

CITY OF ARVADA

REGULAR MEETING

AGENDA
LOCAL LIQUOR LICENSING AUTHORITY
JUNE 22, 2023
5:30 P.M.

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. ROLL CALL OF MEMBERS
4. APPROVAL OF MINUTES – May 25, 2023
5. OLD BUSINESS – None
6. NEW BUSINESS
 - A. Application to Change, Alter, or Modify the Licensed Premises of the Hotel and Restaurant License of The G Wagon LLC dba Stone Cellar Bistro, at 7605 Grandview Ave.
7. PUBLIC HEARING
 - A. Application for the Hotel and Restaurant Liquor License of Mi Tierra Caliente LLC dba Mi Tierra Caliente LLC, at 5350 West 64th Ave.
8. OTHER AUTHORITY ITEMS – None
9. STUDY SESSION – None
10. REPORT FROM CITY ATTORNEY’S OFFICE
11. REPORT FROM CITY CLERK’S OFFICE
12. REPORT FROM POLICE DEPARTMENT
13. ADJOURNMENT



SUMMARY MINUTES OF THE ARVADA LIQUOR LICENSING AUTHORITY
REGULAR MEETING HELD
MAY 25, 2023

1. CALL TO ORDER – By Chairman Kaiser at 5:30 p.m.
2. PLEDGE OF ALLEGIANCE
3. ROLL CALL OF MEMBERS

Those present were: Steve Aldrich, Eric Anderson, David Caulder, Ronnie Kaiser and Tom Tennessen

Also present were: Kelsy Sargent, Assistant City Attorney; Sarah Walters, Deputy City Clerk, Scott Whetstone, Liquor Investigator

4. APPROVAL OF MINUTES

Chair Kaiser accepted the Summary Minutes of the regular meeting of May 11, 2023

5. OLD BUSINESS – none
6. NEW BUSINESS – none
7. PUBLIC HEARING – none

- A. Application for the Hotel and restaurant Liquor License of Renegade Brands, LLC dba Renegade Burrito, at 8770 Wadsworth Blvd. Unit B

The public hearing was opened.

The Applicant presented the following exhibits:

Exhibit 1	Posting Log and Posting Affidavit
Exhibits 2-3	Petition packets

The City presented the following exhibits:

Exhibit A	Licensing Investigator's Clearance Memo
Exhibit B	Publisher's Affidavit
Exhibit C	Pictures of posted signs

Sworn Testimony: Pam Ward, Owner; Brad Harris, Minor Partner; Brad DeLay, Oedipus Petitioning

Chair Kaiser accepted the exhibits into the record.

Mr. DeLay provided an overview of the petitioning process and shared the results. Discussion followed regarding the applicants' plans for serving and storing alcohol. Ms. Ward and Mr. Harris Kim answered questions from the Authority about company policies and how they plan to train employees as it relates to alcohol service.

No one was present wishing to speak against the application.

Liquor Authority Members stated that they felt the petition results proved that the needs and desires of the neighborhood are not being met by the existing Hotel and Restaurant Liquor Licenses in the area and felt that the applicant was of good moral character.

A public hearing on the Application for the Hotel and Restaurant Liquor License of Renegade Brands, LLC dba Renegade Burrito, at 8770 Wadsworth Blvd. Unit B, was held on Thursday, May 25, 2023, before the City of Arvada Liquor Licensing Authority (hereinafter "Authority"). After considering all of the evidence presented at said public hearing, reviewing the exhibits, petitions, remonstrances, and considering all of the facts presented, the Authority adopts the following Findings of Fact:

1. The neighborhood to be served by the requested license is that area surrounded by the following:

On the North by the centerline of West 92nd Avenue and extensions thereof
On the East by the centerline of Lamar Street and extensions thereof
On the South by the centerline of West 80th Avenue and extensions thereof
On the West by the centerline of Carr Street and extensions thereof

2. The City Clerk's Results of Investigation dated May 19, 2023 is incorporated herein and made a part hereof.
3. Representatives of the applicant testified as to the character and reputation of the individuals involved in the application and plans for operation of the proposed outlet.
4. The Authority finds there are 16 similarly licensed outlets presently existing within the applicant's delineated boundary.
5. The applicant submitted petitions containing the signatures of approximately 133 persons, none of which were deleted. Based on the

needs and desires of the petition signers, 133 support the issuance of the proposed license and none oppose it. Petition signers, according to the testimony of the circulators, support the issuance of the proposed liquor license.

6. No persons testified in support of the proposed license regarding the needs and desires of the neighborhood.
7. The Authority finds the applicant's file is complete.
8. City Zoning permits the use of the subject property for the proposed outlet.
9. No petition in opposition was received and no person spoke in opposition. The Authority finds there has been an adequate showing the present outlets in and near the neighborhood are not meeting the reasonable requirements thereof.
10. The Authority has considered all of the evidence coming before the Authority at the public hearing and finds the evidence does establish conclusively:
 - a. The reasonable requirements of the neighborhood are not presently being met.
 - b. The desires of the inhabitants of the neighborhood are consistent with these Findings and the granting of the application.
 - c. The character, record and reputation of the individuals involved in the application are satisfactory.

Chair Kaiser moved that the Application for the Hotel and Restaurant Liquor License of Renegade Brands, LLC dba Renegade Burrito, at 8770 Wadsworth Blvd. Unit B, be approved.

The following votes were cast on the motion:

Those voting Yes: Aldrich, Anderson, Caulder, Kaiser, and Tennessen

Those absent: none

The motion carried.

The public hearing was closed

- B. Application for the Hotel and restaurant Liquor License of Snoozetown, LLC dba Snooze an A.M. Eatery, at 7240 West 56th Ave. Suite 100

The public hearing was opened.

The Applicant presented the following exhibits:

Exhibit 1	Posting Log and Posting Affidavit
Exhibits 2-4	Petition packets

The City presented the following exhibits:

Exhibit A	Licensing Investigator's Clearance Memo
Exhibit B	Publisher's Affidavit
Exhibit C	Pictures of posted signs

Sworn Testimony: Sen Jennings, Attorney; Emily Storie, General Manager; Carol Johnson, LiquorPros

Chair Kaiser accepted the exhibits into the record.

Ms. Johnson provided an overview of the petitioning process and shared the results. Discussion followed regarding the applicants' plans for serving and storing alcohol. Ms. Storie answered questions from both Mr. Jennings and the Authority about company policies and how they plan to train employees as it relates to alcohol service.

No one was present wishing to speak against the application.

Liquor Authority Members stated that they felt the petition results proved that the needs and desires of the neighborhood are not being met by the existing Hotel and Restaurant Liquor Licenses in the area and felt that the applicant was of good moral character.

