



WESTMINSTER

Agenda Item 3 A

Special Permit and License Board Agenda Memorandum

Date: January 15, 2025

Subject: Public Hearing to Consider Fermented Malt Beverage (FMB)/Wine liquor license application from Quik Trip #4236

Prepared by: Mary Joy Barajas, Assistant City Clerk

This public hearing was scheduled for the Board to consider the application from Quik Trip Corp., dba Quik Trip #4236, 8691 Sheridan Boulevard. The property is zoned C-1 and the sale of packaged alcoholic beverages for off premise consumption is an allowed use. Notice of this hearing was published on the city website on January 2nd and the property has been posted with signage to notify passersby of the date and time of this hearing for more than the ten days preceding this hearing.

The designated neighborhood boundaries for petitioning purposes were: North: 91st Avenue, the 9100 block north; South: 82nd Avenue, 8200 block north extended, West: Harlan Street extended, the 6000 block west; East: Vrain Street, extended, the 4600 block west. Surveying was completed by Oedipus Petitioning and the report of results together with a map showing where petitioning was conducted are attached.

There is one FMB/Wine liquor licenses within the designated neighborhood. There has not been a denial of an FMB/Wine liquor license application at this location or within 500 feet of it within the preceding two years.

A report from the Westminster Police Department regarding the results of the investigation on the applicant is attached. Troy Gordanier, Liquor Investigations Officer, will be present to review those findings with the Board.

Staff Recommendation

Conduct a public hearing and, by motion, direct the City Attorney's office to prepare findings of fact approving, conditionally approving, or denying the license application based on the testimony received addressing applicable criteria for the FMB/Wine license application from Quik Trip Corp., dba Quik Trip #4236, 8691 Sheridan Boulevard

Attachments: Evaluation Form: Police Department Report, Petitioning Results, Portion of Quik Trip #4236 application

**SPECIAL PERMIT & LICENSE BOARD
FORM FOR USE IN EVALUATING APPLICANT
UNDER LIQUOR CODE**

Business Name: Quik Trip #4236
Address: 8691 Sheridan Boulevard
Type of License Sought: FMB/Wine
Date of Meeting: January 15, 2025

1. Preliminary - City Clerk:

- A. State Applicant's business name and the type of application requested.
- B. State boundaries of the neighborhood.
- C. State that the application is complete as required by applicable state statutes and regulations and City of Westminster ordinances.
- D. State how notice of the public hearing was posted and published.
- E. State the zoning of the applicant's premise and whether the sale of alcoholic beverages for off premise consumption is an allowable use.
- F. State the number and location of the other licenses of this type within the neighborhood.
- G. State whether or not there have been any FMB/Wine license applications denied at this location or within 500 feet of it within the preceding two years. (Make the file a part of the record.)

2. Questions for Petitioner:

- A. What is your conclusion regarding the needs of the inhabitants of the neighborhood and the inhabitants' desires for this application?
- B. How did you reach this conclusion?

3. Questions for Police Department Investigator:

- A. How did you investigate the applicant's character?

4. Questions for Applicant:

- A. Will you manage the establishment or have a separate manager on the premises?
- B. Are the premises currently under construction or being remodeled?

C. What are the hours of operation?

D. Are you familiar with the statutes and ordinances governing the sale of alcoholic beverages in this state? Are you aware that your license could be revoked or not renewed for a violation of these laws?

NOTES:

**FORM FOR USE IN RECOMMENDING APPROVAL OR DENIAL
OF APPLICANT UNDER LIQUOR CODE**

FINDINGS:

1. Application was complete.
2. Hearing was properly posted and advertised.
3. The premises are located in an area where the sale of liquor is a permissible use.
4. There is one FMB/Wine licenses within the designated neighborhood.
5. There have not been any FMB/Wine license applications denied at this location or within 500 feet of it within the preceding two years.
6. The applicant is of good character and is eligible to obtain a license based on:
 - A. Testimony by the Westminster Police Department Investigating officer.
 - B. (Specify other evidence)
7. The applicant is licensed to do business in Colorado and will either manage or have a separate manager on the premises.
8. The desires of the inhabitants indicate that this is not an objectionable use based on:
 - A. The survey conducted by Oedipus Petitioning.
 - B. (Specify other evidence such as testimony of witnesses, petitions of applicant, etc.)

DECISION:

Based on our findings we move to approve (conditionally approve) (deny) this FMB/Wine license application and direct the City Attorney's Office to prepare appropriate written findings of fact:

(When recommending denial, or when evidence pro and con was presented, explain what weight was given specific evidence and why.)

(Specify any restrictions or conditions the Board is placing on the license and the rationale for the conditions.)