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MEMORANDUM

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P.O. Box 4100 ♦ FRISCO, COLORADO 80443 ♦ FRISCOGOV.COM

**TO: MAYOR AND TOWN COUNCIL**

**FROM: STACEY NELL, TOWN CLERK**

**RE: RESOLUTION 24-18: A RESOLUTION OF THE TOWN OF FRISCO, COLORADO, APPROVING A REVOCABLE LICENSE AGREEMENT FOR VINE STREET SOCIAL LLC TO USE A PUBLIC PLACE (FOURTH AVENUE RIGHT OF WAY)**

**DATE: MARCH 26, 2024**

**Summary and Background:** On December 13, 2022, Town Council approved the issuance of a Tavern (City) type liquor license for the first time to Debra Anderson, Owner/Operator of Vine Street Social LLC. This business is located at 156 Fourth Avenue, Unit #C1. In late 2023, Ms. Anderson requested that the Town Clerk assist in the modification of premise of this liquor license, a required filing with both the Town, and the Colorado Department of Revenue's Liquor Enforcement Division. The proposed licensed premise includes Town property, commonly known as the "4<sup>th</sup> Avenue Right-of-Way". In order to include this piece of property in Vine Street Social's licensed premise for their liquor license, a Revocable License Agreement for Use of a Public Right of Way, approved by Town Council, is required to establish a clear written agreement between the business owner/applicant and the Town, and to demonstrate to the State that this is a locally approved use of the public property. Ms. Anderson intends to use the space for outdoor seating of patrons while consuming food and beverage, including alcoholic beverages.

**Analysis:** After consulting with Town Attorney Thad Renaud, seeking approval from the Community Development Department's Planning and Building Inspection Divisions, and ensuring the space wasn't currently being utilized by the Engineering & Public Works Department, as Town Clerk I have concluded my investigation into this matter.

**Financial Impact:** There is no anticipated negative financial impact on the Town regarding this matter. By this business expanding their liquor licensed premise for the sale, service, and consumption, sales tax revenue to the Town could increase during the use of this space.

**Alignment with Strategic Plan:** One of the [Strategic Plan's](#) five Strategic Objectives states: The Town of Frisco strives to **create a thriving economy** for our community by encouraging a variety of businesses which provide needed goods and services.

Two pillars that live underneath this Strategic Objective are:

- Supporting business development and diversification, and
- Having a regulatory system that protects health, safety, and welfare, while promoting customer service

This action, after thorough research and partnership across multiple departments, qualifies as accomplishing the two aforementioned pillars.

**Staff Recommendation:** Staff recommend that Council approve Resolution 24-18 as a part of the Consent Agenda during the Regular Meeting on March 26, 2024.

**Approved By:**

Thad Renaud, Town Attorney

Tom Fisher, Town Manager

Stacey Nell, Town Clerk

**Attachments:**

- Attachment 1 – Resolution 24-18 Vine Street Social LLC ROW Use Approval
- Attachment 2 – Right of Way License Agreement Vine Street Social LLC
- Attachment 3 – Vine Street Social LLC Premise Diagram