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## Application Documents Checklist and Worksheet

**Instructions:** This checklist should be utilized to assist applicants with filing all required documents for licensure. All documents must be properly signed and correspond with the name of the applicant exactly. All documents must be typed or legibly printed. Upon final State approval the license will be mailed to the local licensing authority. Application fees are nonrefundable. **Questions? Visit: [SBG.Colorado.gov/Liquor](http://SBG.Colorado.gov/Liquor) for more information**

### Items submitted, please check all appropriate boxes completed or documents submitted

<b>I.</b>	<b>Applicant information</b> <input checked="" type="checkbox"/> A. Applicant/Licensee identified <input checked="" type="checkbox"/> B. State sales tax license number listed or applied for at time of application <input checked="" type="checkbox"/> C. License type or other transaction identified <input checked="" type="checkbox"/> D. Return originals to local authority (additional items may be required by the local licensing authority) <input checked="" type="checkbox"/> E. All sections of the application need to be completed <input type="checkbox"/> F. Master file applicants must include the Application for Master File form DR 8415 and applicable fees to this Retail License Application
<b>II.</b>	<b>Diagram of the premises</b> <input checked="" type="checkbox"/> A. No larger than 8 1/2" X 11" <input checked="" type="checkbox"/> B. Dimensions included (does not have to be to scale). Exterior areas should show type of control (fences, walls, entry/exit points, etc.) <input type="checkbox"/> C. Separate diagram for each floor (if multiple levels) <input checked="" type="checkbox"/> D. Kitchen - identified if Hotel and Restaurant <input checked="" type="checkbox"/> E. Bold/Outlined Licensed Premises
<b>III.</b>	<b>Proof of property possession (One Year Needed)</b> <input type="checkbox"/> A. Deed in name of the applicant (or) (matching question #2) date stamped / filed with County Clerk <input checked="" type="checkbox"/> B. Lease in the name of the applicant (or) (matching question #2) <input checked="" type="checkbox"/> C. Lease assignment in the name of the applicant with proper consent from the landlord and acceptance by the applicant <input type="checkbox"/> D. Other agreement if not deed or lease. (matching question #2)
<b>IV.</b>	<b>Background information (DR 8404-I) and financial documents</b> <input checked="" type="checkbox"/> A. Complete DR 8404-I for each principal (individuals with more than 10% ownership, officers, directors, partners, members) <input checked="" type="checkbox"/> B. Fingerprints taken and submitted to the appropriate Local Licensing Authority through an approved state vendor. <div style="margin-left: 20px;"> <b>Do not complete fingerprint cards prior to submitting your application.</b>            The Vendors are as follows:  <b>IdentoGO</b> – <a href="https://uenroll.identogo.com/">https://uenroll.identogo.com/</a> Phone: 844-539-5539 (toll-free)  <b>Colorado Fingerprinting</b> – <a href="http://www.coloradofingerprinting.com">http://www.coloradofingerprinting.com</a>            Appointment Scheduling Website: <a href="http://www.coloradofingerprinting.com/cabs/">http://www.coloradofingerprinting.com/cabs/</a>            Phone: 720-292-2722 Toll Free: 833-224-2227  <b>Details about the vendors and fingerprinting in Colorado can be found on CBI's website here:</b>  <a href="https://cbi.colorado.gov/sections/biometric-identification-and-records-unit/employment-and-background-checks">https://cbi.colorado.gov/sections/biometric-identification-and-records-unit/employment-and-background-checks</a> </div> <input type="checkbox"/> C. Purchase agreement, stock transfer agreement, and/or authorization to transfer license <input type="checkbox"/> D. List of all notes and loans (Copies to also be attached)
<b>V.</b>	<b>Sole proprietor/husband and wife partnership (if applicable)</b> <input type="checkbox"/> A. Form DR 4679 <input type="checkbox"/> B. Copy of State issued Driver's License or Colorado Identification Card for each applicant
<b>VI.</b>	<b>Corporate applicant information (if applicable)</b> <input type="checkbox"/> A. Certificate of Incorporation <input type="checkbox"/> B. Certificate of Good Standing <input type="checkbox"/> C. Certificate of Authorization if foreign corporation (out of state applicants only)
<b>VII.</b>	<b>Partnership applicant information (if applicable)</b> <input type="checkbox"/> A. Partnership Agreement (general or limited). <input type="checkbox"/> B. Certificate of Good Standing
<b>VIII.</b>	<b>Limited Liability Company applicant information (if applicable)</b> <input checked="" type="checkbox"/> A. Copy of articles of organization <input checked="" type="checkbox"/> B. Certificate of Good Standing <input checked="" type="checkbox"/> C. Copy of Operating Agreement (if applicable) <input type="checkbox"/> D. Certificate of Authority if foreign LLC (out of state applicants only)
<b>IX.</b>	<b>Manager registration for Hotel and Restaurant, Tavern, Lodging &amp; Entertainment, and Campus Liquor Complex licenses when included with this application</b> <input type="checkbox"/> A. \$75.00 fee <input checked="" type="checkbox"/> B. Individual History Record (DR 8404-I) <input checked="" type="checkbox"/> C. If owner is managing, no fee required