A public hearing on the Application for the Hotel and Restaurant Liquor License of Snoozetown, LLC dba Snooze an A.M. Eatery, at 7240 West 56th Ave. Suite 100, was held on Thursday, May 25, 2023, before the City of Arvada Liquor Licensing Authority (hereinafter "Authority"). After considering all of the evidence presented at said public hearing, reviewing the exhibits, petitions, remonstrances, and considering all of the facts presented, the Authority adopts the following Findings of Fact:

11. The neighborhood to be served by the requested license is that area surrounded by the following:

On the North by the centerline of West 64th Avenue and extensions thereof
On the East by the centerline of Lamar Street and extensions thereof
On the South by the centerline of West 52nd Avenue and extensions thereof
On the West by the centerline of Carr Street and extensions thereof

12. The City Clerk's Results of Investigation dated May 19, 2023 is incorporated herein and made a part hereof.

13. Representatives of the applicant testified as to the character and reputation of the individuals involved in the application and plans for operation of the proposed outlet.
14. The Authority finds there are 27 similarly licensed outlets presently existing within the applicant's delineated boundary.
15. The applicant submitted petitions containing the signatures of approximately 103 persons, none of which were deleted. Based on the needs and desires of the petition signers, 100 support the issuance of the proposed license and three oppose it. Petition signers, according to the testimony of the circulators, support the issuance of the proposed liquor license.
16. No persons testified in support of the proposed license regarding the needs and desires of the neighborhood.
17. The Authority finds the applicant's file is complete.
18. City Zoning permits the use of the subject property for the proposed outlet.
19. No petition in opposition was received and no person spoke in opposition. The Authority finds there has been an adequate showing the present outlets in and near the neighborhood are not meeting the reasonable requirements thereof.
20. The Authority has considered all of the evidence coming before the Authority at the public hearing and finds the evidence does establish conclusively:
 - d. The reasonable requirements of the neighborhood are not presently being met.
 - e. The desires of the inhabitants of the neighborhood are consistent with these Findings and the granting of the application.
 - f. The character, record and reputation of the individuals involved in the application are satisfactory.

Chair Kaiser moved that the Application for the Hotel and Restaurant Liquor License of Snoozetown, LLC dba Snooze an A.M. Eatery, at 7240 West 56th Ave, be approved.

The following votes were cast on the motion:

Those voting Yes: Aldrich, Anderson, Caulder, Kaiser, and Tennessen

Those absent: none
The motion carried.

The public hearing was closed

8. OTHER AUTHORITY ITEMS – none
9. STUDY SESSION – none
10. REPORT FROM CITY ATTORNEY’S OFFICE – none
11. REPORT FROM CITY CLERK’S OFFICE – none
12. REPORT FROM POLICE DEPARTMENT – none
13. ADJOURNMENT – 6:17 pm

Ronnie Kaiser, Chairperson

ATTEST:

Sarah Walters, Deputy City Clerk

**CITY OF ARVADA
LOCAL LIQUOR LICENSING AUTHORITY**

AGENDA NO. 6.A.
DATE: June 22, 2023

Item: Application to Change, Alter, or Modify the licensed premises of the Hotel and Restaurant License of The G Wagon LLC dba Stone Cellar Bistro, located at 7605 Grandview Ave.

Initiated By: The G Wagon LLC

Action Proposed: Consider Application

Presented by: Applicant or representative WILL be present

Comments:

Attached are copies of the state application form and a drawing of the proposed modification request.

Suggested Motion:

Moved by:

I move that the Application to Change, Alter, or Modify the licensed premises of the Hotel and Restaurant License of The G Wagon LLC dba Stone Cellar Bistro, located at 7605 Grandview Ave., be approved.

Approved with the condition: _____.

Continued until the Meeting of _____, 2023 at 5:30 p.m.

Set for Public Hearing on _____, 2023 at 5:30 p.m.

YES _____ NO _____ ABSENT _____

Permit Application and Report of Changes

All Answers Must Be Printed in Black Ink or Typewritten

1. Applicant is a ☐ Corporation ☐ Individual ☐ Partnership ☒ Limited Liability Company		License Number 03-17009	
2. Name of Licensee Jordan Alley		3. Trade Name of Establishment (DBA) The G Wagen LLC	
4. Address of Premises (specify exact location of premises) 7605 Grandview Ave.		5. Business Email Address JALLEY@StoneIslandBistro.com	
City Arvada	County Jefferson	State CO	ZIP 80002
Business Phone Number (720) 630-7908			
SELECT THE APPROPRIATE SECTION BELOW AND PROCEED TO THE INSTRUCTIONS ON PAGE 2.			
Section A – Manager Reg/Change		Section C	
☐ Manager's Registration (Hotel & Restr.) \$30.00 ☐ Manager's Registration (Tavern) \$30.00 ☐ Manager's Registration (Lodging & Entertainment) \$30.00 ☐ Change of Manager (Other Licenses pursuant to section 44-3-301(8), C.R.S.) NO FEE <i>Please note that Manager's Registration for Hotel & Restaurant, Lodging & Entertainment, and Tavern licenses requires a local fee with submission to the local licensing authority as well. Please reach out to local licensing authorities directly regarding local processing and fees.</i>		☐ Retail Warehouse Storage Permit (ea) \$100.00 ☐ Wholesale Branch House Permit (ea) \$100.00 ☐ Change Corp. or Trade Name Permit (ea) \$50.00 ☒ Change Location Permit (ea) \$150.00 ☐ Winery/Limited Winery Noncontiguous or Primary Manufacturing Location Change \$150.00 ☒ Change, Alter or Modify Premises \$150.00 x Total Fee: ☐ Addition of Optional Premises to Existing H/R \$100.00 x Total Fee: ☐ Addition of Related Facility to an Existing Resort or Campus Liquor Complex \$160.00 x Total Fee: ☐ Campus Liquor Complex Designation No Fee ☐ Sidewalk Service Area \$75.00	
Section B – Duplicate License			
☐ Duplicate License \$50.00			

Do Not Write in This Space – For Department of Revenue Use Only			
Date License Issued	License Account Number	Period	
The State may convert your check to a one time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department of Revenue may collect the payment amount directly from your bank account electronically.		TOTAL AMOUNT DUE	\$00

Winery/Limited Winery Noncontiguous or Primary Manufacturing Location Change	8. Winery/Limited Winery Noncontiguous or Primary Manufacturing Location Change Select the option that applies to your situation: ☐ Make a current Primary Manufacturing Location (Location 1) into a Noncontiguous Location (Location 2); or ☐ Make a current Noncontiguous Manufacturing Location (Location 1) into a Primary Manufacturing Location (Location 2). (a) Address of Location 1: _____ City _____ County _____ ZIP _____ (b) Address of Location 2: _____ City _____ County _____ ZIP _____
Change of Manager	9. Change of Manager or to Register the Manager of a Tavern, Hotel and Restaurant, Lodging & Entertainment liquor license or licenses pursuant to section 44-3-301(8), C.R.S. (a) Change of Manager Former manager's name _____ New manager's name _____ (b) Date of Employment _____ Has manager ever managed a liquor licensed establishment?..... ☐ Yes ☐ No Does manager have a financial interest in any other liquor licensed establishment?..... ☐ Yes ☐ No If yes, give name and location of establishment _____
Modify Premises or Addition of Optional Premises, Related Facility, or Sidewalk Service Area	10. Modification of Premises, Addition of an Optional Premises, Addition of Related Facility, or Addition of a Sidewalk Service Area NOTE: Licensees may not modify or add to their licensed premises until approved by state and local authorities. (a) Describe change proposed <u>Fenced in patio</u> (b) If the modification is temporary, when will the proposed change: Start _____ (mo/day/year) End _____ (mo/day/year) NOTE: THE TOTAL STATE FEE FOR TEMPORARY MODIFICATION IS \$300.00 (c) Will the proposed change result in the licensed premises now being located within 500 feet of any public or private school that meets compulsory education requirements of Colorado law, or the principal campus of any college, university or seminary? (If yes, explain in detail and describe any exemptions that apply)..... ☐ Yes ☒ No (d) Is the proposed change in compliance with local building and zoning laws?..... ☒ Yes ☐ No (e) If this modification is for an additional Hotel and Restaurant Optional Premises has the local authority authorized by resolution or ordinance the issuance of optional premises?..... ☒ Yes ☐ No (f) Attach a diagram of the current licensed premises and a diagram of the proposed changes for the licensed premises. (g) Attach any existing lease that is revised due to the modification. (h) For the addition of a Sidewalk Service Area per Regulation 47-302(A)(4), 1 C.C.R. 203-2, include documentation received from the local governing body authorizing use of the sidewalk. Documentation may include but is not limited to a statement of use, permit, easement, or other legal permissions.

