

CITY OF ARVADA

REGULAR MEETING

**AGENDA
LOCAL LIQUOR LICENSING AUTHORITY
NOVEMBER 9, 2023
5:30 P.M.**

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. ROLL CALL OF MEMBERS
4. APPROVAL OF MINUTES – October 26, 2023
5. OLD BUSINESS – None
6. NEW BUSINESS – None
7. PUBLIC HEARING
 - A. Alleged Violation of the Fermented Malt Beverage and Wine License of Bathinda Inc. and 7-Eleven Inc. d/b/a 7-Eleven #18594A, 8002 Chase Drive
 - B. Alleged Violation of the Beer and Wine License Another Round Disc Golf and Tap Room LLC d/b/a Another Round, 6350 Wadsworth Boulevard, Suite A
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
OCTOBER 26, 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 and Ronnie Kaiser

Chair Kaiser made a motion to excuse Tom Tennessen

The following votes were cast on the motion:

Those voting Yes: Aldrich, Anderson, Caulder and Kaiser

The motion carried.

Also present were Kylie Justus, Assistant City Attorney; Sarah Walters, Deputy City Clerk, and Scott Whetstone, Liquor Investigator.

4. APPROVAL OF MINUTES

Chair Kaiser accepted the Summary Minutes of the regular meeting of September 28, 2023

5. OLD BUSINESS – none
6. NEW BUSINESS – none
7. PUBLIC HEARING – none
8. OTHER AUTHORITY ITEMS – none
9. STUDY SESSION

Training session including a presentation by Kylie Justus. Board members discussed the materials presented.

10. REPORT FROM CITY ATTORNEY'S OFFICE – none
11. REPORT FROM CITY CLERK'S OFFICE – none
12. REPORT FROM POLICE DEPARTMENT – none
13. ADJOURNMENT – 6:20 pm

Ronnie Kaiser, Chairperson

ATTEST:

Sarah Walters, Deputy City Clerk

**CITY OF ARVADA
LOCAL LIQUOR LICENSING AUTHORITY**

**AGENDA NO. 7.A.
DATE:** November 9, 2023

Item: Alleged Violation of the Fermented Malt Beverage and Wine Liquor License of Bathinda Inc. and 7-Eleven Inc. d/b/a 7-Eleven #18594A, 8002 Chase Dr.

Initiated By: Assistant City Attorney/Licensing Investigator/Deputy City Clerk

Action Proposed: Public Hearing

Presented by: Padraic Emerine, Assistant City Attorney

Comments:

Attached are the *Stipulation and Order* with exhibits and the *Recommendation Relating to Penalty and Order*.

Suggested Motions:

Motions:

#1 - SUGGESTED MOTION TO ACCEPT OR REJECT:

STIPULATION AND ORDER:

Moved by: _____

This Local Licensing Authority accepts/rejects the proposed *Stipulation and Order*, as outlined by Assistant City Attorney, Padraic Emerine

YES: _____

NO: _____

ABSENT: _____

#2 - SUGGESTED MOTION TO ACCEPT OR REJECT:

RECOMMENDATION RELATING TO PENALTY AND ORDER:

After considering the statements made in mitigation and aggravation, the sentencing guidelines, and the Recommendation Relating to Penalty, the Local Licensing Authority of the City of Arvada accepts/rejects the Recommendation Relating to Penalty as outlined by Assistant City Attorney Padraic Emerine and is hereby made an order of the Local Licensing Authority of the City of Arvada, this 9th day of November 2023.

YES: _____

NO: _____

ABSENT: _____

NOTICE
AND
ORDER
TO
SHOW CAUSE



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

September 28, 2023

Bathinda Inc., and 7-Eleven Inc.
d/b/a 7-Eleven #18594A
8002 Chase Dr.
Arvada, CO 80003

Attached you will find a Notice and Order to Show Cause why your alcohol beverage license should not be suspended or revoked. The purpose of this letter is to provide you with certain information which will answer some of your questions concerning the procedures which you will be required to follow.

Initially, the Notice and Order to Show Cause is being sent with the police report which has been submitted to the Local Licensing Authority. If you wish to obtain complete copies of any additional police reports, they can be obtained at the Arvada Police Department located at 8101 Ralston Road or online at www.arvadapd.org.

You are entitled to have an attorney represent you at the hearing. If you retain an attorney, you should do so well in advance of the hearing date. Once a hearing date has been scheduled, a postponement will not be granted except for good cause shown. If you should fail to appear at the scheduled time and place of the hearing, testimony will be taken in reference to the allegations, upon which evidence your license to operate under the terms of the Colorado Liquor or Beer Code may be suspended or revoked.

Motions and Settlement Proposals which you intend to present at the beginning of the hearing should be submitted in writing to the Local Licensing Authority no later than seven (7) days prior to the hearing date. If you wish to pursue some agreement as to a suspension, you should contact Padraic Emerine at the City Attorney's Office at 720-898-7185.

Sincerely yours,

A handwritten signature in cursive script that reads 'Ronnie Kaser'.

Chairman, Local Licensing Authority

BEFORE THE LOCAL LICENSING AUTHORITY
OF THE CITY OF ARVADA, COLORADO

IN THE MATTER OF:

ORDER TO SHOW CAUSE WHY	)	
FERMENTED MALT BEVERAGE and WINE	)	
LIQUOR LICENSE 16858	)	NOTICE AND ORDER
ISSUED TO BATHINDA INC., and 7-ELEVEN INC.	)	TO SHOW CAUSE
d/b/a 7-ELEVEN #18594A	)	
8002 CHASE DR.	)	
ARVADA, COLORADO 80003	)	
SHOULD NOT BE SUSPENDED OR REVOKED	)	

YOU ARE HEREBY NOTIFIED to appear before the Local Licensing Authority of the City of Arvada, Colorado on Thursday, November 9th, 2023 at the hour of 5:30 p.m. at the City Council Chambers of the City of Arvada Municipal Building, 8101 Ralston Road, Arvada, Colorado to then and there show cause, if any there be, why your Fermented Malt Beverage and Wine Liquor License 16858 should not be suspended or revoked, pursuant to Section 44-3-601, C.R.S. for the following reasons:

SPECIFICATION #1: The Local Licensing Authority has probable cause to believe that on or about September 11, 2023, agent(s) and/or employee(s) of and/or the Licensee did sell, serve, give away or permit the sale, serving, giving or procuring of a malt, vinous and/or spirituous liquor to a person under the age of twenty-one years, contrary to Section 44-3-901(1)(b)(I) C.R.S.

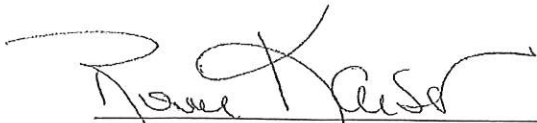
All of the foregoing is more particularly described in the accompanying reports of the Arvada Police Department.

YOU ARE HEREBY FURTHER NOTIFIED that said show cause hearing shall be conducted pursuant to the Rules of Procedure of the Local Licensing Authority and the Code of Colorado Regulations, Section 47-600 regarding, among other things,

representation by counsel, order of proceedings, cross examination and statements in mitigation or aggravation.

DATED this 28th day of September, 2023

LOCAL LIQUOR LICENSING AUTHORITY
OF THE CITY OF ARVADA, COLORADO

A handwritten signature in black ink, appearing to read "Rose Kiser", written over a horizontal line.

By: Chairman, Liquor Licensing Authority

ARVADA LOCAL LIQUOR LICENSING AUTHORITY
SHOW CAUSE HEARING PROCEDURE

This is a hearing before the Local Licensing Authority of the City of Arvada on the Notice and Order to Show Cause why Fermented Malt Beverage and Wine liquor license 16858, issued to Bathinda Inc., and 7-Eleven Inc. should not be suspended or revoked. This hearing is conducted pursuant to the laws of the State of Colorado and the ordinances of the City of Arvada. A record shall be kept of this hearing and all exhibits shall be preserved.

The prosecuting City Attorney shall have the burden of proving, by preponderance of the evidence, the specifications alleged in the Notice and Order to Show Cause. The order of the hearing shall be as follows:

1. First, the City may present an opening statement. Should the City exercise this privilege, the Licensee may also present such a statement immediately thereafter, or reserve it until the beginning of the Licensee's case.
2. As it has the burden of proof, the City shall present its evidence first. It shall call witnesses and present all necessary documentary evidence for the Authority's consideration. The Licensee has the right to cross-examine each witness called by the City. However, the Authority may limit cross-examination which is cumulative, repetitive or immaterial, or in order to protect witnesses against undue harassment and embarrassment.
3. After the City rests its case, the Licensee may present the testimony of witnesses in its behalf, subject to cross-examination by the City. Also, the Licensee may choose to testify, subject to cross-examination by the City. Once both sides have presented their cases, the City will be given an opportunity to rebut all matters raised by the Licensee in Licensee's case.
4. At the conclusion of the evidence, the City and Licensee may present closing arguments. If an argument is presented by the Licensee, the City shall be given a final opportunity to rebut.

The Licensee may be represented by counsel. All testimony shall be given under oath, to be administered by the chairperson of the Authority. Statements or arguments of counsel are not considered evidence. Only testimony given under oath and exhibits properly admitted shall be considered by the Authority in reaching its decision.

Exhibits submitted shall first be marked, show to the opposing part and then identified before offering them to the chairperson for admission into evidence. The chairperson will rule on the admissibility of all exhibits and any testimony to which a party objects, and such ruling will stand unless overruled by a majority of the members of the Authority. Since this is an administrative hearing, strict rules of evidence, including those regarding the admission or hearsay, do not apply.

At the close of the hearing the Authority will deliberate upon the evidence. Afterward, the Authority may choose to render a decision immediately on the record or to take the matter under advisement and render its decision at a later date not to exceed thirty days from the date of the hearing.

A decision that the City has failed to carry its burden of proof with respect to any specification shall result in its dismissal. However, should the Authority find that the City has proven any of the specifications alleged, it will proceed directly to the determination of appropriate punishment. The Licensee will then be afforded the opportunity to present evidence in mitigation. Afterward, the City may present evidence in aggravation. The Authority will then deliberate and pass sentence on open record.

