



AGENDA
LOCAL LICENSING AUTHORITY
Thursday January 20, 2022 – 8:30 A.M.
City Council Chambers – 500 E. Third Street
Loveland, Colorado

ATTENTION: In accordance with state, county and local public health orders, you will be required to wear a face covering and practice social distancing when you appear for the Liquor Licensing Meeting.

1. CONSENT AGENDA

Approval of Minutes:

- A. Minutes from November LLA Meeting on November 18th, 2021 (the December meeting was cancelled, no minutes to approve)
- B. **Special Event Permit Application – Administratively Approved**
 - i. **Downtown Loveland Foundation Sweetheart Festival, 2/11, 2/12**
 - ii. **St. John the Evangelist Catholic Parish, Fundraiser, 2/12**

2. PUBLIC HEARING

A. 8:30 a.m. – Modification of Premises – The Pourhouse

An application was filed for a Modification of Premises to add an outdoor patio service area to the front of the licensed premises. The application specified the additional area to be licensed along with necessary diagrams demonstrating proposed modifications, as well as materials used in construction of the railing surrounding the patio. A right-of-way permit was approved on October 11, 2021 prior to submitting the application. All included diagrams meet the requirement for encroachment within the municipal code.

B. 9:15 a.m. – New License – The 120 Bar and Grill

An Application was filed for a new **Hotel and Restaurant License** by The 120 Bar and Grill Inc., dba The 120 Bar and Grill. The neighborhood boundaries were designated as: **(NORTH – Eisenhower Blvd. SOUTH – 14th St. SW. EAST – Boise Ave; and WEST – N Duffield Ave.)**. The premise was posted with a sign advertising the Public Hearing and a notice was published in the Reporter Herald as the law requires.

C. 10:15 a.m. – Show Cause Hearing – Cactus Cantina Inc. dba Wicked Tequila – 123 E 4th Street

The purpose of this hearing is to consider the suspension or revocation of said license for alleged violation by the licensee or by any of the agents, servants, or employees of said licensee of the provisions of the Colorado Liquor Code, or of any of the rules or regulations adopted pursuant thereto.

Evidence concerning the following allegation, together with such other evidence as may be presented concerning other allegations, shall form the basis of any denial of renewal, suspension or revocation of the license:

- a. Officer Geoff Reeves and Officer Kate Garry each provided an affidavit describing a vehicle accident on March 26, 2021 that resulted in the arrest of Patricia Carreon for Driving Under the Influence of Alcohol. Carreon had been over-served at Wicked Tequila Room (also referred to as “Wicked Tequila”), had subsequently attempted to drive and caused an accident (City’s Exhibits 1 and 2). Patricia Carreon pleaded guilty to Driving While Ability Impaired in Case Number 21T766 on August 20, 2021.
- b. Officer Erik Contino provided an affidavit describing a woman that was found lying intoxicated, in her own vomit, in downtown Loveland on May 1, 2021. The woman had been over-served at Wicked Tequila (City’s Exhibit 3).
- c. Officer Evan Goudy provided an affidavit describing his response to a verbal disturbance at Wicked Tequila on May 29, 2021. The verbal disturbance escalated into a physical fight where Officer Goudy was blind-sided, tackled and attacked. Wicked Tequila management lacked adequate control of the premises. Management allowed visibly intoxicated individuals to enter the premises and remain on the premises, which
- d. ultimately led to a physical altercation and Officer Goudy being attacked (City’s Exhibit 4).
- e. Officer Heather Gaffney provided an affidavit describing two incidents that occurred sequentially on August 1, 2021 at Wicked Tequila. Officer Gaffney first responded due to a physical disturbance between two individuals, who she ultimately determined had been over-served. Officer Gaffney then responded to a separate individual who was incoherent, covered in vomit and disruptive due to over-service at Wicked Tequila (City’s Exhibit 5).

D. STAFF REPORT

E. ADJOURN

The next regularly scheduled Local Licensing Authority Meeting will be held on Thursday February 17, 2022 at 8:30 AM, in the City Council Chambers.

NOTICE OF NON-DISCRIMINATION

It is the policy of the City of Loveland to provide equal services, programs and activities without regard to race, color, national origin, creed, religion, sex, disability, or age and without regard to the exercise of rights guaranteed by state or federal law. It is the policy of the City of Loveland to provide language access services at no charge to populations of persons with limited English proficiency (LEP) and persons with a disability who are served by the City.

For more information on non-discrimination or for translation assistance, please contact the City’s Title VI Coordinator at TitleSix@cityofloveland.org or 970-962-2372. The City will make reasonable accommodations

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for citizens in accordance with the Americans with Disabilities Act (ADA). For more information on accommodations, please contact the City's ADA Coordinator at adacoordinator@cityofloveland.org or 970-962-3319.

NOTIFICACIÓN EN CONTRA DE LA DISCRIMINACIÓN

La política de la Ciudad de Loveland es proveer servicios, programas y actividades iguales sin importar la raza, color, origen nacional, credo, religión, sexo, discapacidad, o edad y sin importar el uso de los derechos garantizados por la ley estatal o federal. La política de la Ciudad de Loveland es proveer servicios gratis de acceso de lenguaje a la población de personas con dominio limitado del inglés (LEP, por sus iniciales en inglés) y a las personas con discapacidades quienes reciben servicios de la ciudad.

Si desea recibir más información en contra de la discriminación o si desea ayuda de traducción, por favor comuníquese con el Coordinador del Título VI de la Ciudad en TitleSix@cityofloveland.org al 970-962-2372. La Ciudad hará acomodaciones razonables para los ciudadanos de acuerdo con la Ley de Americanos con Discapacidades (ADA, por sus iniciales en inglés). Si desea más información acerca de la ADA o acerca de las acomodaciones, por favor comuníquese con el Coordinador de ADA de la Ciudad en adacoordinator@cityofloveland.org o al 970-962-3319.

Title VI and ADA Grievance Policy and Procedures can be located on the City of Loveland website at: cityofloveland.org/