N/A

Campus Liquor Complex Designation	11. Campus Liquor Complex Designation An institution of higher education or a person who contracts with the institution to provide food services (a) I wish to designate my existing _____ Liquor License # _____ to a Campus Liquor Complex ☐ Yes ☐ No
Additional Related Facility	12. Additional Related Facility To add a Related Facility to an existing Resort or Campus Liquor Complex, include the name of the Related Facility and include the address and an outlined drawing of the Related Facility Premises. (a) Address of Related Facility _____ (b) Outlined diagram provided ☐ Yes ☐ No

Oath of Applicant		
I declare under penalty of perjury in the second degree that I have read the foregoing application and all attachments thereto, and that all information therein is true, correct, and complete to the best of my knowledge		
Signature 	Print name and Title Jordan Alley Owner/Tenant	Date 6-8-23
Report and Approval of LOCAL Licensing Authority (CITY / COUNTY)		
The foregoing application has been examined and the premises, business conducted and character of the applicant is satisfactory, and we do report that such permit, if granted, will comply with the applicable provisions of Title 44, Articles 4 and 3, C.R.S., as amended. Therefore, This Application is Approved.		
Local Licensing Authority (City or County)		Date filed with Local Authority
Signature	Title	Date
Report of STATE Licensing Authority		
The foregoing has been examined and complies with the filing requirements of Title 44, Article 3, C.R.S., as amended.		
Signature	Title	Date

[illegible]

New Varies

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75

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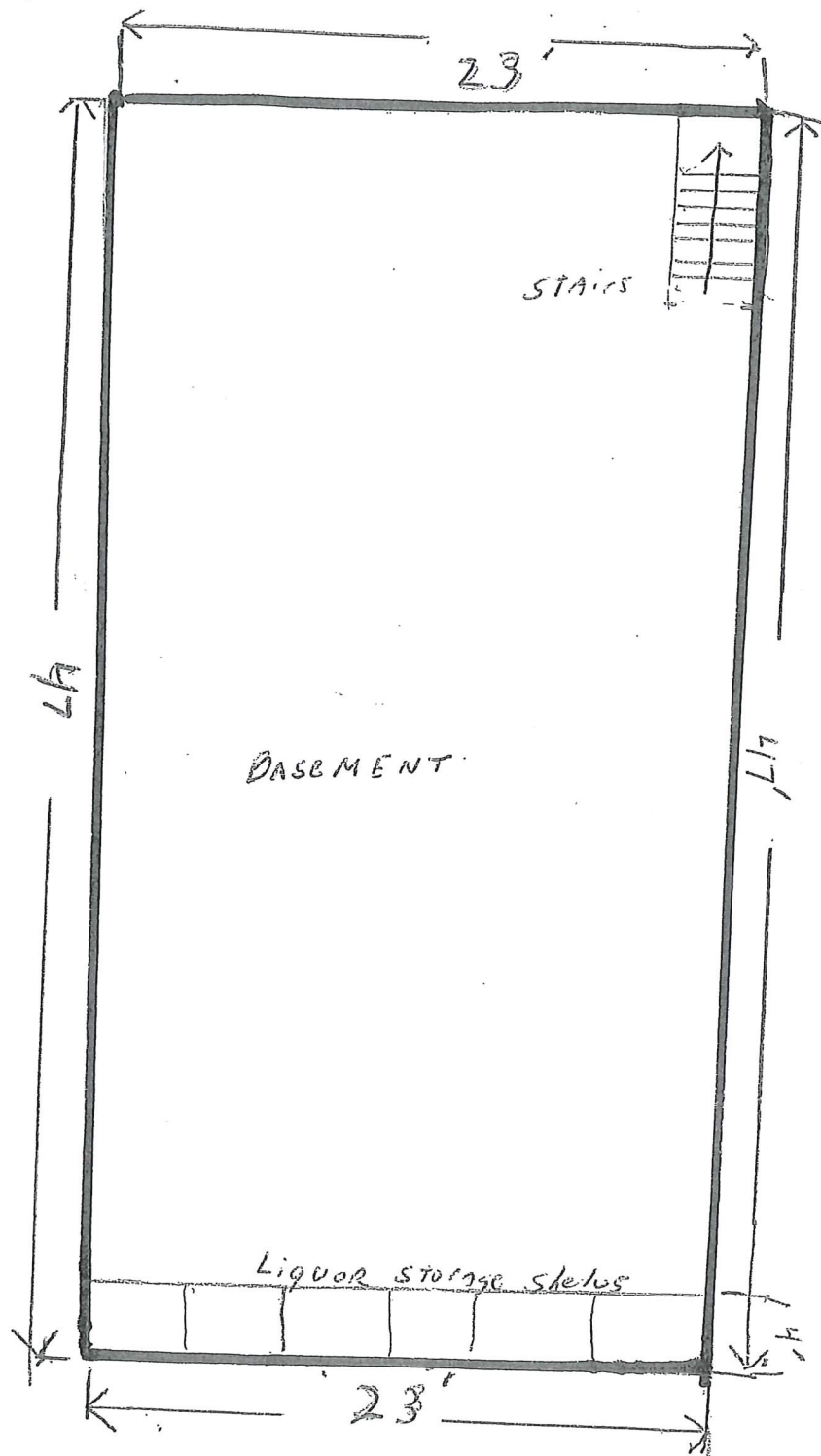
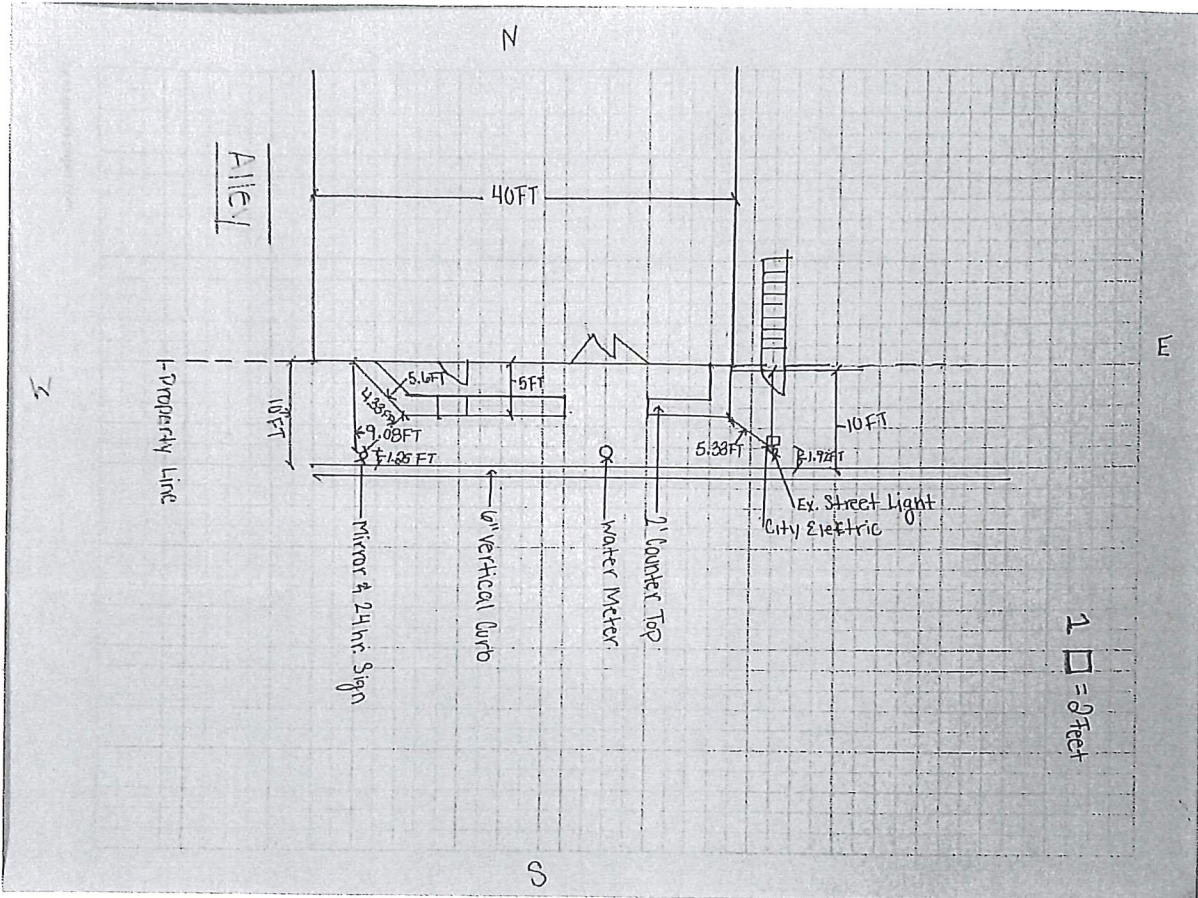