Name <b>Mezcalera, LLC</b>	Type of License <b>Hotel &amp; Restaurant</b>	Account Number <b>95493494-0001</b>		
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 <input type="checkbox"/> No <input checked="" type="checkbox"/>		
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?		<input type="checkbox"/> <input checked="" type="checkbox"/>		
b. Had an alcohol beverage license suspended or revoked?		<input type="checkbox"/> <input checked="" type="checkbox"/>		
c. Had interest in another entity that had an alcohol beverage license suspended or revoked?		<input checked="" type="checkbox"/> <input type="checkbox"/>		
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.		<input type="checkbox"/> <input checked="" type="checkbox"/>		
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?		<input type="checkbox"/> <input checked="" type="checkbox"/>		
		or		
Waiver by local ordinance?		<input type="checkbox"/> <input type="checkbox"/>		
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.		<input type="checkbox"/> <input type="checkbox"/>		
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.		<input type="checkbox"/> <input type="checkbox"/>		
13 a. For additional Retail Liquor Store only. Was your Retail Liquor Store License issued on or before January 1, 2016?		<input type="checkbox"/> <input type="checkbox"/>		
13 b. Are you a Colorado resident?		<input checked="" type="checkbox"/> <input type="checkbox"/>		
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.		<input checked="" type="checkbox"/> <input type="checkbox"/>		
15. Does the applicant, as listed on line 2 of this application, have legal possession of the premises by ownership, lease or other arrangement?		<input checked="" type="checkbox"/> <input type="checkbox"/>		
<input type="checkbox"/> Ownership <input checked="" type="checkbox"/> Lease <input type="checkbox"/> Other (Explain in Detail) _____				
a. If leased, list name of landlord and tenant, and date of expiration, <b>exactly</b> as they appear on the lease:				
Landlord <b>Vat Brothers, LLC</b>	Tenant <b>Mezcalera, LLC</b>	Expires <b>11/20/2027</b>		
b. Is a percentage of alcohol sales included as compensation to the landlord? If yes, complete question 16.		<input type="checkbox"/> <input checked="" type="checkbox"/>		
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	First Name	Date of Birth	FEIN or SSN	Interest/Percentage
Last Name	First Name	Date of Birth	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: 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.				
19. Liquor Licensed Drugstore (LLDS) applicants, answer the following:				
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.				

Name <b>Mezcalera, LLC</b>	Type of License <b>Hotel &amp; Restaurant</b>	Account Number <b>95493494-0001</b>
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**20. Club Liquor License applicants answer the following: Attach a copy of applicable documentation**

a. Is the applicant organization operated solely for a national, social, fraternal, patriotic, political or athletic purpose and not for pecuniary gain?	Yes	No
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?	<input type="checkbox"/>	<input type="checkbox"/>
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?	<input type="checkbox"/>	<input type="checkbox"/>

**21. Brew-Pub, Distillery Pub or Vintner's Restaurant applicants answer the following:**

a. Has the applicant received or applied for a Federal Permit? (Copy of permit or application must be attached)

Yes ☐ No ☐

**22. Campus Liquor Complex applicants answer the following:**

a. Is the applicant an institution of higher education?

☐ Yes ☐ No

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.

☐ Yes ☐ No

**23. For all on-premises applicants.**

a. Hotel and Restaurant, Lodging and Entertainment, Tavern License and Campus Liquor Complex, the Registered Manager must also submit an Individual History Record  
- DR 8404-I and fingerprint submitted to approved State Vendor through the Vendor's website. See application checklist, Section IV, for details.

b. For all Liquor Licensed Drugstores (LLDS) the Permitted Manager must also submit an Manager Permit Application  
- DR 8000 and fingerprints.

Last Name of Manager <b>Munoz Galvan</b>	First Name of Manager <b>David</b>
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**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:**

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.

☐ Yes ☐ No

b. Designated Manager for Related Facility- Campus Liquor Complex

Last Name of Manager	First Name of Manager
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**26. Tax Information.**

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?

Yes ☐ No ☒

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.?

☐ Yes ☒ No

**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.**

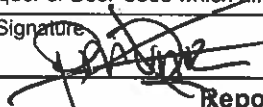
Name	Home Address, City & State	DOB	Position	%Owned
<b>Pablo Munoz</b>	<b>Grand Junction, CO 81504</b>		<b>Member/Manager</b>	<b>34</b>
<b>Anselmo Munoz</b>	<b>Grand Jct, CO 81503</b>		<b>Member/Manager</b>	<b>33</b>
<b>David Munoz Galvan</b>	<b>Grand Junction, CO 81504</b>		<b>Member/Manager</b>	<b>33</b>

**\*\* 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.

Name <b>Mezcalera, LLC</b>		Type of License <b>Hotel &amp; Restaurant</b>	Account Number <b>95493494-0001</b>	
<b>Oath Of Applicant</b>				
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 		Printed Name and Title <b>Pablo Munoz, Manager</b>		Date <b>11/2/22</b> <b>10/28/22</b>
<b>Report and Approval of Local Licensing Authority (City/County)</b>				
Date application filed with local authority <b>11/4/22</b>		Date of local authority hearing (for new license applicants; cannot be less than 30 days from date of application) <b>12/6/22</b>		
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:				
<input type="checkbox"/> Fingerprinted <input type="checkbox"/> 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)				
<input type="checkbox"/> Date of inspection or anticipated date _____ <input type="checkbox"/> Will conduct inspection upon approval of state licensing authority				
<input type="checkbox"/> 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 > 10,0000?				Yes No <input type="checkbox"/> <input type="checkbox"/>
<input type="checkbox"/> 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 < 10,0000?				<input type="checkbox"/> <input type="checkbox"/>
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.				
<input type="checkbox"/> 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?				<input type="checkbox"/> <input type="checkbox"/>
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 <b>The City of Fruita</b>		Telephone Number <b>(970) 639-4210</b>		<input checked="" type="checkbox"/> Town, City <input type="checkbox"/> County
Signature	Print <b>JOEL KINCAID, MAYOR</b>	Title <b>MAYOR</b>	Date	
Signature	Print <b>MARGARET SELL</b>	Title <b>CITY CLERK</b>	Date	

**FINANCE DIRECTOR**

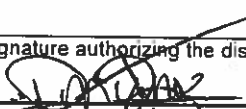
## Tax Check Authorization, Waiver, and Request to Release Information

I, Pablo D. Munoz am signing this Tax Check Authorization, Waiver and Request to Release Information (hereinafter "Waiver") on behalf of Mezcalera, LLC (the "Applicant/Licensee") to permit the Colorado Department of Revenue and any other state or local taxing authority to release information and documentation that may otherwise be confidential, as provided below. If I am signing this Waiver for someone other than myself, including on behalf of a business entity, I certify that I have the authority to execute this Waiver on behalf of the Applicant/Licensee.

