



End-of-Month Licensing Authority Report

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Report period:	May 10, 2018 through June 7, 2018
Prepared by:	Colleen L. Norton, CMC, Deputy City Clerk and Lena McClelland, Assistant City Attorney

Applications

New

Haveli Indian Cuisine - <i>Hotel & Restaurant</i> 301 E. County Line Road Hearing Date: 03/14/2018 - <i>Approved.</i> <i>Pending final building inspection(s)</i>	Staybridge Suites - <i>Lodging & Entertainment</i> 8211 Southpark Circle Hearing Date: 04/11/2018 - <i>Approved.</i> License issued 06/04/2018
Born2Bake - <i>Hotel & Restaurant</i> 2540 W. Main Street Hearing Date: 06/13/2018	Jackass Hill Brewery - <i>Brew Pub</i> 2409 W. Main Street Hearing Date: 06/13/2018
Shell #28 - 3.2% (FMB) 6556 S. Broadway Hearing Date: 07/11//2018	Shell #147 - 3.2% (FMB) 8020 S. Broadway Hearing Date: 07/11//2018

Renewals

Licensee	Status
Smokin Fins 2575 W. Main Street	Received 02/22/2018 Completed 05/29/2018
Woodlawn Liquors 1500 W. Littleton Boulevard	Received 03/15/2018 Completed 06/05/2018
Littleton Golf & Tennis	Received 03/20/2018

5800 S. Federal Boulevard	Completed 06/05/2018
Ned Kelly Irish Pub 5666 S. Sycamore Street	Received 03/22/2018 Completed 06/05/2018
Total Wine and Liquor 6901 S. Broadway	Received 03/22/2018 Completed 06/05/2018
Diamond Shamrock Corner Store #1109 6857 S. Broadway	Received 03/28/2018 Completed 06/05/2018
Rib City 7903 S. Broadway Suite "B"	Received 04/13/2018 Pending at State LED as of 05/15/2018
Viewhouse Eatery Bar & Rooftop 2680 W. Main Street	Received 04/13/2018 Pending at State LED as of 06/01/2018
El Parral Mexican Steakhouse #5 6875 S. Broadway	Received 04/18/2018 Pending at State LED as of 05/15/2018
Westview Wine and Spirits 1621 W Canal Circle Unit 101	Received 04/25/2018 Pending at State LED as of 05/15/2018
Rice Bistro & Sushi 7301 S. Santa Fe Drive #410	Received 04/25/2018 Pending at State LED as of 05/15/2018
Merle's of Littleton 2609 W. Main Street	Received 05/04/2018 Pending at State LED as of 5/30/2018
Alibi's Bar & Grill 7983 S. Broadway	Received 05/08/2018 Pending at LPD as of 05/08/2018
Old Santa Fe Express Mexican Grille 5501 S. Broadway	Received 05/08/2018 Pending at LPD as of 05/08/2018
Santa Fe Spirits 6023 S. Santa Fe Drive	Received 05/09/2018 Pending at LPD as of 05/18/2018
Ted's Montana Grill 7301 S. Santa Fe Drive	Received 05/17/2018 Pending at LPD as of 05/18/2018
King Sooper's #131 100 Littleton Boulevard	Received 05/17/2018 Pending at LPD as of 05/18/2018
Romano's Pizzeria 5666 S. Windermere Street	Received 05/17/2018 Pending at LPD as of 05/18/2018
Kate's Wine Bar 5671 S. Nevada Street	Received 05/17/2018 Pending at LPD as of 05/18/2018

The Boardroom 51 W. Dry Creek Court	Received 05/17/2018 Pending at LPD as of 05/18/2018
Bistro at Aspen Grove 7301 S. Santa Fe Drive	Received 05/17/2018 Pending at LPD as of 05/18/2018
Wang's Gourmet 12 E. Arapahoe Road	Received 05/17/2018 Pending at LPD as of 05/18/2018
Littleton Cafe 1409 W. Littleton Boulevard	Received 05/17/2018 Pending at LPD as of 05/18/2018
Advance Liquors 7945 S. Broadway	Received 05/29/2018 Pending at LPD as of 05/29/2018
Shell/Mobil 6515 S. Broadway	Received 05/29/2018 Pending at LPD as of 05/29/2018
Shell 6200 S. Santa Fe Drive	Received 05/29/2018 Pending at LPD as of 05/29/2018

Transfer of License

Licensee	Status
Dillon Companies Inc. d/b/a King Soopers #122 Fuel Center 8080 S. Broadway Transferring from: <i>Loaf n' Jug</i>	Received 05/09/2018 Pending at State LED as of 05/22/2018

Change of Corporate Structure

Change of Manager

Licensee	Status
Smokin Fins 2575 W. Main Street New Manager - <i>Kenneth Chaffee</i>	Received 03/09/2018 Completed 05/29/2018
Viewhouse Eatery Bar & Rooftop 2680 W. Main Street New Manager - <i>Tyler Warfield</i>	Received 04/13/2018 Pending at State LED as of 05/22/2018

Modification of Premises

Kate's Wine Bar 5671 S. Nevada Street	Received 05/17/2018 Pending at State LED as of 05/18/2018
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<i>Temporary Modification</i>	Approved and issued 05/22/2018
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Special Event Permit