Sec. 6-6. - Sales to certain persons prohibited.

It shall be unlawful for any person to sell, serve, give away, dispose of, exchange or deliver or permit the sale, serving, giving, or procuring of any alcoholic beverage to or for any person under the age of 21 years or to a visibly intoxicated person or to a known habitual drunkard.

(Ord. No. 4670, § 1, 12-17-2018)

State Law reference— Unlawful acts, C.R.S. § 44-3-901(1).

44-3-901. Unlawful acts - exceptions - definitions.

(1) Except as provided in section 18-13-122, it is unlawful for any person:

(a) To sell, serve, give away, dispose of, exchange, or deliver, or permit the sale, serving, giving, or procuring of, any alcohol beverage to a visibly intoxicated person or to a known habitual drunkard;

(b) (i) To sell, serve, give away, dispose of, exchange, or deliver or permit the sale, serving, giving, or procuring of any alcohol beverage to or for any person under the age of twenty-one years.

LICENSE NUMBER: 16858



GENERAL LICENSE

LICENSE TYPE: **Fermented Malt Beverage and Wine**

LICENSE ISSUED TO: **Bathinda, Inc. and 7-Eleven, Inc.**
7-Eleven #18594A
8002 Chase Drive
Arvada, CO 80003

DATE ISSUED **April 4, 2023**

FEE: **\$103.75**

LICENSE EXPIRES: **April 24, 2024**

SIGNATURE: _____

Sarah Walters
Deputy City Clerk



PO Box 8101 * 8101 RALSTON ROAD * ARVADA, COLORADO * 80001-8101

THIS LICENSE MUST BE POSTED IN PUBLIC VIEW

DR 8402 (07/01/2012)

**STATE OF COLORADO
DEPARTMENT OF REVENUE**

LIQUOR ENFORCEMENT DIVISION

1707 Cole Blvd, Suite 300
Lakewood, CO 80401

**BATHINDA INC & 7-ELEVEN INC
dba 7-ELEVEN STORE 18594A
8002 CHASE DR
Aryada CO 80003**

ALCOHOL BEVERAGE LICENSE

Liquor License Number 42-99854-0000	License Expires at Midnight April 24, 2024
License Type FERMENTED MALT BEVERAGE AND WINE (CITY)	
Authorized Beverages FERMENTED MALT BEVERAGE AND WINE	

This license is issued subject to the laws of the State of Colorado and especially under the provisions of Title 44, Articles 4, 3, CRS 1973, as amended. This license is nontransferable and shall be conspicuously posted in the place above described. This license is only valid through the expiration date shown above. Any questions concerning this license should be addressed to: Colorado Liquor Enforcement Division, 1707 Cole Blvd, Suite 300 Lakewood, CO 80401.

In testimony whereof, I have hereunto set my hand. 4/4/2023 LC

Michelle Stone-Principato

Michelle Stone-Principato, Division Director

Mark Ferrandino

Mark Ferrandino, Executive Director/CEO

Arvada Police Department - Municipal Court

SUMMONS AND COMPLAINT

People of the State of Colorado vs.		SSN:	PSR:		CR: AR23014531		ET166194					
NAME ANJANI, KUMARI					DOB: MM/DD/YYYY 05/29/1999		AGE 24	VIOLATION: MM/DD/YYYY 09/11/2023				
ADDRESS 4805 W 81ST PL			CITY WESTMINSTER	STATE CO	ZIP CODE 80031	HOME TELEPHONE 7204690019	APPROX: TIME OF VIOLATION 17:30					
DRIVER'S LICENSE NUMBER AND TYPE I		STATE	EXP	RACE A/N	SEX F	HEIGHT 500	WEIGHT 120	HAIR BLK	EYES BRO	INTERP? *NONE	DIR TRAVEL	COUNTY JEFFERSON
EMPLOYER NAME			EMPLOYER NAME			BUSINESS PHONE			OCCUPATION			
VEHICLE LICENSE NUMBER AND TYPE		STATE CO	YEAR	MAKE	MODEL		APPROXIMATE LOCATION OF VIOLATION, CITY OF ARVADA, STATE OF COLORADO					
COLOR		VIN					8002 CHASE DR					
REGISTERED OWNER (NAME AND ADDRESS) CO												
You are hereby summoned to appear in: Arvada Municipal Court 8101 Ralston Road, Arvada, Colorado 80001 on: Thursday 10/12/2023 Time 09:45 AM to answer charges related to the violation(s) of the Arvada city code and/or the model traffic code section(s) listed below. (If you are under 18 years of age, you must appear with a parent or legal guardian on the above date.) If this appearance date falls on a Saturday, Sunday or Holiday, you are to appear on the next regular Court Business day following this date at 9:00 a.m.								RIGHT INDEX PRINT Fingerprinted: NO Photographed: NO				
ACCIDENT	INJURY	SCHL ZONE	CONST ZONE	RADAR	LASER	PACED	ARREST	DOMESTIC	EVIDENCE			
NO	NO	NO	NO	NO	NO	NO	NO	NO	NO			
Citation: Sec. 6-6 - Sales to Minor and/or Intoxicated Person(s) - CC. 6-6 - Pts. 0 Fine: COURT												
Defendant's Signature, Receipt of Service 						Valid CO License No			MOBILE FOR COURT USE:			
Complainant knows or believes and alleges that the above-named defendant violated the law as cited above. Signature						Complainant knows or believes and alleges that the above-named defendant violated the law as cited above. Signature			MANDATORY COURT			
The undersigned has probable cause to believe that the defendant committed the offenses against the peace and dignity of the people of the State of Colorado and affirms that a copy of the Summons and Complaint was personally served upon the defendant.												
OFFICER LAST NAME Guerrero						OFFICER SIGNATURE  #1804			ID NO. 1804		DATE 09/11/2023	

SUMMONS AND COMPLAINT

ET166194

OFFICER NOTES

CMV: NO
DOT #:
Lane:
of Occupants:
Vehicle Style:
Witness Type: VIOLATOR
Witness Name: ANJANI, KUMARI
Witness Address:
Witness City:
Witness State and Zip:
Witness Home Phone:
Witness Bus Phone:
Visual Est. Speed:
Alleged Speed:
Posted Speed:
Speed Determined By:
Method: HAND HELD
Laser Distance:
Radar/Laser #:
Radar/Laser Calib: g
Fork #:
Fork Cal. Time:
Fork 2 #:
Fork 2 Cal. Time:
City: ARVADA

Identification: VERBAL
Car #: C195
STEP: NONE
2nd Officer: Officer Lechuga 0801
Direction of Travel:
DL Endorsements:
Secondary Contact Type:
Parent/Employer:
Home Phone:
Work Phone:
Bus City:
Bus State and Zip: CO
Accident: NO
Injury: NO
School Zone: NO
Const Zone Work Pres: NO
DL Expiration:
Registration Expiration:
Violator Attitude: GOOD
Road Conditions:
Traffic Conditions:
Weather Conditions:

Duration: 15
DBC Time:
DBC Distance:
DBC Veh 1 Distance:
DBC Veh 1 Speed:
DBC Veh 1 Description:
DBC Veh 2 Distance:
DBC Veh 2 Speed:
DBC Time Between:
DBC Offset:

DUI Information:
Substance:
Roadside:
PBT:
Test Type:
BAC:
1 Leg Test:
HGN:
Walk and Turn:

DUI Notes:

Officer Notes:
SEE REPORT.

Driver's Statement:

Picture:



Arvada Police Department

Incident: AR23014531

Incident details:

Incident Type: LIQUOR LAW
Incident time: 09/11/2023 17:20 - 09/11/2023 17:40
Reported time: 09/11/2023 14:52
Incident location: 8002 CHASE DR, ARVADA, JEFFERSON CO 80003 (7 ELEVEN) (Beat: APDSECTORA)
(CADRESULT - 8002 CHASE DR AR: @7-11 CHASE 80003)
Incident status: Cleared by arrest
Reporting officer: #1626 WHETSTONE, SCOTT
Investigator:
Summary: Liquor compliance check, sale of alcohol to a minor

Involved Persons:

Name: ANJANI, KUMARI
Classification: Cited; Suspect
Address: 4805 W 81ST PL, Unit E1, WESTMINSTER, USA
Telephone: (Cell phone) (720) 469-0019 [Residence]
Height: 5'0" **Weight:** 120lb **Build:**
Race: Asian **Hair Color:** Black **Eye Color:** Brown

Name: LECHUGA, KELLY
Classification: Witness
Address:
Telephone: (720) 898-6534 [Business]
Height: **Weight:** **Build:**
Race: White **Hair Color:** **Eye Color:**

Name: [REDACTED] **Gender:** [REDACTED]
Classification: Juvenile; Subject **DOB:** [REDACTED]
Address: 8101 RALSTON RD, ARVADA, JEFFERSON CO 80002 (Beat: APDSECTORB)

Telephone:
Height: 5'6" **Weight:** 125lb **Build:**
Race: White **Hair Color:** Blonde or strawberry **Eye Color:**

Name: 7-ELEVEN **Gender:**

Classification: Other

DOB:

Address: 8002 CHASE DR, ARVADA, JEFFERSON CO 80003 (7 ELEVEN) (Beat: APDSECTORA)
(CADRESULT - 8002 CHASE DR AR: @7-11 CHASE

Telephone: (Landline) (303) 429-7715 [Business]

Associated Incidents:

- Same event / AR23014545 / LIQUOR LAW / 09/11/2023 14:52 / 6350 WADSWORTH BLVD, Suite A, ARVADA, JEFFERSON CO USA 80002 Liquor compliance checks, sale of alcohol to a minor.

