renewal Application – Apro, LLC d/b/a Rocket #6526 – Fermented Malt Beverage and Wine Liquor License – 510 McCaslin Blvd.
- I. Renewal Application – LSL, LLC d/b/a Melting Pot Restaurant Louisville – Hotel & Restaurant Liquor License – 732 Main Street
- J. Special Event Permit – Community Food Shares / Turkey Trot – Fermented Malt Beverage (Beer / Cider) Liquor Permit – November 23, 2023 – Front Street – 9am to 3pm

Chair Machado asked a question of the Secretary and the Attorney regarding those renewals that had not supplied proof of server training. The Secretary informed the Authority that her experience has been that the licensees seem to respond better to the requirement if she informs them that their state and local licenses will not be released until proof of server training is provided.

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

7. Authority Business

**A. Public Hearing: Transfer Application – Center Table
Restaurant Group, LLC d/b/a Red Garden – Brew Pub License
– 1700 Dogwood Street**

The Public Hearing was opened by Chair Machado. The Secretary stated the application was complete, the premises was posted, notice published as required and no comments were received. There were no reasons to deny the application.

There were no authority member disclosures and the members agreed that the boundaries of the neighborhood are the current city boundaries.

Machado moved the entire application be made part of the record of the hearing; Kaufman seconded. All in favor.

The applicant, John Alexander Gianopoulos was sworn in by the Secretary and gave testimony on the fact that he and his business partner had just purchased the restaurant and were looking to change the concept of the restaurant to more elevated American cuisine.

Lynden Smith, a Louisville resident, spoke in support of the application and the character of the applicants. She works at the restaurant and believes that the owners will continue to abide by the liquor rules.

There were no comments in opposition to the application.

Lipton asked the applicante if he had ever been in a situation where someone has been overserved. Mr. Gianopoulos said everyone at Red Garden is TIPS trained and there are procedures for slowing down service and deescalating strategies.

Carlson asked if they would continue to brew beer. Mr. Gianopoulos stated they would not.

Machado closed the public hearing.

Kaufman noted that the applicants were of good moral character, there is a desire for the license to be granted and that all City and State law requirements have been met. Based on those findings, Kaufman moved that the transfer of the Brew Pub License be

approved. The motion was seconded by Lipton. Roll call vote was unanimous for approval.

**B. Public Hearing: Change of Ownership – Louisville SC, LLC
d/b/a Social Cannabis Dispensary – Retail Marijuana Store –
1413 Hecla Way**

The Public Hearing was opened by Chair Machado. The Secretary stated the application was complete, the premises was posted, notice published as required and no comments were received. The Secretary clarified to the board that the City does not conduct background checks on marijuana applicants and relies on the State for those. There were no reasons to deny the application.

There were no authority member disclosures.

The applicant, Joshua Riggs, was sworn in by the Secretary and gave testimony on the fact that he and his partners were in the process of purchasing the Seed and Smith business. Their company was the First Social Equity Dispensary licensed in Denver and this will be their third store.

Machado stated that when this license was first approved it was somewhat contentious and asked if there was any negative feedback from the neighborhood. Mr. Riggs said no. Machado asked if he owned any other businesses in Louisville and Mr. Riggs responded no.

Denise and Kevin Powers, owners of a business on South Boulder Road, testified in support of the application.

After a brief discussion, Kaufman moved that the application for change of controlling beneficial owners of the Marijuana Retail Store license be approved. The motion was seconded by Lipton. Roll call vote was unanimous for approval.

**C. Discussion / Direction: Renewal Application – Western Golf
Hospitality, LLC d/b/a The Grill at Coal Creek – Hotel &
Restaurant Liquor License / Optional Premises – 585 W. Dillon
Road**

The Secretary informed the Authority that the licensee was delinquent on sales/use tax as well as rent and other monies owed to the City. Machado moved to instruct the Secretary to send a letter to the licensee stating that no action was being taken on the

renewal and giving a deadline for payment of money owed.
Carlson seconded.

8. Police Department Report

None

9. Secretary's Report

The Secretary informed the Authority that there will be one vacancy on the LLA next year as Newell's appointment will be up and she has decided not to reapply. There is a Board and Commission Open House on Thursday, October 26 and she will be recruiting for the open seat.

The Secretary also shared the Engage Louisville 2045 survey and encouraged board members to take the survey.

10. Authority Attorney's Report

None

11. Authority Comments

None

12. Discussion Items for Next Meeting – November 27, 2023 at 6:30 PM

A. Anticipated Agenda

13. Adjournment

Seeing no other business, Carlson moved to adjourn the meeting and Machado seconded. The meeting adjourned at 7:08 PM.

