

TOWN OF AVON, COLORADO
REGULAR COUNCIL MEETING FOR TUESDAY, MAY 8, 2007
AVON MUNICIPAL BUILDING, 400 BENCHMARK ROAD
LIQUOR LICENSING AUTHORITY AGENDA
MEETING BEGINS AT 5:15 PM

1. CALL TO ORDER / ROLL CALL

2. PUBLIC HEARING FOR REPORT OF CHANGES: MODIFICATION OF PREMISES

Name of Applicant: Finnegan's Wake Irish Pub, LLC d/b/a Finnegan's Wake Irish Pub
Address: 82 E. Beaver Creek Blvd., Avon
Manager: Maggie Parker

3. RENEWAL OF LIQUOR LICENSES

- A. Type of License: Hotel / Restaurant Liquor License
Name of Applicant: Outback/Denver I LP d/b/a Outback Steakhouse #0623
Address: 240 Chapel Place, Bldg B, Avon
Manager: Lamar Gentry
- B. Type of License: Hotel / Restaurant Liquor License
Name of Applicant: Mt. Everest Restaurant LLC d/b/a Narayan Thai Restaurant
Address: 48 E. Beaver Creek Blvd, Avon
Manager: Shyam Shrestha

4. OTHER BUSINESS

5. CONSENT AGENDA

- a. Minutes from April 24, 2007 meeting

6. ADJOURNMENT

Memo

To: Avon Local Liquor Licensing Authority
Thru: Larry Brooks, Town Manager
From: Patty McKenny, Town Clerk
Date: May 3, 2007
Re: Liquor Licensing Applications

Summary:

The following establishments have submitted applications for consideration by the Avon Liquor Licensing Authority:

PUBLIC HEARING FOR REPORT OF CHANGES: MODIFICATION OF PREMISES

Name of Applicant: Finnegan's Wake Irish Pub, LLC d/b/a Finnegan's Wake Irish Pub
Address: 82 E. Beaver Creek Blvd., Avon
Manager: Maggie Parker

Background & Discussion:

Maggie Parker, Finnegan's Wake Irish Pub, submitted a Report of Changes Application for a modification of premises of their outside deck. Earlier this year, their deck collapsed and in light of having to reconstruct a new one, she has submitted this application requesting an increase in size of about 923 sq. ft. The attached email from Community Development provides details of their approval with conditions of the design review application for the project. If approved, the applicant will pursue the building permit. The assistant manager, Ray, will be available at the meeting to answer any questions. This application requires a public hearing; the premises were posted with the appropriate notice and the appropriate fees have been paid.

RENEWAL OF LIQUOR LICENSES

Type of License: Hotel / Restaurant Liquor License
Name of Applicant: Outback/Denver I LP d/b/a Outback Steakhouse #0623
Address: 240 Chapel Place, Bldg B, Avon
Manager: Lamar Gentry

Type of License: Hotel / Restaurant Liquor License
Name of Applicant: Mt. Everest Restaurant LLC d/b/a Narayan Thai Restaurant
Address: 48 E. Beaver Creek Blvd, Avon
Manager: Shyam Shrestha

Background & Discussion:

Liquor licensed establishments renew the liquor licenses on an annual basis, submitting application materials first to the Local Licensing Authority. Once approved at this level, renewal applications are forwarded to the State of Colorado for review and issuance of the state license as well.

Discussion:

The Town Clerk, Town Attorney, and Avon Police Department have reviewed the applications submitted. It is noted that all application materials are in order. A report from the Police Department is attached for each license; this report addresses a background investigation on the applicant, an update on whether or not there have been any incidents reported at this location and any smoking related violations. Note that the smoking ordinance was adopted January 10, 2006; all of Avon's establishments have responded to the compliance questionnaire during the past year.

Financial Implications: There are local liquor licensing fees associated with renewal applications that have been submitted to the Town.

Town Manager Comments:

Attachments:

- ✓ State of Colorado Report of Changes Application
- ✓ Community Development Email
- ✓ Finnegan's Wake Lease
- ✓ State of Colorado Renewal Applications
- ✓ Memos from Avon Police Department

Patty McKenny

From: Matt Pielsticker
Sent: Monday, April 30, 2007 11:00 AM
To: Patty McKenny; Paul Arnold
Cc: Brian Kozak; John Dunn; Eric Heidemann
Subject: RE: Finnegan's Wake Irish Pub - Modification of Premises

All:

May 5, 2006 the Community Development (Not P&Z) approved the Deck Expansion design application. Old Deck: 1,115 sq. ft. - New Deck: 2,038 sq. ft.

