



MINUTES
LOCAL LICENSING AUTHORITY
Friday June 13, 2025 – 9:00 A.M.
City Council Chambers – 500 E. Third Street
Loveland, Colorado

IN ATTENDANCE:

Municipal Judge Jennifer Edgley, Local Licensing Authority (LLA)
Michael Bailey, Assistant City Attorney
Emilie DeLima, Alcohol, Tobacco, and Marijuana Compliance Officer
Adriana Mazur, Local Licensing Authority Secretary
Ashley Macdonald, City Clerk
Sterling Wilson, Assistant City Clerk

CONSENT AGENDA

- A. Minutes from LLA Meeting on May 8, 2025, will be reviewed and approved at a later date, pending the Authority's review.

PUBLIC HEARING

A. Renewal Application – Jensen Restaurant Co Inc. dba Justine's Pizza

An application for the renewal of the Hotel and Restaurant License issued to Jensen Restaurant Co Inc., dba Justine's Pizza, was filed on March 3, 2025. The licensee has been asked to appear regarding the potential transfer of the liquor license and issues related to the December 2024 termination of the City Sales Tax license under the current owner, and an ownership change filed with the Sales Tax Dept. effective November 4, 2024. No ownership change or license transfer has been filed with the Clerk's Office for the Liquor License issued to Jensen Restaurant Co Inc., dba Justine's Pizza.

In Attendance: Greg Jensen, Owner

Mr. Jensen stated that he is in the process of selling the business and the land where the business is located. The prospective owners have not been able to close the deal. Mr. Jensen still owns the business, but the prospective new owners have been operating the business and collecting all the taxes under Jackstine's, which is an LLC. Mr. Jensen has not been actively involved in the business since November of 2024.

Jackstine's LLC is owned by Jack Hummel and his family. Jack Hummel is currently operating the business under Mr. Jensen's Hotel & Restaurant License. The City informed Mr. Jensen that he, as the legal licensee, is still responsible for the Liquor License and assumes liability.

The City stated that the prospective owners, Jackstine's LLC, may need to be present to answer additional questions, but Mr. Jensen is still the license holder and the owner of the business, even though Jackstine's is operating the business. Mr. Jensen agreed and stated he procures all alcohol products through a wholesaler and is reimbursed by Jackstine's LLC.

Mr. Jensen has filed a renewal application for his liquor license; however, since Mr. Jensen is no longer managing the business or the license, a transfer of ownership should be filed. For a transfer of ownership to be approved, the new owners would have to have legal possession of the premises. Since a transfer of ownership application has not been filed, the new owners/operators have not been appropriately vetted by the City of Loveland. A renewal application is appropriate if the ownership were to remain the same, however, the true owner of this business is no longer actively involved in the operation of this liquor license.

There is insufficient information to clearly identify the nature of this business arrangement. There is little knowledge about the processes and procedures for alcohol sales and safety meeting the requirements under State and local laws for this applicant.

The City does not have an issue with allowing the licensee to continue operating under their current liquor license until a final decision can be made by the Authority. However, the City requires more information regarding ownership and business operations, therefore this item should be set to a future meeting where the prospective applicants and Mr. Jensen can be present before the Authority and the City to provide clarity on the matter.

Officer DeLima suggested the prospective owner register as the operating manager in the interim and consent to a background check. The Authority agreed to Officer De Lima's suggestion.

The City is NOT in a good position to assess the license renewal at this time. The Sales Tax license for this business is currently issued to Jackstine's LLC. In order to renew a liquor license, the licensee must be the holder of a valid Sales Tax License with both the City and the State.

This matter will be continued to the next hearing date, August 21, 2025.

Findings and Action Taken:

The City finds that a THREE-WEEK DEADLINE would be enough time for the prospective owner to file a Manager Registration.

There is no legal authority to order the prospective owner to act or file a Manager Registration for Justine's Pizza. The Authority can, however, order the current licensee, Mr. Jensen, to act and make sure his liquor license is compliant.

If requests by the Authority and City are not completed in the timeline provided, the City has the authority to file a motion to suspend or revoke the license. Jensen Restaurant Company Inc. was issued a deadline of **July 7, 2025**, to **FILE A MANAGER REGISTRATION APPLICATION** for the member of Jackstine's LLC who is the *de facto* manager.

The Authority further required that new employees hired after Mr. Jensen stepped back from the business receive **ALCOHOL SERVICE TRAINING**, either from a State-certified training entity or the City of Loveland's Police Dept.

When the renewal application is considered in August, the Liquor License **TRANSFER APPLICATION MUST BE FILED**, OR A **CLEAR BUSINESS PLAN MUST BE PROVIDED** establishing how all parties involved are providing proper oversight and upholding local and State licensing requirements and regulations, as required by law.

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The City currently does not know the prospective applicant's legal status as it relates to the legal possession of the business and liquor-licensed premises, and informed Mr. Jensen he can relay the message to the prospective applicant to let them know that they need to act as soon as possible to resolve the pending issues, or there can be consequences to their ability to continue running the business.

The City stated that neither the Authority nor the City can provide legal advice but let Mr. Jensen know that the condition in which the business is currently operating is not following the law, and therefore the level of risk introduced is concerning, as it is not known who is in control of the business. The City further stated that a condition of a transfer of ownership is legal possession of the premises.

The matter was rescheduled for August 21, 2025, Licensing Authority Meeting.

The Authority stated that Mr. Jensen, as the licensee, needs to be actively involved in the business so that he can have oversight and ensure his business, including the staff, is compliant with liquor laws. The liquor license is still Mr. Jensen's responsibility until a transfer can be made.

B. Tobacco License Renewal – Kapoor Oil Company LLC dba Puffs Express

An application was filed on December 31, 2024, for the renewal of the tobacco license issued to Kapoor Oil Company LLC, dba Puffs Express, located at 805 N Lincoln Avenue in Loveland. The applicant has requested an appeal to the City's denial of their renewal application pursuant to the provisions of Loveland Municipal Code 5.45.040, 5.45.060, and 5.45.070. This item was continued from the May 8, 2025, Licensing Authority Meeting.

In Attendance: Vishal Kapoor, Owner

The Authority asked the City Clerk's Office if they had received any filings from the Appellant, Mr. Kapoor. The City Clerk, Ashley Macdonald, responded that they had not.

The Authority repeated the procedural information for Tobacco Licensing Authority Meetings as established in the City of Loveland. The Appellant bears the burden of proof as to why they should be granted a license to sell tobacco products in the City of Loveland. The Authority allowed Mr. Kapoor to give an opening statement and provide evidence through a presentation.

Mr. Kapoor stated that he will "rest his case" with the City and informed the Authority he had submitted a new Tobacco License application.

The Authority asked the Appellant if he would like the Authority to rule on his appeal to the City's denial, or if he wished to withdraw the appeal.

Mr. Kapoor WITHDREW THE APPEAL.

Findings and Action Taken:

The Authority GRANTED Mr. Kapoor's motion to withdraw his appeal and ACKNOWLEDGED the filing of an application for a new Tobacco License.

No members of the public were present to provide comments, and the public hearing was closed.

The Authority stated that approval of minutes will be done next week, June 18th, 2025.

3. STAFF REPORT

- A. City Clerk's Office – Licensee Submittal Checklists are now included with Local Licensing Authority Renewal Notices.
- B. City Attorney's Office – The City Attorney's Office is coordinating joint public presentations for proposed amendments to Title 8 that are forthcoming. The CAO would like to get Council approval by the end of the year.
 - a. The City Clerk stated that the location is tentatively set at the PD Institute.
 - b. The Authority will be happy to attend these meetings.
 - c. The CAO will bring marijuana zoning updates to the Planning Commission by late August. Mr. Bailey hopes to bring the marijuana legislation for second reading before City Council by the end of the year.
- C. PD/Compliance Officer – Officer DeLima has multiple private Alcohol Server Training classes scheduled for SELP staff members since there are a lot of SELPs scheduled for this year.

ADJOURN

The next regularly scheduled Local Licensing Authority Meeting will be held on Wednesday, June 18th, 2025, at 9:00 AM, in the City Council Chambers.

Respectfully submitted,



Adriana Mazur, Assistant City Clerk

Liquor Licensing Secretary

Approved:



Jennifer Edgley, Judge

Liquor Licensing Authority