

RECORD OF PROCEEDINGS
VARIANCE AND LIQUOR LICENSE HEARING
THURSDAY, JUNE 28, 2018 IN THE TOWN HALL COMPLEX

CALL TO ORDER: Mayor Irene called the meeting to order at 6:30PM.

ROLL CALL: Council Members present at roll call:

Cm. Angie Hobbs
Cm. Cody Jones
Cm. Dawn Kenneda
Cm. Robert Meyer

CITIZEN/VISITORS: Ken Casner, Joyce Menke, Garrett Irene, John Johnson, Lynn Grant, Pat Eastman, Craig Mustard

APPROVE AGENDA: **Cm. Hobbs motioned to approve the agenda as presented;** Cm. Meyer seconded the motion; Council Poll; Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, Cm. Kenneda Aye, Cm. Meyer Aye, motion carries.

PUBLIC COMMENT ON A VARIANCE AT 104 EAST SPRUCE TO CONDUCT A LIQUOR BUSINESS IN A PORTION OF AN EXISTING STRUCTURE. STRUCTURE IS ZONED RESIDENTIAL:

Mayor Irene opened the floor for public comment on the variance. Audience members addressed the pros and cons of granting the variance. Comments ranged from not wanting a business in the residential area, safety with increased traffic for residents walking, how tax assessment could change because it is a business, were neighbors made aware of this change, consideration of parking, that the property surrounding this location already has businesses in them, and had the liquor commission been made aware of the variance request. After a lengthy discussion the Mayor called for a vote to grant the variance at 104 East Spruce. **Cm. Kenneda made a motion to grant the variance at 104 East Spruce to conduct a business in a portion of an existing structure;** the motion failed for a lack of a second. The Mayor then called for an adjournment because it was not necessary to continue issuing the liquor license for the space. Cm. Jones asked for clarification on the tow trucks in town in regard to a business. The reply was they are not the business they just bring their work truck home. **Cm. Jones motioned to adjourn the meeting;** Cm. Kenneda seconded the motion; during Council Poll there was discussion to open up the motion on the variance again. Cm. Jones rescinded the adjournment motion. After more discussion **Cm. Hobbs made a motion to grant the variance at 104 East Spruce to conduct a business in a portion of an existing structure;** Cm. Kenneda seconded motion; Council Poll; Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Abstain, Cm. Kenneda Aye, Cm. Meyer Nay, motion carries.

PUBLIC COMMENT ON THE ISSUANCE OF A RETAIL LIQUOR LICENSE TO BOW RIVER CROSSING,LLC:

Mayor Irene opened the floor for public comment on the issuance of a retail liquor license to the Bow River Crossing, LLC. Comments from the council wanted to know how much control the town actually has over the license, are they obligated to renew and what happens in the case of a sale of the business. Comment from the floor expressed great concern of alcohol being sold in town and statistic of the detriment to society when alcohol is used, the need for the community to create a healthy economy through economic development, concerns of the legality of being too close to the school, the

control of the license once issued, parking and public safety, addressing the blind corner, how the need to be able to sell alcohol to sustain a convenience store which the need and want has been on every assessment the town has completed and drunk and disorderly problems. The Mayor clarified that when this license became available the council would request a business plan and has to consider if it is a benefit to the community. BRC complied with this at the last council meeting presenting their floor plan and what the business included. Garrett Irene thanked Cm. Hobbs for taking the time to call residents for their feedback on the issue. He also added that the people who are applying for this license are locals he has known for years and trustworthy of consideration for this license. Joyce Menke a partner in BRC, LLC told the council she had received 40+ surveys back with only 3 against the license being issued. The Mayor said he also had been receiving messages with more for than against. Mayor Irene called for a motion to approve the liquor license. **Cm. Kenneda made a motion to approve the retail liquor license to Bow River Crossing, LLC;** Cm. Hobbs seconded the motion; Council Poll; Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Abstain, Cm. Kenneda Aye, Cm. Meyer Nay, motion carries.

AJOURNMENT: There being no further business to come before the Council, **Cm. Jones motioned to adjourn at 7:30PM;** Cm. Kenneda seconded the motion; all council Members present voting Aye none Opposed

CLERK

MAYOR