

Colorado Beer and Wine License Application

This application only applies to Fermented Malt Beverage On-Premises, Fermented Malt Beverage On/Off-Premises,
 and Fermented Malt Beverage and Wine Retailer.

New License	<input checked="" type="checkbox"/> New-Concurrent	<input type="checkbox"/> Transfer of Ownership
<p>• All answers must be printed in black ink or typewritten</p> <p>• Applicant must check the appropriate box(es)</p> <p>• Local license fee \$ _____ \$1,000</p> <p>• Applicant should obtain a copy of the Colorado Liquor and Beer Code: SBG.Colorado.gov/Liquor</p>		
<p>1. Applicant is applying as a/an</p> <div style="display: flex; justify-content: space-between;"> <div> <input type="checkbox"/> Corporation <input type="checkbox"/> Individual </div> <div> <input type="checkbox"/> Partnership (includes Limited Liability and Husband and Wife Partnerships) <input checked="" type="checkbox"/> Limited Liability Company </div> <div> <input type="checkbox"/> Association or Other </div> </div>		
<p>2. Applicant(s) If an LLC, name of LLC; if partnership, at least 2 partners' names; if corporation, name of corporation</p> <p style="text-align: center;">Family Dollar Stores of Colorado, LLC</p>		<p>FEIN</p>
<p>2a. Trade Name of Establishment (DBA)</p> <p style="text-align: center;">Family Dollar # 27356</p>	<p>State Sales Tax No.</p> <p style="text-align: center;">08067335-0152</p>	<p>Business Telephone</p> <p style="text-align: center;">470-763-7844</p>
<p>3. Address of Premises (specify exact location of premises)</p> <p style="text-align: center;">1668 W. Highway 6 & 50</p>		
<p>City</p> <p style="text-align: center;">Fruita</p>	<p>County</p> <p style="text-align: center;">Mesa</p>	<p>State</p> <p style="text-align: center;">CO</p>
<p>4. Mailing Address (Number and Street)</p> <p style="text-align: center;">500 Volvo Pkwy (8th Floor)</p>		<p>City or Town</p> <p style="text-align: center;">Chesapeake</p>
<p>5. Email Address</p> <p style="text-align: center;">ab-licensing@dollartree.com, ;evalarino@decisions-consulting.com</p>		<p>ZIP Code</p> <p style="text-align: center;">81521</p>
<p>6. If the premises currently has a liquor or beer license, you MUST answer the following questions</p>		
<p>Present Trade Name of Establishment (DBA)</p> <p style="text-align: center;">N/A</p>	<p>Present State License No.</p> <p style="text-align: center;">N/A</p>	<p>Present Class of License</p> <p style="text-align: center;">N/A</p>
<p>Present Expiration Date</p> <p style="text-align: center;">N/A</p>		
<p>Section A Nonrefundable Application Fees</p> <div style="display: flex; justify-content: space-between;"> <div> <input type="checkbox"/> Application Fee for New License <input checked="" type="checkbox"/> Application Fee for New License - w/Concurrent Review <input type="checkbox"/> Application Fee for Transfer </div> <div> <p>\$1,100.00</p> <p>\$1,200.00</p> <p>\$1,100.00</p> </div> </div>		<p>Section B Fermented Malt Beverage License Fees</p> <div style="display: flex; justify-content: space-between;"> <div> <input type="checkbox"/> Retail Fermented Malt Beverage On-Premises (City) <input type="checkbox"/> Retail Fermented Malt Beverage On-Premises (County) <input checked="" type="checkbox"/> Retail Fermented Malt Beverage and Wine (City) <input type="checkbox"/> Retail Fermented Malt Beverage and Wine (County) <input type="checkbox"/> Retail Fermented Malt Beverage On/Off-Premises (City) <input type="checkbox"/> Retail Fermented Malt Beverage On/Off-Premises (County) <input checked="" type="checkbox"/> Master File Location Fee \$25.00 x <u>1</u> Total <input type="checkbox"/> Master File Background \$250.00 x _____ Total </div> <div> <p>\$96.25</p> <p>\$117.50</p> <p>\$96.25</p> <p>\$117.50</p> <p>\$96.25</p> <p>\$117.50</p> <p>Total</p> </div> </div>
<p>Questions? Visit SBG.Colorado.gov/Liquor for more information</p> <p>Do Not Write In This Space - For Department Of Revenue Use Only</p>		
<p>Liability Information</p>		
<p>License Account Number</p>	<p>Liability Date:</p>	<p>License Issued Through: (Expiration Date)</p>
		<p>Total</p> <p style="text-align: center;">\$</p>


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 for more information.