Involved Officers:

- #1804 GUERRERO, ALBINO (Back-up officer)
- #0801 LECHUGA, KELLY (Back-up officer)
- #1626 WHETSTONE, SCOTT (Reporting officer)
- #000000 CAD INTERFACE (Reporting officer)

Reports:

General Report

Arvada Police Department

Printed: 09/19/2023 14:16 by 2120

Incident: AR23014531 LIQUOR LAW @09/11/2023 14:52

Author: #1626 WHETSTONE, SCOTT
Entered by: #1626 WHETSTONE, SCOTT

Report time: 09/14/2023 10:04
Entered time: 09/14/2023 10:04

Remarks:

Orig S Whetstone

Report:

On September 11th, 2023, between 1600 – 2030 hours, liquor compliance checks were completed. I, Liquor License Control Administrator, S. Whetstone was assisted by SRO Kelly Lechuga, SRO Albino Guerrero and underage Police Explorer [REDACTED]. Police Service Technician Supervisor Michelle Archuleta also assisted with the compliance checks. The five of us met at APD Headquarters at 1530 hours for a pre-op briefing. 20 pre-determined liquor license locations were scheduled for compliance checks for the evening. Locations and destinations were selected based on factors that included, but are not limited to previous violations and recently issued / new liquor licensed locations. Hotel & Restaurant (H&R), Fermented Malt Beverage/Wine (FMB/W) and Retail Liquor Store (RLS), licensees were selected. The list and order of the compliance checks are as follows:

1. Arvada Discount Liquors – 5490 Wadsworth Blvd. RLS, off premise.
2. Pier 8 – 7490 W 52nd Ave. H&R, on premise.
3. Parry's Pizza – 7220 W 56th Ave #100. H&R, on premise.
4. Arvada Wine and Spirits – 6350 Sheridan Blvd. RLS, off premise
5. LTM Liquors – 6790 Sheridan Blvd. RLS, off premise.
6. 7- Eleven – 80002 Chase Dr. FMB/W, off premise
7. Circle K – 6802 Wadsworth Blvd. FMB/W, off premise.
8. Another Round Disc Golf – 6350 Wadsworth Blvd Suite A. Beer/Wine, on premise.
9. Hill Top Liquors – 6390 Wadsworth Blvd. RLS, off premise.
10. Stix Crafthouse – 5777 Olde Wadsworth Blvd. H&R, on premise.
11. Oberon Liquors – 6601 Oberon Rd. Unit B. RLS, on premise.
12. Circle K – 9989 W 80th Ave. FMB/W, off premise.
13. CVS Pharmacy – 8557 Holman Ct. Beer/Wine, off premise.
14. Westwood's Wine & Spirits – 16255 W 64th Ave. RLS, off premise.
15. Town Center Liquors – 14455 W 64th Ave Unit A. RLS, off premise.
16. Rocket – 14405 W 64th Ave. FMB/W, off premise.
17. Rocket – 6393 Ward Road. FMB/W, off premise.
18. Corner Mart – 6490 Ward Road. FMB/W, off premise.
19. Rossi Liquors – 12399 W 64th Ave. RLS, off premise.
20. Ralston Food & Gas – 10440 Ralston Rd. FMA/W, off premise.

17 year old [REDACTED] was wearing a white t-shirt, with a green/white flannel over shirt, black yoga pants, and white Converse sneakers. She had a small "card" wallet on her person in which she carried her under the age of 21, vertical Colorado driver's license ID, her debit card, and attached car keys. A photo of [REDACTED] was submitted as evidence. [REDACTED] also submitted a signed Arvada Police Department Volunteer Agreement and Release of Liability for Liquor Compliance Checks waiver form, signed by [REDACTED] and her mother. This waiver has been saved and kept on file.

Officer Kelly Lechuga was wearing blue jeans, a green t-shirt, black headband and sunglasses that were propped over the headband. Officer Lechuga was armed and carried her badge and side arm on her waist inside her t-shirt. Officer Guerrero was wearing a lite red long sleeve t-shirt, jeans and brown leather shoes. He was armed and carried his badge and side arm under his shirt on his waist. We used a City of Arvada unmarked Police vehicle to complete the compliance checks. The vehicle was a gold Ford Taurus equipped with emergency lights and siren bearing Colorado license plate ADQ-B57.

[REDACTED] was given two 20 dollar bills to use as "buy" money. She also carried my City of Arvada cell phone. This cell phone was used as the transmitter phone utilizing the Call-Yo app. The Call-Yo app was activated prior to each compliance check, and therefor recorded. However, due to background noise and other interference, conversations were difficult to hear. Prior to entering each location, [REDACTED] would activate the Call-Yo application (which started the recording), state the location name, address and time of day.

The compliance checks were completed as follows:

1. Arvada Discount Liquors – 5490 Wadsworth Blvd, RLS, off premise. Officers Lechuga and Guerrero entered the establishment at approximately 1643 hours. [REDACTED] entered shortly after and attempted to buy a 6-pack of beer. The sale of the beer was denied, [REDACTED] immediately left the premises. Lechuga and Guerrero then exited as well.
2. Pier 8 – 7490 W 52nd Ave. H&R, on premise. Officers Lechuga and Guerrero and [REDACTED] all entered the establishment together at approximately 1649 hours. [REDACTED] attempted to order a draft beer but was denied when she stated she forgot her ID. All three exited the premises.
3. Parry's Pizza – 7220 W 56th Ave #100, H&R, on premise. Officers Lechuga and Guerrero and [REDACTED] entered the establishment at approximately 1657 hours. [REDACTED] attempted to order a draft beer but was denied when she stated she forgot her ID. All three then exited the premises.
4. Arvada Wine and Spirits – 6350 Sheridan Blvd, RLS, off premise. Officers Lechuga and Guerrero entered the establishment at approximately 1709 hours. [REDACTED] entered approximately 30 seconds later. [REDACTED] attempted to buy alcohol but was denied when she provided the clerk her under 21, vertical driver's license. She immediately exited followed by Lechuga and Guerrero.
5. LTM Liquors – 6790 Sheridan Blvd, RLS, off premise. Officers Lechuga and Guerrero entered the location at approximately 1717 hours. [REDACTED] entered about 30 seconds later. [REDACTED] attempted to purchase alcohol but was denied when she said she forgot her ID. [REDACTED] immediately left the location followed by Lechuga and Guerrero.
6. 7- Eleven – 80002 Chase Dr. FMB/W, off premise. Officers entered the location at 1726 and [REDACTED] entered about 30 seconds later. [REDACTED] approached the checkout counter with a 6-pack of bud light. [REDACTED] was asked by the female clerk for her ID. [REDACTED] provide the clerk her under age, vertical ID. The clerk took the ID, looked at it and handed it back to [REDACTED]. The female clerk then completed the sale of the 6-pack of Bud Light. [REDACTED] handed the clerk a 20 dollar bill. [REDACTED] took the beer and exited the premises. A summons for the sale of alcohol to an underage person was issued to the female clerk. See Officer Guerrero's report for more detail.
7. Circle K – 6802 Wadsworth Blvd, FMB/W, off premise. Officer's Lechuga and Guerrero entered the location at 1804 hours followed shortly after by [REDACTED]. [REDACTED] attempted to purchase a 6-pack of beer but the sale was denied by the female clerk when [REDACTED] could not provide valid proof of age. All three then exited the establishment.
8. Another Round Disc Golf – 6350 Wadsworth Blvd Suite A, Beer/Wine, on premise. Officer's Lechuga and Guerrero, along with [REDACTED] entered the location at approximately 1809 hours. After some small talk between

the male employee and Lechuga/Guerrero/[REDACTED], the male employee asked [REDACTED] if she would like something to drink. He then provided her with an unknown draft beer; [REDACTED] paid for the beer with a 20 dollar bill. [REDACTED] then immediately left the premises. See Officer Guerrero's report for more information.

9. Hill Top Liquors – 6390 Wadsworth Blvd, RLS, off premise. Officer's Lechuga and Guerrero entered the establishment at approximately 1831 hours followed shortly after by [REDACTED]. [REDACTED] attempted to purchase a 6-pack of beer but the sale was denied when she could not provide proof of age identification. All three then exited the establishment.
10. Stix Crafthouse – 5777 Olde Wadsworth Blvd, H&R, on premise. Officer's Lechuga, Guerrero and Explorer [REDACTED] attempted to enter the establishment at 1837 hours. The location was closed for business due to a water leak.
11. Oberon Liquors – 6601 Oberon Rd, Unit B, RLS, on premise. Officer's Lechuga and Guerrero entered the location at 1850 hours followed shortly after by [REDACTED]. [REDACTED] attempted to purchase alcohol from the female clerk. The female clerk asked [REDACTED] for an ID to which [REDACTED] stated she did not have one. The clerk then asked for [REDACTED] date of birth. [REDACTED] provided her actual date of birth with a birth year of 2006. The female clerk then stated that she was not 21 and could not purchase the alcohol. All three then exited to establishment.
12. Circle K – 9989 W 80th Ave, FMB/W, off premise. Officer's Lechuga and Guerrero entered the establishment at 1956 hours followed shortly after by [REDACTED]. [REDACTED] attempted to purchase a 6-pack of beer. The sale was denied when [REDACTED] stated she forgot her ID. All three then exited to establishment.
13. CVS Pharmacy – 8557 Holman Ct, Beer/Wine, off premise. Officer's Lechuga and Guerrero attempted to enter the location at 2006 hours but were unable to do so. The location had closed for business at 2000 hours due to staffing issues.
14. Westwood's Wine & Spirits – 16255 W 64th Ave, RLS, off premise. This location was skipped due to time constraints.
15. Town Center Liquors – 14455 W 64th Ave Unit A, RLS, off premise. This location was skipped due to time constraints.
16. Rocket – 14405 W 64th Ave, FMB/W, off premise. Officer's Lechuga and Guerrero entered the establishment at 2014 hours followed shortly after by [REDACTED]. [REDACTED] attempted to purchase alcohol but the sale was denied when [REDACTED] stated she did not have her ID. All three then exited to establishment.
17. Rocket – 6393 Ward Road, FMB/W, off premise. Officer's Lechuga and Guerrero entered the establishment at 2027 hours followed shortly after by [REDACTED]. [REDACTED] attempted to purchase alcohol but the sale was denied when [REDACTED] could not provide proper ID. All three then exited to establishment.
18. Corner Mart – 6490 Ward Road, FMB/W, off premise. This location was moved to the #17 spot for ease of entry/exit off of Ward Road. Officers Lechuga and Guerrero entered the establishment at 2023 hours followed shortly after by [REDACTED]. [REDACTED] attempted to purchase alcohol but the sale was denied when [REDACTED] could not provide proper ID. All three then exited to establishment.
19. Rossi Liquors – 12399 W 64th Ave, RLS, off premise. This location was skipped due to time constraints.
20. Ralston Food & Gas – 10440 Ralston Rd, FMA/W, off premise. Officer's Lechuga and Guerrero entered the establishment at 2033 hours followed shortly after by [REDACTED]. [REDACTED] attempted to purchase alcohol but the sale was denied when [REDACTED] could not provide proper ID. All three then exited to establishment.