Exhibit A
7605 Grandview Ave.



**CITY OF ARVADA
LOCAL LIQUOR LICENSING AUTHORITY**

**AGENDA NO. 7.A.
DATE: June 22, 2023**

Application for the Hotel and Restaurant Liquor License of Mi Tierra Caliente LLC d/b/a Mi Tierra Caliente LLC located at 5350 West 64th Ave.

Initiated By: Mi Tierra Caliente LLC

Action Proposed: Public Hearing

Presented by: Representative of applicant WILL be present

Comments:

Attached are copies of the state application form, clearance memo from the Licensing Investigator, clerk's investigative report and a drawing of the proposed premises. Also attached are the findings of fact approval/denial forms.

The boundary delineation approved by the Authority is as follows:

On the North by the centerline of West 72nd Avenue and extensions thereof
On the East by the centerline of Tennyson Street and extensions thereof
On the South by the centerline of West 58th Avenue and extensions thereof
On the West by the centerline of Lamar Street and extensions thereof

The Applicant was sent a copy of the City Clerk's Investigative Report dated June 16, 2023.

All legal requirements have been met.

IF THE AUTHORITY ADOPTS FINDINGS OF FACT, PLEASE READ THE FINDINGS IN FULL.

IF THE AUTHORITY DOES NOT ADOPT FINDINGS AT THE CONCLUSION OF THE PUBLIC HEARING, THE FOLLOWING MOTION SHOULD BE MADE.

Suggested Motion:

Moved by:

The Application for the Hotel and Restaurant Liquor License of Mi Tierra Caliente LLC d/b/a Mi Tierra Caliente LLC, located at 5350 West 64th Ave., be taken under advisement until the next Regular Meeting of the Liquor Licensing Authority on Thursday, July 13, 2023.