Items Submitted, Please Check all Appropriate Boxes Completed or Documents Submitted	
I. Applicant Information	<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. Submit originals to local authority <input checked="" type="checkbox"/> E. Additional information required by the local licensing authority
II. Diagram of the Premises	<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 control (fences, walls, etc.) <input type="checkbox"/> C. Separate diagram for each floor (if multiple levels) <input type="checkbox"/> D. Bold/Outlined licensed premises
III. Proof of Property Possession (One Year Needed)	<input type="checkbox"/> A. Deed in name of the applicant ONLY (or) (matching question #2) date stamped/filed with County Clerk <input type="checkbox"/> B. Lease in the name of the applicant ONLY (matching question #2) <input type="checkbox"/> C. Lease Assignment in the name of the applicant (ONLY) with proper consent from the Landlord and acceptance by the applicant <input type="checkbox"/> D. Other agreement if not deed or lease
IV. Background Information (DR 8404-I) and Financial Documents	<input type="checkbox"/> A. Individual History Record(s) (Form DR 8404-I) 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. Master File applicants submit results to the State. <p style="margin-left: 20px;">Do not complete fingerprint cards prior to submitting your application.</p> <p style="margin-left: 20px;">The Vendors are as follows: IdentoGO – https://uenroll.identogo.com/ Phone: (844) 539-5539 (toll-free) Colorado Fingerprinting – http://www.coloradofingerprinting.com Appointment Scheduling Website: http://www.coloradofingerprinting.com/cabs/ Phone: (720) 292-2722 Toll Free: (833) 224-2227 Details about the vendors and fingerprinting in Colorado can be found on CBI's website here: https://cbi.colorado.gov/sections/biometric-identification-and-records-unit/employment-and-background-checks </p> <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.
V. Sole Proprietor/Husband and Wife Partnership (if applicable)	<input type="checkbox"/> A. Form DR 4679 <input type="checkbox"/> B. Copy of State Issued Driver's License or Identification Card for each Applicant
VI. Corporate Applicant Information (If Applicable)	<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)
VII. Partnership Applicant Information (If Applicable)	<input type="checkbox"/> A. Partnership Agreement (general or limited). <input type="checkbox"/> B. Certificate of Good Standing
VIII. Limited Liability Company Applicant Information (If Applicable)	<input checked="" type="checkbox"/> A. Copy of Articles of Organization <input checked="" type="checkbox"/> B. Certificate of Good Standing <input type="checkbox"/> C. Copy of Operating Agreement (if applicable) <input checked="" type="checkbox"/> D. Certificate of Authorization if foreign LLC (out of state applicants only)

7. Is the applicant (including any of the partners if a partnership; members or managers if a limited liability company; or officers, stockholders or directors if a corporation) or managers under the age of twenty-one years?	Yes No <input type="checkbox"/> <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 checked="" type="checkbox"/> <input 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 the premises to be licensed been denied within the preceding one year? If "yes," explain in detail.	<input type="checkbox"/> <input checked="" type="checkbox"/>			
10. Is the proposed Fermented Malt Beverage and Wine Retailer license within 500 feet of any public or parochial school, the principal campus of any college, university, or seminary? NOTE: The distances are to be computed using the methods outlined under C.R.S. 44-3-313(1)(d)(II). Some limited exceptions apply under C.R.S. 44-3-313.				
<input type="checkbox"/> <input checked="" type="checkbox"/>				
11. Is the proposed Fermented Malt Beverage and Wine Retailer license, or On/Off premises license, within 500 feet of a Retail Liquor Store licensed under section 44-3-409 C.R.S.? Distance should be determined using guidelines outlined in 44-3-301(12)(c) C.R.S.				
<input type="checkbox"/> <input checked="" type="checkbox"/>				
12. Are you applying for a Fermented Malt Beverage On and Off Premises License? If yes, answer subparts a and b. If No, go to question 13.				
(a) The FMB On/Off is located in a county with a population of > 35,000.	<input type="checkbox"/> <input checked="" type="checkbox"/>			
(b) The FMB On/Off is located in an "underserved area" within a county with population of < 35,000 but lies outside of a municipal boundaries or is a city or town with population of > 75,500.	<input type="checkbox"/> <input checked="" type="checkbox"/>			
Note - The population is determined from the recently available United States Census Bureau.				
13. 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 current or former financial interest in said business including any loans to or from a licensee.				
<input checked="" type="checkbox"/> <input type="checkbox"/>				
14. Does the applicant, as listed on line 2 of this application, have legal possession of the premises by virtue of ownership, lease or other arrangement?				
<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, EXACTLY as they appear on the lease:				
Landlord Leap 3, LLC	Tenant Family Dollar Stores of Colorado, LLC Expires 02/17/2026			
b. Is a percentage of alcohol sales included as compensation to the landlord? If yes, complete question 13.				
<input type="checkbox"/> <input checked="" type="checkbox"/>				
c. Attach a diagram or designate 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".				
15. Who, besides the owners listed in this application (including persons, firms, partnerships, corporations, limited liability companies) will loan or give money, inventory, furniture or equipment to or for use in this business; or who will receive money from this business? Attach a separate sheet if necessary.				
Last Name N/A	First Name N/A	Date of Birth N/A	FEIN or SSN N/A	Interest N/A
Last Name N/A	First Name N/A	Date of Birth N/A	FEIN or SSN N/A	Interest N/A
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.				
16. Name of Manager(s) for all on premises applicants.				
Last Name N/A	First Name	Date of Birth		
17. 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.				
<input type="checkbox"/> <input checked="" type="checkbox"/>				