The Executive Director of the Colorado Department of Revenue is the State Licensing Authority, and oversees the Colorado Liquor Enforcement Division as his or her agents, clerks, and employees. The information and documentation obtained pursuant to this Waiver may be used in connection with the Applicant/Licensee's liquor license application and ongoing licensure by the state and local licensing authorities. The Colorado Liquor Code, section 44-3-101. et seq. ("Liquor Code"), and the Colorado Liquor Rules, 1 CCR 203-2 ("Liquor Rules"), require compliance with certain tax obligations, and set forth the investigative, disciplinary and licensure actions the state and local licensing authorities may take for violations of the Liquor Code and Liquor Rules, including failure to meet tax reporting and payment obligations.

The Waiver is made pursuant to section 39-21-113(4), C.R.S., and any other law, regulation, resolution or ordinance concerning the confidentiality of tax information, or any document, report or return filed in connection with state or local taxes. This Waiver shall be valid until the expiration or revocation of a license, or until both the state and local licensing authorities take final action to approve or deny any application(s) for the renewal of the license, whichever is later. Applicant/Licensee agrees to execute a new waiver for each subsequent licensing period in connection with the renewal of any license, if requested.

By signing below, Applicant/Licensee requests that the Colorado Department of Revenue and any other state or local taxing authority or agency in the possession of tax documents or information, release information and documentation to the Colorado Liquor Enforcement Division, and is duly authorized employees, to act as the Applicant's/Licensee's duly authorized representative under section 39-21-113(4), C.R.S., solely to allow the state and local licensing authorities, and their duly authorized employees, to investigate compliance with the Liquor Code and Liquor Rules. Applicant/Licensee authorizes the state and local licensing authorities, their duly authorized employees, and their legal representatives, to use the information and documentation obtained using this Waiver in any administrative or judicial action regarding the application or license.

Name (Individual/Business) <b>Mezcalera, LLC</b>		Social Security Number/Tax Identification Number <b>88-4220506</b>	
Address <b>441 30 Road</b>			
City <b>Grand Junction</b>		State <b>CO</b>	Zip <b>81504</b>
Home Phone Number		Business/Work Phone Number <b>(970) 433-5466</b>	
Printed name of person signing on behalf of the Applicant/Licensee <b>Pablo D. Munoz</b>			
Applicant/Licensee's Signature (Signature authorizing the disclosure of confidential tax information) 			Date signed <b>11/02/20</b>

### Privacy Act Statement

Providing your Social Security Number is voluntary and no right, benefit or privilege provided by law will be denied as a result of refusal to disclose it. § 7 of Privacy Act, 5 USCS § 552a (note).



**FRUITA**  
COLORADO

325 E Aspen  
Fruita, CO 81521  
(970) 858-3663

**CITY OF FRUITA LOCAL LICENSING AUTHORITY, MESA COUNTY COLORADO**

**PRELIMINARY FINDINGS AND REPORT UPON APPLICATION FOR A HOTEL  
AND RESTAURANT LIQUOR LICENSE – MALT, VINOUS & SPIRITUOUS**

**IN RE:** Mezcalera, LLC dba El Mescal Family Mexican Restaurant and Bar  
439 Highway 6 & 50  
Fruita, CO 81521

**TO THE APPLICANT NAMED ABOVE AND OTHER INTERESTED PARTIES:**

You are hereby advised that with regard to your application for a Hotel and Restaurant Liquor License, an investigation has been made and based on the results thereof, the following has been determined:

1. That the application was filed on November 4, 2022.
2. That the Notices of Public Hearing on this matter were posted by the applicant on November 14, 2022 and publication was made in the Daily Sentinel on November 24, 2022 for the hearing date of December 6, 2022.
3. There has not been, within two years preceding the date of your application, a denial of an application by the County Commissioners of Mesa County, the State Licensing Authority, or the Local Licensing Authority of the City of Fruita for a Hotel & Restaurant Liquor License at the location for which you make application for the reason that the reasonable requirements of the neighborhood and the desires of the inhabitants have been satisfied by the existing outlets.
4. It appears from the evidence submitted by you that you will be entitled to possession of the premises where you propose to exercise the license applied for.
5. Employees serving alcohol shall attend an Approved Responsible Vendors Training Class. This is training on Colorado laws pertaining to but not limited to: serving alcohol, identifying intoxicated persons, and how to identify those of age to drink alcoholic beverages. All employees that serve alcohol should be trained either prior to beginning employment or within 30 days of employment. The Liquor Enforcement Division (LED) does NOT ACCEPT online Responsible Vendor Training; it must be either done in a "classroom setting" or "live streaming" where the student and the instructor have live interaction. The Grand Junction Police Department (GJPD) hosts a Servers & Managers Alcohol Responsibility Training (SMART) course twice a year and upcoming course information can be found online at <https://gjc.org/285/Liquor-Licensing>. Proof of attendance by employees selling alcohol must be submitted to the City Clerk's office and

will be kept on file.

