



COUNCIL COMMUNICATION

<b>DATE:</b> April 15, 2010	<b>AGENDA NO. VIII. A. B. 6.</b>	<b>SUBJECT:</b>  Approve Transfer of Ownership of Thai House
<b>Department Head:</b>  Judy A. Egbert, City Clerk		
<b>City Manager:</b>  Nathan M. Cherpeski		
<b>PRESENTED BY:</b> Judy A. Egbert		

**Recommendation**

Approve the transfer of ownership of Hotel/Restaurant liquor license from the partnership of Richie Caldon and Xin Li Liu to Asian Buffet Bistro, Inc. d/b/a Thai House.

**Background**

- The business location is 525 Main Street.
- Xin Li Liu is the sole officer and stockholder of the corporation.
- Applicant has current sales tax license.
- Applicant is eligible to apply for a liquor license.
- The location is eligible to be licensed
- Possession of the property is documented through a lease.
- Manger is Vincent Rios.
- Applicant does not hold any other liquor licenses in Colorado.
- All application documents are complete.
- All applicable fees have been paid.
- Character of the applicant is not an issue for this hearing.
- Proving needs and desires is not required for a Transfer of Ownership. Applicant has voluntary accepted the prior licensee's agreement to sell wine only.
- Operation of this business is in compliance with local zoning, building and fire regulations

**Issue Before the Council**

Does Council wish to approve the Transfer of Ownership?

**Alternatives**

1. Approve the Transfer of Ownership.
2. Do not approve the Transfer of Ownership.

**Fiscal Impact** N/A

**Legal Opinion**

No legal issues have been raised regarding this application. Counselor Schwiesow will be available at the meeting if needed.

**Conclusion**

Council is obligated under the State Liquor Code to fulfill its duties as the Local Licensing Authority. There are no legitimate reasons not to approve this transfer.