SUBJECT: RENEWAL APPLICATION
 LODGING & ENTERTAINMENT LIQUOR LICENSE
 Well Balfour Tenant, LLC d/b/a The Residences at Balfour
 1336 E. Hecla Drive

DATE: November 27, 2023

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

YES NO N/A

YES	NO	N/A	
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	The premises is either owned by the applicant or a copy of the current lease is on file with the City Clerk's Office
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Proof of either current owner or manager Server Training is on file with The Authority Secretary
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Incidents over the past year that required the filing of a police report
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	City of Louisville sales tax account is current

RECOMMENDATION:

APPROVE THE APPLICATION

SUBJECT: REPORT OF CHANGES
 MANAGER
 Well Balfour Tenant, LLC d/b/a The Residences at Balfour
 1336 E. Hecla Drive

DATE: November 27, 2023

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

YES	NO	N/A	
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	The premises is either owned by the applicant or a copy of the current lease is on file with the City Clerk's Office
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<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Incidents over the past year that required the filing of a police report
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	City of Louisville sales tax account is current

RECOMMENDATION:

APPROVE THE APPLICATION

SUBJECT: RENEWAL APPLICATION
 LODGING & ENTERTAINMENT LIQUOR LICENSE
 Well Balfour Tenant, LLC d/b/a The Lodge at Balfour
 1331 E. Hecla Drive

DATE: November 27, 2023

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

YES NO N/A

YES	NO	N/A	
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	The premises is either owned by the applicant or a copy of the current lease is on file with the City Clerk's Office
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RECOMMENDATION:

APPROVE THE APPLICATION

SUBJECT: REPORT OF CHANGES
 MANAGER
 Well Balfour Tenant, LLC d/b/a The Lodge at Balfour
 1331 E. Hecla Drive

DATE: November 27, 2023

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

YES	NO	N/A	
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	The premises is either owned by the applicant or a copy of the current lease is on file with the City Clerk's Office
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<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	City of Louisville sales tax account is current

RECOMMENDATION:

APPROVE THE APPLICATION

SUBJECT: REPORT OF CHANGES
MANAGER
Apro, LLC d/b/a Rocket # 6526
520 S. McCaslin Blvd.

DATE: November 27, 2023

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

YES NO N/A

YES	NO	N/A	
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RECOMMENDATION:

APPROVE THE APPLICATION

SUBJECT: RENEWAL APPLICATION
HOTEL & RESTAURANT LIQUOR LICENSE
Isidro Gonzalez, Inc. d/b/a Old Santa Fe Mexican Grill
592 S. McCaslin Blvd.

DATE: November 27, 2023

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

YES NO N/A

YES	NO	N/A	
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	The premises is either owned by the applicant or a copy of the current lease is on file with the City Clerk's Office
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<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	City of Louisville sales tax account is current

RECOMMENDATION:

APPROVE THE APPLICATION

SUBJECT: RENEWAL APPLICATION
HOTEL & RESTAURANT LIQUOR LICENSE
Tao Asian, Inc. d/b/a Bao Asian Fusion & Sushi
594 S. McCaslin Blvd.

DATE: November 27, 2023

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

YES NO N/A

YES	NO	N/A	
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RECOMMENDATION:

APPROVE THE APPLICATION

SUBJECT: RENEWAL APPLICATION
 FERMENTED MALT BEVERAGE & WINE LIQUOR LICENSE
 SAMU, LLC d/b/a Corner Market
 1135 E. South Boulder Road

DATE: November 27, 2023

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

YES NO N/A

YES	NO	N/A	
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RECOMMENDATION:

APPROVE THE APPLICATION

SUBJECT: REPORT OF CHANGES
 MODIFICATION OF PREMISES - PERMANENT
 Louisville SC, LLC d/b/a Social Cannabis Louisville
 1413 Hecla Way

DATE: November 27, 2023

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

YES NO N/A

YES	NO	N/A	
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RECOMMENDATION:

APPROVE THE APPLICATION

SUBJECT: NEW APPLICATION - ADMINISTRATIVE
SPECIAL EVENT PERMIT - BEER/WINE/SPIRITS
Louisville Art Association - 801 Grant Avenue
1/11/24, 4/26/24, 5/24/24, 8/30/24 and 11/15/24
5:30pm to 8pm

DATE: November 27, 2023

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

YES NO N/A

YES	NO	N/A	
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RECOMMENDATION:

APPROVE THE APPLICATION

Location was posted as required and no objections were received.

SUBJECT: TRANSFER APPLICATION - PUBLIC HEARING
 RETAIL LIQUOR STORE LICENSE
 B&B Corp d/b/a Village Square Liquor
 645 E South Boulder Road

DATE: November 27, 2023

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

YES NO N/A

YES	NO	N/A	
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RECOMMENDATION:

APPROVE THE APPLICATION

SUBJECT: NEW APPLICATION - PUBLIC HEARING
 LODGING & ENTERTAINMENT LIQUOR LICENSE
 Rabbit Hole Recreation Services, Ltd d/b/a Rabbit Hole Recreation Servi
 1156 W Dillon Road, #1

DATE: November 27, 2023

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

YES	NO	N/A	
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RECOMMENDATION:

APPROVE THE APPLICATION

SUBJECT: NEW APPLICATION - PUBLIC HEARING
HOTEL & RESTAURANT LIQUOR LICENSE
Handy Restaurants, LLC d/b/a Bawarchi Biryani
390 S McCaslin Blvd.

DATE: November 27, 2023

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

YES NO N/A

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RECOMMENDATION:

APPROVE THE APPLICATION

SUBJECT: Renewal Application: Western Golf Hospitality, LLC d/b/a The Grill
at Coal Creek – Hotel & Restaurant Liquor License

585 West Dillon Road

DATE: NOVEMBER 27, 2023

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

At the October 23rd Licensing Authority Meeting, the Secretary to the Authority presented that the licensee had submitted their liquor license renewal application. However, based on information from the City's Finance Department the sales tax and other payments due to the City were in arrears.

The Authority directed the Secretary to send a letter to the licensee (see attached).

The Secretary will provide an update on the status of past due amounts.

RECOMMENDATION:

The Authority may either renew the license, renew with conditions or order a show cause hearing.