TOWN OF AVON, COLORADO AVON LIQUOR LICENSING AUTHORITY MEETING FOR TUESDAY, NOVEMBER 10, 2009 **MEETING BEGINS AT 5 PM**



AVON TOWN HALL, ONE LAKE STREET

PRESIDING OFFICIALS

VICE CHAIRMAN

CHAIRMAN RON WOLFE

BRIAN SIPES

BOARD MEMBERS

RICHARD CARROLL, DAVE DANTAS, KRISTI FERRARO

AMY PHILLIPS, ALBERT "BUZ" REYNOLDS, JR.

TOWN STAFF

TOWN ATTORNEY: ERIC HEIL

TOWN MANAGER: LARRY BROOKS

TOWN CLERK: PATTY MCKENNY

ALL LIQUOR BOARD MEETINGS ARE OPEN TO THE PUBLIC EXCEPT EXECUTIVE SESSIONS COMMENTS FROM THE PUBLIC ARE WELCOME DURING PUBLIC HEARINGS PLEASE VIEW AVON'S WEBSITE, HTTP://www.avon.org, for meeting agendas and meeting materials AGENDAS ARE POSTED AT AVON TOWN HALL AND RECREATION CENTER, ALPINE BANK, AND AVON LIBRARY

1. CALL TO ORDER / ROLL CALL

2. INQUIRY OF THE PUBLIC FOR COMMENT AND APPROVAL OF AGENDA

3. REPORT OF CHANGES

a. Change of Manager

Applicant: Outback/Denver 1 Limited Partnership

Address: 240 Chapel Place Manager: Robyn Greenwood

Type: Hotel and Restaurant Liquor License

b. Public Hearing on Modification of Premises

Applicant: Saltwater Cowboy Address: 48 E. Beaver Creek Blvd. Manager: Stephen W. Bullock

Type: Hotel and Restaurant Liquor License

4. RENEWAL OF LIQUOR LICENSES

a. Applicant: Vail Valley Mexican Foods, LLC d/b/a Agave

Address: 1060 W. Beaver Creek Blvd

Manager: Richard Wheelock

Type: Hotel and Restaurant Liquor License

b. Applicant: Fork & Knife Inc. d/b/a Blue Plate

Address: PO Box 8951

Manager: Adam & Elisabeth Roustom

Type: Hotel and Restaurant Liquor License

5. CONSENT AGENDA

a. Minutes from October 27, 2009

6. ADJOURNMENT AT 5:20 PM

Memo

Thru:

To: Avon Liquor Licensing Authority

Larry Brooks, Town Manager

Eric Heil, Town Attorney

From: Patty McKenny, Town Clerk

Date: November 03, 2009

Re: Public Hearing for Report of Changes – Modification of Premises for Saltwater Cowboy

Summary:

The Town Council serving as the Local Liquor Authority will consider a Permit Application & Report of Changes for the two establishments listed below. This Modification of Premises (letter b) application will require a **public hearing**.

a. Change of Manager

Applicant: Outback/Denver 1 Limited Partnership

Address: 240 Chapel Place Manager: Robyn Greenwood

Type: Hotel and Restaurant Liquor License

b. Modification of Premises

Applicant: Saltwater Cowboy Address: 48 E. Beaver Creek Blvd. Manager: Stephen W. Bullock

Type: Hotel and Restaurant Liquor License

Background:

Colorado Liquor Code, Section, 12-47-411, Hotel and Restaurant License, states that "Each hotel and restaurant licensee shall manage or have a separate and distinct manager and shall register the manager of each liquor-licensed premises with the state and the local licensing authority. No person shall be a registered manager for more than one hotel and restaurant license". The attached Report of Changes application identifies the new manager as Robyn Greenwood for the Outback Steakhouse in Avon. He has been invited to attend the meeting to introduce himself and answer any questions.

The Saltwater Cowboy was issued its Hotel and Restaurant liquor license in December 2008. Saltwater Cowboy, LLC and d/b/a Saltwater Cowboy, (Stephen W. Bullock, General Manager) has submitted the "report of changes" paperwork requesting a modification of premises for the Hotel and Restaurant license by adding the proposed license boundary (see floor plan of Saltwater Cowboy Site Plan). Community Development has indicated that the final inspection on the remodel of the space should likely be completed by November 20th. Please find attached the current diagram of the premises and the proposed space to be licensed. The retail side of the space is being converted into restaurant space.