18. Tax Information.					Yes No
a. Has the applicant, including its manager, partners, officer, directors, stockholders, members (LLC), managing members (LLC), or any other person with a 10% or greater financial interest in the applicant, been found in final order of a tax agency to be delinquent in the payment of any state or local taxes, penalties, or interest related to a business?					<input type="checkbox"/> <input checked="" type="checkbox"/>
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.?					<input type="checkbox"/> <input checked="" type="checkbox"/>
19. 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 to be fingerprinted by an approved State Vendor through the Vendor's website. See application checklist, Section IV, for details.					
Name	Home Address, City & State	Date of Birth	Position	% Owned	
Family Dollar, Inc.	500 Volvo Pkwy, Chesapeake, VA	N/A	Stockholder	100	
Name	Home Address, City & State	Date of Birth	Position	% Owned	
Peter Barnett	329 Cavalier Dr., Virginia Beach, VA	11/20/62	President	0	
Name	Home Address, City & State	Date of Birth	Position	% Owned	
Roger Dean	2904 Ryan Ct., Virginia Beach, VA	10/17/71	VP/Treasure	0	
Name	Home Address, City & State	Date of Birth	Position	% Owned	
Harry Spencer	509 Woodards Ford Rd., Chesapeake, VA	02/10/79	Asst. Sec.	0	
** 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: <input type="checkbox"/> Applicant affirms that no individual other than these disclosed herein owns 10% or more of the applicant and does not have financial interest in a prohibited liquor license pursuant to Article 3 or 5, C.R.S.					
Oath of Applicant					
I declare under penalty of perjury in the second degree that this application and all attachments are true, correct, and complete to the best of my knowledge. I also acknowledge that it is my responsibility and the responsibility of my agents and employees to comply with the provisions of the Colorado Liquor or Beer Code which affect my license.					
Authorized Signature		Printed Name and Title		Date	
		Harry Spencer, Assistant Secretary		05/12/2023	
Report and Approval of Local Licensing Authority (City/County)					
Date application filed with local authority		Date of local authority hearing – for new license applicants cannot be less than 30 days from date of application 44-3-311(1) C.R.S.			
8/14/23					
Each person required to file DR 8404-I has been:					
<input checked="" type="checkbox"/> Fingerprinted					
<input checked="" 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 checked="" type="checkbox"/> Upon approval of state licensing authority					
<input checked="" type="checkbox"/> New Fermented Malt Beverage Off Premises licenses, and On/Off Premises licenses, distance requirements of 44-3-301 C.R.S. are satisfied					
New Fermented Malt Beverage On/Off premises licenses must meet the qualifications of 44-4-104 C.R.S.					
The foregoing application has been examined; and the premises, business to be conducted, and character of the applicant are satisfactory. We do report that such license, if granted, will meet the reasonable requirements of the neighborhood and the desires of the adult inhabitants, and will comply with the provisions of Title 44, Article 4 or 3, C.R.S. and Liquor Rules. Therefore, this application is approved.					
Local Licensing Authority for		Telephone Number		<input checked="" type="checkbox"/> Town, City <input type="checkbox"/> County	
The City of Fruita		(970) 639-4210			
Signature	Printed Name	Title	Date		
	JOEL KINCAID	MAYOR			
Signature (attest)	Printed Name	Title	Date		
	DEB WOODS	Deputy City Clerk			


Tax Check Authorization, Waiver, and Request to Release Information

I, Harry Spencer am signing this Tax Check Authorization, Waiver and Request to Release Information (hereinafter "Waiver") on behalf of Family Dollar Stores of Colorado, 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) Family Dollar Stores of Colorado, LLC		Social Security Number/Tax Identification Number 56-1587711	
Address Attn: Alcohol/Tobacco Team (8th Floor) 500 Volvo Pkwy			
City Chesapeake		State VA	Zip 23320-1604
Home Phone Number N/A		Business/Work Phone Number 757-321-5493	
Printed name of person signing on behalf of the Applicant/Licensee Harry Spencer			
Applicant/Licensee's Signature (Signature authorizing the disclosure of confidential tax information) 			Date signed 05/12/2023

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).



COLORADO
Department of Revenue
Enforcement Division – Liquor & Tobacco

Physical Address:
1707 Cole Boulevard, Suite 300
Lakewood, CO 80401

Mailing Address:
P.O. Box 173350
Denver, CO 80217-3350

October 6, 2021

Family Dollar Stores of Colorado LLC
500 Volvo PKWY
Attn: 2nd Floor Merchandising
Chesapeake, VA 23320

Re: State Master File for Family Dollar Stores of Colorado LLC
Account # 03-13543

Dear Sir or Madam:

This is to advise you that the Colorado Liquor Enforcement Division has, at your request, revised the "master file" for the above-listed licensee.