<i>Applicant</i>	<i>Location for Event</i>	<i>Event Date(s)</i>
HDLM (for) Block Party	Downtown Littleton	06/09/2018
Littleton Elks	Littleton Elks Lodge	06/09/2018
Worldwide Push Foundation (for) Margarita Madness Run	Reynolds Landing	06/30/2018
City of Littleton (for) Little Jam	Bega Park	06/16/2018, 07/14/2018, 08/11/2018
Humane Society of the South Platte Valley	Aspen Grove	06/14/2018, 06/28/2018, 07/12/2018, 07/22/2018, 08/19/2018, 10/06/2018
Littleton Sertoma Club (for) Taste of WWW	Littleton Center	08/15/2018
HDLM (for) Turkey Leg and Wine Hoedown	Reinke Bros.	07/20/2018, 07/21/2018

Miscellaneous Information

- LLA's recommended amendments to the city code regarding alcohol and liquor licensed premises are tentatively scheduled to go to council at a study session on July 10.
 - Staff will bring recommendations from council to the Licensing Authority meeting on July 11 for review and approval. If approved by resolution by the Licensing Authority, these code amendments will go to council for first reading on August 7 with second reading on August 21.

SB 18-243 Concerning the Retail Sale of Alcohol Beverages

Signed by the Governor: Monday June 4, 2018

Effective Date: Most of the provisions became effective immediately but some have a delayed effective date of January 1, 2019.

Summary: This bill modifies the laws that govern the retail sale of fermented malt beverages (FMB), which will now be synonymous with malt liquor (as of January 1, 2019). Effective January 1, 2019, the limitation on the maximum alcohol content of fermented malt beverages, known as “3.2% beer”, is eliminated. This will allow grocery stores, convenience stores, and any other person or business who is currently licensed, or will be licensed in the future, to sell fermented malt beverages for consumption on or off premises to sell fermented malt beverages containing more than 3.2% alcohol by weight (or 4% by volume), referred to as “malt liquor”.

Below are some of the changes that are of the most interest to the City:

- No new FMB licenses may be issued within 500’ ft of an existing retail liquor store unless (as of 1/1/2019) the applicant “owns or leases a proposed fermented malt beverage retailer licensed premises and...has applied for or received...a building permit...which is currently active and will not expire before the completion of the liquor licensing process; or a certificate of occupancy for the structure.” There is no restriction provided in the act on how close a new RLS can be to an existing FMB. (Effective immediately)
- No new on/off premises FMB licenses can be issued and no renewals are allowed. Any on/off licenses that subsequently apply for renewal must apply for either an on- or off-premise license (the act says “apply to convert” which is essentially treated as a new application). (Effective immediately)
 - In order to qualify for a new or renewed FMB license a licensee must derive 20% of their gross annual revenues from the sale of food items for consumption off premises (fuel, lottery products, and cigarettes, etc. must be excluded). The act provides for the State to adopt rules that will specify the form and manner in which a new applicant or renewal will demonstrate compliance. CML believes that there will be a box to check on the application and that LED is aware that most, if not all, municipalities do not intend to conduct audits to verify ongoing compliance.
 - This section does not apply to a licensee that owns or leases a proposed FMB retailer licensed premises and, as of January 1, 2019, has applied for or received from the municipality in which the premises are located a building permit for the structure to be used as a FMB retailer licensed premises (which is currently active and will not expire before the completion of the licensing process) or a certificate of occupancy for the structure to be used as a FMB retailer licensed premises.

- FMB licenses or retail liquor store (RLS) licenses will not be allowed to *re/locate* within 1500' of a retail liquor store. (Effective on July 1, 2019)
- No new RLS licenses or liquor licensed drugstore licenses may be issued within 1500' of a RLS. (Effective immediately)
- No new or relocating FMB licenses may be issued within 500' of an educational institution. The language in the act is identical to the distance restrictions from schools for all other types of local licenses in Art. 47 of Title 12 and the same provision exists in this act that allows local licensing authorities to reduce or eliminate the distance restrictions, or exempt certain types of institutions. (Effective immediately)
- Licensing authorities can not consider any violations that occurred five (5) or more years prior to the date of violation for which a fine or suspension is being contemplated by the licensing authority. (Effective immediately)
- Current law prohibits the public consumption of malt, vinous, and spirituous liquors except on premises licensed to sell alcohol beverages for consumption on the licensed premises. The act includes FMB within this prohibition on public consumption. However, the act authorizes municipalities to allow for the public consumption of FMB, malt liquor, wine, or spirits in designated public places, except the public right-of-way. The approval may be done through ordinance, resolution, or rule. This authority is identical to what is already given to the State for state parks, wildlife areas, or other recreation areas that Parks & Wildlife administers. (Effective January 1, 2019)
- Prohibits the sale of malt liquor in a sealed container by a FMB retailer on Christmas Day. (Effective January 1, 2019)
- Tastings conducted at a RLS or LLDS can be done between 11:00am and 9:00pm, on up to 156 days a year, and by a representative of the alcohol beverage supplier. (Effective immediately)
- RLS and LLDS licensees with multiple locations can now operate under a single or consolidated corporate entity but cannot commingle purchases for multiple licensed premises. (Effective January 1, 2019)
- A LLDS that applied for its license after July 1, 2016, can obtain additional LLDS licenses if they are obtained in a manner specified under current law for other LLDS to obtain additional licenses, as follows: a maximum of 2 licenses between 1/1/2019 and 1/1/2022; a maximum of 3 licenses between 1/1/2022 and 1/1/2027; and a maximum of 4 licenses on or after 1/1/2027. (Effective immediately)
- There are also additional provisions that relate to the age of employees, deliveries of alcohol, and selling at below cost.