

**Town of Lyons, Colorado
Liquor Licensing Authority
Agenda Cover Sheet
Agenda Item No: VI. 1.
Meeting Date: October 21, 2024**

TO: Town of Lyons Liquor Licensing Authority
FROM: Dolores Vasquez, Town Clerk
SUBJECT: Hotel and Restaurant New License Application
APPLICANT: Gitanjali Shrestha /Indian Bites II Inc DBA: Indian Bites

I. BACKGROUND

On September 11, 2024, the Town Clerk received an application from the above-referenced applicant for a new Hotel and Restaurant Liquor License located at 432 Main St. Indian Bites II Inc. is a new Indian restaurant that will be serving food and wine that recognizes those regions. The applicant will have food available, meeting C.R.S 12-47-109. They have successfully obtained a restaurant business license with the Town of Lyons and are currently operating. Alcohol will be available upon state and local approval of this application

The applicant has submitted all required documentation and completed all fingerprinting and background check requirements, which have been reviewed and approved by the Boulder County Sheriff's Department. Staff will conduct an on-site inspection of the premises upon State approval. Staff has provided the applicant with the State Liquor Code provisions affecting their class of license.

The Town posted a notice at the location on October 9th, 2024, and published it on October 9th, 2024. During the business license inspection with the Fire department, their address was corrected to 432 Main St, originally 436 Main St. The Applicant updated their sales tax information with the correct address, and an amendment to their lease was made for this change. The Clerk's Office has received no objection to this application to date.

II. RESULTS OF APPLICATION INVESTIGATION

- A. Application received: September 11, 2024
- B. Posting of Notice at Location: confirmed
- C. Objections to New Application: None
- D. Fees, Licenses, and Municipal Zoning Code Compliance: confirmed
- E. Ownership of Licensed Premises: Lease
- F. Attachments:
 - a. Application
 - b. Lease Agreement with Diagram of Proposed Premises
 - c. Proof of public notification
 - d. Certificate of Good Standing
 - e. Petition to the Lyons Liquor Authority

III. STAFF RECOMMENDATION TO AUTHORITY

Based upon the information provided above and in the related attachments, staff:

☒ Finds that Applicant has complied with all criteria for a New Hotel and Restaurant Liquor License and recommends that the Lyons Liquor License Authority approve Applicant's application for a New Hotel and Restaurant Liquor License that is the subject of the application

☐ Other recommendations:

Recommended Motion:

I MOVE TO APPROVE THE APPLICATION OF INDIAN BITES II, INC, DBA: INDIAN BITES FOR A NEW HOTEL AND RESTAURANT LIQUOR LICENSE BASED ON THE FINDINGS SET FORTH IN THE STAFF REPORT FOR THE OCTOBER 21, 2024, MEETING AND BASED ON THE FOLLOWING ADDITIONAL FINDINGS:

- **THAT APPLICANT IS OF GOOD MORAL CHARACTER AND NOT PROHIBITED AS A LICENSEE;**
- **THAT THE PREMISES ARE SUITABLE BASED ON A REVIEW OF THE PLANS SUBMITTED; AND**
- **THAT THE PETITION SUBMITTED BY THE APPLICANT, ALONG WITH TESTIMONY RECEIVED AT THE PUBLIC HEARING, INDICATE THAT EXISTING OUTLETS ARE INADEQUATE TO SERVE THE THIRST NEEDS OF THE NEIGHBORHOOD AND THAT THERE IS A NEED AND DESIRE TO KEEP A HOTEL AND RESTAURANT LICENSED ESTABLISHMENT AS MEASURED BY THE REASONABLE REQUIREMENTS OF THE NEIGHBORHOOD.**

I FURTHER MOVE TO DIRECT TOWN STAFF TO NOTIFY THE STATE OF COLORADO LIQUOR ENFORCEMENT DIVISION OF THIS APPROVAL.