

Local Licensing Authority Agenda

March 4, 2024
CITY COUNCIL CHAMBERS
749 Main Street
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

- 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 February 5, 2024 meeting.
- 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

Persons planning to attend the meeting who need sign language interpretation, translation services, assisted listening systems, Braille, or taped material, 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

"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 Tian & Lui, LLC d/b/a Brass Monkey Wine & Spirits Retail Liquor Store License 1387 E South Boulder Road, Unit A
- B. Renewal Application Lulu's BBQ, LLC d/b/a Lulu's BBQ Tavern Liquor License 701 B Main Street
- C. Renewal Application BCT, LLC d/b/a Bob's Sandwich Shop Hotel & Restaurant Liquor License – 820 Main Street #100
- D. Renewal Application Dillon Companies, LLC d/b/a King Soopers #13 –
 Fermented Malt Beverage and Wine Liquor License 1375 South Boulder Road
- E. Renewal Application Smashburger Acquisition–Denver, LCC d/b/a Smashburger # 1525 – Beer & Wine Liquor License – 994 W Dillon Road, Suite 500
- F. Report of Changes: Manager Smashburger Acquisition-Denver, LLC d/b/a Smashburger # 1525 Beer & Wine Liquor License 994 W Dillon Road, Suite 500
- G. Renewal Application Silverpeak, Corp. d/b/a The Dab by Silverpeak Retail Marijuana Store 1063 Courtesy Road

7. AUTHORITY BUSINESS

- A. **Public Hearing:** New Application Murphy Oil USA, Inc. d/b/a Murphy USA #8635 Retail Fermented Malt Beverage and Wine Liquor License 525 McCaslin Blvd.
 - 1. Presentation
 - 2. Authority Discussion and Action
- B. **Public Hearing:** New Application The Birdie Bar, LLC d/b/a The Birdie Bar Tavern Liquor License 947 Pine Street
 - 1. Presentation / Hearing
 - 2. Authority Discussion and Action
- C. Public Hearing: New Application Center Table Restaurant Group, LLC d/b/a John's Table Kitchen & Bar – Hotel & Restaurant Liquor License – 1700 Dogwood Street
 - 1. Presentation / Hearing
 - 2. Authority Discussion and Action

8. POLICE DEPARTMENT REPORT

- 9. SECRETARY'S REPORT
 - A. Administrative Approval of Elk's Special Event Permit
 - B. Update on Proposed Main Street Closure for 2024
 - 1. Timing
 - 2. Proposed Council Resolution
- 10. AUTHORITY ATTORNEY'S REPORT
- 11. AUTHORITY COMMENTS
- 12. DISCUSSION ITEMS FOR NEXT MEETING March 25, 2023 at 6:30pm
- 13. ADJORNMENT



Local Licensing Authority Meeting Minutes

February 5, 2024
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: John Carlson

Michael Crowe Elizabeth Kaufman Marguerite Lipton Matthew Machado

Authority Members Absent:

Staff Members Present: Genny Kline, Deputy City Clerk

Melinda Culley, City Attorney

Sgt. Ben Kurtz, LPD

3. Approval of Agenda

Chair Machado noted that there was a request to move Item 7-I to before 7-F. Lipton moved to move item 7-I to before 7-F and to amend the agenda to do Election of Officers to the next item on the agenda; Carlson seconded. All in

4. Election of Officers – moved from item 7A

Carlson nominated Lipton and she declined. Lipton nominated Carlson and he declined. Lipton nominated Kaufman for Chair and Machado nominated Crowe for Vice-Chair. All in favor.

5. Public Comments on Items Not on the Agenda or Items on Consent
None

6. Action on Minutes

Kaufman called for any changes to the minutes of the November 27, 2023 meeting. Seeing none, Crowe moved to approve; Carlson seconded. All in favor

