

BY AUTHORITY

ORDINANCE NO. _____
SERIES OF 2026

COUNCIL BILL NO. CB26-0921
COMMITTEE OF REFERENCE:
Finance and Business

A BILL

For an ordinance amending Chapters 6, 7, 12, 28, 32, and 53 of the Denver Revised Municipal Code repealing outdated amusement and cabaret license types, modernizing licensing provisions relating to entertainment licenses, updating application and license fees, and making conforming amendments to the Code.

BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:

Section 1. Effective until the repeal of Article III of Chapter 6 on April 1, 2027, Chapter 6 of the Denver Revised Municipal Code shall be amended by deleting the language stricken and adding the language underlined, to read as follows:

Sec. 6-53. – Notice; posting; hearing.

(a) Upon receipt of an application for a new cabaret license the director ~~shall~~ may schedule a public hearing upon the application not less than forty (40) days from the date of receipt of the application. A public hearing shall be required upon the receipt of relevant substantial requests from parties in interest in the designated neighborhood.; ~~and i~~ It shall be the duty of the director to designate the neighborhood being affected by such application. The designation of the geographical extent and boundaries of such neighborhood shall be within the sole discretion of the director.

Section 2. Effective until the repeal and reenactment of Articles I through IV of Chapter 7 on April 1, 2027, Chapter 7 of the Denver Revised Municipal Code shall be amended by deleting the language stricken and adding the language underlined, to read as follows:

Sec. 7-72.5. - Notice; posting; hearing.

(a) Upon receipt of an application for a new license under this article, the director ~~shall~~ may schedule a public hearing upon the application not less than forty (40) days from the date of receipt of the application. A public hearing shall be required upon the receipt of relevant substantial requests from parties in interest in the designated neighborhood.; ~~and i~~ It shall be the duty of the director to designate the neighborhood being affected by such application. The designation of the geographical extent and boundaries of such neighborhood shall be within the sole discretion of the director. This section shall apply only to applications for new licenses and shall not apply to applications for a permit to conduct a single public dance or public ball.

Sec. 7-103. - Notice; posting; hearing.

(a) Upon receipt of an application for a license under this article, the director ~~shall~~may schedule a public hearing upon the application not less than forty (40) days from the date of receipt of the application. A public hearing shall be required upon the receipt of relevant substantial requests from parties in interest in the designated neighborhood. ~~and it~~ It shall be the duty of the director, in the director's discretion, to designate the neighborhood to be affected by such application.

Section 3. Effective April 1, 2027, Article IV of Chapter 6 of the Denver Revised Municipal Code shall be amended by deleting the language stricken and adding the language underlined, to read as follows:

Sec. 6-105. - Solicitation of drinks.

(a) It shall be unlawful for any person to frequent or loiter in any tavern, entertainment business ~~cabaret, nightclub~~ or other establishment where intoxicants are sold for the purpose of engaging in the practice of or with the purpose of soliciting another person to purchase drinks.

Section 4. Effective April 1, 2027, Article III of Chapter 6 of the Denver Revised Municipal Code shall be repealed.

Section 5. Effective April 1, 2027, Articles I through IV of Chapter 7 of the Denver Revised Municipal Code shall be repealed and reenacted to read as follows:

ARTICLE I. – DENVER ENTERTAINMENT BUSINESS CODE

Sec. 7-1. – Definitions.

The following terms shall have the meanings respectively assigned to them:

(1) *Adult entertainment* means any live or recorded amusement or entertainment which features or includes specified anatomical areas or specified sexual activities, as defined in the Denver Zoning Code. Adult entertainment shall not be construed to allow any form of activity prohibited by law. Adult entertainment does not include the presentation, showing, or performance of any play, drama, ballet, or other artistic work in any theater, concert hall, museum, school, institution of higher education, or similar establishment as a form of expression of opinion or communication of ideas or information, as differentiated from the promotion or exploitation of nudity for the purpose of advancing the economic welfare of a commercial or business enterprise.

(2) *Adult entertainment business* means a business offering adult entertainment. Adult entertainment businesses may or may not provide live entertainment in addition to adult

1 entertainment.

2 (3) *Adult product* means, for purposes of this article, any product that, under applicable law,
3 may only be sold to or consumed by individuals age twenty-one (21) or older.

4 (4) *Alcohol beverage* means any fermented malt beverage, or malt, vinous or spirituous
5 liquor, as defined in the Colorado Liquor Code.