Due to time constraints, the compliance check operation was concluded at this time. Officer's Lechuga, Guerrero, Explorer [REDACTED] PST Supervisor Archuleta and myself then returned to PD headquarters.

I have nothing further to report at this time.

Supplementary Incident Report

Arvada Police Department

Printed: 09/19/2023 14:17 by 2120

Incident: AR23014531 LIQUOR LAW @09/11/2023 14:52

Author: #1804 GUERRERO, ALBINO

Report time: 09/12/2023 09:07

Entered by: #1804 GUERRERO, ALBINO

Entered time: 09/12/2023 09:07

Remarks:

Supp 1 A Guerrero/BWC

Report:

Supp 1 A Guerrero/BWC

Disclaimer: This report is a synopsis of this investigation and is not meant to be a transcript or complete accounting of every detail or circumstance contained within any Body-Worn Camera footage collected. Furthermore, this report may include additional information regarding what the officer was actually seeing or perceiving during this event that may not be captured in the video footage. Similarly, if this report includes information regarding recorded interviews or actions by an officer, it should be treated as a summary of those interviews or actions and not a transcript.

Based on my interpretation of interviews, inferences of time, and an attempt to logically prepare this report, this report may not be in chronological order as reported by the victim(s), witness(es) and/or suspect(s).

The written report is based on my reasonable determination of what is relevant at the time.

On 09/11/2023, I (Officer Guerrero) alongside Officer Lechuga and Arvada Police Explorer [REDACTED] civilian volunteer (classified date of birth), assisted Liquor Licensing Investigator S Whetstone with a pre-planned Liquor Compliance Operation. I operated as a non-uniformed officer wearing civilian clothing, concealed carrying my off-duty pistol, Arvada Police Officer badge, and department issued body worn camera (BWC). [REDACTED] (known to be 17 years of age) assisted by operating in the role of the "minor" requesting alcohol sales from target businesses. Our mode of transportation was via an unmarked city owned vehicle.

At approximately 1730 hours we arrived at the 7-Eleven store located at 8002 Chase Dr. I entered the business with Officer Lechuga and shortly after [REDACTED] entered the store alone. [REDACTED] grabbed a six-pack of Bud Light beer from the industrial fridge and immediately walked to the cash register. Let it be noted that I stood in close proximity and could observe and listen to the interaction between [REDACTED] and the clerk. The clerk at the cash register was later verbally and with a United States social security card identified as Anjani Kumari (DOB: 05/29/1999).

As [REDACTED] placed the beer on the counter, Anjani requested an identification card. [REDACTED] proceeded to produce her personal and valid vertical minor Colorado license. Anjani looked at the identification card and thanked [REDACTED]. [REDACTED] handed Anjani a twenty-dollar bill. Anjani grabbed the twenty-dollar bill, checked it under light (presumably assuring it was a real bill), and placed it in the cash register. Anjani provided [REDACTED] with change completing the sale. [REDACTED] exited the 7-Eleven as I followed behind and escorted her to our unmarked vehicle.

Officer Lechuga and I entered the 7-Eleven once more and I verbally and with my department issued Arvada Police badge identified as a police officer to Anjani. Once identifying as police officers, I activated my BWC. She was informed she illegally sold alcohol to an underage person. Anjani appeared to be confused and initially

disregarded us. It was later learned Anjani was a Nepal native, spoke Nepali, and was not fluent in English. With the assistance of her co-worker and manager, Anjani was made aware she illegally sold alcohol to an underage individual.

Anjani was served with City of Arvada summons ET166194 on the following charge;

-City of Arvada Municipal Code: Section: 6-6 - Sell Alcohol to Minor.

Please refer to other report(s) for further detail; I have nothing further to report at this time.

STIPULATION
AND
ORDER

BEFORE THE LOCAL LICENSING AUTHORITY OF
THE CITY OF ARVADA, COLORADO

8101 Ralston Road
Arvada, Colorado 80002

IN THE MATTER OF:

ORDER TO SHOW CAUSE WHY FERMENTED MALT
BEVERAGE AND WINE LICENSE #16858
ISSUED TO BATHINDA INC. AND 7-ELEVEN INC.
d/b/a/ 7-Eleven #18594A
8002 CHASE DRIVE
ARVADA, COLORADO 80003
SHOULD NOT BE SUSPENDED OR REVOKED

STIPULATION AND ORDER

COMES NOW the City of Arvada, by and through its attorney, Padraic Emerine, and the Licensee, Bathinda Inc. and 7-Eleven Inc., d/b/a 7-Eleven #18594A, by and through its franchise owner Jatinderbir Chahal, hereby stipulate and agree that the violation of CRS § 44-3-901, as alleged in Arvada Police Report for Case Number AR23014531 and the Local Licensing Authority's Notice and Order to Show Cause dated September 28, 2023, did occur provided that the Authority accept the Parties' Recommendation related to penalty.

The Parties hereby agree and recommend that the Arvada Liquor Authority ("Authority") accept the following Recommendation Relating to Penalty.

The Parties further stipulate that:

The Notice and Order to Show Cause dated September 28, 2023 was served and is in all respects and for all purposes legally sufficient;

The Licensee has received and reviewed a copy of the Arvada Local Liquor Licensing Authority Show Cause Hearing Procedures;

Any reviewing authority may take judicial notice of all referenced provisions of the Colorado Revised Statutes, the Colorado Code of Regulations, or other laws or regulations including the Sentencing Guidelines for the Arvada Liquor Licensing Authority dated October

24, 2013, and the Arvada Local Liquor Licensing Authority Show Cause Hearing Procedures, historical data on sanctions imposed by the Arvada Local Liquor Licensing Authority, and Colorado Department of Revenue Liquor Enforcement Division 2011 Report of Enforcement Actions, as necessary;

The Licensee has at all times pertinent to this proceeding held Fermented Malt Beverage and Wine License #16858 and has had no previous violations.

The Parties stipulate to the admission of this Stipulation and Order, Recommendation Relating to Penalty and Order, and all attachments listed as Exhibits 1 through 4, respectively, which are described below and attached hereto:

Exhibit 1: Copy of Letter to Licensee, Bathinda Inc. and 7-Eleven Inc., d/b/a 7-Eleven #18594A dated September 28th, 2023.

Exhibit 2: Copy of Notice and Order to Show Cause and Copy of Show Cause Hearing Procedure.

Exhibit 3: Copy of Fermented Malt Beverage and Wine License #16858 issued to Licensee, Bathinda Inc. and 7-Eleven Inc., d/b/a 7-Eleven #18594A.

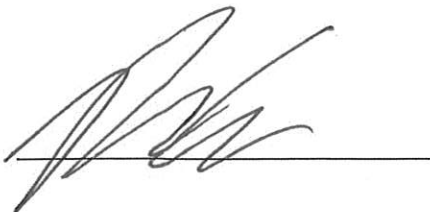
Exhibit 4: Copy of the police report narratives from AR23014531 of the Arvada Police Department in reference to the incident involving the sale of alcohol to a minor.

Dated this ___6th___ day of _November_, 2023.

CITY OF ARVADA

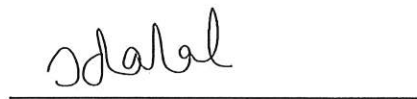
ISSUED TO BATHINDA INC. AND 7-
ELEVEN INC.
d/b/a/ 7-Eleven #18594A

[Cite your source here.]



Padraic Emerine
Assistant City Attorney
8101 Ralston Road
P.O. Box 8101
Arvada, Colorado 80001-8101

[Cite your source here.]



By: Jatinderbir Chahal
For: ISSUED TO BATHINDA INC. AND 7-
ELEVEN INC.
d/b/a/ 7-Eleven #18594A
8002 Chase Drive
Arvada, Colorado

[Cite your source here.]

RECOMMENDATION
RELATING TO
PENALTY AND
ORDER

BEFORE THE LOCAL LICENSING AUTHORITY OF
THE CITY OF ARVADA, COLORADO

8101 Ralston Road
Arvada, Colorado 80002

IN THE MATTER OF:

ORDER TO SHOW CAUSE WHY FERMENTED MALT
BEVERAGE AND WINE LICENSE #16858
ISSUED TO BATHINDA INC. AND 7-ELEVEN INC.
d/b/a/ 7-Eleven #18594A
8002 CHASE DRIVE
ARVADA, COLORADO 80003
SHOULD NOT BE SUSPENDED OR REVOKED

▲ COURT USE ONLY ▲

RECOMMENDATION RELATING PENALTY AND ORDER

COMES NOW the City of Arvada, by and through its attorney, Padraic Emerine and Bathinda Inc. and 7-Eleven Inc., d/b/a 7-Eleven #18594A, and its franchise owner Jatinderbir Chahal, hereby stipulate to and recommend that the Licensing Authority accept the following agreement and penalty recommendation:

The Parties hereby agree and recommend that the Arvada Liquor Authority ("Authority") accept the following Recommendation Relating to Penalty:

1. A penalty of suspension of Fermented Malt Beverage and Wine License #16858 for ten (10) days, of which seven (7) days will be held in abeyance pending the satisfactory completion of the following conditions:
 - a. For one year from today's date, the Licensee shall not: (i) violate the Colorado Liquor Code or the Colorado Liquor Regulations, to be determined by the Authority or the Department of Revenue's Liquor Enforcement Division; (ii) violate any criminal statute under the Colorado Revised Statutes related to alcohol, to be determined by a conviction, plea of nolo contendere, or other guilty finding; or (iii) enter into a stipulation related to subsections (i) or (ii);

- b. All employees handling alcohol sales, who have not done so in the past two years, shall attend a state certified approved liquor education class within ninety (90) days and submit written proof of attendance to the City Clerk's Office. Those that have attended in the past two years must provide proof of the same;
- c. Pay a fine in lieu of a three day active suspension. Licensee shall submit copies of its sales tax records for the last sixty (60) days, and must include a breakout of all sales by category (including all alcohol sales) on monthly Income Statements within fourteen (14) days of this Order. The fine shall be equivalent to twenty percent (20%) of the Licensee's estimated gross revenues of alcohol sales for a three-day period, except that the fine shall not be less than \$200.00 or more than \$5,000.00. Payment of the fine shall be in the forms of cash or certified funds made within twenty (20) days of written notification of the amount of the fine pursuant to the Order.
- d. Payment of the fine shall be in the forms of cash or certified funds made within twenty (20) days of written notification of the amount of the fine pursuant to the Order.