6. The proposed establishment is located in a General Commercial Zone District. Food Service, Restaurant (including alcohol) is an allowed use in this zone. A certificate of occupancy, a food establishment permit and any other applicable licenses and permits must be issued prior to commencement of operations including Planning Clearances from the City of Fruita Planning Department.
7. The building and grounds where you propose to exercise the privilege of serving alcohol do not appear to be within 500 feet from any public or parochial school or the principal campus of any college, university or seminary.
8. Within a one-mile radius from the building and grounds where you propose to sell malt vinous and spirituous liquors on the premises, there are the following Hotel & Restaurant License establishments:

Dragon Treasure Chinese Restaurant  
576 Kokopelli Blvd., Fruita, CO

El Tapatio  
402 Jurassic Ave., Fruita, CO

Rib City Grill  
455 Kokopelli Blvd., Fruita, CO

Strayhorn Grill  
456 Kokopelli Blvd., #10, Fruita, CO

Fiesta Guadalajara Fruita  
103 Highway 6 & 50, Fruita, CO

Karma Kitchen  
229 E. Aspen Ave., Fruita, CO

9. The following criminal history information has been brought to the attention of the authority:

Applicant (including partners, officers, directors over 10% shareholders)

Co-owner:	Anselmo Munoz Galvan:	ALL CLEAR
Co-owner:	David Munoz Galvan:	ALL CLEAR
Co-owner:	Pablo D. Munoz Beas:	ALL CLEAR

Source of information:

Federal Bureau of Investigation	(Exhibit A, 3 Pages)
Colorado Bureau of Investigation	(Exhibit B, 3 Pages)



**FRUITA**  
COLORADO

325 E Aspen  
Fruita, CO 81521  
(970) 858-3663

**CITY OF FRUITA LOCAL LICENSING AUTHORITY, MESA COUNTY COLORADO**

**PRELIMINARY FINDINGS AND REPORT UPON APPLICATION FOR A HOTEL  
AND RESTAURANT LIQUOR LICENSE – MALT, VINOUS & SPIRITUOUS  
(AMENDED DECEMBER 1, 2022)**

**IN RE:** Mezcalera, LLC dba El Mescal Family Mexican Restaurant and Bar  
439 Highway 6 & 50  
Fruita, CO 81521

**TO THE APPLICANT NAMED ABOVE AND OTHER INTERESTED PARTIES:**

You are hereby advised that with regard to your application for a Hotel and Restaurant Liquor License, an investigation has been made and based on the results thereof, the following has been determined:

1. That the application was filed on November 4, 2022.
2. That the Notices of Public Hearing on this matter were posted by the applicant on November 14, 2022 and publication was made in the Daily Sentinel on November 24, 2022 for the hearing date of December 6, 2022.
3. There has not been, within two years preceding the date of your application, a denial of an application by the County Commissioners of Mesa County, the State Licensing Authority, or the Local Licensing Authority of the City of Fruita for a Hotel & Restaurant Liquor License at the location for which you make application for the reason that the reasonable requirements of the neighborhood and the desires of the inhabitants have been satisfied by the existing outlets.
4. It appears from the evidence submitted by you that you will be entitled to possession of the premises where you propose to exercise the license applied for.
5. Employees serving alcohol shall attend an Approved Responsible Vendors Training Class. This is training on Colorado laws pertaining to but not limited to: serving alcohol, identifying intoxicated persons, and how to identify those of age to drink alcoholic beverages. All employees that serve alcohol should be trained either prior to beginning employment or within 30 days of employment. The Liquor Enforcement Division (LED) does NOT ACCEPT online Responsible Vendor Training; it must be either done in a "classroom setting" or "live streaming" where the student and the instructor have live interaction. The Grand Junction Police Department (GJPD) hosts a Servers & Managers Alcohol Responsibility Training (SMART) course twice a year and upcoming course information can be found online at <https://gjcity.org/285/Liquor-Licensing>. Proof of

attendance by employees selling alcohol must be submitted to the City Clerk's office and will be kept on file.

6. The proposed establishment is located in a General Commercial Zone District. Food Service, Restaurant (including alcohol) is an allowed use in this zone. A certificate of occupancy, a food establishment permit and any other applicable licenses and permits must be issued prior to commencement of operations including Planning Clearances from the City of Fruita Planning Department.
7. The building and grounds where you propose to exercise the privilege of serving alcohol do not appear to be within 500 feet from any public or parochial school or the principal campus of any college, university or seminary.
8. Within a one-mile radius from the building and grounds where you propose to sell malt vinous and spirituous liquors on the premises, there are the following Hotel & Restaurant License establishments:

Dragon Treasure Chinese Restaurant  
576 Kokopelli Blvd., Fruita, CO

El Tapatio  
402 Jurassic Ave., Fruita, CO

Rib City Grill  
455 Kokopelli Blvd., Fruita, CO

Strayhorn Grill  
456 Kokopelli Blvd., #10, Fruita, CO

Fiesta Guadalajara Fruita  
103 Highway 6 & 50, Fruita, CO

Karma Kitchen  
229 E. Aspen Ave., Fruita, CO

9. The following criminal history information has been brought to the attention of the authority:

Applicant (including partners, officers, directors over 10% shareholders)

Co-owner:	Anselmo Munoz Galvan:	ALL CLEAR
Co-owner:	David Munoz Galvan:	ALL CLEAR
Co-owner:	Pablo D. Munoz Beas:	ALL CLEAR

Source of information:

Federal Bureau of Investigation

(Exhibit A, 3 Pages)

Colorado Bureau of Investigation (Exhibit B, 3 Pages)

Mesa County Sheriff's Office (Exhibit C, 5 Pages)

Grand Junction Police Department (Exhibit D, 1 Page)

Fruita Police Department (Exhibit E, 1 Page)

10. The results of the petition circulated with respect to this application are as follows:

Total Signatures obtained by applicant: 36 (Exhibit F, 3 Pages)

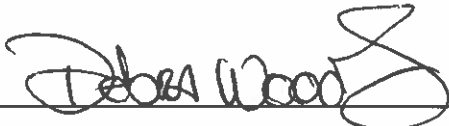
For: 34

Against: 0

No Opinion: 2

11. The public hearing on your application will be held on **December 6, 2022 at 7:00 p.m. in the Council Chambers at the Fruita Civic Center, 2<sup>nd</sup> Floor at 325 E Aspen, Fruita, CO.** At said hearing, you shall have the opportunity to be heard regarding all matters related to your application, including all matters set forth herein.
12. At the public hearing, and pursuant to CRS 12-46-108, as amended, you have the burden of proving that you are qualified to hold the license applied for and that your character, record and reputation are satisfactory; that the neighborhood needs this license and that the residents of the neighborhood desire that this license be granted.
13. A copy of the "Order of Hearing" procedures used by the Local Licensing Authority of the City of Fruita for use and guidance in holding hearings on liquor license applications is attached for your information and review. (Exhibit G)

Dated this 1<sup>st</sup> day of December, 2022.



Debra Woods, Deputy City Clerk  
for the Local Licensing Authority

Mesa County Sheriff's Office  
Grand Junction Police Department  
Fruita Police Department

(Exhibit C, 5 Pages)  
(Exhibit D, 1 Page)  
(Exhibit E, 1 Page)

10. The results of the petition circulated with respect to this application are as follows:

Total Signatures obtained by applicant:

~~34~~ (Exhibit F, 3 Pages)

For:

34

Against:

0

No Opinion:

2

36

11. The public hearing on your application will be held on **December 6, 2022 at 7:00 p.m. in the Council Chambers at the Fruita Civic Center, 2<sup>nd</sup> Floor at 325 E Aspen, Fruita, CO.** At said hearing, you shall have the opportunity to be heard regarding all matters related to your application, including all matters set forth herein.
12. At the public hearing, and pursuant to CRS 12-46-108, as amended, you have the burden of proving that you are qualified to hold the license applied for and that your character, record and reputation are satisfactory; that the neighborhood needs this license and that the residents of the neighborhood desire that this license be granted.
13. A copy of the "Order of Hearing" procedures used by the Local Licensing Authority of the City of Fruita for use and guidance in holding hearings on liquor license applications is attached for your information and review. (Exhibit G)

Dated this 28<sup>th</sup> day of November, 2022.



Debra Woods, Deputy City Clerk  
for the Local Licensing Authority



Page 1 of 1

CIVIL APPLICANT RESPONSE

ICN E2022313000000218405 CIDN OCA CON CJ5157  
MUNOZ-GALVAN, ANSELMO DOB [REDACTED]  
MNU SOC [REDACTED] L SEX M RAC W HGT 510  
COCBI0000 COLORADO B OF I  
DENVER CO 2022/11/09  
A SEARCH OF THE FINGERPRINTS ON THE ABOVE  
INDIVIDUAL HAS REVEALED NO PRIOR ARREST  
DATA. CJIS DIVISION  
2022/11/09 FEDERAL BUREAU OF INVESTIGATION

COCBI0000  
CO BUREAU OF INVEST  
COLORADO CRIME INFO CTR  
STE 3000  
690 KIPLING ST  
DENVER, CO 80215-8001



Page 1 of 1

CIVIL APPLICANT RESPONSE

ICN E2022313000000177609 CIDN OCA CONJ5157  
MUNOZ-GALVAN, DAVID DOB [REDACTED]  
MNU SOC [REDACTED] SEX M RAC W HGT 510  
COCBI0000 COLORADO B OF I  
DENVER CO 2022/11/09  
A SEARCH OF THE FINGERPRINTS ON THE ABOVE  
INDIVIDUAL HAS REVEALED NO PRIOR ARREST  
DATA. CJIS DIVISION  
2022/11/09 FEDERAL BUREAU OF INVESTIGATION

COCBI0000  
CO BUREAU OF INVEST  
COLORADO CRIME INFO CTR  
STE 3000  
690 KIPLING ST  
DENVER, CO 80215-8001



Page 1 of 1

CIVIL APPLICANT RESPONSE

ICN E2022312000000316816 CIDN OCA CONJ5157  
MUNOZ-BEAS,PABLO DAVID DOB [REDACTED]  
MNU SOC [REDACTED] SEX M RAC W HGT 601  
COCBI0000 COLORADO B OF I  
DENVER CO 2022/11/08  
A SEARCH OF THE FINGERPRINTS ON THE ABOVE  
INDIVIDUAL HAS REVEALED NO PRIOR ARREST  
DATA. CJIS DIVISION  
2022/11/08 **FEDERAL BUREAU OF INVESTIGATION**

COCBI0000  
CO BUREAU OF INVEST  
COLORADO CRIME INFO CTR  
STE 3000  
690 KIPLING ST  
DENVER, CO 80215-8001



**COLORADO**  
**Bureau of Investigation**  
Department of Public Safety

Biometric Identification and Records Unit  
690 Kipling Street, Suite 4000  
Lakewood, CO 80215



Page 1 of 1

DATE 11/09/2022

CITY OF FRUITA  
325 E ASPEN AVE  
FRUITA, CO 81521

RE: MUNOZ-GALVAN, ANSELMO  
SOC: XXX-XX-XXXX

DATE OF BIRTH: [REDACTED]

No Colorado record of arrest has been located based on above name and date of birth or through a search of our fingerprint files.

The Colorado Bureau of Investigation's database contains detailed information of arrest records based upon fingerprints provided by Colorado law enforcement agencies. Arrests which are not supported by fingerprints will not be included in this database. On occasion the Colorado criminal history will contain disposition information provided by the Colorado Judicial system. Additionally, warrant information, sealed records (except those allowed per state statute 24-72-703), and juvenile records are not available to the public.

Since a record may be established after the time a report was requested, the data is only valid as of the date issued. Therefore, if there is a subsequent need for the record, it is recommended another check be made.

Falsifying or altering this document with the intent to misrepresent the contents of the record is prohibited by law and may be punishable as a felony when done with intent to injure or defraud any person.

Sincerely,  
John Camper, Director  
Colorado Bureau of Investigation





**COLORADO**  
**Bureau of Investigation**  
Department of Public Safety

Biometric Identification and Records Unit  
690 Kipling Street, Suite 4000  
Lakewood, CO 80215



Page 1 of 1

DATE 11/09/2022

CITY OF FRUITA  
325 E ASPEN AVE  
FRUITA, CO 81521

RE: MUNOZ-GALVAN, DAVID  
SOC: XXX-XX-██████

DATE OF BIRTH: ██████████

No Colorado record of arrest has been located based on above name and date of birth or through a search of our fingerprint files.