I heard that they are now putting together the structural drawings, but they have not yet pulled the building permit to construct.

They did pull a demolition permit and that permit is now closed. Please note that the new deck will have another secondary entrance, which is actually required by building code for exiting in the case of emergency.

FYI, the Design for the new deck was approved with the following conditions:

1. No lighting or Signage is approved. The Town must specifically approve any lighting or signage at later date if desired.
2. All shrubs to be at least 5 gallon size and a minimum of two additional trees to be incorporated into landscape plan. Trees must meet Town's minimum planting height.
3. Siding to match existing and must go to ground level.
4. All necessary building permits shall be obtained from the Town of Avon prior to construction.

Patty, If you need anything else on my end just let me know. I believe they plan to have bands play on a portion of the new deck.....or at least that's what somebody said one year ago. You might consider adding a condition that should the owners choose to let bands play that an amplified sound permit be obtained first.

Thanks, Matt

Matt Pielsticker
Town of Avon -- Planner I
PO Box 975
Avon, CO 81620
Office (970) 748-4413
Cell (970) 390-4043

-----Original Message-----

From: Patty McKenny
Sent: Monday, April 30, 2007 9:59 AM
To: Paul Arnold; Matt Pielsticker
Cc: Brian Kozak; John Dunn
Subject: Finnegan's Wake Irish Pub - Modification of Premises

A "Report of Changes" will be considered by the Liquor Board on May 8th for a modification of premises for Finnegan's Wake Irish Pub. Attached is the application & map for your review.

Matt: please provide an email stating that Planning has reviewed and what stage the applicant is in for the building permit. Also if you would let me know how many square feet the deck has been increased - I'm sure the Liquor Board will be interested in that number.

Paul, I just wanted the APD to be aware of this application.
It does require a public hearing, so a notice has been posted on the premises. Thanks.

-----Original Message-----

From: xerox470@avon.org [mailto:xerox470@avon.org]
Sent: Monday, April 30, 2007 4:13 AM

**TOWN OF AVON, COLORADO
MINUTES OF THE LOCAL LIQUOR LICENSING AUTHORITY MEETING
HELD APRIL 24, 2007**

The Avon Town Council acting as the Local Liquor Licensing Authority for the Town of Avon, Colorado convened at 5:20 PM at the Avon Municipal Building, 400 Benchmark Road, Avon, Colorado. A roll call was taken and Board members of the Authority present were Ron Wolfe as Chairperson, and Board members Rich Carroll, Kristi Ferraro, Amy Phillips, Brian Sipes and Tamra Underwood. Dave Dantas was absent.

RENEWAL OF LIQUOR LICENSES

Type of License: Hotel / Restaurant Liquor License
Name of Applicant: Finnegan's Wake Irish Pub, LLC d/b/a Finnegan's Wake Irish Pub
Address: 82 E. Beaver Creek Blvd., Avon
Manager: Maggie Parker

Staff noted that all materials for the renewal application were in order. There were no further questions and a motion was made. Board member Ferraro moved to approve the restaurant/liquor license for Finnegan's Wake Irish Pub, LLC d/b/a Finnegan's Wake Irish Pub. Board member Sipes seconded the motion and it passed unanimously.

Type of License: 3.2% Beer (Off Premise) Liquor License
Name of Applicant: Wal-Mart, Inc. d/b/a Wal-Mart Supercenter #1199
Address: 171 Yoder Avenue, Avon
Store Manager: Laddy Light

Staff noted that all materials for the renewal application were in order. There were no further questions and a motion was made. Board member Carroll moved to approve the 3.2% Beer (Off Premise) Liquor License for Wal-Mart, Inc. d/b/a Wal-Mart Supercenter #1199. Board member Phillips seconded the motion and it passed unanimously.

CONSENT AGENDA

- a. Minutes from March 27, 2007

Board member Sipes moved to approve the consent agenda; Board member Phillips seconded the motion and it passed unanimously. There being no further business to come before the Board, the meeting adjourned at 5:20 PM.

RESPECTFULLY SUBMITTED:

Patty McKenny, Town Clerk

APPROVED:

Rich Carroll _____
Dave Dantas _____
Kristi Ferraro _____
Amy Phillips _____
Brian Sipes _____
Tamra Underwood _____
Ron Wolfe _____