As of the date of this letter, our master file includes the following items, which you have submitted:

1. Individual History Records (Form DR 8404-I) for the following persons:

Roger Dean
Sandra Boscia
Peter Barnett

2. Fingerprint cards bearing the names and birth dates of the persons listed in paragraph 1, above. All the fingerprint cards have been submitted by us to the Colorado Bureau of Investigation. The CBI and FBI have checked the prints and reportedly found no record of any criminal history for those listed above.

3. Certificate of Authority or a Certificate of Good Corporate standing from the Colorado Secretary of State which indicates that Family Dollar Stores of Colorado LLC is a limited liability company authorized to do business in Colorado.

When filing a new application for additional licensed locations, you must check with the local licensing authority to determine what documents they may require to process your application. Please feel free to provide them with this letter, as many local authorities will not require you again to submit fingerprint cards to them if you have already submitted such documents to the Division. This letter will serve to inform the local authorities exactly which documents you have already submitted to the State Enforcement Division.

Finally, once the local authority has approved your new license or transfer of ownership application, it must be sent to the Division.

The local authority need not send change of corporate structure information previously reported to the Division, as listed in and approved by this letter.

The only documents which are needed for a new or transfer of ownership application by the Division are:

1. The approved application signed by the local authority;
2. The appropriate fees;
3. A copy of this letter;
4. Proof of possession of the premises;
5. A diagram of the licensed premises;
6. Completed form DR 8442, and an Individual History Record (DR-8404-I) if manager's registration is required.

Sincerely,

A handwritten signature in blue ink that reads "Michelle Stone-Principato". The signature is written in a cursive, flowing style.

Michelle Stone-Principato
Division Director

Family Dollar #27356

SITE DATA TABLE

1. PROPERTY ZONED "R-100"
2. SET BACKS: FRONT = 40'
SIDE = 10'
REAR = 25'
3. SITE AREA: 91,488 S.F. = 2.09 ACRES
4. BUILDING AREA: 9,180 S.F., ONE STORY

5. PARKING AREA DATA

- TRUCKING = 500'
6. PARKING REQUIRED: PARKING LOT SHALL BEAT THE TOTAL BUILDING COVER FOOTAGE, EXCLUDING ONE HALF OF THE COVERED AREA.
7. PARKING LOT DIMENSIONS: TOTAL BUILDING AREA = 9,180 S.F.
TOTAL PARKING AREA = 72,308 S.F. = 1.65 ACRES
PARKING LOT PERMITS: 1,140 CARS

8. IMPERVIOUS AREA: 4,043 ACRES = 0.09

LANDSCAPE AREA = 0.05 ACRES = 0.02

MATCH LINE SEE SHEET C22

FAMILY DOLLAR
9,180 S.F.

