



LIQUOR LICENSE AUTHORITY

REGULAR MEETING AGENDA

August 11, 2022
4:45 PM
9900 Park Avenue
Firestone, CO 80504

1. **Call to Order & Roll Call**
2. **Pledge of Allegiance**
3. **Approval of Agenda**
4. **Discussion/Action**
 - a. A RESOLUTION OF THE TOWN OF FIRESTONE LOCAL LIQUOR LICENSING AUTHORITY ESTABLISHING THE PROCESSES AND STANDARDS APPLICABLE TO A LOCAL PERMIT FOR A "FESTIVAL" FOR ALCOHOL BEVERAGE RETAIL ACTIVITY PURSUANT TO C.R.S. § 44-3-404
5. **Adjournment**

**AGENDA INFORMATION
MEMORANDUM**

**FIRESTONE
LIQUOR LICENSE AUTHORITY**



AIM#: 4.a

Discussion/Action

Meeting Date: August 11, 2022

Initiated By: Jessica Koenig

Dept: Town Clerk

AGENDA TITLE

A RESOLUTION OF THE TOWN OF FIRESTONE LOCAL LIQUOR LICENSING AUTHORITY ESTABLISHING THE PROCESSES AND STANDARDS APPLICABLE TO A LOCAL PERMIT FOR A "FESTIVAL" FOR ALCOHOL BEVERAGE RETAIL ACTIVITY PURSUANT TO C.R.S. § 44-3-404

SUMMARY

On May 28, 2021, Governor Polis signed into law SB 21-082, which permits certain Colorado liquor license holders to obtain a "festival permit" from the state licensing authority to sell and serve alcoholic beverages at a location other than the Licensee's licensed premises. The Bill also permits one or more, Licensees to jointly participate in or sponsor a festival, with each participant permitted to sell and serve alcoholic beverages at a location other than their licensed premises. The Bill was codified at C.R.S. § 44-3-40, and the Bill authorizes a local licensing authority to create a local permit for festivals, except that a limited winery licensee or winery licensee need not obtain a local permit to participate in or hold a festival. In the exercise of its authority, the local licensing authority desires to establish a local permit and the local rules and regulations associated with such permit.

HISTORY AND PREVIOUS ACTION

RECOMMENDATION

Approval of resolution.

ALTERNATIVES

Provide further direction.

ATTACHMENTS

1. Resolution LLA Establishing Festival Permits
2. Alcohol Festival Permit Application

FINANCIAL CONSIDERATIONS

TOWN OF FIRESTONE, LOCAL LICENSING AUTHORITY
WELD COUNTY, COLORADO

A RESOLUTION OF THE TOWN OF FIRESTONE LOCAL LIQUOR LICENSING AUTHORITY
ESTABLISHING THE PROCESSES AND STANDARDS APPLICABLE TO A LOCAL PERMIT
FOR A "FESTIVAL" FOR ALCOHOL BEVERAGE RETAIL ACTIVITY PURSUANT TO C.R.S.
§ 44-3-404

WHEREAS, on May 28, 2021, Governor Polis signed into law SB 21-082 (the "Bill"); and

WHEREAS, the Bill permits certain Colorado liquor license holders (Licensee) to obtain a "festival permit" from the state licensing authority to sell and serve alcoholic beverages at a location, other than the Licensee's licensed premises; and

WHEREAS, the Bill also permits one, or more, Licensees to jointly participate in or sponsor a festival, with each participant permitted to sell and serve alcoholic beverages at a location, other than their licensed premises; and

WHEREAS, the Bill was codified at C.R.S. § 44-3-404; and

WHEREAS, in accordance with C.R.S. § 44-3-103 (43), the Municipal Judge serves as the local licensing authority; and

WHEREAS, the Bill authorizes a local licensing authority to create a local permit for festivals; except that a limited winery licensee or winery licensee need not obtain a local permit to participate in or hold a festival; and

WHEREAS, in the exercise of its authority the local licensing authority desires to establish a local permit and the local rules and regulations associated with such permit.

NOW, THEREFORE, BE IT RESOLVED by the Town of Firestone Local Liquor Licensing Authority, that:

Section 1: The Town of Firestone Local Liquor Authority adopts the Alcohol Festival Permit Application packet in substantially the same form as the copy attached hereto and made a part of this resolution.

DONE AND RESOLVED this ____ th day of _____, 2022.

TOWN OF FIRESTONE LOCAL LIQUOR
LICENSING AUTHORITY

Stephen Jones, Local Liquor Licensing
Authority

ATTEST:

Jessica Koenig, CMC, Town Clerk

APPROVED AS TO FORM:

William P. Hayashi, Town Attorney



ALCOHOL FESTIVAL PERMIT APPLICATION

NOTE: A complete application must be filed with the Town of Firestone's Office of the Town Clerk no less than **10 days** prior to the requested festival event date.

All Information must be in a legible format.

Applicant Entity Name (Legal): _____

Trade Name of Applicant (dba): _____

State Liquor License Number: _____ License Type: _____

Business Phone Number: _____ Contact Number: _____

Business Address: _____

Business Owner Name: _____ Phone number: _____

Email: _____

Festival Site Manager : _____

Phone Number(s): _____

Email: _____

Festival Location: _____

Festival Date (specific per event): _____ Time of Event: _____

(No Event may go beyond 10:00 p.m.)

Attach a copy of Applicant's Authorization of Possession of Premises.

Attach a List of all Participating Liquor Licenses – include License Number, responsible party, contact email and phone number for each Participant. (See attached Participant List.)

Attach a copy of the Control Plan. (See attached Control Guidelines.)

Attach a copy of the approved zoning compliance notice.

As a condition of being granted a permit, Applicant hereby agrees to adhere to all applicable regulations set forth herein and attests and affirms that the following are true and correct.