YES _____

NO _____

ABSENT _____

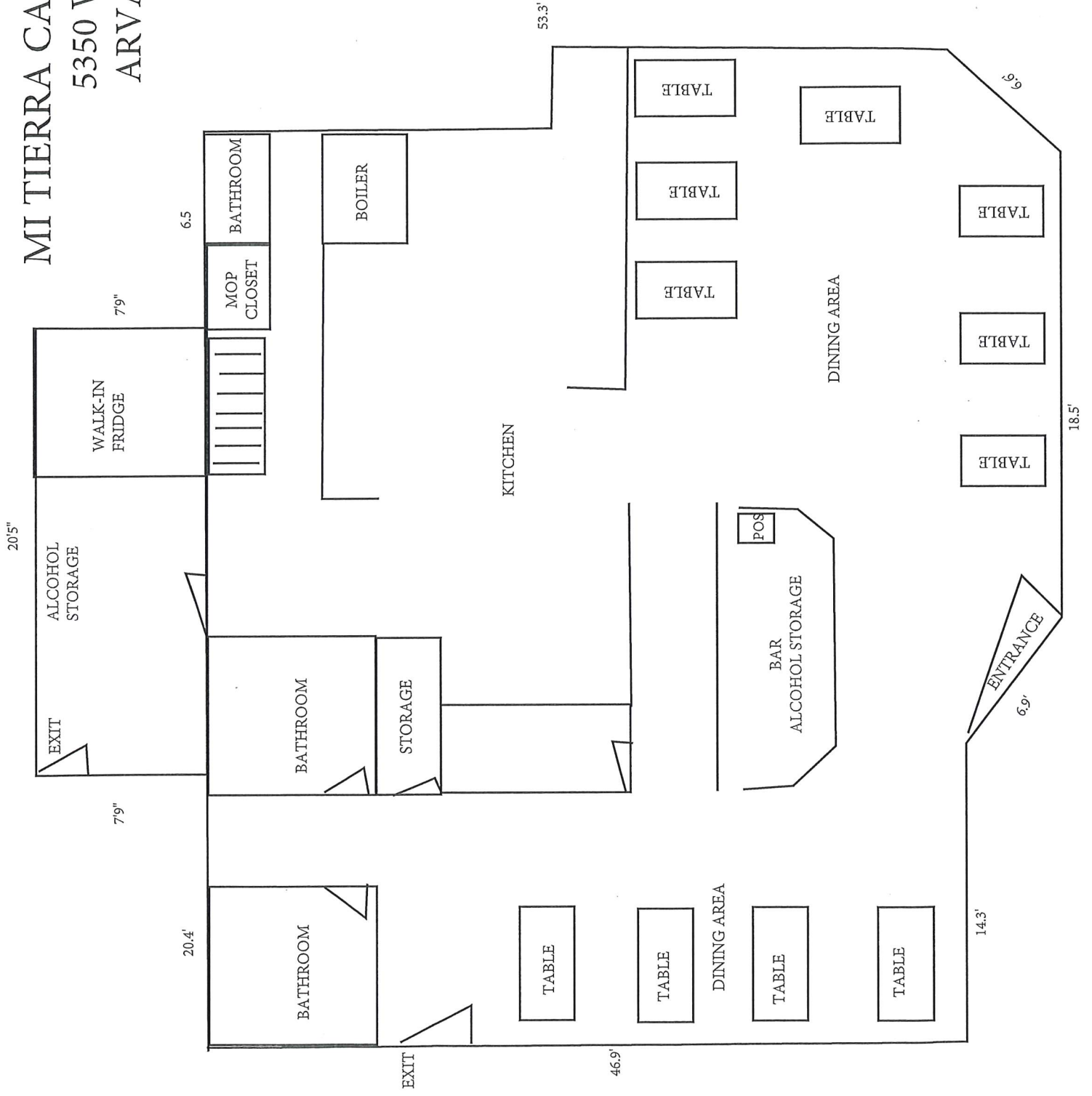
1

Name Mi Tierra Caliente LLC	Type of License Hotel & Restaurant	Account Number
7. Is the applicant (including any of the partners if a partnership; members or managers if a limited liability company; or officers, stockholders or directors if a corporation) or managers under the age of twenty-one years? Yes ☐ No ☒		
8. Has the applicant (including any of the partners if a partnership; members or managers if a limited liability company; or officers, stockholders or directors if a corporation) or managers ever (in Colorado or any other state):		
a. Been denied an alcohol beverage license?		☐ ☒
b. Had an alcohol beverage license suspended or revoked?		☐ ☒
c. Had interest in another entity that had an alcohol beverage license suspended or revoked?		☐ ☒
If you answered yes to 8a, b or c, explain in detail on a separate sheet.		
9. Has a liquor license application (same license class), that was located within 500 feet of the proposed premises, been denied within the preceding two years? If "yes", explain in detail. ☐ ☒		
10. Are the premises to be licensed within 500 feet, of any public or private school that meets compulsory education requirements of Colorado law, or the principal campus of any college, university or seminary? ☐ ☒		
Waiver by local ordinance? ☐ ☒ Other: _____		
11. Is your Liquor Licensed Drugstore (LLDS) or Retail Liquor Store (RLS) within 1500 feet of another retail liquor license for off-premises sales in a jurisdiction with a population of greater than (>) 10,000? NOTE: The distance shall be determined by a radius measurement that begins at the principal doorway of the LLDS/RLS premises for which the application is being made and ends at the principal doorway of the Licensed LLDS/RLS. N/A ☐ ☐		
12. Is your Liquor Licensed Drugstore (LLDS) or Retail Liquor Store (RLS) within 3000 feet of another retail liquor license for off-premises sales in a jurisdiction with a population of less than (<) 10,000? NOTE: The distance shall be determined by a radius measurement that begins at the principal doorway of the LLDS/RLS premises for which the application is being made and ends at the principal doorway of the Licensed LLDS/RLS. N/A ☐ ☐		
13. a. For additional Retail Liquor Store only. Was your Retail Liquor Store License issued on or before January 1, 2016? ☐ ☐		
b. Are you a Colorado resident? N/A ☐ ☐		
14. Has a liquor or beer license ever been issued to the applicant (including any of the partners, if a partnership; members or manager if a Limited Liability Company; or officers, stockholders or directors if a corporation)? If yes, identify the name of the business and list any <u>current</u> financial interest in said business including any loans to or from a licensee. ☐ ☒		
15. Does the applicant, as listed on line 2 of this application, have legal possession of the premises by ownership, lease or other arrangement? ☒ ☐		
☐ Ownership ☒ Lease ☐ Other (Explain in Detail) _____		
a. If leased, list name of landlord and tenant, and date of expiration, <u>exactly</u> as they appear on the lease:		
Landlord Elda Luna	Tenant Mi Tierra Caliente LLC	Expires 03/31/2028
b. Is a percentage of alcohol sales included as compensation to the landlord? If yes, complete question 16. ☐ ☒		
c. Attach a diagram that designates the area to be licensed in black bold outline (including dimensions) which shows the bars, brewery, walls, partitions, entrances, exits and what each room shall be utilized for in this business. This diagram should be no larger than 8 1/2" X 11".		
16. Who, besides the owners listed in this application (including persons, firms, partnerships, corporations, limited liability companies) will loan or give money, inventory, furniture or equipment to or for use in this business; or who will receive money from this business? Attach a separate sheet if necessary.		
Last Name N/A	First Name	Date of Birth
Last Name N/A	First Name	Date of Birth
FEIN or SSN		Interest/Percentage
FEIN or SSN		Interest/Percentage
Attach copies of all notes and security instruments and any written agreement or details of any oral agreement, by which any person (including partnerships, corporations, limited liability companies, etc.) will share in the profit or gross proceeds of this establishment, and any agreement relating to the business which is contingent or conditional in any way by volume, profit, sales, giving of advice or consultation.		
17. Optional Premises or Hotel and Restaurant Licenses with Optional Premises: N/A ☐ ☐		
Has a local ordinance or resolution authorizing optional premises been adopted?		
Number of additional Optional Premise areas requested. (See license fee chart)		
18. For the addition of a Sidewalk Service Area per Regulation 47-302(A)(4), include a diagram of the service area and documentation received from the local governing body authorizing use of the sidewalk. Documentation may include but is not limited to a statement of use, permit, easement, or other legal permissions. N/A		