6 (5) *Background check* means a national criminal history records check conducted by the
7 federal bureau of investigation upon submission of fingerprint records and all required documents.

8 (6) *Department* means the Denver Department of Licensing and Consumer Protection and
9 includes the Manager of Licensing and Consumer Protection.

10 (7) *Eligible neighborhood organization* means any organization that includes within its
11 boundaries all or a portion of the property where an entertainment business is located or is proposed
12 to be located and is either:

- 13 a. A registered neighborhood organization as defined in Chapter 12 of this Code; or
- 14 b. Any other type of association of residents and owners of real property designated
15 by the Department as an eligible neighborhood organization.

16 (8) *Entertainment business* means a limited entertainment business, a nightlife entertainment
17 business, or an adult entertainment business.

18 (9) *Entertainment business manager* means an individual who wholly or partially manages
19 and controls the premises of an entertainment business, who has ongoing operational control of the
20 entertainment business, and who is responsible for ensuring compliance with any ordinances or
21 regulations applicable to the entertainment business. Entertainment business manager includes
22 adult entertainment business managers, limited entertainment business managers, or nightlife
23 entertainment business managers. Entertainment business manager includes, but is not limited to,
24 any person who has direct oversight and authority over the day-to-day operations of the business,
25 including staffing, hiring and firing, or directing security personnel; who manages and distributes
26 revenue collected from cover charges, ticket sales, event sponsorships, or other sales; or who has
27 decision-making or final authority over hiring talent, marketing, promotions, or admission, ejection,
28 and crowd control policies. Entertainment business manager does not include third-party
29 commercial promoters who contract with an entertainment business to produce a special event or
30 performance at the premises on an intermittent or one-time basis.

31 (10) *Evidence of community support* means any of the following forms of documentation:

- 32 a. A letter of community support or non-opposition from an eligible neighborhood
33 organization;

b. A document indicating community support or non-opposition from an eligible neighborhood association;

c. A good neighbor agreement authorized by an officer, director, or agent of one (1) or more eligible neighborhood organizations;

d. Petitions or affidavits of adult inhabitants within the designated area; or

e. Any other evidence deemed sufficient by the Department to show support for the business from parties in interest in the designated area.

(11) *Limited entertainment business* means a business that offers live entertainment before midnight. A limited entertainment business may provide live entertainment after midnight only on an intermittent basis in accordance with section 7-5(b).

(12) *Live entertainment* includes the provision of a dance floor, live music, and live performances, including performances by a disc jockey. Live entertainment does not include adult entertainment; unamplified, spoken, or dance performances by a single performer; ambient background music; sporting events broadcast live on television or radio; emceed audience games such as bingo or trivia; or recreational activities such as bowling, lawn games, arcade games, darts, axe-throwing, billiards, or miniature golf.

(13) *Location* means a structure(s) or building(s) identified by a distinct street address assigned by the city in accordance with Article IV of Chapter 49 of this Code. To the extent the structure(s) or building(s) consists of separately described "units," "suites," "rooms," "buildings," or other similar subdivisions, the structure(s) or building(s) shall nevertheless be counted as one (1) location.

(14) *Nightlife entertainment business* means a business that offers live entertainment after midnight more than twelve (12) times in one (1) calendar year.

(15) *Owner* means any person, firm, corporation, association, or partnership which has an ownership interest of ten percent (10%) or more in an entertainment business.

(16) *Patron* means any person who gains admission to enter or who is knowingly allowed to remain inside of a licensed premises. For purposes of this article, a person is a patron regardless of whether the person paid any fee, exchanged anything of value, or purchased any product or service to enter or remain inside the premises.

(17) *Party in interest* means:

a. The applicant;

b. An adult resident of the designated neighborhood;

c. The owner or manager of a business located in the designated neighborhood;

d. An authorized representative of a registered neighborhood organization that encompasses all or part of the designated neighborhood;

e. Any member of city council elected from a district that encompasses all or any part of the designated neighborhood.

(18) *Premises* includes all indoor and outdoor areas specified in the license, as well as any parking lot(s) or open public area(s) owned by the licensee, leased or rented to the licensee, or available for the use of the licensee for the operation of their business.

Sec. 7-2. – License required; classes of licenses authorized; exemptions.