If any of these conditions are not met in the manner set forth above, Fermented Malt Beverage and Wine License #16858 shall be suspended for the number of days held in abeyance, consecutively.

Dated this ___6th___ day of _November_ 2023

CITY OF ARVADA

ISSUED TO BATHINDA INC. AND 7-ELEVEN INC.

d/b/a/ 7-Eleven #18594A

[Cite your source here.]



Padraic Emerine
Assistant City Attorney
8101 Ralston Road
P.O. Box 8101
Arvada, Colorado 80001-8101

[Cite your source here.]



By: Jatinderbir Chahal
For: ISSUED TO BATHINDA INC. AND 7-ELEVEN INC.

d/b/a/ 7-Eleven #18594A
8002 Chase Drive
Arvada, Colorado

[Cite your source here.]

**CITY OF ARVADA
LOCAL LIQUOR LICENSING AUTHORITY**

**AGENDA NO. 7.B.
DATE:** November 9, 2023

Item: Alleged Violation of the Beer and Wine Liquor License of Another Round Disc Golf and Taproom d/b/a Another Round, 6350 Wadsworth Blvd., Suite A

Initiated By: Assistant City Attorney/Licensing Investigator/Deputy City Clerk

Action Proposed: Public Hearing

Presented by: Padraic Emerine, Assistant City Attorney

Comments:

Attached are the *Stipulation and Order* with exhibits and the *Recommendation Relating to Penalty and Order*.

Suggested Motions:

Motions:

**#1 - SUGGESTED MOTION TO ACCEPT OR REJECT:
*STIPULATION AND ORDER:***

Moved by: _____

This Local Licensing Authority accepts/rejects the proposed *Stipulation and Order*, as outlined by Assistant City Attorney, Padraic Emerine

YES: _____

NO: _____

ABSENT: _____

**#2 - SUGGESTED MOTION TO ACCEPT OR REJECT:
*RECOMMENDATION RELATING TO PENALTY AND ORDER:***

After considering the statements made in mitigation and aggravation, the sentencing guidelines, and the Recommendation Relating to Penalty, the Local Licensing Authority of the City of Arvada accepts/rejects the Recommendation Relating to Penalty as outlined by Assistant City Attorney Padraic Emerine and is hereby made an order of the Local Licensing Authority of the City of Arvada, this 9th day of November 2023.

YES: _____

NO: _____

ABSENT: _____

NOTICE
AND
ORDER
TO
SHOW CAUSE



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

September 28, 2023

Another Round Disc Golf & Tap Room LLC
d/b/a Another Round
6350 Wadsworth Blvd. Suite A
Arvada, CO 80003

Attached you will find a Notice and Order to Show Cause why your alcohol beverage license should not be suspended or revoked. The purpose of this letter is to provide you with certain information which will answer some of your questions concerning the procedures which you will be required to follow.

Initially, the Notice and Order to Show Cause is being sent with the police report which has been submitted to the Local Licensing Authority. If you wish to obtain complete copies of any additional police reports, they can be obtained at the Arvada Police Department located at 8101 Ralston Road or online at www.arvadapd.org.

You are entitled to have an attorney represent you at the hearing. If you retain an attorney, you should do so well in advance of the hearing date. Once a hearing date has been scheduled, a postponement will not be granted except for good cause shown. If you should fail to appear at the scheduled time and place of the hearing, testimony will be taken in reference to the allegations, upon which evidence your license to operate under the terms of the Colorado Liquor or Beer Code may be suspended or revoked.

Motions and Settlement Proposals which you intend to present at the beginning of the hearing should be submitted in writing to the Local Licensing Authority no later than seven (7) days prior to the hearing date. If you wish to pursue some agreement as to a suspension, you should contact Padraic Emerine at the City Attorney's Office at 720-898-7185.

Sincerely yours,

A handwritten signature in cursive script that reads 'Ronnie Kaser'.

Chairman, Local Licensing Authority

BEFORE THE LOCAL LICENSING AUTHORITY
OF THE CITY OF ARVADA, COLORADO

IN THE MATTER OF:

ORDER TO SHOW CAUSE WHY	)	
BEER AND WINE LICENSE 16907	)	
ISSUED TO ANOTHER ROUND DISC GOLF	)	
AND TAP ROOM LLC	)	NOTICE AND ORDER
d/b/a ANOTHER ROUND	)	TO SHOW CAUSE
6350 WADSWORTH BLVD. SUITE A	)	
ARVADA, COLORADO 80002	)	
SHOULD NOT BE SUSPENDED OR REVOKED	)	

YOU ARE HEREBY NOTIFIED to appear before the Local Licensing Authority of the City of Arvada, Colorado on Thursday, November 9th, 2023 at the hour of 5:30 p.m. at the City Council Chambers of the City of Arvada Municipal Building, 8101 Ralston Road, Arvada, Colorado to then and there show cause, if any there be, why your Beer and Wine Liquor License 16907 should not be suspended or revoked, pursuant to Section 44-3-601, C.R.S. for the following reasons:

SPECIFICATION #1: The Local Licensing Authority has probable cause to believe that on or about September 11, 2023, agent(s) and/or employee(s) of and/or the Licensee did sell, serve, give away or permit the sale, serving, giving or procuring of a malt, vinous and/or spirituous liquor to a person under the age of twenty-one years, contrary to Section 44-3-901 (1)(b)(I) C.R.S.

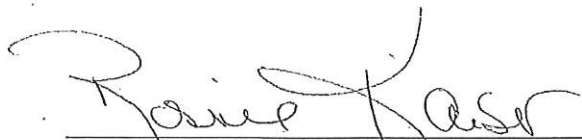
All of the foregoing is more particularly described in the accompanying reports of the Arvada Police Department.

YOU ARE HEREBY FURTHER NOTIFIED that said show cause hearing shall be conducted pursuant to the Rules of Procedure of the Local Licensing Authority and the Code of Colorado Regulations, Section 47-600 regarding, among other things,

representation by counsel, order of proceedings, cross examination and statements in mitigation or aggravation.

DATED this 28th day of September, 2023

LOCAL LIQUOR LICENSING AUTHORITY
OF THE CITY OF ARVADA, COLORADO


By: Chairman, Liquor Licensing Authority

ARVADA LOCAL LIQUOR LICENSING AUTHORITY
SHOW CAUSE HEARING PROCEDURE

This is a hearing before the Local Licensing Authority of the City of Arvada on the Notice and Order to Show Cause why Beer and Wine liquor license 16907, issued to Another Round Disc Golf & Tap Room, LLC, should not be suspended or revoked. This hearing is conducted pursuant to the laws of the State of Colorado and the ordinances of the City of Arvada. A record shall be kept of this hearing and all exhibits shall be preserved.

The prosecuting City Attorney shall have the burden of proving, by preponderance of the evidence, the specifications alleged in the Notice and Order to Show Cause. The order of the hearing shall be as follows:

1. First, the City may present an opening statement. Should the City exercise this privilege, the Licensee may also present such a statement immediately thereafter, or reserve it until the beginning of the Licensee's case.
2. As it has the burden of proof, the City shall present its evidence first. It shall call witnesses and present all necessary documentary evidence for the Authority's consideration. The Licensee has the right to cross-examine each witness called by the City. However, the Authority may limit cross-examination which is cumulative, repetitive or immaterial, or in order to protect witnesses against undue harassment and embarrassment.
3. After the City rests its case, the Licensee may present the testimony of witnesses in its behalf, subject to cross-examination by the City. Also, the Licensee may choose to testify, subject to cross-examination by the City. Once both sides have presented their cases, the City will be given an opportunity to rebut all matters raised by the Licensee in Licensee's case.
4. At the conclusion of the evidence, the City and Licensee may present closing arguments. If an argument is presented by the Licensee, the City shall be given a final opportunity to rebut.

The Licensee may be represented by counsel. All testimony shall be given under oath, to be administered by the chairperson of the Authority. Statements or arguments of counsel are not considered evidence. Only testimony given under oath and exhibits properly admitted shall be considered by the Authority in reaching its decision.

Exhibits submitted shall first be marked, show to the opposing part and then identified before offering them to the chairperson for admission into evidence. The chairperson will rule on the admissibility of all exhibits and any testimony to which a party objects, and such ruling will stand unless overruled by a majority of the members of the Authority. Since this is an administrative hearing, strict rules of evidence, including those regarding the admission or hearsay, do not apply.

At the close of the hearing the Authority will deliberate upon the evidence. Afterward, the Authority may choose to render a decision immediately on the record or to take the matter under advisement and render its decision at a later date not to exceed thirty days from the date of the hearing.

A decision that the City has failed to carry its burden of proof with respect to any specification shall result in its dismissal. However, should the Authority find that the City has proven any of the specifications alleged, it will proceed directly to the determination of appropriate punishment. The Licensee will then be afforded the opportunity to present evidence in mitigation. Afterward, the City may present evidence in aggravation. The Authority will then deliberate and pass sentence on open record.

Sec. 6-6. - Sales to certain persons prohibited.

It shall be unlawful for any person to sell, serve, give away, dispose of, exchange or deliver or permit the sale, serving, giving, or procuring of any alcoholic beverage to or for any person under the age of 21 years or to a visibly intoxicated person or to a known habitual drunkard.

(Ord. No. 4670, § 1, 12-17-2018)

State Law reference— Unlawful acts, C.R.S. § 44-3-901(1).

44-3-901. Unlawful acts - exceptions - definitions.

