

**RESOLUTION NO. 1133-23**

**A RESOLUTION AUTHORIZING THE TOWN CLERK ADMINISTRATIVELY TO APPROVE LIQUOR LICENSE RENEWALS FOR LICENSES THAT ARE SUBMITTED WITHOUT NOTICE OF CONCERN**

**WHEREAS**, the Town of Fowler previously approved the renewal of liquor licenses through the use of the consent agenda; and

**WHEREAS**, there was the potential of public comment pertaining to a liquor license outside of the presence of the licensee; and

**WHEREAS**, the Town of Fowler has adopted and implemented Section 5.12.100 pertaining and/or relating to the renewal of business licenses; and

**WHEREAS**, the Town of Fowler has adopted and implemented Section 5.12.050 pertaining and/or relating to the Town Clerk's duties and responsibilities as they relate to the renewal of business licenses; and

**WHEREAS**, the Town of Fowler is desirous of treating liquor license renewal the same as other business license renewal in accordance with Section 5.12.010; and

**WHEREAS**, the Town of Fowler believes the licensing procedures must not be used as a means of establishing local option and circumventing statutory requirements; and

**WHEREAS**, the Town of Fowler has the local authority to renew licenses, but not regulate licenses; and

**WHEREAS**, the Town of Fowler desires for a consistent administrative action to renew all business licenses; and

**WHEREAS**, the Board of Trustees will still be required to conduct a full, fair and impartial hearing for any/all potential license infractions or concerns.

**NOW, THEREFORE, BE IT RESOLVED** by the Trustees of the Town of Fowler as follows:

1. The Town Clerk of the Town of Fowler shall be authorized to renew all liquor licenses when the initial investigation demonstrates and shows that the licensee has no cited infractions for the previous year.
2. The Town Clerk of the Town of Fowler shall be authorized to treat the renewal of local liquor licenses in the same manner and fashion as all other local business license renewals.
3. The Board of Trustees of the Town of Fowler shall still be the local licensing authority for liquor licenses in the Town of Fowler.

4. The Town Clerk of the Town of Fowler shall not approve the renewal of a local liquor license if the licensee has been cited for an infraction during the previous year.
5. For all infractions, the Board of Trustees of the Town of Fowler shall conduct a full, fair and impartial evidentiary hearing in accordance with Section 5.12.130.
6. **ADOPTED AND APPROVED** this 9th day of January, 2023.

BOARD OF TRUSTEES, TOWN OF FOWLER,  
STATE OF COLORADO

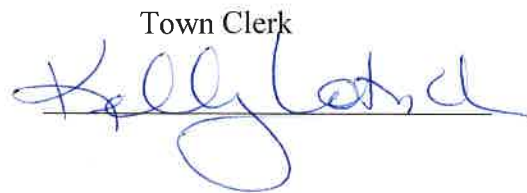
ATTEST:

By: Tracy Nelson, Mayor Pro-Tem



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Town Clerk



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