(a) *Previously issued licenses.* Effective April 1, 2027, no license previously issued under former Article III of Chapter 6 or under former Articles I through IV of Chapter 7 of this Code shall be renewed.

(1) Any such licensee offering adult entertainment shall cease the operation of adult live entertainment no later than the expiration date of the previously issued license, except as provided in paragraph (a)(3).

(2) Any such licensee offering live entertainment shall cease the operation of live entertainment no later than the expiration date of the previously issued license, except as provided in paragraph (a)(3).

(3) A licensee may continue to offer adult and/or live entertainment, as applicable, after the expiration of a previously issued license under the following conditions:

a. The licensee has submitted to the Department a complete application and paid the requisite fee for the applicable entertainment business license prior to the expiration date of the previously granted license;

b. The applied-for entertainment license encompasses the privileges of the previously granted license; and

c. The licensee operates in compliance with all provisions of this Article I, as amended, after the expiration of the previously issued license.

(4) Notwithstanding paragraph (a)(3) above, the Department may require that the licensee cease the operation of adult and/or live entertainment if the license is subject to disciplinary action or if the licensee has not received any required approvals, inspections, or permits from another agency.

(5) The Department may require that any restrictions or conditions placed upon the previously issued license be transferred to the licensee's new entertainment business license.

(b) *Classes of licenses authorized.* The Department may issue a license for any of the

following classes, subject to the provisions and restrictions provided in this article:

- (1) Limited entertainment business license;
- (2) Nightlife entertainment business license; and
- (3) Adult entertainment business license.

(c) *Limited entertainment business license required.* It shall be unlawful for any person to operate a limited entertainment business within the city without a valid limited entertainment business license.

(d) *Nightlife entertainment business license required.* It shall be unlawful for any person to operate a nightlife entertainment business within the city without a valid nightlife entertainment business license.

(e) *Adult entertainment business license required.* It shall be unlawful for any person to operate an adult entertainment business within the city without a valid adult entertainment business license.

(f) *Exemptions from licensure.* The following facilities do not require a limited or nightlife entertainment business license:

- (1) Amusement parks and water parks;
- (2) Nonprofit cultural institutions, such as museums or art galleries;
- (3) Athletic facilities such as health clubs, gyms, sporting arenas, ice rinks, and swimming pools;
- (4) Movie theaters;
- (5) Facilities owned, leased, or operated by the city or operated on city property by concessionaires or vendors under contract with the city; or
- (6) Facilities owned or operated by School District No. 1, a state-accredited private school or academy, or a state-accredited college or university.

Sec. 7-3. – Application requirements.

(a) *Generally.* All applications related to entertainment business licenses shall be made in the manner provided by the Department and shall include, in addition to any information required by Chapter 32 of this Code, all supplemental materials required by this article and any rules adopted pursuant thereto. The Department may, at their discretion, require additional documentation associated with the application, as may be necessary to enforce the requirements of this Code and any rules adopted pursuant thereto.

(b) *New license applications.* Applications for new entertainment business licenses shall include the following requirements, as applicable.

(1) *Evidence of community support.* All entertainment business license applications shall include evidence of community support as defined in subsection 7-1(10).

(2) *Background checks for entertainment business owners and managers.*

a. Every application for a nightlife entertainment business and adult entertainment business shall require a background check for all owners and entertainment business managers.

b. The Department may, at their discretion, require a background check for any owner or entertainment business manager of a limited entertainment business.

c. When required, the background check must be completed no more than sixty (60) days before the application date.

Sec. 7-4. – Provisions applicable to all entertainment business licenses.

(a) *Possession of the premises.* The licensee shall possess and maintain possession of the premises for which the license is issued, by ownership, lease, rental or other bona fide arrangements for possession and use of such premises. Any closure of the premises for more than one (1) year shall be prima facie evidence that the licensee has lost possession of the premises.

(b) *Inspections and permits.* Unless provided otherwise, the Department shall not issue an entertainment business license until the applicant has completed all required inspections and received all necessary permits, including but not limited to, right-of-way permits, zoning permits, and fire and building permits. A required inspection may be waived if the applicant can establish that it has recently passed a substantially similar inspection or re-inspection, or has otherwise met the inspection requirements. However, the Department, in their discretion, may require that the applicant undergo additional inspections.