The Colorado Bureau of Investigation's database contains detailed information of arrest records based upon fingerprints provided by Colorado law enforcement agencies. Arrests which are not supported by fingerprints will not be included in this database. On occasion the Colorado criminal history will contain disposition information provided by the Colorado Judicial system. Additionally, warrant information, sealed records (except those allowed per state statute 24-72-703), and juvenile records are not available to the public.

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Sincerely,  
John Camper, Director  
Colorado Bureau of Investigation





**COLORADO**  
**Bureau of Investigation**  
Department of Public Safety

Biometric Identification and Records Unit  
690 Kipling Street, Suite 4000  
Lakewood, CO 80215



Page 1 of 1

DATE 11/08/2022

CITY OF FRUITA  
325 E ASPEN AVE  
FRUITA, CO 81521

RE: MUNOZ-BEAS, PABLO DAVID  
SOC: XXX-XX-XXXX

DATE OF BIRTH: XXX-XX-XXXX

No Colorado record of arrest has been located based on above name and date of birth or through a search of our fingerprint files.

The Colorado Bureau of Investigation's database contains detailed information of arrest records based upon fingerprints provided by Colorado law enforcement agencies. Arrests which are not supported by fingerprints will not be included in this database. On occasion the Colorado criminal history will contain disposition information provided by the Colorado Judicial system. Additionally, warrant information, sealed records (except those allowed per state statute 24-72-703), and juvenile records are not available to the public.

Since a record may be established after the time a report was requested, the data is only valid as of the date issued. Therefore, if there is a subsequent need for the record, it is recommended another check be made.

Falsifying or altering this document with the intent to misrepresent the contents of the record is prohibited by law and may be punishable as a felony when done with intent to injure or defraud any person.

Sincerely,  
John Camper, Director  
Colorado Bureau of Investigation



# Mesa County Sheriff's Office

Sheriff Todd Rowell

215 Rice Street  
P.O. Box 20,000  
Grand Junction, CO 81502

970-244-3500 Phone  
970-244-3503 Fax  
sheriff.mesacounty.us



November 28, 2022

To Whom It May Concern:

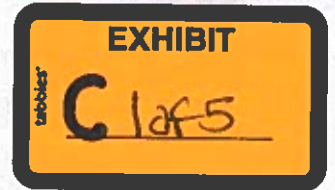
Name: MUNOZ GALVAN, Anselmo  
DOB: [REDACTED]

The Mesa County Sheriff's Office has checked for arrest record information on the above referenced individual and has found the following:

- ☐ No record of arrest with this agency.
- ☒ Record of arrest with this agency as noted (see attached):
- ☐ This person did not present any personal identification. This person may or may not be the person holding this document.

*This background check does not include any contacts made for Civil Process. For Civil Process information, please contact our Civil Unit at 970-244-3521.*

Beth Boydston  
Records Administrator  
Mesa County Sheriff's Office  
(970) 244-3510





# Global Subject Activity Report

## Rap Sheet



Print Date/Time: 11/28/2022 14:05  
Login ID: bboydstun

MESA COUNTY SHERIFF'S OFFICE  
ORI Number: CO0390000

MUNOZ-GALVAN, ANSELMO

Jacket: 116308 A

Address: 2495 RED PEACH  
GRAND JUNCTION

CO 81505

Phone #: (970)523-6160

DOB: [REDACTED]

Race: WHITE

DL State: CO

Sex: MALE

Height: 68

Weight: 180.0 lbs.

Eyes: BRO - BROWN

Hair: BRO - BROWN

DL#: [REDACTED]

Activity:

Type: Arrest

Date  
12/09/2001

Reference  
01A7208-1

Description  
Arrest Type: SUMMONS/CITED  
ORI  
CO0390000

Charge(s):  
42-4-1101(1)#M.SPEEDING 10-19 MPH  
OVER

Total Activity :1

# Mesa County Sheriff's Office

Sheriff Todd Rowell

215 Rice Street  
P.O. Box 20,000  
Grand Junction, CO 81502

970-244-3500 Phone  
970-244-3503 Fax  
sheriff.mesacounty.us



November 28, 2022

To Whom It May Concern:

Name: MUNOZ GALVAN, David  
DOB: [REDACTED]



The Mesa County Sheriff's Office has checked for arrest record information on the above referenced individual and has found the following:

- ☐ No record of arrest with this agency.
- ☒ Record of arrest with this agency as noted (see attached):
- ☐ This person did not present any personal identification. This person may or may not be the person holding this document.

*This background check does not include any contacts made for Civil Process. For Civil Process information, please contact our Civil Unit at 970-244-3521.*

Beth Boydston  
Records Administrator  
Mesa County Sheriff's Office  
(970) 244-3510



# Global Subject Activity Report

## Rap Sheet



Print Date/Time: 11/28/2022 14:09  
Login ID: bboydstun

MESA COUNTY SHERIFF'S OFFICE  
ORI Number: CO0390000

MUNOZ, DAVID GALVAN  
Address: 441 30 RD  
GRAND JUNCTION

Jacket: 178802 A

CO 81504

Phone #: (970)589-8464  
DOB: [REDACTED]  
Race: WHITE

Sex: MALE  
Height: 71  
Weight: 180.0 lbs  
Eyes: BRO - BROWN  
Hair: BRO - BROWN  
DL#: [REDACTED]  
0

DL State: WA

### Activity:

Type: Arrest

Date	Reference
11/14/2009	09A8519-1

Description	ORI
Arrest Type: SUMMONS/CITED	CO0390000
Charge(s): 12-47-128(5)A1.SOLD/GAVE LIQ-MINOR	

Total Activity :1

# Mesa County Sheriff's Office

Sheriff Todd Rowell

215 Rice Street  
P.O. Box 20,000  
Grand Junction, CO 81502

970-244-3500 Phone  
970-244-3503 Fax  
sheriff.mesacounty.us



November 28, 2022

To Whom It May Concern:

Name: MUNOZ BEAS, Pablo  
DOB: 06/09/1993

The Mesa County Sheriff's Office has checked for arrest record information on the above referenced individual and has found the following:

- ☒ No record of arrest with this agency.
- ☐ Record of arrest with this agency as noted (see attached):
- ☐ This person did not present any personal identification. This person may or may not be the person holding this document.