ADJACENT PROPERTY

PAVED, MARKED, LIGHTED PARKING AREA

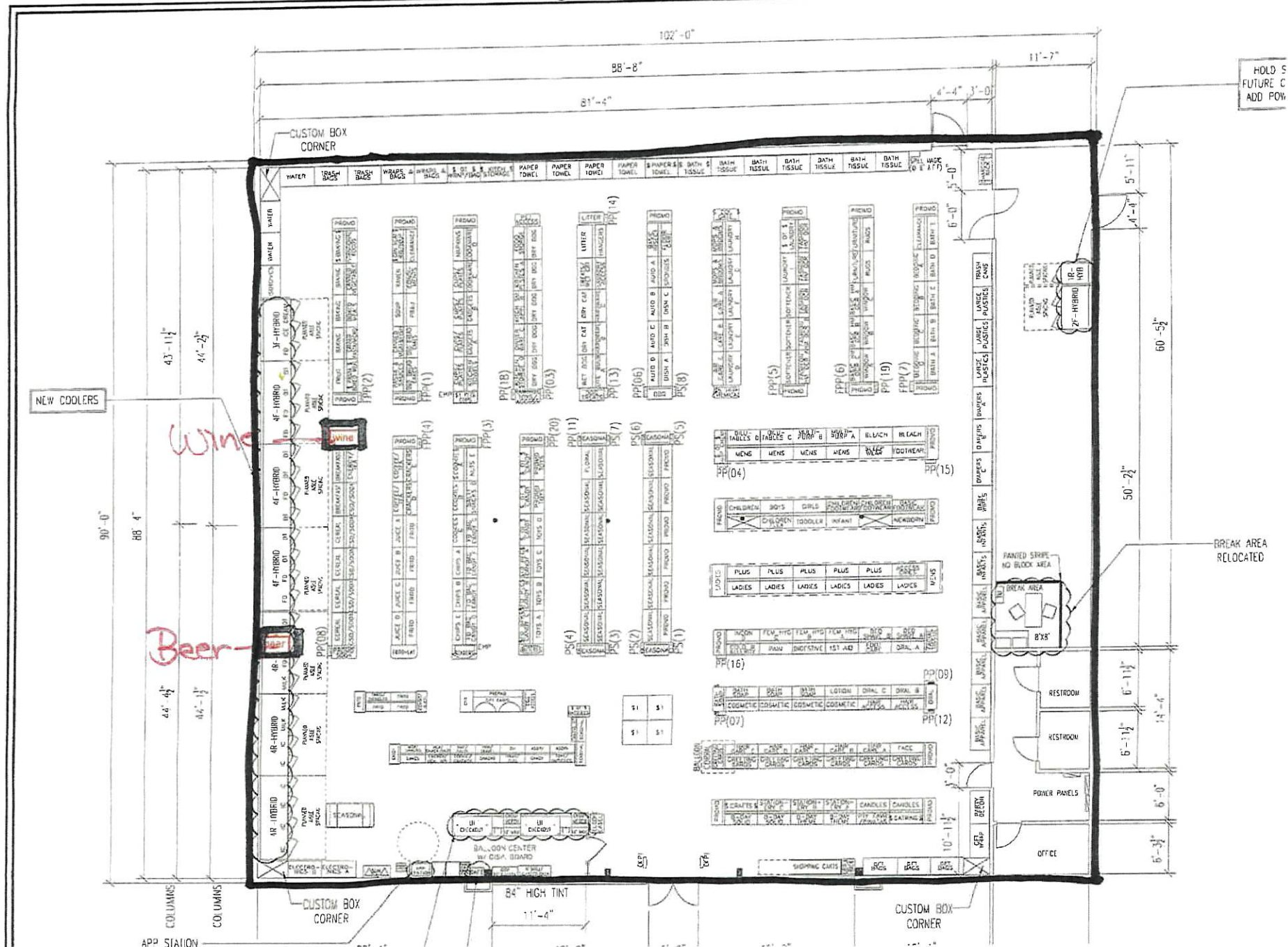
COMMON ACCESS DRIVE

U.S. HIGHWAY 6 & 50

APPROVED FOR CONSTRUCTION

CITY OF HULL, ALABAMA

Family Dollar #27356





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 NEW
FERMENTED MALT BEVERAGE (FMB) AND WINE RETAIL LIQUOR LICENSE**

IN RE: Family Dollar Stores of Colorado, LLC
Dba Family Dollar #27356
1668 W. 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 new Fermented Malt Beverage (FMB) and Wine Retail 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 August 14, 2023.
2. That the Notices of Public Hearing on this matter were posted by the applicant on September 18, 2023 and publication was made in the Grand Junction Daily Sentinel on September 13, 2023 for the hearing date of October 3, 2023.
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 Fermented Malt Beverage 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 are entitled to possession of the premises for which you propose to exercise the applied-for license.
5. Employees serving alcohol shall attend an Alcohol Server Responsibility class. This is a class 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. The City of Fruita has recently begun to host Alcohol Server Responsibility Classes with the goal of scheduling two classes per year. The last class was held on August 29, 2023 and the next class will be scheduled in approximately three to four months. Once it has been scheduled, you will be notified by the Fruita City Clerk's Office of the date, time and

location. You may also contact the City of Grand Junction's City Clerk's Office, who offers the classes twice per year at (970) 244-1509 or cityclerk@gjcity.org. 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 Commercial (C1) Zoning District. General Retail Sales (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 does 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 there are the following Fermented Malt Beverage (FMB) and Wine Liquor License establishments:

Fruita Consumers Cooperative Association (Fruita Co-Op)
CF Altitude, LLC dba Alta #6317
City Market

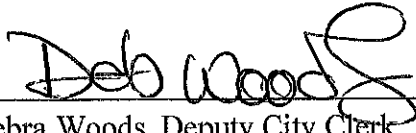
9. The Colorado Liquor Enforcement Division has completed background checks on three individuals that were submitted to be added to the applicant's Master File and reportedly found no record of any criminal history for them.
10. The results of the petition circulated with respect to this application are as follows:

	Businesses	Residents	Total
Signatures in Favor – "Yes"	2	37	39
Signatures – "No" Opposed	5	24	29
Not Applicable "N/A"	0	4	4
TOTAL	7	66	72

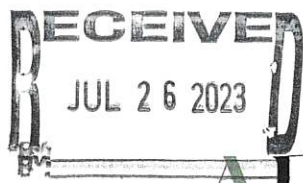
11. The public hearing on your application will be held on October 3, 2023 at 7:00 p.m. online via a Zoom meeting, for which you will be emailed an invitation. At said hearing you shall have the opportunity to be heard regarding all matters related to your application, including all matters set forth 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 B)

Dated this 21st day of September, 2023.

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

Debra Woods, Deputy City Clerk
for the Local Licensing Authority



Alcohol Petitioning Services
P.O. Box 998
Johnstown, CO 80534
(303) 710-3424

July 26, 2023

TO: Town of Fruit Town Clerk
325 East Aspen Avenue
Fruita, CO 81521

REF: Neighborhood Survey – New Liquor License

Survey Overview

Survey of the Reasonable Requirements and Desires of the Neighborhood for the following:

Fermented Malt Beverage and Wine Retailer

Applicant:

Family Dollar Stores of Colorado, LLC.
d/b/a Family Dollar #27356

Applicant's Licensed Premises Location:

1668 US Highway 6 & 50,
Fruita, CO 81521

Survey Methodology

The circulators were over 21 years old.