(c) *Records.* An entertainment business shall maintain, for a period of three years, all records required by Department rule. The entertainment business shall provide such records following a request from a law enforcement officer or city official that is submitted in the performance of their official duties as part of an official investigation, and must provide access to off-premises records within three (3) business days following a request.

(d) *Third party promoters.* Third party commercial promoters shall not assume operational control of an entertainment business or perform the duties of an entertainment business manager as described in subsection 7-1(9).

(e) *Conditions.* The Department may place conditions on an entertainment license for any of the following purposes:

(1) To ensure that the premises will be operated lawfully;

(2) To incorporate specific and enforceable provisions of an agreement between the applicant and any parties in interest;

(3) To mitigate or eliminate sound, noise, vibration, and light impacts on nearby residents or properties; or

(4) To add any operational requirements or restrictions that may be necessary to protect the public interest.

(f) *Discretionary hearings.* A public hearing may be required prior to the issuance of an entertainment business license. A public hearing shall be required upon the receipt of relevant substantial requests from parties in interest in the designated neighborhood or in any circumstance as specified by department rule. Additionally, a public hearing may be required prior to the approval of an application to transfer ownership of an entertainment license, an application to materially or substantially alter the licensed premises of an entertainment license, or an application to renew an entertainment license. All such public hearings shall be subject to the following provisions:

(1) No less than thirty (30) days prior to the public hearing, the Department shall post public notice of the hearing by publication in a manner required by the Department in rule. The applicant shall also give public notice by posting a sign at the proposed premises. The applicant's sign must meet notice standards provided by the Department.

(2) No less than thirty (30) days prior to the public hearing, the Department shall designate the neighborhood being affected by such application. The designation of the geographical extent and boundaries of such neighborhood shall be determined in a manner provided by the Department.

(3) No less than seven (7) days prior to the date of hearing, the Department shall make known the Department's findings based on the Department's initial investigation of the application documents in writing to the applicant and other interested parties. The failure of the Department to make these findings known seven (7) days prior to the date of the public hearing shall not preclude the Department from later determining that the application should be approved or denied.

(4) At the public hearing, any party in interest shall be allowed to present evidence and to cross-examine witnesses. The applicant shall have the burden of proving by a preponderance of the evidence its qualifications for the license.

(5) Before entering any decision approving or denying the application, the Department shall consider the facts and evidence adduced as a result of their investigation, the public hearing held in accordance with this section, and any other pertinent matters affecting the qualifications of the applicant, including but not limited to:

- a. The preferences of the parties in interest as evidenced by petitions, neighborhood agreements, letters, affidavits, or otherwise;
- b. The number and severity of noise violations committed at the location to demonstrate whether the location is capable of mitigating sound disturbances to the neighborhood;
- c. Previous law violations by the applicant;
- d. Whether the issuance of the license will adversely affect the public interest, including the health and safety of the immediate neighborhood in which the business is located;
- e. The provisions of this Article I and Chapter 32 of this Code, or any rules and regulations adopted pursuant thereto.

(6) Unless additional time is necessary to fully investigate an application, any decision of the Department approving or denying an application shall be in writing stating the reasons therefor, within thirty (30) days after the date of the public hearing, and a copy of such decision shall be sent to the applicant at the physical or electronic address shown in the application. The failure of the Department to issue a final decision within thirty (30) days after the date of the public hearing shall not preclude the Department from later determining that the application should be approved or denied.

Sec. 7-5. – Limited entertainment business licenses.

(a) *General provisions.* In addition to the provisions applicable to all entertainment business licenses, limited entertainment business licensees must comply with the requirements of this section.

(b) *Intermittent extension of live entertainment hours.* A limited entertainment business may provide live entertainment after midnight on an intermittent basis. A limited entertainment business may provide live entertainment between the hours of midnight and 2:00 a.m. under the following circumstances:

(1) The provision of live entertainment between midnight and 2:00 a.m. occurs no more than twelve (12) times in one (1) calendar year;

(2) The licensee provides written notification to the Department at least seventy-two (72) hours before the extension of hours; and

(3) The licensee posts written notification of the hours extension in a visible location on the exterior of the licensed premises at least seventy-two (72) hours before the planned extension of hours. The posting shall remain affixed to the exterior of the premises through the duration of the extended hours.