(1) Except as provided in section 18-13-122, it is unlawful for any person:

(a) To sell, serve, give away, dispose of, exchange, or deliver, or permit the sale, serving, giving, or procuring of, any alcohol beverage to a visibly intoxicated person or to a known habitual drunkard;

(b) (I) To sell, serve, give away, dispose of, exchange, or deliver or permit the sale, serving, giving, or procuring of any alcohol beverage to or for any person under the age of twenty-one years.

LICENSE NUMBER: 16907



GENERAL LICENSE

LICENSE TYPE: **Beer and Wine**

LICENSE ISSUED TO: **Another Round Disc Golf & Tap Room LLC**
Another Round
6350 Wadsworth Blvd. Suite A
Arvada, CO 80003-

DATE ISSUED **June 21, 2023**

FEE: \$175.00

LICENSE EXPIRES: **June 27, 2024**

SIGNATURE: _____

A handwritten signature in cursive script, appearing to read 'Sarah M. Walters', written over a horizontal line.

Sarah Walters
Deputy City Clerk



PO Box 8101 * 8101 RALSTON ROAD * ARVADA, COLORADO * 80001-8101

THIS LICENSE MUST BE POSTED IN PUBLIC VIEW

DR 8402 (07/01/2012)

**STATE OF COLORADO
DEPARTMENT OF REVENUE**

LIQUOR ENFORCEMENT DIVISION
1707 Cole Blvd, Suite 300
Lakewood, CO 80401

**ANOTHER ROUND DISC GOLF & TAP ROOM LLC
dba ANOTHER ROUND
6350 WADSWORTH BOULEVARD SUITE A
Arvada CO 80003**

ALCOHOL BEVERAGE LICENSE

Liquor License Number 03-14837	License Expires at Midnight June 27, 2024
License Type BEER & WINE (CITY)	
Authorized Beverages MALT AND VINOUS LIQUOR	

This license is issued subject to the laws of the State of Colorado and especially under the provisions of Title 44, Articles 4, 3, CRS 1973, as amended. This license is nontransferable and shall be conspicuously posted in the place above described. This license is only valid through the expiration date shown above. Any questions concerning this license should be addressed to: Colorado Liquor Enforcement Division, 1707 Cole Blvd, Suite 300 Lakewood, CO 80401.

In testimony whereof, I have hereunto set my hand. 6/16/2023 KWL

Michelle Stone-Principato

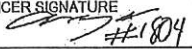
Michelle Stone-Principato, Division Director

Mark Ferrandino

Mark Ferrandino, Executive Director/CEO

Arvada Police Department - Municipal Court

SUMMONS AND COMPLAINT

People of the State of Colorado vs.		SSN:	PSR:		CR: AR23014545		ET166195																
NAME TOUGHTON, CONNOR DAVID					DOB: MM/DD/YYYY 10/30/1997		AGE 25		VIOLATION: MM/DD/YYYY 09/11/2023														
ADDRESS 13998 RIVER GLEN CT			CITY BROOMFIELD		STATE CO		ZIP CODE 80023		HOME TELEPHONE 3035033824		APPROX: TIME OF VIOLATION 18:15												
DRIVER'S LICENSE NUMBER AND TYPE 123040191 / R		STATE CO		EXP		RACE W/N		SEX M		HEIGHT 603		WEIGHT 220		HAIR BRO		EYES BRO		INTERP? *NONE		DIR TRAVEL		COUNTY JEFFERSON	
EMPLOYER NAME				EMPLOYER NAME				BUSINESS PHONE				OCCUPATION											
VEHICLE LICENSE NUMBER AND TYPE		STATE CO		YEAR		MAKE		MODEL		APPROXIMATE LOCATION OF VIOLATION, CITY OF ARVADA, STATE OF COLORADO													
COLOR		VIN		6350 OLDE WADSWORTH BLVD																			
REGISTERED OWNER (NAME AND ADDRESS) CO																							
You are hereby summoned to appear in: Arvada Municipal Court 8101 Ralston Road, Arvada, Colorado 80001 on: Thursday 10/12/2023 Time 10:15 AM (to answer charges related to the violation(s) of the Arvada city code and/or the model traffic code section(s) listed below. (If you are under 18 years of age, you must appear with a parent or legal guardian on the above date.) If this appearance date falls on a Saturday, Sunday or Holiday, you are to appear on the next regular Court Business day following this date at 9:00 a.m.)										RIGHT INDEX PRINT Fingerprinted: NO Photographed: NO													
ACCIDENT		INJURY		SCHL ZONE		CONST ZONE		RADAR		LASER		PAGED		ARREST		DOMESTIC		EVIDENCE					
NO		NO		NO		NO		NO		NO		NO		NO		NO		NO					
Citation: Sec. 6-6 - Sales to Minor and/or Intoxicated Person(s) - CC, 6-6 - Pts, 0 Fine: COURT																							
Defendant's Signature, Receipt of Service 						Valid CO License Yes						MOBILE FOR COURT USE:											
Complainant knows or believes and alleges that the above-named defendant violated the law as cited above.						Complainant knows or believes and alleges that the above-named defendant violated the law as cited above.						MANDATORY COURT											
Signature						Signature																	
The undersigned has probable cause to believe that the defendant committed the offenses against the peace and dignity of the people of the State of Colorado and affirms that a copy of the Summons and Complaint was personally served upon the defendant.																							
OFFICER LAST NAME Guerrero						OFFICER SIGNATURE  #1804						ID NO. 1804		DATE 09/11/2023									

SUMMONS AND COMPLAINT

ET166195

OFFICER NOTES

CMV: NO
DOT #:
Lane:
of Occupants:
Vehicle Style:
Witness Type: VIOLATOR
Witness Name: TOUCHTON, CONNOR DAVID
Witness Address:
Witness City:
Witness State and Zip:
Witness Home Phone:
Witness Bus Phone:
Visual Est. Speed:
Alleged Speed:
Posted Speed:
Speed Determined By:
Method: HAND HELD
Laser Distance:
Radar/Laser #:
Radar/Laser Calib: c
Fork #:
Fork Cal. Time:
Fork 2 #:
Fork 2 Cal. Time:
City: ARVADA
Identification: DL
Car #: C195
STEP: NONE
2nd Officer: Officer Lechuga 0801
Direction of Travel:
DL Endorsements:
Secondary Contact Type:
Parent/Employer:
Home Phone:
Work Phone:
Bus City:
Bus State and Zip: CO
Accident: NO
Injury: NO
School Zone: NO
Const Zone Work Pres: NO
DL Expiration:
Registration Expiration:
Violator Attitude: GOOD
Road Conditions:
Traffic Conditions:
Weather Conditions:

Officer Notes:
SEE REPORT.

Driver's Statement:

Duration: 10
DBC Time:
DBC Distance:
DBC Veh 1 Distance:
DBC Veh 1 Speed:
DBC Veh 1 Description:
DBC Veh 2 Distance:
DBC Veh 2 Speed:
DBC Time Between:
DBC Offset:
DUI Information:
Substance:
Roadsides:
PBT:
Test Type:
BAC:
1 Leg Test:
HGN:
Walk and Turn:

DUI Notes:

Picture:



Arvada Police Department

Incident: AR23014545

Incident details:

Incident Type: LIQUOR LAW
Incident time: 09/11/2023 18:00 - 09/11/2023 18:20
Reported time: 09/11/2023 14:52
Incident location: 6350 WADSWORTH BLVD, Suite A, ARVADA, JEFFERSON CO USA 80002 80002
Incident status: Cleared by arrest
Reporting officer: #1626 WHETSTONE, SCOTT
Investigator:
Summary: Liquor compliance checks, sale of alcohol to a minor.

Involved Persons:

Name: TOUCHTON, CONNOR DAVID **Gender:** Male
Classification: Cited; Suspect **DOB:** 10/30/1997
Address: 13998 RIVER GLEN CT, BROOMFIELD, BROOMFIELD CO 80023
Telephone: (Cell phone) (303) 503-3824 [Residence]
Height: 6'3" **Weight:** 220lb **Build:**
Race: White **Hair Color:** Brown **Eye Color:** Brown

Name: ANOTHER ROUND DISC GOLF AND TAP ROOM **Gender:**
Classification: Other **DOB:**
Address: 6350 WADSWORTH BLVD, Suite A, ARVADA, JEFFERSON CO USA 80002
Telephone: (Landline) (720) 593-0996 [Business]

Name: [REDACTED] **Gender:** [REDACTED]
Classification: Juvenile; Subject **DOB:** [REDACTED]
Address: 8101 RALSTON RD, ARVADA, JEFFERSON CO 80002 (Beat: APDSECTORB)
Telephone:
Height: 5'6" **Weight:** 125lb **Build:**
Race: White **Hair Color:** Blonde or strawberry **Eye Color:**

Associated Incidents:

- Same event / AR23014531 / LIQUOR LAW / 09/11/2023 14:52 / 8002 CHASE DR, ARVADA, JEFFERSON CO 80003 (7 ELEVEN) (Beat: APDSECTORA) (CADRESULT - 8002 CHASE DR AR: @7-11 CHASE Liquor compliance check, sale of alcohol to a minor

Involved Officers:

- #1626 WHETSTONE, SCOTT (Reporting officer)
- #1804 GUERRERO, ALBINO (Back-up officer)
- #0801 LECHUGA, KELLY (Back-up officer)
- #000000 CAD INTERFACE (Reporting officer)

Reports:

General Report

Arvada Police Department

Printed: 09/19/2023 14:21 by 2120

Incident: AR23014545 LIQUOR LAW @09/11/2023 14:52

Author: #1626 WHETSTONE, SCOTT
Entered by: #1626 WHETSTONE, SCOTT

Report time: 09/14/2023 10:09
Entered time: 09/14/2023 10:09

Remarks:

Orig S Whetstone

Report:

On September 11th, 2023, between 1600 – 2030 hours, liquor compliance checks were completed. I, Liquor License Control Administrator, S. Whetstone was assisted by SRO Kelly Lechuga, SRO Albino Guerrero and underage Police Explorer [REDACTED] Police Service Technician Supervisor Michelle Archuleta also assisted with the compliance checks. The five of us met at APD Headquarters at 1530 hours for a pre-op briefing. 20 pre-determined liquor license locations were scheduled for compliance checks for the evening. Locations and destinations were selected based on factors that included, but are not limited to previous violations and recently issued / new liquor licensed locations. Hotel & Restaurant (H&R), Fermented Malt Beverage/Wine (FMB/W) and Retail Liquor Store (RLS), licensees were selected. The list and order of the compliance checks are as follows:

1. Arvada Discount Liquors – 5490 Wadsworth Blvd. RLS, off premise.
2. Pier 8 – 7490 W 52nd Ave. H&R, on premise.
3. Parry's Pizza – 7220 W 56th Ave #100. H&R, on premise.
4. Arvada Wine and Spirits – 6350 Sheridan Blvd. RLS, off premise
5. LTM Liquors – 6790 Sheridan Blvd. RLS, off premise.
6. 7-Eleven – 80002 Chase Dr. FMB/W, off premise
7. Circle K – 6802 Wadsworth Blvd. FMB/W, off premise.
8. Another Round Disc Golf – 6350 Wadsworth Blvd Suite A. Beer/Wine, on premise.
9. Hill Top Liquors – 6390 Wadsworth Blvd. RLS, off premise.
10. Stix Crafthouse – 5777 Olde Wadsworth Blvd. H&R, on premise.
11. Oberon Liquors – 6601 Oberon Rd. Unit B. RLS, on premise.
12. Circle K – 9989 W 80th Ave. FMB/W, off premise.
13. CVS Pharmacy – 8557 Holman Ct. Beer/Wine, off premise.
14. Westwood's Wine & Spirits – 16255 W 64th Ave. RLS, off premise.
15. Town Center Liquors – 14455 W 64th Ave Unit A. RLS, off premise.
16. Rocket – 14405 W 64th Ave. FMB/W, off premise.
17. Rocket – 6393 Ward Road. FMB/W, off premise.
18. Corner Mart – 6490 Ward Road. FMB/W, off premise.
19. Rossi Liquors – 12399 W 64th Ave. RLS, off premise.
20. Ralston Food & Gas – 10440 Ralston Rd. FMA/W, off premise.

17 year old [REDACTED] was wearing a white t-shirt, with a green/white flannel over shirt, black yoga pants, and white Converse sneakers. She had a small "card" wallet on her person in which she carried her under the age of 21, vertical Colorado driver's license ID, her debit card, and attached car keys. A photo of [REDACTED] was submitted as evidence. [REDACTED] also submitted a signed Arvada Police Department Volunteer Agreement and Release of Liability for Liquor Compliance Checks waiver form, signed by [REDACTED] and her mother. This waiver has been saved and kept on file.

Officer Kelly Lechuga was wearing blue jeans, a green t-shirt, black headband and sunglasses that were propped over the headband. Officer Lechuga was armed and carried her badge and side arm on her waist inside her t-shirt. Officer Guerrero was wearing a lite red long sleeve t-shirt, jeans and brown leather shoes. He was armed and carried his badge and side arm under his shirt on his waist. We used a City of Arvada unmarked Police vehicle to complete the compliance checks. The vehicle was a gold Ford Taurus equipped with emergency lights and siren bearing Colorado license plate ADQ-B57.

[REDACTED] was given two 20 dollar bills to use as "buy" money. She also carried my City of Arvada cell phone. This cell phone was used as the transmitter phone utilizing the Call-Yo app. The Call-Yo app was activated prior to each compliance check, and therefor recorded. However, due to background noise and other interference, conversations were difficult to hear. Prior to entering each location, [REDACTED] would activate the Call-Yo application (which started the recording), state the location name, address and time of day.

The compliance checks were completed as follows:

1. Arvada Discount Liquors - 5490 Wadsworth Blvd. RLS, off premise. Officers Lechuga and Guerrero entered the establishment at approximately 1643 hours. [REDACTED] entered shortly after and attempted to buy a 6-pack of beer. The sale of the beer was denied, [REDACTED] immediately left the premises. Lechuga and Guerrero then exited as well.
2. Pier 8 - 7490 W 52nd Ave. H&R, on premise. Officers Lechuga and Guerrero and [REDACTED] all entered the establishment together at approximately 1649 hours. [REDACTED] attempted to order a draft beer but was denied when she stated she forgot her ID. All three exited the premises.
3. Parry's Pizza - 7220 W 56th Ave #100. H&R, on premise. Officers Lechuga and Guerrero and [REDACTED] entered the establishment at approximately 1657 hours. [REDACTED] attempted to order a draft beer but was denied when she stated she forgot her ID. All three then exited the premises.
4. Arvada Wine and Spirits - 6350 Sheridan Blvd. RLS, off premise. Officers Lechuga and Guerrero entered the establishment at approximately 1709 hours. [REDACTED] entered approximately 30 seconds later. [REDACTED] attempted to buy alcohol but was denied when she provided the clerk her under 21, vertical driver's license. She immediately exited followed by Lechuga and Guerrero.
5. LTM Liquors - 6790 Sheridan Blvd. RLS, off premise. Officers Lechuga and Guerrero entered the location at approximately 1717 hours. [REDACTED] entered about 30 seconds later. [REDACTED] attempted to purchase alcohol but was denied when she said she forgot her ID. [REDACTED] immediately left the location followed by Lechuga and Guerrero.
6. 7-Eleven - 80002 Chase Dr. FMB/W, off premise. Officers entered the location at 1726 and [REDACTED] entered about 30 seconds later. [REDACTED] approached the checkout counter with a 6-pack of bud light. [REDACTED] was asked by the female clerk for her ID. [REDACTED] provide the clerk her under age, vertical ID. The clerk took the ID, looked at it and handed it back to [REDACTED]. The female clerk then completed the sale of the 6-pack of Bud Light. [REDACTED] handed the clerk a 20 dollar bill. [REDACTED] took the beer and exited the premises. A summons for the sale of alcohol to an underage person was issued to the female clerk. See Officer Guerrero's report for more detail.
7. Circle K - 6802 Wadsworth Blvd. FMB/W, off premise. Officer's Lechuga and Guerrero entered the location at 1804 hours followed shortly after by [REDACTED]. [REDACTED] attempted to purchase a 6-pack of beer but the sale was denied by the female clerk when [REDACTED] could not provide valid proof of age. All three then exited the establishment.
8. Another Round Disc Golf - 6350 Wadsworth Blvd Suite A. Beer/Wine, on premise. Officer's Lechuga and Guerrero, along with [REDACTED] entered the location at approximately 1809 hours. After some small talk between

- the male employee and Lechuga/Guerrero/ [REDACTED] the male employee asked [REDACTED] if she would like something to drink. He then provided her with an unknown draft beer; [REDACTED] paid for the beer with a 20 dollar bill. [REDACTED] then immediately left the premises. See Officer Guerrero's report for more information.
9. Hill Top Liquors – 6390 Wadsworth Blvd. RLS, off premise. Officer's Lechuga and Guerrero entered the establishment at approximately 1831 hours followed shortly after by [REDACTED]. [REDACTED] attempted to purchase a 6-pack of beer but the sale was denied when she could not provide proof of age identification. All three then exited the establishment.
 10. Stix Crafthouse – 5777 Olde Wadsworth Blvd. H&R, on premise. Officer's Lechuga, Guerrero and Explorer [REDACTED] attempted to enter the establishment at 1837 hours. The location was closed for business due to a water leak.
 11. Oberon Liquors – 6601 Oberon Rd. Unit B. RLS, on premise. Officer's Lechuga and Guerrero entered the location at 1850 hours followed shortly after by [REDACTED]. [REDACTED] attempted to purchase alcohol from the female clerk. The female clerk asked [REDACTED] for an ID to which [REDACTED] stated she did not have one. The clerk then asked for [REDACTED] date of birth. [REDACTED] provided her actual date of birth with a birth year of 2006. The female clerk then stated that she was not 21 and could not purchase the alcohol. All three then exited to establishment.
 12. Circle K – 9989 W 80th Ave. FMB/W, off premise. Officer's Lechuga and Guerrero entered the establishment at 1956 hours followed shortly after by [REDACTED]. [REDACTED] attempted to purchase a 6-pack of beer. The sale was denied when [REDACTED] stated she forgot her ID. All three then exited to establishment.
 13. CVS Pharmacy – 8557 Holman Ct. Beer/Wine, off premise. Officer's Lechuga and Guerrero attempted to enter the location at 2006 hours but were unable to do so. The location had closed for business at 2000 hours due to staffing issues.
 14. Westwood's Wine & Spirits – 16255 W 64th Ave. RLS, off premise. This location was skipped due to time constraints.
 15. Town Center Liquors – 14455 W 64th Ave Unit A. RLS, off premise. This location was skipped due to time constraints.
 16. Rocket – 14405 W 64th Ave. FMB/W, off premise. Officer's Lechuga and Guerrero entered the establishment at 2014 hours followed shortly after by [REDACTED]. [REDACTED] attempted to purchase alcohol but the sale was denied when [REDACTED] stated she did not have her ID. All three then exited to establishment.
 17. Rocket – 6393 Ward Road. FMB/W, off premise. Officer's Lechuga and Guerrero entered the establishment at 2027 hours followed shortly after by [REDACTED]. [REDACTED] attempted to purchase alcohol but the sale was denied when [REDACTED] could not provide proper ID. All three then exited to establishment.
 18. Corner Mart – 6490 Ward Road. FMB/W, off premise. This location was moved to the #17 spot for ease of entry/exit off of Ward Road. Officers Lechuga and Guerrero entered the establishment at 2023 hours followed shortly after by [REDACTED]. [REDACTED] attempted to purchase alcohol but the sale was denied when [REDACTED] could not provide proper ID. All three then exited to establishment.
 19. Rossi Liquors – 12399 W 64th Ave. RLS, off premise. This location was skipped due to time constraints.
 20. Ralston Food & Gas – 10440 Ralston Rd. FMA/W, off premise. Officer's Lechuga and Guerrero entered the establishment at 2033 hours followed shortly after by [REDACTED]. [REDACTED] attempted to purchase alcohol but the sale was denied when [REDACTED] could not provide proper ID. All three then exited to establishment.

Due to time constraints, the compliance check operation was concluded at this time. Officer's Lechuga, Guerrero, Explorer [REDACTED], PST Supervisor Archuleta and myself then returned to PD headquarters.

I have nothing further to report at this time.