7. 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 American Legion W Rhodes Post #111
 d/b/a American Legion Walter Rhodes Post No. 111 Club
 License 1150 Pine Street
- B. Renewal Application Phuket, LLC d/b/a Phuket LLC Hotel & Restaurant Liquor License 1156 W Dillon Road, # 4
- C. Renewal Application Silverpeak Corp. d/b/a The Dab by
 Silverpeak Retail Marijuana Store 972 W Dillon Road, Unit B
- D. Renewal Application Cane Nero, LLC d/b/a Zucca Ristorante Hotel & Restaurant Liquor License – 808 Main Street
- E. Renewal Application Eat Drink LLC d/b/a Empire Lounge Hotel & Restaurant Liquor License 816 Main Street
- F. Report of Changes: Corporate Name / Trade Name Jalisco Dos Amigos, Inc. d/b/a Casa Alegre TO Azul Fuego, LLC d/b/a Azul Fuego Hotel & Restaurant Liquor License 1006 Pine Street
- G. Report of Changes: Corporation WELL Balfour Tenant, LLC d/b/a The Lodge at Balfour – Lodging and Entertainment Liquor License – 1331 E Hecla Drive
- H. Report of Changes: Corporation WELL Balfour Tenant, LLC d/b/a The Residences at Balfour Lodging and Entertainment Liquor License 1336 E Hecla Drive
- Report of Changes: Corporation TGR Group, LLC d/b/a Rocky Mountain Tap and Garden – Hotel & Restaurant Liquor License – 1071 Courtesy Road

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

8. Authority Business

- A. Election of Officers moved to item 4
- B. Meeting Posting Places and Schedule for 2024

Carlson moved to approve the posting places for the coming year and to adopt the meeting schedule with the following amendments: the meeting for May shall be canceled as it conflicts with the Memorial Day Holiday; Lipton seconded. All in favor.

C. New General Rules of Procedure

The Secretary provided the Authority with the General Rules of Procedure City Council approved last year. Kaufman asked if there were any questions or comments on the General Rules of Procedure. There were none.

D. 2023 Annual Report

Carlson moved to approve the 2023 Annual Report; Lipton seconded. All in favor.

E. Renewal Application – Western Golf Hospitality LLC d/b/a The Grill at Coal Creek – Hotel & Restaurant Liquor License – 858 W Dillon Road

The Secretary informed the Authority that all obligations have been met and if the Authority didn't have any additional concerns the application could be approved. Carlson moved to approve the renewal; Crowe seconded. All in favor.

F. **Public Hearing:** New Application – H and V Restaurants, LLC d/b/a Bawarchi Biryanis – Hotel & Restaurant Liquor License – 390 S McCaslin Blvd. – *moved from 7-l*

The Public Hearing was opened by Kaufman. The Secretary stated the application was complete, the premises was posted, notice published as required and no comments were received. Background reports were conducted as required. 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.

Kaufman moved the entire application be made part of the record of the hearing; Lipton seconded. All in favor. The applicant's representative, Grishma Gautam, was sworn in by the Secretary and gave testimony on the application for a Hotel & Restaurant Liquor License.

The Secretary pointed out two letters of support one from a Louisville resident and the other from a Louisville resident and business owner. There were no comments in opposition to the application.

There was no additional member discussion. Crowe noted that the applicant was 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, Crowe moved that the application for a new Hotel & Restaurant Liquor License be approved. The motion was seconded by Machado. Roll call vote was unanimous for approval.

G. Public Hearing: Transfer Application – Shin Yuu Izakaya, LLC d/b/a Shin Yuu Izakaya – Hotel & Restaurant Liquor License – 917 Front Street, #100

The Public Hearing was opened by Kaufman. The Secretary stated the application was complete, the premises was posted, notice published as required and no comments were received. Background reports were conducted as required. 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.

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

The applicant, Haili Xu and her representative, Zongbing (Leo) Li, was sworn in by the Secretary and gave testimony on the application for a Hotel & Restaurant Liquor License.

The secretary mentioned the letter of support from Louisville Resident Avi Rocklin that was included in their packet. There were no comments in opposition to the application.

There was no additional member discussion. Machado noted that the applicant was 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, Machado moved that the application for transfer of a Hotel & Restaurant Liquor License be approved. The

motion was seconded by Carlson. Roll call vote was unanimous for approval.

H. Public Hearing: Transfer Application – Mt. Fuji Louisville, Inc. d/b/a Mt. Fuji Sushi & Hibachi – Hotel & Restaurant Liquor License – 269 McCaslin Blvd.

The Public Hearing was opened by Kuafman. The Secretary stated the application was complete, the premises was posted, notice published as required and no comments were received. Background reports were conducted as required. 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.

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

The applicant, Yaojia Chen, was sworn in by the Secretary and gave testimony on the application for a Hotel & Restaurant Liquor License.

The Secretary indicated there was no correspondence received in support or opposition of the application and she didn't see anyone online or in the audience to speak.

