

BOARD OF COUNTY COMMISSIONERS FOR
ADAMS COUNTY, STATE OF COLORADO

RESOLUTION AUTHORIZING TASTINGS AT RETAIL LIQUOR STORES AND AT
LIQUOR-LICENSED DRUGSTORES IN UNINCORPORATED ADAMS COUNTY
PURSUANT TO C.R.S. § 44-3-301(10)

Resolution 2019-225

WHEREAS, C.R.S. §44-3-301(10) allows the governing body of a county to adopt a resolution authorizing tastings at retail liquor stores and at liquor-licensed drugstores pursuant to the parameters set forth in C.R.S. § 44-3-301(10); and,

WHEREAS, the Adams County Board of County Commissioners (“BoCC”) is the governing body for Adams County; and,

WHEREAS, the BoCC has determined that there is a desire for tastings in Adams County and that it is in the best interest of the public health, safety, and welfare to adopt regulations and procedures for the conduct of tastings by a retail liquor store or liquor-licensed drugstore.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of the County of Adams, State of Colorado that, pursuant to C.R.S. § 44-3-301(10), Adams County authorizes the Adams County Liquor and Marijuana Licensing Authority, or any successor entity, to authorize tastings at retail liquor stores and at liquor-licensed drug stores in unincorporated Adams County pursuant to the following regulations and procedures:

1. "Tastings" means the sampling of malt, vinous, or spirituous liquors that may occur on the premises of a retail liquor store licensee or liquor-licensed drugstore licensee by adult patrons of the licensee pursuant to the provisions of C.R.S. § 44-3-301(10).

3. Tastings shall be subject to the following limitations:

a. Tastings shall be conducted only by a person who has completed a server training program that meets the standards established by the Liquor Enforcement Division of the Department of Revenue and who is either a retail liquor store licensee or a liquor-licensed drugstore licensee, or an employee of a licensee, and only on a licensee’s licensed premises. A certificate of training shall be provided to the local licensing authority with the application form.

b. The alcohol used in tastings shall be purchased through a licensed wholesaler, licensed brew pub, distillery or winery licensed pursuant to C.R.S. § 44-3-403, at a cost that is not less than the laid-in cost of such alcohol.

c. The size of an individual alcohol sample shall not exceed one ounce of malt or vinous liquor or one-half of one ounce of spirituous liquor.

d. Tastings shall not exceed a total of five hours in duration per day, which need not be consecutive.

e. Tastings shall be conducted only during the operating hours in which the licensee on whose premises the tastings occur is permitted to sell alcohol beverages, and in no case earlier than 11 A.M. or later than 7 P.M.

f. Tastings may occur on no more than four of the six days from a Monday to the following Saturday, not to exceed one hundred four (104) days per year.

g. Licensee shall provide the local licensing authority and the Adams County Sheriff's Office with a schedule of dates and times the tastings will be conducted. Such notice shall be at least 72 hours prior to the tasting.

h. The Licensee shall prohibit patrons from leaving the licensed premises with an unconsumed sample.

i. The Licensee shall promptly remove all open and unconsumed alcohol beverage samples from the licensed premises or shall destroy the samples immediately following the completion of the tasting, or store any open containers of unconsumed alcohol beverages in a secure area outside the sales area of the licensed premises for use at a tasting conducted at a later time or date.

j. The Licensee shall not serve a person who is under twenty-one years of age or who is visibly intoxicated.

k. The Licensee shall not serve more than four individual samples to a patron during a tasting.

l. Alcohol samples shall be in open containers and shall be provided to a patron free of charge.

m. No manufacturer of spirituous or vinous liquors shall induce a licensee through free goods or financial or in-kind assistance to favor the manufacturer's products being sampled at a tasting. The Licensee shall bear the financial and all other responsibility for a tasting conducted on its licensed premises.

n. A violation of any of the limitations specified herein by a retail liquor store or liquor-licensed drugstore licensee, whether by his or her employees, agents, or otherwise, shall be the responsibility of, and C.R.S. § 44-3-801 applies to, the retail liquor store or liquor-licensed drugstore licensee who is conducting the tasting and shall be subject to the same revocation, suspension and enforcement provisions as otherwise apply to the licensee.

4. An application form, as approved by the Adams County Liquor and Marijuana Licensing Authority, must be submitted to the Adams County Licensing Administrator, 4430 South Adams County Parkway, Brighton, Colorado 80601. Upon receipt of the application, an annual/application fee of \$100.00, and any other documentation required by said Authority, a permit may be issued.

Upon motion duly made and seconded the foregoing resolution was adopted by the following vote:

Henry _____ Aye
Tedesco _____ Aye
Pinter _____ Aye
O'Doriso _____ Aye
Hodge _____ Aye
Commissioners

STATE OF COLORADO)
County of Adams)

I, Josh Zygielbaum, County Clerk and ex-officio Clerk of the Board of County Commissioners in and for the County and State aforesaid do hereby certify that the annexed and foregoing Order is truly copied from the Records of the Proceedings of the Board of County Commissioners for said Adams County, now in my office.

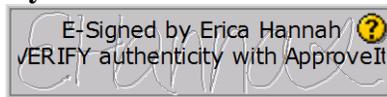
IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County, at Brighton, Colorado this 30th day of April, A.D. 2019.

County Clerk and ex-officio Clerk of the Board of County Commissioners

Josh Zygielbaum:



By:



Deputy