

RESOLUTION NO. 2023-88

**BOARD OF COUNTY COMMISSIONERS OF
THE
COUNTY OF SUMMIT
STATE OF COLORADO**

**APPROVING APPLICATION FOR RETAIL FERMENTED MALT BEVERAGE AND WINE
LICENSE FOR CURES 'N CURIOSITIES INC dba CURES 'N CURIOSITIES AT 0167
ARGENTINE CT., KEYSTONE, CO 80435**

WHEREAS, pursuant to C.R.S. § 44-3-901(b)(I) it is unlawful for any person to sell, or possess for sale, any alcoholic beverage unless licensed to do so and unless all licenses required are in full force and effect; and

WHEREAS, pursuant to C.R.S. § 44-3-103(27) the Board of County Commissioners of Summit County, Colorado ("BOCC") is the local licensing authority for the sale and service of alcoholic beverages in unincorporated Summit County, Colorado; and

WHEREAS, on October 13, 2023, Cures 'N Curiosities Inc ("Applicant") submitted an application for a fermented malt beverage and wine license at 0167 Argentine Ct., Keystone, Colorado 80435 ("Premises Location") to the Office of the Summit County Clerk & Recorder ("Clerk & Recorder"); and

WHEREAS, the applicant requested approval of a fermented malt beverage and wine license related solely to patrons on the premises; and

WHEREAS, notice of a public hearing on the application was properly posted and published and a public hearing on the application was held on November 14, 2023; and

WHEREAS, the information provided by Applicant in the subject liquor license application has been thoroughly investigated by the Clerk & Recorder and notice of the Clerk & Recorder's findings, based upon its investigation, were provided to the Applicant and all other interested parties in writing on November 3, 2023; and

WHEREAS, at the public hearing, held on November 14, 2023, the BOCC received and considered evidence on the subject application from the Clerk & Recorder and parties in interest; and

WHEREAS, the BOCC, acting as the local liquor licensing authority for unincorporated Summit County, Colorado, has considered the evidence presented at the public hearing held on November 14, 2023, and based on the evidence presented finds that:

1. The Applicant is entitled to possession of the Premises Location and the Premises Location may be licensed for the sale of alcoholic beverages pursuant to a fermented malt beverage and wine license.
2. The Premises Location is not within 500 feet from any public or parochial school or the principal campus of any college, university or seminary.
3. The Applicant presented evidence of good moral character and otherwise not personally prohibited from holding a fermented malt beverage and wine license liquor license.
4. The reasonable requirements of the designated neighborhood establish a need for issuance of a fermented malt beverage and wine license at the Premises Location.
5. The desires of the inhabitants of the designated neighborhood dictate issuance of a fermented malt beverage and wine license at the Premises Location is warranted.
6. The number, type and availability of liquor outlets in the designated neighborhood does not result in an undue concentration of liquor outlets, and
7. No other reasonable restrictions, including zoning codes, have been placed on the designated neighborhood by the BOCC preclude issuance of a fermented malt beverage and wine license for the Premises Location.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF SUMMIT, STATE OF COLORADO ACTING IN ITS CAPACITY AS THE LOCAL LIQUOR LICENSING AUTHORITY FOR UNINCORPORATED SUMMIT COUNTY, COLORADO that: Cures 'N Curiosities Inc for Cures 'N Curiosities' application for a fermented malt beverage and wine license for sale of to-go beer and wine at 0167 Argentine Ct., Keystone, CO 80435 is hereby approved.

ADOPTED THIS 14TH DAY OF NOVEMBER 2023.

**COUNTY OF SUMMIT
STATE OF COLORADO
BY AND THROUGH ITS
BOARD OF COUNTY COMMISSIONERS**

Elisabeth Lawrence
Elisabeth Lawrence, Chair



ATTEST:

Taryn Power
Taryn Power, Clerk & Recorder