(c) *Age restrictions for patrons.* Limited entertainment businesses that, after 10:00 p.m.,

admit or allow to remain on the premises individuals under twenty-one (21) years of age and offer any adult product for sale or consumption shall obtain an underage patrons endorsement pursuant to section 7-8 of this article. However, if after 10:00 p.m., adult products are offered for sale or consumption and all individuals under twenty-one (21) years of age are required to be accompanied by a parent or legal guardian, an underage patrons endorsement is not required.

Sec. 7-6. – Nightlife entertainment business licenses.

(a) *General provisions.* In addition to the provisions applicable to all entertainment business licenses, nightlife entertainment business licensees must comply with the requirements of this section.

(b) *Video surveillance.* Nightlife entertainment businesses shall be equipped with video surveillance as required by the Department in rule.

(c) *Age restrictions for patrons.* Nightlife entertainment businesses that, after 10:00 p.m., admit or allow to remain on the premises individuals under twenty-one (21) years of age and offer any adult product for sale or consumption shall obtain an underage patrons endorsement pursuant to section 7-8 of this article.

(d) *Nightlife entertainment business managers.* Every nightlife entertainment business must employ at least one (1) nightlife entertainment business manager. Nightlife entertainment business managers are subject to the following requirements.

(1) *Approval of nightlife entertainment business manager – required.* All nightlife entertainment business managers must be approved by the Department prior to acting as a nightlife entertainment business manager.

(2) *Application required.* All applications for nightlife entertainment business managers shall be made in the manner provided by the Department. In addition to information required by this article and Chapter 32 of this Code, the application shall contain any supplemental materials the Department deems necessary to implement or enforce this Article I. Any application to add a nightlife entertainment business manager shall include, at a minimum, the name, address, and telephone number(s) of the individual, as well as any supplemental materials the Department deems necessary to implement or enforce this subsection.

(3) *Denial of nightlife entertainment business manager application.* An application to approve a nightlife entertainment business manager may be denied if there are causes for denial, suspension, revocation, non-renewal or other licensing sanctions as provided in Chapter 32 of this Code, this Article I, or any rules and regulations promulgated by the Department. If the Department denies an application to add a nightlife entertainment business manager, the nightlife entertainment

business shall not allow the denied person to act as a nightlife entertainment business manager.

(4) *Nightlife entertainment business manager availability – required.* At least one (1) nightlife entertainment business manager or owner must be available to respond to law enforcement and if applicable, available to appear on the premises during all hours of operation. If the nightlife entertainment business has no approved nightlife entertainment business manager or owner available for response, the nightlife entertainment business must cease live entertainment operations until a nightlife entertainment business manager or owner is available for response or a nightlife entertainment business manager application is approved by the Department.

(e) *Common ownership – required.* Nightlife entertainment businesses that propose to co-locate with a marijuana- or liquor-licensed establishment, as permitted by law, must maintain identical ownership structures. If the co-located entity has a change in ownership or corporate structure, the nightlife entertainment business license issued at the location must be transferred, modified, or surrendered to comply with the requirements of this subsection.

(f) *Security plan requirements.* Nightlife entertainment businesses shall adopt, implement, and adhere to an approved security plan as required by the Department in rule.

(g) *Prohibitions on weapons.* Except as provided in paragraph (3) of this subsection, weapons shall be prohibited on the premises of all nightlife entertainment businesses. For purposes of this subsection, “weapon” has the same meaning as set forth in section 38-116.

(1) All nightlife entertainment businesses shall clearly post notice of such prohibition at all public entrances.

(2) Nightlife entertainment businesses shall implement and maintain reasonable measures to prevent patrons, employees, and contractors from bringing weapons onto the premises.

(3) The requirements of this subsection (g) do not apply to:

(i) Law enforcement officers, sheriffs, deputy sheriffs, POST-certified corrections officers, marshals, deputy marshals, district attorney investigators, Colorado Bureau of Investigation agents, parole or probation officers, or federal law enforcement officers, while engaged in the performance of their official duties or while engaged in off-duty employment; or

(ii) Armed security guards who are properly licensed and operating in compliance with Article V of Chapter 42 of this Code.

(h) *Orderly dispersal of crowds and preventing disorderly conduct.* Nightlife entertainment businesses shall establish, implement, and maintain procedures for admission and crowd control.

(1) All owners, managers, and employees shall make reasonable efforts to minimize

disorderly or unlawful conduct within the licensed premises.

(2) All owners, managers, and employees shall make reasonable efforts to cause the orderly admission and dispersal of individuals from the vicinity of the nightlife entertainment business at opening and closing time.