Name Mi Tierra Caliente LLC	Type of License Hotel & Restaurant	Account Number		
19. Liquor Licensed Drugstore (LLDS) applicants, answer the following: N/A a. Is there a pharmacy, licensed by the Colorado Board of Pharmacy, located within the applicant's LLDS premise? ☐ ☐ If "yes" a copy of license must be attached.				
20. Club Liquor License applicants answer the following: Attach a copy of applicable documentation N/A Yes No a. Is the applicant organization operated solely for a national, social, fraternal, patriotic, political or athletic purpose and not for pecuniary gain? ☐ ☐ b. Is the applicant organization a regularly chartered branch, lodge or chapter of a national organization which is operated solely for the object of a patriotic or fraternal organization or society, but not for pecuniary gain? ☐ ☐ c. How long has the club been incorporated? d. Has applicant occupied an establishment for three years (three years required) that was operated solely for the reasons stated above? ☐ ☐				
21. Brew-Pub, Distillery Pub or Vintner's Restaurant applicants answer the following: N/A a. Has the applicant received or applied for a Federal Permit? (Copy of permit or application must be attached) ☐ ☐				
22. Campus Liquor Complex applicants answer the following: N/A a. Is the applicant an institution of higher education? ☐ ☐ b. Is the applicant a person who contracts with the institution of higher education to provide food services? ☐ ☐ If "yes" please provide a copy of the contract with the institution of higher education to provide food services.				
23. For all on-premises applicants. a. For all Liquor Licensed Drugstores (LLDS) the Permitted Manager must also submit an Manager Permit Application - DR 8000 and fingerprints.				
Last Name of Manager Calderon Valenzuela	First Name of Manager Maria Fernanda			
24. Does this manager act as the manager of, or have a financial interest in, any other liquor licensed establishment in the State of Colorado? If yes, provide name, type of license and account number. Yes No ☐ ☒				
25. Related Facility - Campus Liquor Complex applicants answer the following: N/A ☐ ☐ a. Is the related facility located within the boundaries of the Campus Liquor Complex? If yes, please provide a map of the geographical location within the Campus Liquor Complex. If no, this license type is not available for issues outside the geographical location of the Campus Liquor Complex. b. Designated Manager for Related Facility- Campus Liquor Complex				
Last Name of Manager	First Name of Manager			
26. Tax Information. Yes No a. Has the applicant, including its manager, partners, officer, directors, stockholders, members (LLC), managing members (LLC), or any other person with a 10% or greater financial interest in the applicant, been found in final order of a tax agency to be delinquent in the payment of any state or local taxes, penalties, or interest related to a business? ☐ ☒ b. Has the applicant, including its manager, partners, officer, directors, stockholders, members (LLC), managing members (LLC), or any other person with a 10% or greater financial interest in the applicant failed to pay any fees or surcharges imposed pursuant to section 44-3-503, C.R.S.? ☐ ☒				
27. If applicant is a corporation, partnership, association or limited liability company, applicant must list all Officers, Directors, General Partners, and Managing Members. In addition, applicant must list any stockholders, partners, or members with ownership of 10% or more in the applicant. All persons listed below must also attach form DR 8404-I (Individual History Record), and make an appointment with an approved State Vendor through their website. See application checklist, Section IV, for details.				
Name Maria Fernanda Calderon Valenzuela	Home Address, City & State	DOB	Position Managing Member	%Owned 100%
Name	Home Address, City & State	DOB	Position	%Owned
Name	Home Address, City & State	DOB	Position	%Owned
Name	Home Address, City & State	DOB	Position	%Owned
Name	Home Address, City & State	DOB	Position	%Owned

Name Mi Tierra Caliente LLC		Type of License Hotel & Restaurant		Account Number	
** If applicant is owned 100% by a parent company, please list the designated principal officer on above. ** Corporations - the President, Vice-President, Secretary and Treasurer must be accounted for above (Include ownership percentage if applicable) ** If total ownership percentage disclosed here does not total 100%, applicant must check this box: ☐ Applicant affirms that no individual other than these disclosed herein owns 10% or more of the applicant and does not have financial interest in a prohibited liquor license pursuant to Article 3 or 5, C.R.S.					
Oath Of Applicant					
I declare under penalty of perjury in the second degree that this application and all attachments are true, correct, and complete to the best of my knowledge. I also acknowledge that it is my responsibility and the responsibility of my agents and employees to comply with the provisions of the Colorado Liquor or Beer Code which affect my license.					
Authorized Signature <i>X</i> <u>Maria Fernanda Valenzuela</u>		Printed Name and Title Maria Fernanda Calderon Valenzuela		Date <u>4/25/23</u>	
Report and Approval of Local Licensing Authority (City/County)					
Date application filed with local authority		Date of local authority hearing (for new license applicants; cannot be less than 30 days from date of application)			
The Local Licensing Authority Hereby Affirms that each person required to file DR 8404-I (Individual History Record) or a DR 8000 (Manager Permit) has been: ☐ Fingerprinted ☐ Subject to background investigation, including NCIC/CCIC check for outstanding warrants That the local authority has conducted, or intends to conduct, an inspection of the proposed premises to ensure that the applicant is in compliance with and aware of, liquor code provisions affecting their class of license (Check One) ☐ Date of inspection or anticipated date _____ ☐ Will conduct inspection upon approval of state licensing authority					
☐ Is the Liquor Licensed Drugstore (LLDS) or Retail Liquor Store (RLS) within 1,500 feet of another retail liquor license for off-premises sales in a jurisdiction with a population of > 10,000?				Yes	No
				☐	☐
☐ Is the Liquor Licensed Drugstore (LLDS) or Retail Liquor Store (RLS) within 3,000 feet of another retail liquor license for off-premises sales in a jurisdiction with a population of < 10,000?				☐	☐
NOTE: The distance shall be determined by a radius measurement that begins at the principal doorway of the LLDS/RLS premises for which the application is being made and ends at the principal doorway of the Licensed LLDS/RLS.					
☐ Does the Liquor-Licensed Drugstore (LLDS) have at least twenty percent (20%) of the applicant's gross annual income derived from the sale of food, during the prior twelve (12) month period?				☐	☐
The foregoing application has been examined; and the premises, business to be conducted, and character of the applicant are satisfactory. We do report that such license, if granted, will meet the reasonable requirements of the neighborhood and the desires of the adult inhabitants, and will comply with the provisions of Title 44, Article 4 or 3, C.R.S., and Liquor Rules. Therefore, this application is approved.					
Local Licensing Authority for			Telephone Number		☐ Town, City ☐ County
Signature	Print	Title	Date		
Signature	Print	Title	Date		

MI TIERRA CALIENTE LLC
5350 W 64TH AVE.,
ARVADA, CO 8003





LIQUOR INVESTIGATION REPORT

Date: June 14, 2023

To: Liquor Licensing Authority *(signature)*

From: Scott Whetstone, Liquor License Investigator

Subject: Application for a new Hotel and Restaurant Liquor License
For Mi Tierra Caliente, LLC d/b/a Mi Tierra Caliente
5350 W 64th Ave, CO 80003

NEW APPLICATION

Mi Tierra Caliente, LLC has applied for a Hotel and Restaurant liquor license for a new restaurant, Mi Tierra Caliente. Because this is a new application rather than a transfer, no temporary permit could be issued to allow them to sell and serve alcohol while the license application is pending. Mi Tierra Caliente is currently open for business.

LIMITED LIABILITY COMPANY APPLICANT

Mi Tierra Caliente, LLC is solely owned by Maria Fernanda Calderon Valenzuela. Mi Tierra Caliente is an LLC formed in Colorado and is currently held in good standing by the Secretary of State of Colorado. The certificate of good standing is attached as **Exhibit A**.

CHARACTER AND REPUTATION

Maria Fernanda Calderon Valenzuela is over the age of 21. She currently has a valid Colorado Driver's license. Mrs. Valenzuela currently resides in Westminster. Mrs. Valenzuela submitted a copy of her fingerprints for comparison with the Colorado and national databases of previous arrests. No undisclosed arrests were found. Mrs. Valenzuela was not found to be the subject of any felony or misdemeanor arrest warrants in Colorado or extraditable warrants in other states.

PREVIOUS VIOLATION HISTORY

Presently, Mi Tierra Caliente is open for business but is operating without the sale of alcohol. The opening date was the 5th of May, 2023. I show no violations or Police Calls for Service at this location within the last six months.

