CITY OF LAFAYETTE

RESOLUTION No. 2013-45

RESOLUTION OF THE LAFAYETTE CITY COUNCIL, GRANTING A NEW HOTEL AND RESTAURANT LIQUOR LICENSE TO LUNADA INC. d/b/a LUNADA EATERY & CANTINA, 400 W. SOUTH BOULDER RD. #2900, LAFAYETTE, COLORADO

WHEREAS, the City received an application for a new Hotel & Restaurant Liquor License, on August 16, 2013, and said application was verified complete; and

WHEREAS, the applicant has paid the required application and license fees and filed for a concurrent review with the Colorado Liquor Enforcement Division; and

WHEREAS, the Lafayette City Council, sitting as the Local Licensing Authority, considered the new application on September 17, 2013; and made the following findings:

1. The applicant is entitled to possession of the premises for which application is made under a lease agreement between Lafayette Plaza LLC (landlord) and Lunada Inc. (tenant), the term of which expires on June 30, 2016.

2. The applicant filed a floor plan indicating liquor service in the interior dining area and on an exterior patio. The Council approved said floor plan without exceptions.

3. The sale of liquor for consumption on the premises is permitted at the location for which the license is sought under the applicable zoning ordinances of the City of Lafayette.

4. The parties shown by the application as having a financial interest in the business for which the license is requested are Steve Smalley and Daniel Flores.

5. The applicants have been cleared through a preliminary background check by the Lafayette Police Department. The Colorado Bureau of Investigation and the Federal Bureau of Investigation are conducting criminal history investigations on Steve Smalley and Daniel Flores. Council finds that subject to final clearance by CBI and FBI, that both applicants are of acceptable character and therefore qualified to hold a liquor license.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lafayette, Colorado, as follows:

1. The application of Lunada Inc. dba Lunada Eatery & Cantina is hereby approved subject to final criminal clearance from FBI and CBI, which will be reported to the City Clerk through the Police Department.

2. Upon approval of the Hotel and Restaurant Liquor License by the State Licensing

Authority, the City Clerk is hereby authorized to issue the license to the applicant.

3. This Resolution shall be effective upon its approval by the City Council.

RESOLVED AND PASSED THIS 17th DAY OF SEPTEMBER, 2013.

CITY OF LAFAYETTE, COLORADO

_____
Carolyn D. Cutler, Mayor

ATTEST:

_____
Susan Koster, CMC
City Clerk

APPROVED AS TO FORM:

_____
David S. Williamson, City Attorney