



Date:

Dear Applicant:

Thank you for the **application** you recently filed for a _____ at _____, Denver, Colorado. The Department of Excise and Licenses is in receipt of your application and has scheduled a public hearing for this application.

Notice of Public Hearing

You are hereby notified to appear remotely for the **public hearing** scheduled on _____ at _____. You can access the remote hearing via telephone by calling _____, code: _____ or via video conference using this link: _____.

Your assigned Licensing Technician is _____. They can be reached at _____ or by emailing _____.

Policies and Procedures for Your Public Hearing

Your public hearing and all related procedures will be governed by the Denver Excise and Licenses Hearing Policies and Procedures, which are available to the public on our [website](#) or by clicking [here](#).

Please read the Hearing Policies and Procedures carefully, paying close attention to the following:

- Article I – General Provisions
- Article II – Procedures Applicable Only to Needs & Desires Hearings
- Article _____

In addition, please take special notice of the Temporary Modifications to the Hearing Policies and Procedures, which have been included in the attached documents

Posting Notice of Your Public Hearing

You must post notice of your public hearing at your proposed or licensed premises. This notice must be posted for a minimum of _____ calendar days prior to the hearing, and in the manner outlined in Section 2.1.6 of the Hearing Policies and Procedures. Please note that the notice must be posted in a clear manner (not behind tinted glass) at the front entrance of your building or another location that is conspicuous to the public. Failure to properly post may result in the continuance of your hearing or a denial of the application. Included in this hearing packet is a template for the *notice posting language* that must appear on your sign.

You must post the notice of your hearing on _____ no later than **8:00 a.m.**, and you shall maintain the notice posting **through** _____, the date of your hearing.

General Communication Procedures

The procedures for communicating with the Department can be found in Section 1.6.1 of the Hearing Policies and Procedures.

Map of Designated Area

The Department of Excise and Licenses has designated the neighborhood in question by selecting an area surrounding your location. A *Map of the Designated Area* is included in this hearing packet. For complete information about the Designated Area, please refer to the Hearing Policies and Procedures.

Findings

Included in this hearing packet is a *Findings document* stating the findings rendered in this matter. Failure to submit any of the requirements stated in the Findings document may result in a cancellation of the above-set public hearing date, and/or denial of your application that would require you to submit a new application and application fees. Please do not hesitate to contact your Licensing Technician should you have any questions regarding the Findings document.

Circulating Petitions

If you intend to circulate petitions, please read, sign, and return the *Circulating Petitions* form included in this hearing packet. Please note that petitions must be pre-filed with the Department at least seven (7) days prior to the date of the hearing. For complete information regarding the circulation of petitions, please refer to Section 2.1.7 of the Hearing Policies and Procedures.

Legal Representation

As the Applicant, you have the right to be represented by an attorney at your own expense. A corporation or limited liability company must appear before an administrative agency through an attorney, subject to a few exceptions. For complete information regarding legal representation before the Department, please refer to Section 1.5 of the Hearing Policies and Procedures.

If you believe you are exempt from the corporate representation requirements, please complete the *Corporate Resolution Form* included in this hearing packet and submit it to your Licensing Technician via e-mail no later than two (2) days prior to your hearing date.

If you will be represented by an attorney, please have your attorney submit an Entry of Appearance to your Licensing Technician via e-mail no later than two (2) days prior to your hearing date.

Exhibits

All parties are responsible for their own. Except for the Hearing Posting Affidavit, all exhibits must be pre-filed seven (7) days prior to the hearing. All exhibits must be marking in numerical sequence with a pre-identifier (A-1, A-2, A-3...for Applicant; P-1, P-2, P-3... for Protestant, etc.) and emailed to . Applicants may elect to testify at the hearing that all posting requirements have been met, instead of filing a Hearing Posting Affidavit.

Your Burden of Proof at the Hearing

At your public hearing, you will be required to prove why said application should be approved. You will be required to present evidence demonstrating the neighborhood need for the license and that the residents and/or business owners or managers in the area around your location desire that the license issue. You must also establish that the issuance of this license will not have an adverse effect on the health, welfare or morals of the neighborhood in question and that there is not good cause to deny the application. Please refer to the Hearing Policies and Procedures, as well as applicable state and local laws in order to properly understand your burden. You must present this evidence, even if the application is not contested.

Special Circumstances

Virtual Participation in a Hearing: If you have any questions about participating virtually or remotely, please contact your assigned Licensing Technician.

Requesting an Evening Hearing: Any Applicant, Licensee, or Party in Interest may request an evening hearing pursuant to Section 2.2 of the modified Hearing Policies and Procedures.

Contested or Continued Hearings: Hearing dates may be revised or continued at the discretion of the Director or Hearing Officer upon a showing of good cause or for purposes of accommodating opposition to an Application pursuant to Section 1.6 of the modified Hearing Policies and Procedures.

Foreign Language Interpreter: Any Applicant, Licensee, Party in Interest, or City Attorney may request a foreign language interpreter for any hearing. Such requests must be made in writing per the guidelines in Section 1.6.3.8 of the Hearing Policies and Procedures.

Thank you for your attention to these matters.

Ashley Kilroy
Executive Director
Denver Department of Excise and Licenses

Certificate of Delivery:

The undersigned hereby states and certifies that one true copy of the foregoing Findings, together with the application hearing packet were e-mailed to the following on the _____ day of _____, 2020.

CC:
City Council Member + Aides
Registered Neighborhood Organizations