LIQUOR EDUCATION / EXPERIENCE

Maria Fernanda Calderon Valenzuela will be the registered manager for the business, and she will be

responsible for the day-to-day operation of the restaurant. Mrs. Valenzuela stated on her affidavit of liquor training and experience that she is TIPS trained. I have requested copies of the certification but have yet to receive them.

SOURCE OF FUNDS

\$7000.00 has been invested into this business. Amounts less than \$20,000.00 do not need to be verified per Arvada PD standards.

FOOD REQUIREMENTS

Establishments holding a Hotel and Restaurant liquor license must derive at least 25% of their gross income from the sale of food. Mi Tierra Caliente has traditional Mexican fair. Items range from tacos, burritos, and enchiladas to appetizers, desserts and drinks. A copy of several pages of their menu is included as **Exhibit B**.

PROHIBITED LIQUOR INTERESTS

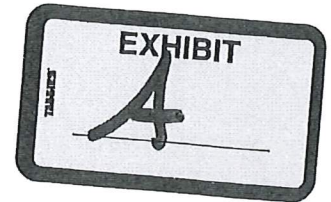
Companies can hold multiple Hotel and Restaurant liquor licenses, but each restaurant must have a separate and distinct manager. The liquor license application for Mi Tierra Caliente indicates Mrs. Valenzuela will be registered as the manager for the restaurant. The Department of Revenue will verify Mrs. Valenzuela is not the registered manager for any other Colorado liquor licenses before issuing a license.

PROOF OF POSSESSION

Mi Tierra Caliente, LLC entered into an agreement with Elda Luna, to lease the space at 5350 W 64th Ave., Arvada CO 80003. The lease term shall be for five years with a commencement date of April 1st, 2023. An amendment to the lease was made by the landlord and signed by the tenant to include the sale of alcohol, to be consumed on premise.

SALES TAX AND LICENSING

Mi Tierra Caliente has a current Arvada business license and is current with the payment and filing of sales tax.



OFFICE OF THE SECRETARY OF STATE
OF THE STATE OF COLORADO

CERTIFICATE OF FACT OF GOOD STANDING

I, Jena Griswold, as the Secretary of State of the State of Colorado, hereby certify that, according to the records of this office,

Mi Tierra Caliente llc

is a

Limited Liability Company

formed or registered on 03/24/2023 under the law of Colorado, has complied with all applicable requirements of this office, and is in good standing with this office. This entity has been assigned entity identification number 20231336754 .

This certificate reflects facts established or disclosed by documents delivered to this office on paper through 06/07/2023 that have been posted, and by documents delivered to this office electronically through 06/08/2023 @ 10:44:26 .

I have affixed hereto the Great Seal of the State of Colorado and duly generated, executed, and issued this official certificate at Denver, Colorado on 06/08/2023 @ 10:44:26 in accordance with applicable law. This certificate is assigned Confirmation Number 15051074 .

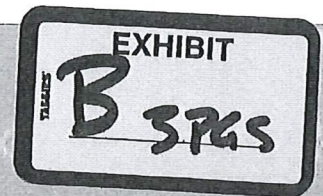


A handwritten signature in cursive script that reads "Jena Griswold".

Secretary of State of the State of Colorado

*****End of Certificate*****

Notice: A certificate issued electronically from the Colorado Secretary of State's website is fully and immediately valid and effective. However, as an option, the issuance and validity of a certificate obtained electronically may be established by visiting the Validate a Certificate page of the Secretary of State's website, <https://www.coloradosos.gov/biz/CertificateSearchCriteria.do> entering the certificate's confirmation number displayed on the certificate, and following the instructions displayed. Confirming the issuance of a certificate is merely optional and is not necessary to the valid and effective issuance of a certificate. For more information, visit our website, <https://www.coloradosos.gov> click "Businesses, trademarks, trade names" and select "Frequently Asked Questions."



MI TIERRA CALIENTE

MEXICAN GRILL

DESSERTS

CHOCOFLAN / 5.50

House made chocolate cake with a layer of Neapolitan flan topped with
whipped cream

NEAPOLITAN FLAN / 5.50

house made traditional Neapolitan style flan topped with whipped cream

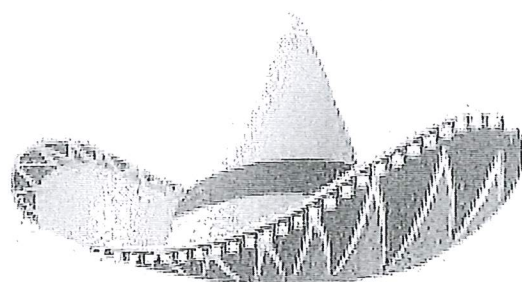
CHURROS / 5.50

House made churros tossed in cinnamon sugar comes with a scoop of ice
cream

CHURROS / 5.50

House made flour sopapillas tossed in cinnamon sugar comes with a scoop
of ice cream

MI TIERRA CALIENTE



MEXICAN GRILL



— LA COMIDA —

CHILES RELLENOS / 13.75

Your choice of two soft or crispy rellenos stuffed with queso cotija battered and deep fried. smother with our house green chili, served with refried beans and rice garnished with lettuce and pico de gallo (add 3 tortillas for 1.25)

ENCHILADAS LA HUACANA / 13.50

Authentic Michoacán style red enchiladas simmered in our family pasilla chili sauce recipe filled with queso fresco and onions, topped with sauteed potatoes, carrots, and grilled chicken. Served with refried beans and rice garnished with lettuce and pico de gallo

CARNE ASADA MICHUACANA / 17.75

Juicy grilled thin steak marinated in our special house marinade, cooked to perfection served with one cheese enchilada, refried beans and rice, garnished with a grilled jalapeño, green onions, lettuce and pico de gallo, with your choice of corn or flour tortillas (3)

POZOLE / 11.75

Michoacán style pork and hominy stew, is made from guajillo and pasilla dry peppers, served with cabbage, onions, radish and lime on the side

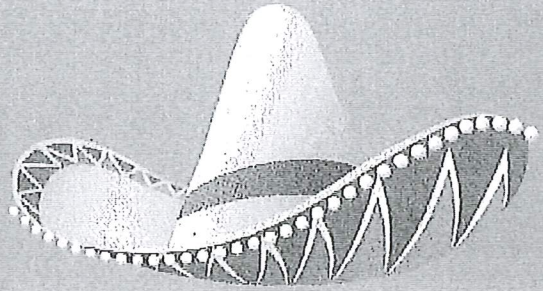
MORISQUETA / 11.75

Family special recipe, white rice topped with black beans and fried pork chunks simmered in green chili and big queso fresco chunks, served with 3 corn tortillas

APORREADILLO / 13.75

Traditional Tierra Caliente dish made with fine shredded beef jerky egg battered topped with tomato sauce and served with refried beans and rice garnished, with lettuce and pico de gallo (add 3 tortillas for 1.25)

MI TIERRA CALIENTE



MEXICAN GRILL



– DRINKS –

FOUNTAIN DRINKS / 2.95

Coke
diet coke
sprite
orange fanta
dr pepper
root beer
lemonade
fruit punch

COFFE / 3.75

Fresh brewed house blend American coffe

ICED TEA / 3.75

Fresh brewed iced tea

ORAGE JUICE / 3,95

(sorry no free refills)

CRANBERRY JUICE 3,75



OFFICE OF THE CITY CLERK
FACSIMILE: 720-898-7515 ▲ TDD: 720-898-7869
PHONE: 720-898-7550

June 16, 2023

Mi Tierra Caliente LLC
d/b/a Mi Tierra Caliente LLC
5350 West 64th Ave.
Arvada, CO 80003

SUBJECT: RESULTS OF INVESTIGATION OF THE APPLICATION FOR THE HOTEL
AND RESTAURANT LIQUOR LICENSE OF MI TIERRA CALIENTE LLC
D/B/A MI TIERRA CALIENTE, LOCATED AT 5350 WEST 64TH AVE.

