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**TO:** FRUITA CITY COUNCIL AND MAYOR

**FROM:** DEBRA WOODS, DEPUTY CITY CLERK

**DATE:** MAY 16, 2023

**AGENDA TEXT:** SPECIAL EVENT LIQUOR PERMITS APPLICATION – A request to approve an application from the Fruita Rotary Club to provide a beer garden at the Mike the Headless Chicken Festival at Civic Center Memorial Park located at 325 E. Aspen Ave – *Deputy City Clerk Deb Woods*

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### BACKGROUND

The Fruita Rotary Club has filed an application to be granted Special Event Liquor Permits to provide a beer garden for the Mike the Headless Chicken Festival at Civic Center Memorial Park on the dates and at the times below:

Date	Time
Friday, June 2, 2023	3:00 – 10:00 pm
Saturday, June 3, 2023	10:30 am – 10:00 pm

State law allows any municipality, county, or special district to apply for a Special Events Liquor Permit, and the Fruita City Council adopted Resolution 2011-32, which authorizes the Local Licensing Authority to issue Special Events Liquor Permits to qualifying organizations and political candidates without sending the application to the State Authority for approval.

The City of Fruita requires that the applicant submit a narrative addressing specific issues related to the Special Events Permits. The application, narrative, diagram, permission from the City of Fruita Recreation Department, Fruita Police Department Memorandum and Certificate of Liability Insurance are attached.

The diagram of the licensed premises submitted with the application controls the area in which alcohol may be sold or consumed and should be strictly adhered to.

### FISCAL IMPACT

None.

### APPLICABILITY TO CITY GOALS AND OBJECTIVES

N/A

### OPTIONS AVAILABLE TO THE COUNCIL

1. Approval of the special events permits for the Mike the Headless Chicken Festival
2. Denial of the special events permits

## **RECOMMENDATION**

### **IT IS THE RECOMMENDATION OF STAFF THAT THE COUNCIL BY MOTION:**

- **APPROVE THE APPLICATION FOR THE SPECIAL EVENTS PERMITS FOR THE FRUITA ROTARY CLUB TO PROVIDE A BEER GARDEN DURING THE 2023 MIKE THE HEADLESS CHICKEN FESTIVAL ON FRIDAY JUNE 2, 2023 FROM 3:00 – 10:00 PM AND ON SATURDAY, JUNE 3, 2023 FROM 10:30 AM – 10:00 PM SUBJECT TO THE FOLLOWING CONDITIONS:**
  1. **APPLICANT WILL DISCONTINUE SERVING ALCOHOL AT 9:30 PM ON BOTH NIGHTS TO ALLOW PATRONS 30 MINUTES TO FINISH BEVERAGES AND LEAVE THE AREA.**
  2. **ALL ALCOHOL WILL SECURED AND REMOVED BY 10:00 PM.**
  3. **NO ALCOHOL SHALL BE BROUGHT INTO OR OUT OF THE LICENSED PREMISES.**
  4. **THE LICENSEE IS SOLELY RESPONSIBLE FOR CONTROL OF THE LICENSED PREMISES IN REGARDS TO ALCOHOL POSSESSION, CONSUMPTION AND ADHERENCE TO STATE AND MUNICIPAL LIQUOR LAWS.**

### **RECOMMENDED MOTION:**

- **APPROVE THE APPLICATION FOR THE SPECIAL EVENTS LIQUOR PERMITS FROM THE FRUITA ROTARY CLUB TO PROVIDE A BEER GARDEN DURING THE MIKE THE HEADLESS CHICKEN FESTIVAL AT CIVIC CENTER MEMORIAL PARK ON THE DATES AND TIMES REQUESTED SUBJECT TO THE CONDITIONS STATED BY STAFF.**