*This background check does not include any contacts made for Civil Process. For Civil Process information, please contact our Civil Unit at 970-244-3521.*

Beth Boydstun  
Records Administrator  
Mesa County Sheriff's Office  
(970) 244-3510





**Debra Woods**

**From:** PDRecords <PDRecords@gjcity.org>  
**Sent:** Monday, November 28, 2022 11:30 AM  
**To:** Debra Woods  
**Subject:** Re: Background checks request for liquor license applicant

**No Grand Junction PD records on these individuals.**

Thank you,

Becky

Grand Junction Police Records  
555 Ute Ave  
Grand Junction, CO 81501  
phone: 970-549-5000  
fax: 970-549-5002  
email: pdrecords@gjcity.org

**WARNING:** This electronic mail transmission, to include any attached document, is from the Records & Data Management Unit of the Grand Junction Police, Grand Junction, Colorado. The information contained in this message may be privileged and/or confidential, and protected by law. The privileges are not waived by virtue of this message being sent to you in error. If the person receiving this message or any other reader of the message is not the intended recipient, please note that disclosure, copying, distribution or use of the information contained in the message is prohibited. For questions regarding this information or additional help, please call (970) 549-5000.

---

**From:** Debra Woods <dwoods@fruita.org>  
**Sent:** Monday, November 28, 2022 10:30 AM  
**To:** PDRecords <PDRecords@gjcity.org>  
**Subject:** Background checks request for liquor license applicant

**\*\* - EXTERNAL SENDER. Only open links and attachments from known senders. DO NOT provide sensitive information. Check email for threats per risk training. - \*\***

Good morning,  
Would you pretty please expedite this background check request? Thank you very much!

**Deb Woods**  
Deputy City Clerk  
City of Fruita  
325 E. Aspen Ave.  
Fruita, CO 81521  
(970) 639-4210  
dwoods@fruita.org



**FRUITA**  
COLORADO

**POLICE DEPARTMENT**

157 S Mesa St, Fruita, CO 81521  
Phone (970) 858-3008 / Fax (970) 858-3665  
fpdrecords@fruita.org

## MEMO

**To:** Deb Woods  
**From:** Paula Rajewich  
**Date:** November 28, 2022  
**Re:** **Local Records Check**

---

The following background information check was completed through local computer records with the Fruita Police Department and the results will be listed below.

In checking the local records management system for the person(s) listed below, there have not been any contacts with the Fruita Police Department.

Anselmo Munoz Galvan  
DOB: [REDACTED]

Pablo D Munoz Beas  
DOB: [REDACTED]

David Munoz Galvan  
DOB: [REDACTED]

Thank you,

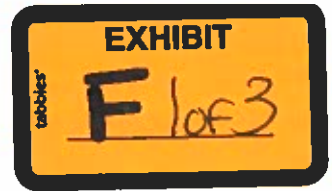
Paula Rajewich

Fruita Police Department  
157 S. Mesa St.  
Fruita, CO 81521  
970-858-3008 ext. 6104



**FRUITA**  
COLORADO

## SURVEY



An application has been filed with the City of Fruita for a liquor license. In its consideration of this application, the Fruita City Council must consider the reasonable requirements of the neighborhood and the desires of the inhabitants. An "inhabitant" is an individual who resides in a given neighborhood or community for more than six months each year. The "neighborhood" is defined generally as the area between L Road to the North and the Colorado National Monument to the South, and between 15 ½ Road to the West and 20 Road to the East. A public hearing will be advertised and held on this application in the Council Chambers at the Fruita Civic Center, 325 E. Aspen, Fruita, Colorado on the first and third Tuesdays of the month at 7:00 pm.

**Do not sign this survey unless you are 21 years or older and reside within the area bounded on the north by L Road, on the south by Colorado National Monument, on the west by 15 ½ Road, and on the 20 Road to the East.**

As an owner of property in the neighborhood, an employee or business lessee of property in the neighborhood and/or an inhabitant who resides in the neighborhood for more than six months each year:

**Question 1.** *I believe the reasonable requirements of the neighborhood are already being met by other existing outlets. (Yes or No)*

As an inhabitant who resides in the neighborhood for more than six month each year:

**Question 2.** *It is my desire that the license be issued. (Yes or No or Not Applicable (N/A))*

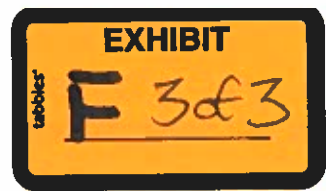
Name (signature)	Address	Business (B) Residence (R)	Question 1		Question 2		N/A	Date
			Yes	No	Yes	No		
<i>Jim Bon</i>	421 Hwy 6+50	B		X	X			11/11/22
<i>W. Bon</i>	504 Swan Ln	B		X	X			11/11/22
<i>R. Bon</i>	423 Hwy 6+50	B		X	X			2022/11/11
<i>198 Pinyon Dr</i>		B		X	X			11/11/22
<i>Cassie La</i>	448 Birchwood St.	R		X	X			11/11/22
<i>Justin E. Ochoa</i>	1802 Hwy 6+50 #9	R		X	X			11/11/22
<i>Amelia Weismann</i>	536 Amethyst Dr	R		X	X			11/11/22
<i>Darwin Luteyn</i>	303 S. Park Sq.	B		X	X			11/11/22
<i>V. Allen</i>	701 E. Harrison Ave	R		X	X			11/11/22
<i>Cathemans Cafe</i>	435 Hwy 6+50	B		X	X			11/11/22
<i>G. W. W.</i>	2981 Bitteriff Ave	R		X	X			11/11/22
<i>Jim W. W.</i>	329 N. Syracuse St.	R		X	X			11/11/22
<i>D. W. W.</i>	340 Hwy 6+50	B		X	X			11/11/22
<i>V. W. W.</i>	625 S. Maple St	R		X	X			
<i>McStine W. W.</i>	340 Hwy 6+50							