Dear Applicant:

Requirements of the Colorado Liquor Code and Chapter 6 of the Code of the City of Arvada, Colorado, have been followed in the investigation of the above applicant, and the findings are as follows:

1. No application has been denied at the proposed location within two years prior to the application date; said date being May 16, 2023.
2. The applicant is holding a Lease. The official file contains a copy of the Lease.
3. The property is zoned MX-U (Mixed Use – Urban). The Zoning, Fire and Building Codes of the City of Arvada allow this type of license in the assigned zoning classification.
4. The official file contains an investigative report dated June 14, 2023 from the Licensing Investigator.
5. The boundary delineation set by the Authority is as follows:

On the North by the centerline of West 72nd Avenue and extensions thereof
On the East by the centerline of Tennyson Street and extensions thereof
On the South by the centerline of West 58th Avenue and extensions thereof
On the West by the centerline of Lamar Street and extensions thereof

6. The drawing of the building is included in the official file.

7. Notice of hearing was published in the Jeffco Transcript and the City of Arvada Legal Notices Web Site on June 8, 2023; a copy of the publication is in the official file.
8. The premise was posted June 1, 2023; the Licensing Investigator photographed the posted notice and the photographs are in the official file.
9. Currently there are two similarly licensed outlet located within the designated boundary of the proposed location: Los 3 Garcias Mexican Food, 5175 West 68th Ave.; and Tamales Moreno, 5159 West 64th Ave.
10. The required fees have been paid.

Sincerely,

Sarah Walters
Deputy City Clerk

CLERK'S SURVEY OF PETITION
PETITIONS SUBMITTED BY APPLICANT
HEARING DATE: JUNE 22, 2023

APPLICATION OF THE HOTEL AND RESTAURANT LIQUOR LICENSE OF
MI TERRA CALIENTE LLC
MI TERRA CALIENTE LLC
5350 WEST 64TH AVE.

116 SIGNED THE PETITION

CIRCULATOR	SIGNATURES SUBMITTED IN SUPPORT	SIGNATURES DELETED	SIGNATURES COUNTED IN SUPPORT	SIGNATURES SUBMITTED IN OPPOSITION	SIGNATURES DELETED	SIGNATURES COUNTED IN OPPOSITION
Rebel Licensing	114	0	114	2	0	2

Deleted Signature Explanation

APPROVAL FORM

Page 1

APPROVAL

PROPOSED FINDINGS OF FACT
REGARDING THE APPLICATION OF THE
HOTEL & RESTAURANT LICENSE OF
MI TIERRA CALIENTE LLC
D/B/A MI TIERRA CALIENTE LLC
5350 WEST 64TH AVE.

A public hearing on the Application for the Hotel and Restaurant Liquor License of Mi Tierra Caliente LLC d/b/a Mi Tierra Caliente LLC located at 5350 West 64th Ave., was held on Thursday June 22, 2023, before the Arvada Liquor Licensing Authority (hereinafter "Authority"). After considering all of the evidence presented at said public hearing, reviewing the exhibits, petitions, remonstrances, and considering all of the facts presented, the Authority adopts the following Findings of Fact:

1. The neighborhood to be served by the requested license is that area surrounded by the following:

On the North by the centerline of West 72nd Avenue and extensions thereof
On the East by the centerline of Tennyson Street and extensions thereof
On the South by the centerline of West 58th Avenue and extensions thereof
On the West by the centerline of Lamar Street and extensions thereof
2. The City Clerk's Results of Investigation dated June 16, 2023 are incorporated herein and made a part hereof.
3. (Representatives of the applicant) (Representatives of the applicant and _____ other persons) testified as to the character and reputation of the individuals involved in the application and plans for operation of the proposed outlet.
4. The Authority finds there are two similarly licensed outlets presently existing within the applicant's delineated boundary.
5. The applicant submitted petitions containing the signatures of approximately 1116 persons, none of which were deleted. Based on the needs and desires of the petition signers, 114 support the issuance of the proposed license and two oppose it. Petition signers, according to the testimony of the circulators, support the issuance of the proposed liquor license.
6. (No persons, other than representatives of the applicant) (Representatives of the applicant and _____ other persons) testified in support of the proposed license regarding the needs and desires of the neighborhood.

APPROVAL FORM

Page 2

7. The Authority finds the applicant's file is complete.
8. City Zoning permits the use of the subject property for the proposed outlet.
9. No petitions in opposition were received and (no) (____) person(s) spoke in opposition. The Authority finds there has been an adequate showing the present outlets in and near the neighborhood are not meeting the reasonable requirements thereof.
10. The Authority has considered all of the evidence coming before the Authority at the public hearing and finds the evidence does establish conclusively:
 - A. The reasonable requirements of the neighborhood are not presently being met.
 - B. The desires of the inhabitants of the neighborhood are consistent with these Findings and the granting of the application.
 - C. The character, record and reputation of the individuals involved in the application are satisfactory.

I move the foregoing Findings of Fact be Adopted and the Application for the Hotel & Restaurant Liquor License of Mi Tierra Caliente LLC d/b/a Mi Tierra Caliente LLC, located at 5350 West 64th Avenue, be Approved.

Approved with the Condition: _____

YES: _____

NO: _____

ABSENT: _____

DENIAL FORM

Page 1

DENIAL

PROPOSED FINDINGS OF FACT
REGARDING THE APPLICATION OF THE
HOTEL & RESTAURANT LICENSE OF
MI TIERRA CALIENTE LLC
D/B/A MI TIERRA CALIENTE LLC
5350 WEST 64TH AVE.

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DENIAL FORM

Page 2

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10. The Authority has considered all of the evidence coming before the Authority at the public hearing and finds the evidence does establish conclusively:
 - A. The reasonable requirements of the neighborhood are not presently being met.
 - B. The desires of the inhabitants of the neighborhood are consistent with these Findings and the granting of the application.
 - C. The character, record and reputation of the individuals involved in the application are satisfactory.

I move the foregoing Findings of Fact be Adopted and the Application for the Hotel & Restaurant Liquor License of Mi Tierra Caliente LLC d/b/a Mi Tierra Caliente LLC, located at 5350 West 64th Avenue, be Denied.

YES: _____

NO: _____

ABSENT: _____