There was no additional member discussion. Lipton noted that the applicant was 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, Lipton moved that the application for transfer of a Hotel & Restaurant Liquor License be approved. The motion was seconded by Carlson. Roll call vote was unanimous for approval.

 Public Hearing: Transfer Application – Baebull Louisville, Inc. d/b/a Home Cookin' Café – Hotel & Restaurant Liquor License – 328 S. McCaslin Blvd.

The Public Hearing was opened by Kaufman. The Secretary stated the application was complete, the premises was posted, notice published as required and no comments were received. Background reports were conducted as required. 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.

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

The applicants, Sara Joung and Yunhee Bue, were sworn in by the Secretary and gave testimony on the application for a Hotel & Restaurant Liquor License.

There was no one to testify in support or opposition to the application.

There was no additional member discussion. Crowe noted that the applicant was 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, Crowe moved that the application for a Lodging & Entertainment Liquor License be approved. The motion was seconded by Machado. Roll call vote was unanimous for approval.

9. Police Department Report

The Secretary noted a memo that was provided by Sgt. Kurtz regarding a number of false identifications that were confiscated at one of the marijuana shops in Louisville. There was a brief discussion about the memo among the board members.

10. Secretary's Report

- A. The Secretary reminded the Authority that the 2023 Open Government Pamphlet was provided in their packet.
- B. The Secretary updated the Authority on the closing of Main Street for 2024. The idea was presented to Council on January 16. During that meeting a couple of council members mentioned common consumption and entertainment districts. Neither of which is currently allowed by the municipal code. Since there is not enough time to get either option in place prior to this year's proposed street closure that Modification of Premises will be done this year as in year's past. However, she anticipates that there will be a delay in approving the MOPs by the LLA until Council decides what they want to do. Council will hear the item again in March.

11. Authority Attorney's Report

HOLD

12. Authority Comments

None

13. Discussion Items for Next Meeting – February 26, 2024 at 6:30pm

A. Anticipated Agenda

14. Adjournment

Seeing no other business, Carlson moved to adjourn the meeting and Machado seconded. The meeting adjourned at 7:30 PM.



LOCAL LICENSING AUTHORITY MEMO AGENDA ITEM 6A

SUBJECT: RENEWAL APPLICATION

RETAIL LIQUOR STORE LICENSE

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

1387 E SOUTH BOULDER ROAD, UNIT A

DATE: FEBRUARY 26, 2024

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

YES	NO	N/A	
✓			The premises is either owned by the applicant or a copy of the current lease is on file with the City Clerk's Office
✓			Proof of either current owner or manager Server Training is on file with The Authority Secretary
	✓		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 6B

SUBJECT: RENEWAL APPLICATION

TAVERN LIQUOR LICENSE

LULU'S BBQ, LLC d/b/a LULU'S BBQ

701 B MAIN STREET

DATE: FEBRUARY 26, 2024

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

YES	NO	N/A	
✓			The premises is either owned by the applicant or a copy of the current lease is on file with the City Clerk's Office
✓			Proof of either current owner or manager Server Training is on file with The Authority Secretary
	✓		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 6C

SUBJECT: RENEWAL APPLICATION

HOTEL & RESTAURANT LIQUOR LICENSE

BCT, LLC d/b/a BOB'S SANDWICH SHOP

820 MAIN STREET # 100

DATE: FEBRUARY 26, 2024

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

YES	NO	N/A	
✓			The premises is either owned by the applicant or a copy of the current lease is on file with the City Clerk's Office
✓			Proof of either current owner or manager Server Training is on file with The Authority Secretary
	✓		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 6D

SUBJECT: RENEWAL APPLICATION

FERMENTED MALT BEVERAGE & WINE LIQUOR LICENSE

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

1375 SOUTH BOULDER ROAD

DATE: FEBRUARY 26, 2024

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

YES	NO	N/A	
✓			The premises is either owned by the applicant or a copy of the current lease is on file with the City Clerk's Office
✓			Proof of either current owner or manager Server Training is on file with The Authority Secretary
	✓		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 6E

SUBJECT:	RENEWAL	APPLICATION
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BEER & WINE LIQUOR LICENSE

SMASHBURGER ACQUISITION-DENVER d/b/a SMASHBURGER 1525

994 W DILLON ROAD, SUITE 500

DATE: FEBRUARY 26, 2024

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

YES	NO	N/A	
✓			The premises is either owned by the applicant or a copy of the current lease is on file with the City Clerk's Office
✓			Proof of either current owner or manager Server Training is on file with The Authority Secretary
	✓		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 6 F