**Question 1.** I believe the reasonable requirements of the neighborhood are already being met by other existing outlets.  
(Yes or No)

As an inhabitant who resides in the neighborhood for more than six month each year:

**Question 2.** It is my desire that the license be issued. (Yes or No or Not Applicable (N/A))

Name (signature)	Address	Business (B) Residence (R)	Question 1		Question 2			Date
			Yes	No	Yes	No	N/A	
<i>[Signature]</i>	340 Hwy 6 + 50	B	✓		✓			11-11
<i>[Signature]</i>	316 Hwy 6 + 50	B		✓	✓			11-11
<i>[Signature]</i>	316 Hwy 6 + 50	B		✓	✓			11-11
<i>[Signature]</i>	1220 0 1/2 Rd	B		✓	✓			11-11
<i>[Signature]</i>	446 Amethyst Dr.	B	✓		✓			11/11/22
<i>[Signature]</i>	607 ALBERS COURT	R	✓		✓			11/11/22
<i>[Signature]</i>	2412 S. Park Ct	B	✓		✓			11/11/22
<i>[Signature]</i>	607 Albers Court	R	✓		✓			11/11/22
<i>[Signature]</i>	221 E Hwy 6 + 50	B		✓	✓			11/11/22
<i>[Signature]</i>	501 Juniper St.	B		✓				11-11-22
<i>[Signature]</i>	701 DOVER ST	R		✓	✓			11-11-22
<i>[Signature]</i>	126 Fish Dr.	R		✓	✓			11/11/22
<i>[Signature]</i>	126 S. Main St	R						
<i>[Signature]</i>	11644 Hwy 6 + 50	R		✓	✓			11/11/22
<i>[Signature]</i>	1743 Stromiel	R		✓	✓			11-11-22
<i>[Signature]</i>	1330 E. Carolina	R		✓	✓			11-11-22
<i>[Signature]</i>	734 East Aspen	R		✓	✓			11-11-22
<i>[Signature]</i>	138 S PARK SQ	B		✓	✓			11-11-22
<i>[Signature]</i>	138 S PARK SQUARE <sup>Suite 103</sup>	B		✓	✓			11/11/22
<i>[Signature]</i>	138 S PARK SQUARE <sup>Suite 103</sup>	B		✓	✓			11/11/22
<i>[Signature]</i>	1180 PRIMROSE LN	R		✓	✓			11/11/22
<i>[Signature]</i>	138 S PARK SQUARE <sup>Suite 103</sup>	B		✓	✓			11/11/22



**CIRCULATOR'S AFFIDAVIT**

I, Ruby Munoz, who resides at 44030 Road G LCO  
(print name) (print address) 81504

do hereby swear or affirm:

That I circulated the foregoing survey for a Hotel & Restaurant  
(print type of license)  
liquor license application within in the area described as the neighborhood,  
on the date(s) of 11/11, 2022, and;

That each signature thereon was affixed in my presence;

That each signature thereon is the signature of the person whose name it  
purports to be;

That to the best of my knowledge and belief, each of the persons signing was, at  
the time of signing, an owner of property in the neighborhood, an employee or  
business lessee of property in the neighborhood for more than six (6) months  
each year, and;

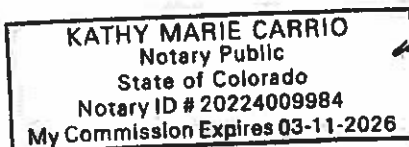
That the signers were not paid and will not be paid, directly or indirectly, any  
money or other thing of value for the purpose of inducing or causing signature of  
this survey.

Ruby Munoz  
Signature of Circulator  
Nov. 14, 2022  
Date

The foregoing instrument was executed before me this 14<sup>th</sup> day of  
November, 2022.

My commission expires 03-11-2026

(Seal)



K-M C.  
Notary Public

- **QUASI-JUDICIAL** – Quasi-judicial public hearings are held when the City Council is acting in a judicial or judge like manner and a person with a legitimate interest is entitled to an impartial decision made on the basis of information presented and laws in effect. Quasi-judicial hearings are commonly held for land use hearings and liquor license hearings. Since the City Council is acting in a fair and impartial manner, it is NOT permissible for City Council members to have any ex-parte communication (contact between the applicant, members of the public, or among other members of the City Council) outside of the Public Hearings and meetings on the subject application. The City Council must limit its consideration to matters which are placed into evidence and are part of the public record. Quasi-judicial hearings are held in the following manner:
  - 1) **Staff presentation** Staff will present the comments and reports received from review agencies and offer a recommendation.
  - 2) **Applicant Presentation** The petitioner is asked to present the proposal. Presentations should be brief and to the point and cover all of the main points of the project.
  - 3) **Public Input** (limit of 3 minutes per person) Speakers must step up to the microphone and state their name and address. Speakers should be to the point and try not to repeat the points others have made.
  - 4) **The public hearing is closed to public comments.**
  - 5) **Questions from the Council.** After a Council member is recognized by the Mayor, they may ask questions of the staff, the applicant, or the public.
  - 6) **Make a motion.** A member of the City Council will make a motion on the issue.
  - 7) **Discussion on the motion.** The City Council may discuss the motion.
  - 8) **Vote.** The City Council will then vote on the motion.