Each circulator wore company apparel and had a name tag identifying their name and the company. Each circulator also had a clipboard with the following:

1. A map of the designated area provided by the Fruita City Clerk's Office describing the boundaries of the defined neighborhood.
2. The petition to the Local Licensing Authority of the Town Fruita that included a section where people contacted could indicate their support (in favor) or opposition for the liquor license.
3. A tally sheet to record the results of those who did sign.

People were shown the petition form, asked to read the form, and verbally told of the license type being applied for, site location, other licenses in the area and the applicant's name.

Each person who signed the petition indicated they were either an owner/manager of a business or resident located within designated area and were 21 years or older.

Each signature was freely and voluntarily given without any influence of the circulator.

Survey Circulators and Dates

Circulators conducted the survey on the following dates:

- 1 Circulators – Monday, July 24, 2023
- 3 Circulators – Tuesday, July 25, 2023

Statistical Analysis of Question 2

In Favor 54.18%

In Opposition..... 40.27%

N/A 05.55%

Summary of Contact Attempts

Contact Attempts	Number	Ratio of Total Contacts
Business	7	2.7%
Residents	248	97.3%
Total	255	100.0%

Details of Contact Attempts

	Total	Ratio of Total Contacts
Signatures Obtained	79	23.3%
Not 21 Years of Age	1	0.3%
No Opinion	22	6.4%
No Answer	229	67.6%
Not interested	3	0.9%
Too Busy	5	1.5%
Owner/Manager not available	0	0.0%
Total	339	100.0%

Actual People Contacts

	Number	Ratio of Actual Contacts
Business	7	6.6%
Residents	99	93.4%
Total	106	100.0%

Survey Statistics

Summary of Signatures Obtained

Businesses..... 7
 Residences..... 72
Total 79

Seven Businesses and seventy-two residents signed the petition answering question one and two and, in some instances only answered question one or two.

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

Details of Signatures Obtained Question 1

	Businesses	Residents	Total
Signatures - "Yes"	5	39	44
Signatures - "No"	2	29	31
Total	7	68	75

Statistical Analysis of Question 1

Yes..... 58.66%
 No 41.34%

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

Details of Signatures Obtained Question 2

	Businesses	Residents	Total
Signatures in Favor - "Yes"	2	37	39
Signatures - "No" Opposed	5	24	29
Not Applicable "N/A"	0	4	4
Total	7	66	72

Disqualified Signatures

There were no disqualifying signatures

Details of Signatures Obtained in favor or against issuing the license.

	Businesses	Residents	Total
Signatures in Favor - "Yes"	2	37	39
Signatures - "No" Opposed	5	24	29
Not Applicable "N/A"	0	4	4
Total	7	66	72

Report Attachments

Included in this report are the following:

1. A copy of the map indicating the area where circulators petitioned.
2. A copy of the petitions where signatures were obtained in support or opposition of the Fermented Malt Beverage and Wine Retailer (City) Liquor License.
3. Affidavits of Circulators for signatures obtained.

Report Prepared and Submitted by:



Brian Turner

Manager

PS Logistics, LLC

d/b/a Alcohol Petitioning Services

**AFFIDAVIT OF
CIRCULATOR**

I, Brian Turner, who resides at 2027 565th Ct Grandet
(print name) (print address)

do hereby certify that:

I circulated the foregoing survey for a TEMPERED MALT BEVERAGE 3 WINE RETAIL
(print type of license)

Liquor license application within the area described as the neighborhood, on the date(s) of
July 25, 2023, and that;

I personally witnessed each signature appearing on the petition.

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

Each person who signed the petition represented him/herself to be 21 years of age or older and;

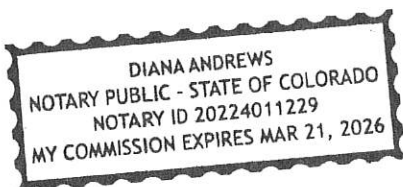
Each person who signed the petition were not paid and will not be paid, directly or indirectly, any money or other thing of value for the purpose of inducing or causing signature of this survey. I also hereby affirm that no promises, threats, or inducements were employed whatsoever in connection with the presentation of this petition and that every signature appearing hereon was completely free and voluntarily given.

Brian Turner
Circulator

STATE OF COLORADO)
) SS.
COUNTY OF MESA)

Subscribed and sworn to before me this 25th day of July, 2023.