SUBJECT:	REPORT OF CHA	NGES
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MANAGER

SMASHBURGER ACQUISITION-DENVER d/b/a SMASHBURGER 1525

994 W DILLON ROAD, SUITE 500

DATE: FEBRUARY 26, 2024

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

YES	NO	N/A	
✓			The premises is either owned by the applicant or a copy of the current lease is on file with the City Clerk's Office
✓			Proof of either current owner or manager Server Training is on file with The Authority Secretary
	✓		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 6G

SUBJECT: RENEWAL APPLICATION

MARIJUANA RETAIL STORE LICENSE

SILVERPEAK, CORP. d/b/a THE DAB BY SILVERPEAK

1063 COURTESY ROAD

DATE: FEBRUARY 26, 2024

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

YES	NO	N/A	
✓			The premises is either owned by the applicant or a copy of the current lease is on file with the City Clerk's Office
		✓	Proof of either current owner or manager Server Training is on file with The Authority Secretary
	✓		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

This location is not the one that had the issues with false IDs.



LOCAL LICENSING AUTHORITY MEMO AGENDA ITEM 7A

SUBJECT: NEW APPLICATION - PUBLIC HEARING

FERMENTED MALT BEVERAGE & WINE LIQUOR LICENSE

MURPHY OIL USA, INC. d/b/a MURPHY USA # 8635

525 MCCASLIN BLVD.

DATE: FEBRUARY 26, 2024

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

YES	NO	N/A	
✓			The premises is either owned by the applicant or a copy of the current lease is on file with the City Clerk's Office
			Proof of either current owner or manager Server Training is on file with The Authority Secretary
		✓	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

Approve the application pending Certificate of Occupancy release by the Louisville Building Department and Proof of Server Training for the Manager.



LOCAL LICENSING AUTHORITY MEMO AGENDA ITEM 7B

SUBJECT:	NEW APPLICATION -	PUBLIC HEARING
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TAVERN LIQUOR LICENSE

THE BIRDIE BAR, LLC d/b/a THE BIRDIE BAR

947 PINE STREET

DATE: FEBRUARY 26, 2024

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

YES	NO	N/A	
✓			The premises is either owned by the applicant or a copy of the current lease is on file with the City Clerk's Office
✓			Proof of either current owner or manager Server Training is on file with The Authority Secretary
		✓	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

Approve the application pending Certificate of Occupancy release by the Louisville Building Department.



LOCAL LICENSING AUTHORITY MEMO AGENDA ITEM 7C

SUBJECT: NEW APPLICATION - PUBLIC HEARING

HOTEL & RESTAURANT LIQUOR LICENSE

Center Table Restaurant Group, LLC d/b/a John's Kitchen Table & Bar

1700 DOGWOOD ST

DATE: FEBRUARY 26, 2024

PRESENTED BY: GENNY KLINE, AUTHORITY SECRETARY

SUMMARY:

YES	NO	N/A	
✓			The premises is either owned by the applicant or a copy of the current lease is on file with the City Clerk's Office
✓			Proof of either current owner or manager Server Training is on file with The Authority Secretary
	✓	✓	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

Approve the application dependent on the following:

- * Surrender of current Brew Pub License
- * Taxes to become current prior to issuance of Hotel & Restaurant License



LOCAL LICENSING AUTHORITY MEMO ANTICIPATED AGENDA

All dates are tentative and subject to change. This is not a comprehensive list of all items that will be on the agenda

Updated: February 22, 2024

		T : M
	Consent	Taj Mahal III Renewal
March 25		SEP: Street Faire
	Regular	Quasi-Judicial Training
April 22	Consent	
April 22	Regular	
May 27	Consent	CANCELED DUE TO CITY HOLIDAY
	Regular	
luna 24	Consent	
June 24	Regular	Review / Update By-laws
luly 22	Consent	
July 22	Regular	
August 26	Consent	
August 20	Regular	
September 23	Consent	
Oepteniber 25	Regular	
October 28	Consent	
October 20	Regular	
November 25	Consent	
NOVEITIBET 25	Regular	
December 23	Consent	
December 23	Regular	
January 27	Consent	
January 21	Regular	
February 24	Consent	
rebluary 24	Regular	