



FRUITA
COLORADO

AGENDA ITEM COVER SHEET

TO: FRUITA CITY COUNCIL AND MAYOR

FROM: DEBRA WOODS, DEPUTY CITY CLERK

DATE: JULY 5, 2022

AGENDA TEXT: LIQUOR LICENSE RENEWAL – A request to approve the renewal of a Retail Liquor Store License – Malt, Vinous and Spirituous, Retail Warehouse Storage Permit and Tastings Permit for In the Middle Liquors located at 303 Highway 6 & 50

BACKGROUND

The Retail Liquor Store License, Retail Warehouse Storage Permit and Tastings Permit for In the Middle Liquors located at 303 Highway 6 & 50 are up for renewal. Their current license and related licenses expire on **September 22, 2022**.

Pursuant to Chapter 5.20.090 of the Fruita Municipal Code, Tastings Permits run concurrently with a Retail Liquor Store License renewal. In the Middle Liquors has submitted to the City Clerk's Office the required application form, fee (\$100 per year), tastings log and written control plan for the renewal of the Tastings Permit as outlined in Chapter 5.20.090 of the Fruita Municipal Code.

In the Middle Liquors applied for and was granted a Retail Warehouse Storage Permit by the City Council at their regular meeting on October 18, 2016. The Storage Permit was approved by the State's Liquor Enforcement Division (LED) on October 25, 2016. This permit is renewed annually with the LED on their Liquor License Renewal form for an additional \$100 fee to the licensee. There are no local fees for a Retail Warehouse Storage Permit.

The Police Department report indicates that there have not been any violations or incidents reported to them in the last year and there is nothing unusual or of concern that would hinder renewal of the license. The City Clerk's Office has not been advised of any issues or concerns related to the liquor license during the past year. The Fruita Police Department's memorandum is attached.

There are no current Alcohol Seller/Server Responsibility certificates on file in the City Clerk's Office for employees of In the Middle Liquors; however, Vice President of the corporation Sabrina DeVeydt confirmed in an email with the City Clerk's Office that once Grand Junction's Police Department schedules another class, she will register their employees for it, especially the employees who will be serving Tastings at the store pursuant to their Tastings Log.

FISCAL IMPACT

None.

APPLICABILITY TO CITY GOALS AND OBJECTIVES

The City of Fruita is charged with protection of the public health, safety and welfare. The review and renewal of liquor licenses ensures that licensed establishments are operating by the rules and regulations adopted by the City and State concerning the sale or service of beer and alcoholic beverages.

OPTIONS AVAILABLE TO THE COUNCIL

1. Renewal of the Retail Liquor Store License, Retail Warehouse Storage Permit and Tastings Permit.
2. Schedule a hearing date to determine if there is good cause for the license and/or related permits to be suspended or revoked.

RECOMMENDATION

It is the recommendation of staff that the Council move to:

- **RENEW THE RETAIL LIQUOR STORE LICENSE, RETAIL WAREHOUSE STORAGE PERMIT AND TASTINGS PERMIT FOR IN THE MIDDLE LIQUORS LOCATED AT 303 HIGHWAY 6 & 50**