Diana Andrews
Notary Public



Mar. 21, 2026
My commission expires



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 1/2 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 1/2 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		
1	Kimberly Burke	637 W Aspen	R		X	X			7-24-23
2	FRANK E. VIGIL	557 W. Pabor Way #1	R		X	X			7-24-23
3	Randy Young	561 W Pabor Way #3	R	(X)	/		(X)		7/24/23
4	Handwritten signature	191 N. Cooks Rd #2	R		X	X			7/24/23
5	Chynne Hogan	139 N. Willow St #B	R	X		X	X		7/24/23
6	Erica Roth	118 S Willow St	R		X	X			7/24/23
7	Heather Little	138 N. Willow St #A	R			X			7/24/23
8	Dan Newitt	138 N. Willow St #C	R			/		X	7/24/23
9	Heather Sander	305 W. Pabor	R		X	X			7/24/23
10	Craig Lombard	407 W. Pabor Ave.	R	X			X		7/24/23
11	Dave Neal	419 W. Pabor Ave	R	X			X		7/24/23
12	Shannon Buckley	522 Gewort	R		X	X			7/24
13	Diana Vavrik	534 Brewort	R	X			X	X	7/24/23
14	Jeni Shaback	552 Gewort	R		X	X			7/24/23

5 7 8 5 1

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	
15	Laura M. Wilson	512 Gervont Lane	R	X		X			7/21/2023
16	[Signature]	580 Gervont Ln	R	X		X			7/24
17	[Signature]	582 Gervont Ln	R		X	X			7/24
18	d. Farablas	592 Gervont Ln	R					X	7/24
19	[Signature]	353 N Coulson	R	X			X		7/24
20	[Signature]	1686 Ruckelshaus Dr	R	X	X	X			7/24
21	John McBratton	1093 WALLACE ST	R	X	X	X			7/24
22	Colleen McBratton	1093 WALLACE ST	R		X		X		7/24
23	David Reed	1672 Hwy 6 & 50	B	X			X		7/24/23
24	Tom Moon	1690 Hwy 6 & 50	B	X			X		7/24/23
25	Meloy Lee	1650 Hwy 6 & 50	B	X			X		7/24/23
26	[Signature]	124 S. Coulson St	B	X			X		7/24/23
27	[Signature]	316 W ASPEN AVE	B	X			X		7/24/23
28	[Signature]	298 MARCUS ST. GS	R		X	X			7/24/23
29	Marshall Rickers	629 1/2 Colony Rd	B		X	X			7/24/23
30	[Signature]	1172 1-7 1/4 Rd	R		X	X			7/24/23
31	[Signature]	126 Elmwood Ave	R		X	X			7/24/23
32	[Signature]	151 Birchwood Ct	R		X	X			7/24/23
33	[Signature]	1411 M Road, Frida	R	X			X		7/25/23
34	Mike Daniels	439 Breeze Dr	R		X	X			7/25
35	Butch Jorgensen	1200 Santa Fe Cir	R	X			X		7/25
36	Charlotte Trapp	444 Amethyst Dr	R		X	X			7/25
				9	12	12	9		

**AFFIDAVIT OF
CIRCULATOR**

I, Molly Cowden, who resides at 140 S Ash St Apt C, Frisco
(print name) (print address)

do hereby certify that:

I circulated the foregoing survey for a Fermented malt beverage and wine retailer
(print type of license)

Liquor license application within the area described as the neighborhood, on the date(s) of
July 25, 2023, and that;

I personally witnessed each signature appearing on the petition.

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

Each person who signed the petition represented him/herself to be 21 years of age or older and;

Each person who signed the petition 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. I also hereby affirm that no promises, threats, or inducements were employed whatsoever in connection with the presentation of this petition and that every signature appearing hereon was completely free and voluntarily given.

[Signature]
Circulator

STATE OF COLORADO

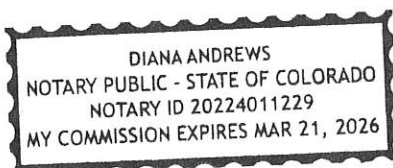
)
) SS.

COUNTY OF MESA

)

Subscribed and sworn to before me this 25th day of July, 2023.

[Signature]
Notary Public



Mar. 21, 2026
My commission expires

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))*

[illegible]

et

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

[illegible]

**AFFIDAVIT OF
CIRCULATOR**

I, Mat Swanson, who resides at 2420 N. Crystal Dr.
(print name) (print address)

do hereby certify that:

I circulated the foregoing survey for a Foreman Malt Beverage Wine Refill
(print type of license)

Liquor license application within the area described as the neighborhood, on the date(s) of
7-25, 2023, and that;

I personally witnessed each signature appearing on the petition.

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

Each person who signed the petition represented him/herself to be 21 years of age or older and;

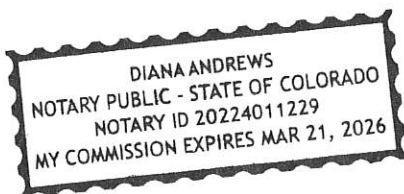
Each person who signed the petition were not paid and will not be paid, directly or indirectly, any money or other thing of value for the purpose of inducing or causing signature of this survey. I also hereby affirm that no promises, threats, or inducements were employed whatsoever in connection with the presentation of this petition and that every signature appearing hereon was completely free and voluntarily given.

