

CITY OF NORTHGLENN
LIQUOR LICENSING AUTHORITY
May 18, 2009

CALL TO ORDER

Chairwoman Maxine Foster called a regular meeting of the Northglenn Liquor Licensing Authority to order on Monday, May 18, 2009 at 9:00 a.m. in City Hall Council Chambers, 11701 Community Center Drive, Northglenn.

ROLL CALL

Present were: Chairwoman Maxine Foster, Members Raymond DeWeese, Virgil Hall, and John Clancy.

ABSENT

No one.

STAFF PRESENT

Attorney Hilary Mogue-Graham, City Clerk Johanna Small, and Deputy City Clerk Lisa Andrews.

**APPROVAL
OF MINUTES**

May 4, 2009

The minutes of May 4, 2009 were approved as presented.

**NEW LICENSE
APPLICATION:**

Smashburger Acquisition
– Denver, LLC dba
Smashburger

Chairwoman Foster read an opening statement for the public hearing on the new license application for Smashburger Acquisition – Denver, LLC dba Smashburger.

Mr. Robert Dill, Dill Dill Carr Stonbraker & Hutchings, P.C., represented the applicant, Smashburger, and introduced the license application.

Mr. Alex Hanson, the general manager of Smashburger, provided sworn testimony about his employment history with Smashburger Acquisition, Denver, LLC and the nature of the business. Mr. Hanson stated that the establishment would be opening in June and also addressed the number of employees, hours of operation, menu, company policy relating to alcohol service, food to alcohol beverage ratio, and the size of restaurant. Mr. Hanson indicated that there are seven or eight other Smashburger restaurants in the Denver Metropolitan Area and it is desired to have consistency among the establishments with regard to alcohol being available for consumption with meals. Mr. Hanson stated that the business offers a “fast casual” dining experience where alcohol revenue is estimated to be less than 3% of total sales. There were questions from the Authority regarding policies for checking identification, types of alcohol beverages offered at the restaurants and alcohol server training programs for employees. Mr. Hanson indicated that no outside seating is planned for this establishment.

Mr. Max Scott, Oedipus Petitioning, provided sworn testimony about the neighborhood survey that was conducted on behalf of the applicant. Mr. Scott stated that 98% of the residents and business owners petitioned were in favor of the issuance of the license, and stated that the petition results show a strong need and desire for the license to be granted for the Smashburger restaurant.

There were questions from the Authority about the petitioning process.

Mr. Dill provided a closing statement, stating that the applicant had sustained the burden of proof with regard to the application and asked for favorable consideration.

Chairwoman Foster asked if there any persons wishing to speak against the application. No one came forward.

MOTION TO PASS

Mr. DeWeese **MOVED** and it was **SECONDED** by Mr. Hall to approve the Hotel and Restaurant Liquor License Application for Smashburger Acquisition – Denver, LLC dba Smashburger.

MOTION PASSED

There was no discussion and the motion **PASSED**.
IN FAVOR - Foster, Clancy, DeWeese, Hall.
OPPOSED - No one.
ABSENT - No one.

COMMUNICATIONS:

There was discussion about up and coming applications.

ADJOURNMENT

There being no further business, the meeting adjourned at 9:26 a.m.

JOHANNA SMALL, CMC
City Clerk

MAXINE FOSTER
Chairwoman