The Liquor Authority is reminded of the legislation adopted in 2005 revising Code Section 5.08.150 that addressed license holders requesting an expansion/modification of licensed premises. The requirements include the Local Licensing Authority take into consideration when making its decision on expansion of premises the reasonable requirements of the neighborhood and the desires of the adult inhabitants. A public hearing is required and has been scheduled for this application; a public notice was posted on the premises. The applicant Stephen Bullock will be present to provide

support for this application as well as answer any questions. If the Authority approves this modification, it is forwarded to the State of Colorado for review and approval of the application as well. He hopes to reopen for business the week of Thanksgiving with the remodel completed.

Financial Implications:

There are both state & local fees associated with liquor licensing applications; the applicants have submitted these fees.

Town Manager Comments:

Attachments:

- ✓ State of Colorado Permit Application & Report of Changes for Outback Steakhouse
- ✓ State of Colorado Permit Application & Report of Changes for Saltwater Cowboy

TOWN OF AVON, COLORADO MINUTES OF THE LOCAL LIQUOR LICENSING AUTHORITY MEETING HELD OCTOBER 27, 2009

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 Town Hall, One Lake Street, Avon, Colorado. A roll call was taken and Board members of the Authority present were Ron Wolfe as Chairperson, and Board members Rich Carroll, Dave Dantas, Kristi Ferraro, Amy Phillips, Buz Reynolds, and Brian Sipes.

RENEWAL OF LIQUOR LICENSES

a. Applicant: Pazzo's West PizzeriaAddress: 82 E. Beaver Creek Blvd.

Manager: Mark Colwell

Type: Hotel and Restaurant Liquor License

Mayor Wolfe asked if the materials were in order; Town Clerk Patty McKenny noted that the renewal application had been reviewed and was in order. A representative from Pazzo's was present to respond to the warning given them by the Avon Police Department about over service of liquor to a patron. She noted that the employee responsible was fired in response to the incident. Board member Sipes moved to approve the Hotel and Restaurant Liquor License for Pazzo's West Pizzeria; Board member Phillips seconded the motion and it passed unanimously.

b. Applicant: Panda City

Address: 222 Beaver Creek Place

Manager: Thanh Quy Duong

Type: Hotel and Restaurant Liquor License

Mayor Wolfe asked if the materials were in order; Town Clerk Patty McKenny noted that the renewal application had been reviewed and was in order. Board member Dantas moved to approve the Hotel and Restaurant Liquor License for Panda City; Board member Ferraro seconded the motion and it passed unanimously.

c. Applicant: Loaded Joes

Address: 82 E Beaver Creek Blvd

Manager: Kent Beidel

Type: Tavern Liquor License

Mayor Wolfe asked if the materials were in order; Town Clerk Patty McKenny noted that the renewal application had been reviewed and was in order. Police Chief Kozak answered questions related to the number of incidents at the establishment. It was noted that Mr. Kent Beidel was not able to attend the meeting. Board member Sipes moved to approve the Tavern Liquor License for NOVA Entertainment LLC d/b/a Loaded Joe's; Board member Phillips seconded the motion and it passed unanimously.

OTHER BUSINESS (INFORMATIONAL ONLY)

Chairman Wolfe noted the following agenda item as an informational only time:

a. Permit Application & Report of Changes: Change Trade Name

Applicant Name: Suncor Energy Sales, Inc.

Current Trade Name: d/b/a Phillips 66 New Trade Name: d/b/a Shell

CONSENT AGENDA

Board member Ferraro moved to approve the minutes; Board member Phillips seconded the motion and it passed unanimously.

a. Minutes from October 13, 2009

There being no further business to come before the Board, the meeting adjourned at 5:25 PM.

	RESPECTFULLY SUBMITTED:
APPROVED:	Patty McKenny, Secretary
Rich Carroll Dave Dantas Kristi Ferraro Amy Phillips Albert "Buz" Reynolds Brian Sipes Ron Wolfe	