The application packet contains the names and required information for all Participants.

The Applicant and all Participants shall acquire and conspicuously display a sales tax

license and remit all local sales tax to the Town as required by Chapter 3.08 of the Town of Firestone Municipal Code.

All food service must be in compliance with the rules and regulations of the Weld County Health Dept. Any amplified music shall be in compliance with Chapter 9.16 of the Town of Firestone Municipal Code.

Applicant acknowledges that if a violation of the requirements set forth herein and the responsible licensee can't be identified the Local Liquor License Authority may charge and impose appropriate penalties upon the licensee as set forth in C.R.S. 44-3-404(7).

No alcoholic beverages may be brought onto or removed from the licensed premises by any attendee.

Any person purchasing, possessing, or consuming alcohol beverages must provide identification to festival personnel that such person is at least 21 years of age, and all such persons shall be provided and must at all times while attending the festival wear a bracelet which designates such person as lawfully of age to purchase, possess or consume alcoholic beverages.

All servers of alcoholic beverages and those checking identifications shall have T.I.P.S. or equivalent training and the Applicant must provide documented evidence of such to the Town from each Participant.

All Participants shall have snacks and/or food available for sale or free to the attendees, during all festival hours.

Applicant acknowledges that the Local Liquor License Authority may include or promulgate additional terms or conditions to address local or special concerns.

The Applicant's submittal includes payment of a non-refundable Alcohol Beverage Festival Annual Permit Fee in the amount of \$25.00 and the Applicant acknowledges that the Local Liquor License Authority may, in accordance with C.R.S. 44-3-404, deny such application where the applicant has a documented history of violation of festival permit rules or regulations, the application is incomplete or late or a finding that the application, if granted, would result in violation of the rules set forth herein or laws of the Town or state.

Date: _____

Applicant Signature: _____ Print Name: _____

BELOW THIS LINE FOR CITY USE ONLY

Approved: Town Clerk

Date

Control Plan Guidelines

These guidelines are being provided as a reference to help assist Applicants in providing a Control Plan for alcohol beverage festival Participants and Attendees.

Note: Each item of the control plan should be given in a detailed description of the process. Attach a separate sheet.

Boundary of requested premises: Describe and list the details of the premises (show bars, service stations, including the boundary and how the Applicant will control the requested premises. Acceptable control features include temporary fencing, stanchions, visible chains, or rope to mark the area. Provide a bold, outlined diagram.

Proper Signage: Must include minor warning signs, no alcohol beverages past this point, and no outside alcohol beverages allowed past this point. Size of signage required as listed in C.R.S. 44-3-901(10)(a)(II)(A).

Ingress and Egress: Describe the control of persons arriving and leaving the premises to include ensuring alcohol is not brought onto or removed from the premises and the means to achieve such as bag checks or clear bag requirement.

Hours of Operation: Detail the hours of operation for the premises and what measures will be taken to cease alcohol sales prior to closing. The Festival must end by no later than 10 pm.

On-Premises Security-ID: Name the entity that will provide security service for the Festival. Describe in detail the I.D. check process, **submit** certification that those individuals checking I.D.'s are T.I.P.S. or equivalent trained, and when attendees are approved to enter the event, what type of wrist bracelets will be placed on the attendees. List at least one licensed Participant manager or supervisor who will be on-site during the entire Festival.

Proper Zoning: All locations must be properly zoned and in compliance with local zoning, health rules, and building codes; to include sanitary toilets on premises. (See below.)

Compliance: Separate permit, application and fees are required for each festival event date. The festival permit is specific and distinct to the Applicant and is not transferable under any circumstance, nor may any other person or organization exercise the privileges of any permit.

The Applicant is responsible for contracting with portable toilet companies for the event.

Guidance is provided by the following chart and the answers to the following factors:

- Determine how long the event will last.
- Determine approximately how many people will attend the event.
- With this information, use the chart to calculate the number of portable toilets needed to accommodate the event.

	Number of Hours for the Event									
	1	2	3	4	5	6	7	8	9	10
# of People Attending	Units Needed									
1-50	1	1	1	1	2	2	2	2	2	2
50-100	2	2	2	2	2	3	3	3	3	3
100-250	3	3	3	3	4	4	4	6	6	6
250-500	4	4	4	4	6	6	8	8	8	8
500-1,000	4	5	6	7	7	8	8	8	9	9
1,000-2,000	6	10	12	13	14	14	14	15	15	15

NOTE: ALL ALCOHOL BEVERAGE FESTIVALS THAT WILL TAKE PLACE UPON TOWN OWNED, LEASED OR CONTROLLED AREAS, MUST SUBMIT A COMPLETE SPECIAL EVENT PACKET TO AND OBTAIN A PERMIT FROM THE TOWNS COMMUNICATION AND COMMUNITY OUTREACH COORDINATOR AND PAY ALL APPLICABLE FEES.

Complete List of Participating Businesses (Attach a separate sheet if needed)

Name		Email	
License Number		License Type	
Person Responsible			Phone Number
Name		Email	
License Number		License Type	
Person Responsible			Phone Number
Name		Email	
License Number		License Type	
Person Responsible			Phone Number
Name		Email	
License Number		License Type	
Person Responsible			Phone Number
Name		Email	
License Number		License Type	
Person Responsible			Phone Number
Name		Email	
License Number		License Type	
Person Responsible			Phone Number

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 know that it is my responsibility and the responsibility of my agents and employees to comply with the provisions of Articles 3, 4, and 5 of Title 44, Colorado Revised Statutes, as amended Along with the Ordinances and Resolutions of the Town of Firestone, insofar as the same may be applicable which affect my license or permit.

Authorized Signature		Print Name	
Title			Date

CONTROL PLAN SHEET: