



TO: FRUITA CITY COUNCIL AND MAYOR

FROM: DEBRA WOODS, DEPUTY CITY CLERK

DATE: JANUARY 16, 2023

AGENDA TEXT: LIQUOR LICENSE RENEWAL – A request to approve the renewal of an Optional Premises – Malt, Vinous and Spirituous Liquor License for Imondi Wake Zone, LLC dba Imondi Wake Zone located at 1583 Cipolla Rd.

BACKGROUND

The Optional Premises Liquor License for Imondi Wake Zone located at 1583 Cipolla Road is up for renewal. Their current license expires on **March 17, 2024**. The Police Department had nothing to report regarding this establishment. The City Clerk’s office has not been advised of any issues or concerns related to the liquor license during the past year. The City Clerk’s office has six (6) current Colorado Responsible Alcohol Vendor Training certificates (dated June 7, 2022) on file for Imondi Wake Zone. These certificates are valid for three (3) years.

The following information is provided as background on the liquor license renewal process:

An Optional Premises Liquor License allows employees to serve alcoholic beverages in the Pro Shop and on the grassy area at Imondi Wake Zone.

Pursuant to State Statutes, the local licensing authority (City Council) may cause a hearing on the application for renewal to be held. No renewal hearing shall be held until a notice of hearing has been conspicuously posted on the licensed premises for a period of ten days and notice of the hearing has been provided the applicant at least ten days prior to the hearing. The licensing authority may refuse to renew any license for good cause, subject to judicial review.

This item is placed on the Consent agenda for the Council to determine if there is any cause for a hearing to be held on the renewal of the liquor license. If there is no cause for a hearing, the City Council should approve the renewal of the existing license. If there is cause for a hearing, the City Council should set a date to hold a quasi-judicial hearing to determine if there are sufficient grounds for suspension or revocation of the liquor license. The City Council may also temporarily suspend any license, without notice, pending any prosecution, investigation or public hearing. No such suspension shall be for a period of more than 15 days.

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. Renew the Optional Premises – Malt, Vinous, and Spirituous Liquor License for Imondi Wake Zone.
2. Schedule a hearing date to determine if there is good cause for the license to be suspended or revoked.

RECOMMENDATION

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

- **RENEW THE OPTIONAL PREMISES – MALT, VINOUS AND SPIRITUOUS LIQUOR LICENSE FOR IMONDI WAKE ZONE LOCATED AT 1583 CIPOLLA ROAD**