Supplementary Incident Report

Arvada Police Department

Printed: 09/19/2023 14:22 by 2120

Incident: AR23014545 LIQUOR LAW @09/11/2023 14:52

Author: #1804 GUERRERO, ALBINO
Entered by: #1804 GUERRERO, ALBINO

Report time: 09/12/2023 11:25
Entered time: 09/12/2023 11:25

Remarks:

Supp 1 A Guerrero/BWC

Report:

Supp 1 A Guerrero/BWC

Disclaimer: This report is a synopsis of this investigation and is not meant to be a transcript or complete accounting of every detail or circumstance contained within any Body-Worn Camera footage collected. Furthermore, this report may include additional information regarding what the officer was actually seeing or perceiving during this event that may not be captured in the video footage. Similarly, if this report includes information regarding recorded interviews or actions by an officer, it should be treated as a summary of those interviews or actions and not a transcript.

Based on my interpretation of interviews, inferences of time, and an attempt to logically prepare this report, this report may not be in chronological order as reported by the victim(s), witness(es) and/or suspect(s).

The written report is based on my reasonable determination of what is relevant at the time.

On 09/11/2023, I (Officer Guerrero) alongside Officer Lechuga and Arvada Police Explorer [REDACTED] civilian volunteer (classified date of birth), assisted Liquor Licensing Investigator S Whetstone with a pre-planned Liquor Compliance Operation. I operated as a non-uniformed officer wearing civilian clothing, concealed carrying my off-duty pistol, Arvada Police Officer badge, and department issued body worn camera (BWC). [REDACTED] (known to be 17 years of age) assisted by operating in the role of the "minor" requesting alcohol sales from target businesses. Our mode of transportation was via an unmarked city owned vehicle.

At approximately 1810 hours we arrived at the "Another Round Disc and Tap Room," located at 6350 Wadsworth Blvd Suite A. Officer Lechuga, [REDACTED] and I entered the business together and looked around. An employee, later identified with a Colorado driver license as Connor David Touchton (DOB: 10/30/1997), greeted us. I would note that Connor was polite, friendly, and his customer service was excellent. Connor mentioned that the establishment served alcohol.

Connor identified the selection of alcohol the establishment served and asked [REDACTED] if she wished to have a drink. [REDACTED] told Connor she did to which Connor asked what she wanted. [REDACTED] told Connor to pick for her. Connor asked [REDACTED] if there was something she did not like in particular; [REDACTED] answered she would drink whatever.

I observed Connor fill what appeared to be a 12 ounce plastic cup with an alcoholic unknown draft beer. Connor placed the cup on the bar top in front of [REDACTED]. [REDACTED] produced a twenty-dollar bill and handed it to Connor; Connor grabbed the twenty-dollar bill and provided [REDACTED] with change completing the sale. Let it be noted that Connor did not request an identification card from [REDACTED] at any point during their interaction. [REDACTED] did not provide an identification card.

██████ proceeded to exit the business and I followed. I escorted ██████ to our unmarked vehicle. I returned to the business where Officer Lechuga waited. I entered and at this time Officer Lechuga and I verbally and with our department issued Arvada Police badge identified as police officers. Once identifying as a police officer, I activated my BWC.

Connor was informed he illegally served alcohol to an underage person. Connor appeared to be shocked and did not say much. He was served with City of Arvada summons ET166195 on the following charge;

-City of Arvada Municipal Code: Section: 6-6 - Sell Alcohol to Minor.

Please refer to other report(s) for further detail; I have nothing further to report at this time.

STIPULATION
AND
ORDER

BEFORE THE LOCAL LICENSING AUTHORITY OF
THE CITY OF ARVADA, COLORADO

8101 Ralston Road
Arvada, Colorado 80002

IN THE MATTER OF:

ORDER TO SHOW CAUSE WHY BEER AND WINE
LICENSE #16907 FOR ANOTHER ROUND DISC GOLF
& TAP ROOM, LLC d/b/a ANOTHER ROUND
6350 WADSWORTH BLVD. SUITE A
ARVADA, COLORADO 80003
SHOULD NOT BE SUSPENDED OR REVOKED

STIPULATION AND ORDER

COMES NOW the City of Arvada, by and through its attorney, Padraic Emerine, and Another Round Disc Golf & Tap Room, d/b/a Another Round, by and through its owner Jason Knowles, hereby stipulate and agree that the violation of CRS § 44-3-901, as alleged in Arvada Police Report for Case Number AR23014545 and the Local Licensing Authority's Notice and Order to Show Cause dated September 28, 2023, did occur provided that the Authority accept the Parties' Recommendation related to penalty.

The Parties hereby agree and recommend that the Arvada Liquor Authority ("Authority") accept the following Recommendation Relating to Penalty.

The Parties further stipulate that:

The Notice and Order to Show Cause dated September 28, 2023 was served and is in all respects and for all purposes legally sufficient;

The Licensee has received and reviewed a copy of the Arvada Local Liquor Licensing Authority Show Cause Hearing Procedures;

Any reviewing authority may take judicial notice of all referenced provisions of the Colorado Revised Statutes, the Colorado Code of Regulations, or other laws or regulations including the Sentencing Guidelines for the Arvada Liquor Licensing Authority dated October 24, 2013, and the Arvada Local Liquor Licensing Authority Show Cause Hearing Procedures, historical data on sanctions imposed by the Arvada Local Liquor Licensing Authority, and Colorado Department of Revenue Liquor Enforcement Division 2011 Report of Enforcement Actions, as necessary;

The Licensee has at all times pertinent to this proceeding held Beer and Wine #16907 and has had no previous violations.

The Parties stipulate to the admission of this Stipulation and Order, Recommendation Relating to Penalty and Order, and all attachments listed as Exhibits 1 through 4, respectively, which are described below and attached hereto:

Exhibit 1: Copy of Letter Another Round Disc Golf & Tap Room, LLC dated September 28th, 2023.

Exhibit 2: Copy of Notice and Order to Show Cause and Copy of Show Cause Hearing Procedure.

Exhibit 3: Copy of Beer and Wine License #16907.

Exhibit 4: Copy of the police report narratives from AR23014545 of the Arvada Police Department in reference to the incident involving the sale of alcohol to a minor.

Dated this 8th day of
November, 2023.

CITY OF ARVADA

ANOTHER ROUND DISC GOLF & TAP
ROOM, LLC.

[Cite your source here.]



Padraic Emerine
Assistant City Attorney
8101 Ralston Road
P.O. Box 8101
Arvada, Colorado 80001-8101

[Cite your source here.]



By: Jason Knowles
For: ANOTHER ROUND DISC GOLF & TAP
ROOM, LLC d/b/a ANOTHER ROUND
6350 Wadsworth Blvd. Suite A, Arvada Colorado
80003

[Cite your source here.]

RECOMMENDATION
RELATING TO
PENALTY AND
ORDER

BEFORE THE LOCAL LICENSING AUTHORITY OF
THE CITY OF ARVADA, COLORADO

8101 Ralston Road

Arvada, Colorado 80002

IN THE MATTER OF:

ORDER TO SHOW CAUSE WHY BEER AND WINE
LICENSE #16907

ISSUED TO ANOTHER ROUND DISC GOLF AND TAP
ROOM, LLC.

d/b/a/ ANOTHER ROUND

6350 WADSWORTH BLVD. SUITE A

ARVADA, COLORADO 80002

SHOULD NOT BE SUSPENDED OR REVOKED

▲ COURT USE ONLY ▲

RECOMMENDATION RELATING PENALTY AND ORDER

COMES NOW the City of Arvada, by and through its attorney, Padraic Emerine and Another Round Disc Golf and Taproom (d/b/a Another Round) 6350 Wadsworth Blvd. Suite A, Arvada, Colorado; by and through its owner Jason Knowles, hereby stipulate to and recommend that the Licensing Authority accept the following agreement and penalty recommendation:

The Parties hereby agree and recommend that the Arvada Liquor Authority ("Authority") accept the following Recommendation Relating to Penalty:

1. A penalty of suspension of Beer and Wine License #16907 for ten (10) days, of which seven (7) days will be held in abeyance pending the satisfactory completion of the following conditions:
 - a. For one year from today's date, the Licensee shall not: (i) violate the Colorado Liquor Code or the Colorado Liquor Regulations, to be determined by the Authority or the Department of Revenue's Liquor Enforcement Division; (ii) violate any criminal statute under the Colorado Revised Statutes related to alcohol, to be determined by a conviction, plea of nolo contendere, or other guilty finding; or (iii) enter into a stipulation related to subsections (i) or (ii);

- b. All employees handling alcohol sales, who have not done so in the past two years, shall attend a state certified approved liquor education class within ninety (90) days and submit written proof of attendance to the City Clerk's Office. Those that have attended in the past two years must provide proof of the same;
- c. Pay a fine in lieu of a three day active suspension. Licensee shall submit copies of its sales tax records for the last sixty (60) days, and must include a breakout of all sales by category (including all alcohol sales) on monthly Income Statements within fourteen (14) days of this Order. The fine shall be equivalent to twenty percent (20%) of the Licensee's estimated gross revenues of alcohol sales for a three-day period, except that the fine shall not be less than \$200.00 or more than \$5,000.00. Payment of the fine shall be in the forms of cash or certified funds made within twenty (20) days of written notification of the amount of the fine pursuant to the Order.
- d. Payment of the fine shall be in the forms of cash or certified funds made within twenty (20) days of written notification of the amount of the fine pursuant to the Order.

If any of these conditions are not met in the manner set forth above, Beer and Wine License #16907 shall be suspended for the number of days held in abeyance, consecutively.

Dated this 8th day of November 2023

CITY OF ARVADA

ANOTHER ROUND DISC GOLF AND TAP
ROOM, LLC.
d/b/a ANOTHER ROUND

[Cite your source here.]



Padraic Emerine
Assistant City Attorney
8101 Ralston Road
P.O. Box 8101
Arvada, Colorado 80001-8101

[Cite your source here.]



By: Jason Knowles
For: ANOTHER ROUND DISC GOLF AND
TAP ROOM, LLC.
d/b/a ANOTHER ROUND
6350 Wadsworth Blvd. Suite A
Arvada, Colorado

[Cite your source here.]