Mat Swanson
Circulator

STATE OF COLORADO)
) SS.
COUNTY OF MESA)

Subscribed and sworn to before me this 25th day of July, 2023.

[Signature]
Notary Public



Mar. 21, 2026
My commission expires



FRUITA
COLORADO

SURVEY

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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))*

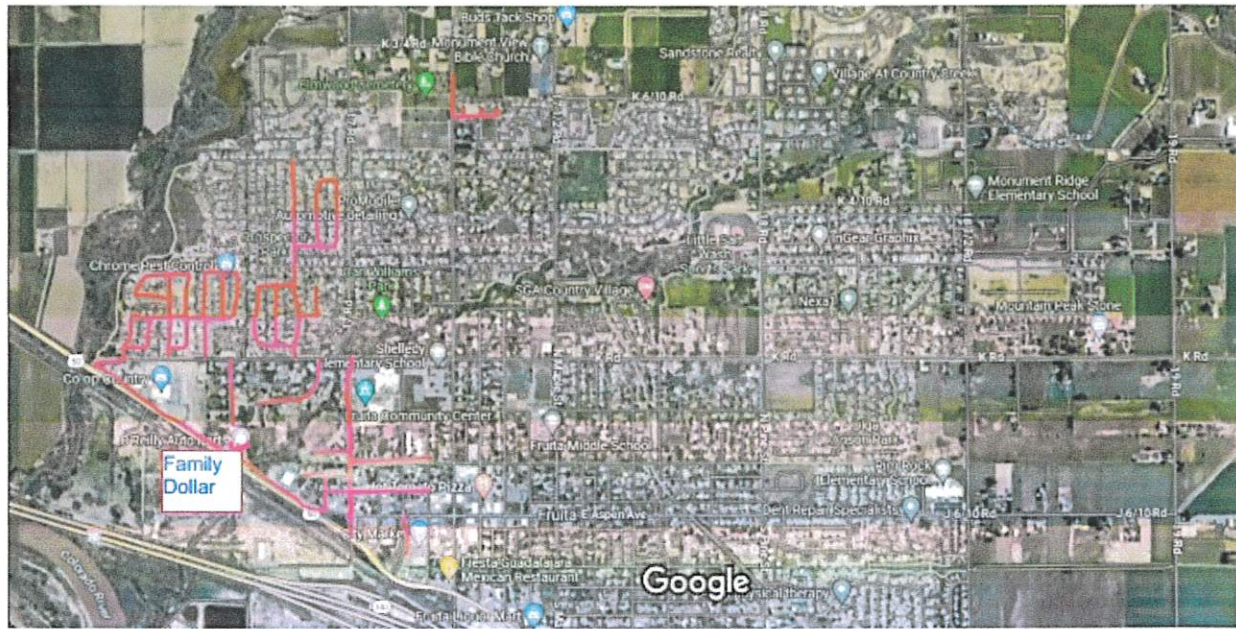
	Name (signature)	Address	Business (B) Residence (R)	Question 1		Question 2			Date
				Yes	No	Yes	No	N/A	
60	Jellie Chambers	1220 Tara Dr Fruita	R	✓			✓		7/25/23
61	Stan Chambers	1220 Tara Dr.	R	✓			✓		7/25/23
62	KEITH BEEVERS	516 JUNIPER ST	R	✓			✓		7-25-25
63	Monica Dennis	554 Juniper	R	✓			✓		7/25
64	M. L. Lazenby	553 Birchwood	R	✓			✓		7-25
65	Edman Green	414 Birchwood	R	✓		✓	✓		7-25
66	Beverly Ashurst	472 Birchwood St	R	✓				✓	7-25
67	Claudia Kelly	514 Birchwood St	R	✓			✓		7-25
68	Grace Simons	562 Birchwood	R	✓			✓		7-25
69	Sonya Thompson	574 Birchwood St	R	✓		✓			7-25
70	George Turner	573 Amethyst Tr	R		✓	✓			7-25
71	Gilly Allen	597 Hemlock DR	R	✓		✓	✓		7-25
72	Blake Cooper	409 Forty Niner	R	✓		✓			7/25
73	Robert Massey	423 Nugget Dr.	R	✓		✓			7/25

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

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

[illegible]

Family Dollar Stores of Colorado, LLC. - Neighborhood Survey



Imagery ©2023 Airbus, Landsat / Copernicus, Maxar Technologies, USDA/FPAC/GEO, Map data ©2023 1000 ft

- **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.

Fruita Police Department

Chief David Krouse



157 S. Mesa St
Fruita, CO 81521

970-858-3008 Phone
970-858-3665 Fax
www.fruita.org

To: Debra Woods
From: Dave Krouse, Chief of Police
Date: September 27, 2023
Re: 2023 Family Dollar License Application

The application and narrative have been reviewed. There is nothing which would prohibit the issuance of a license as requested.

The licensee needs to be aware they are solely responsible for control of the licensed premises in regard to alcohol possession, consumption, sale, and adherence to state and municipal laws.