

**MINUTES FOR  
LIQUOR AUTHORITY MEETING**

**CITY OF WHEAT RIDGE, COLORADO  
7500 West 29<sup>th</sup> Avenue, Municipal Building**

**January 11, 2018**

Chair Worth called the Liquor Authority Meeting to order at 9:00 a.m.

Liquor Authority Members present:

Paul Shaver  
Carolyn Peterson  
Claudia Worth  
John Miks  
Anthony Davia  
Elizabeth Nazarene

Absent, Robert Alldredge, Bruce McIntyre,

Also present: Deputy City Clerk Robin Eaton; Police Officer Steve Berkowitz; Brandon Capps, Applicant; Tina Scott (Oedipus).

**APPROVAL OF MINUTES OF November 30, 2017**

**Motion** by Member Peterson to approve the minutes of November 30, 2017; seconded by Member Shaver; Motion carried 3-3, with Nazarene, Davia and Miks abstaining.

**Item 1.** Introduced by Chair Worth; a New Application for a Brew Pub Liquor License Application for New Image Brewing Company LLC, dba New Image Brewing Company located at 9150 W. 44<sup>th</sup> Avenue, Wheat Ridge CO 80033.

Chair Worth opened the public Hearing

Deputy Eaton gave the initial findings for the staff report and entered Exhibits 1-6 into the record, showing the applicant has fulfilled all of the requirements to hold a liquor license. He explained that New Image Brewing Company is a new Brew Pub applicant, being currently licensed in the City of Arvada and wishing to branch out for more manufacturing capacity.

Deputy Eaton introduced Tina Scott, Oedipus Inc. along with Brandon Capps, the applicant.

Chair Worth swore in Ms. Scott and Mr. Capps.

Tina Scott spoke about Oedipus, Inc. and stated that Wheat Ridge has a wonderful reputation as a good place for businesses. She used model testimony from past hearings as to the methods Oedipus uses to conduct the surveys.

Survey was conducted in a one-mile radius with the applicant business at center. Both residences and businesses were surveyed in the blue area of the map of the survey.

She described on page two of the survey that 238 of those surveyed were in favor of issuance of new liquor license, while there were 16 that were opposed to it.

The applicant Brandon Capps spoke about the business being mostly for the manufacturing of new Craft beers to help expand his Arvada location as it is too small for the amount of production that he would like to have. Mr. Capps looked for the proper place before settling upon this Wheat Ridge location.

Chair Worth asks for any questions.

Mr. Davia asks what kind of food was going to be served at his location.

Mr. Capps responds that it would be an assortment of items to include seared tuna nachos, fish tacos, ancho chicken, and short ribs to name a few.

Ms. Peterson asks what, if any, he was going to do different than other brew pubs are doing.

Mr. Harris responds that different buildings can be the determining factor on what type of character your facility might have. With a space such as this, you can have a lot of flexibility to make changes, especially with the different suggestions that the clientele has to make.

Thinking is later on, to grow this facility and take over the front area of the building as well and have it serve as extra dining, along with a patio under the roof on the east side of the building. The location in Arvada is mostly a full service facility and here is going to be more of a casual food concept.

Chair Worth asks if the facility will have gluten free items being served.

Mr. Capps responds that there will be gluten free beer and wine being served there, along with menu items such as the vegan chorizo bowl and vegan nachos. Plus the process that they use to manufacture beer reduces the FDA levels of enzymes which is a great thing for people with celiac problems.

Mr. Shaver asks where the Arvada facility is located and if he cans or bottles their own products.

Mr. Capps replies that it is about one half block south of Grandview Avenue on Yukon street. They will probably be moving their entire production line to Wheat Ridge as they can their beer and put specialty beers in bottles.

Mr Shaver asks how many beers they will have at the brew pub.

Mr. Harris responds that he will have five regular beers in bottles, along with up to 12-16 taps for local brews. The specialty beers in bottles will vary, being determined by the season.

Asked on if they just sell beers directly to the consumer, Mr. Capps answers that they wholesale much of their beer, up to 80 percent, to places such as Fort Collins, Aspen, Colorado Springs and Boulder.

Chair Worth asks if anybody else has any questions for the applicant with no reply.

**Motion** by Mr. Miks to approve the issuance of a new a Brew Pub Liquor License for New Image Brewing Company LLC dba New Image Brewing Company, at 9505 W. 44<sup>th</sup> Avenue, Wheat Ridge CO 80033 on the basis of the following findings:

1. Public Notice of the hearing on the Application was published and posted on the property as required by Colorado law;
2. The applicant is qualified to obtain a liquor license pursuant to C.R.S. Section 12-47-307;
3. The premises is in a location eligible to conduct the proposed liquor licensed business pursuant to C.R.S. Section 12-47-313 and the zoning laws of the City;
4. The applicant is entitled to possession of the premises for which the application is made;
5. The neighborhood under consideration is considered to be within a one-mile circumference around the proposed licensed premises;
6. The inhabitants of the neighborhood desire an additional establishment that serves liquor;
7. The needs of the neighborhood are not met by the existing outlets.”

Seconded by Mr. Davia; motion carries 6-0

### **CITY CLERK'S MATTERS**

Deputy Clerk Eaton spoke on the following items:

- Revision of the Affidavit of Transfer Statement of Compliance form for liquor license transfer applications.
- Processing renewal application for Lil Nick's along with a change of corporate structure application to add Paula Quintana and remove Frank Quintana from the corporation.
- Might Joe's restaurant has closed their physical location in Wheat Ridge and will not be renewing their liquor license.
- New application for a Beer and Wine license for Category 99, Inc. dba Bardos Coffee House. The hearing will be held on January 25, 2018.
- Possible new application for a retail liquor store license to be located at 6985 W. 38<sup>th</sup> avenue after the applicant check with zoning and to make sure this facility will not be with in the 500 ft. restriction to schools, as well as the new state requirement of 1500 feet from any other liquor stores.
- Asks for a consensus by the liquor board to start the process of gathering information and documents to make changes to the 1 mile radius for the needs and desires petition, lowering it to one half mile for all new liquor applications, effective Feb 1, 2018

Motion by Mr. Shaver to have the Deputy City Clerk proceed in researching and wording of, a resolution to define a one half mile radius for all new liquor applications within the

City of Wheat Ridge which would be effective on February 1, 2018. Seconded by Mr. Miks; motion carries 6-0

**CITY ATTORNEY'S MATTERS - none**

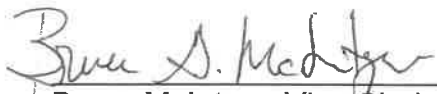
**POLICE DEPARTMENT MATTERS - none**

**LIQUOR AUTHORITY MEMBERS MATTERS**

Meeting adjourned at: 9:42 a.m.

  
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Robin Eaton, Deputy City Clerk

APPROVED BY LIQUOR AUTHORITY ON JANUARY 25, 2018 BY A VOTE OF  3   
TO  2

  
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Bruce McIntyre, Vice Chair