(3) All owners, managers, and employees shall make reasonable efforts to prevent individuals from congregating in a disorderly fashion within twenty-five (25) feet of all ingress and egress points for the nightlife entertainment business.

Sec. 7-7. – Adult entertainment business licenses.

(a) *General provisions.* In addition to the provisions applicable to all entertainment business licenses, adult entertainment business licensees must comply with the requirements of this section.

(b) *Video surveillance.* Adult entertainment businesses shall be equipped with video surveillance as required by the Department in rule.

(c) *Age restrictions.*

(1) *Age restrictions for employees.* No person under eighteen (18) years of age shall be employed in an adult entertainment business.

(2) *Age restriction for patrons.* Adult entertainment businesses shall not allow any person under twenty-one (21) years of age to be on the premises during any time when adult products are served or displayed. At all other times, adult entertainment businesses shall not allow any person under eighteen (18) years of age on the premises.

(3) *Age of entertainers.* No person under twenty-one (21) years of age shall be employed or allowed to participate or perform as an entertainer in an adult entertainment business during any time when adult products are served or displayed. At all other times, no person under eighteen (18) years of age shall be employed or allowed to participate as an entertainer in an adult entertainment business.

(d) *Adult entertainment business managers.* Every adult entertainment business must employ at least one (1) adult entertainment business manager. Adult entertainment business managers are subject to the following requirements.

(1) *Approval of adult entertainment business manager – required.* All adult entertainment business managers must be approved by the Department prior to acting as an adult entertainment business manager.

(2) *Application required.* All applications for adult entertainment business managers shall be made in the manner provided by the Department. In addition to information required by this article and Chapter 32 of this Code, the application shall contain any supplemental materials the

Department deems necessary to implement or enforce this Article I. Any application to add an adult entertainment business manager shall include, at a minimum, the name, address, and telephone number(s) of the individual, as well as any supplemental materials the Department deems necessary to implement or enforce this subsection.

(3) *Denial of adult entertainment business manager application.* An application to approve an adult entertainment business manager may be denied if there are causes for denial, suspension, revocation, non-renewal or other licensing sanctions as provided in Chapter 32 of this Code, this Article I, or any rules and regulations promulgated by the Department. If the Department denies an application to add an adult entertainment business manager, the adult entertainment business shall not allow the denied person to act as an adult nightlife entertainment business manager.

(4) *Adult entertainment business manager availability – required.* At least one (1) adult entertainment business manager or owner must be available to respond to law enforcement and if applicable, available to appear on the premises during all hours of operation. If the adult entertainment business has no approved adult entertainment business manager or owner available for response, the adult entertainment business must cease adult entertainment operations until an adult entertainment business manager or owner is available for response or an adult entertainment business manager application is approved by the Department.

(e) *Common ownership – required.* Adult entertainment businesses that propose to co-locate with a marijuana- or liquor-licensed establishment, as permitted by law, must maintain identical ownership structures. If the co-located entity has a change in ownership or corporate structure, the adult entertainment business license issued at the location must be transferred, modified, or surrendered to comply with the requirements of this subsection.

(f) *Security plan requirements.* Adult entertainment businesses shall adopt and adhere to an approved security plan as required by the Department in rule.

(g) *Prohibitions on weapons.* Except as provided in paragraph (3) of this subsection, weapons shall be prohibited on the premises of all adult entertainment businesses. For purposes of this subsection, “weapon” has the same meaning as set forth in section 38-116.

(1) All adult entertainment businesses shall clearly post notice of such prohibition at all public entrances.

(2) Adult entertainment businesses shall implement and maintain reasonable measures to prevent patrons, employees, and contractors from bringing weapons onto the premises.

(3) The requirements of this subsection (g) do not apply to:

(i) Law enforcement officers, sheriffs, deputy sheriffs, POST-certified corrections officers, marshals, deputy marshals, district attorney investigators, Colorado Bureau of Investigation agents, parole or probation officers, or federal law enforcement officers, while engaged in the performance of their official duties or while engaged in off-duty employment; or

(ii) Armed security guards who are properly licensed and operating in compliance with Article V of Chapter 42 of this Code.

Sec. 7-8. – Underage patrons endorsement.

(a) *Endorsement required.* Limited and nightlife entertainment businesses that, after 10:00 p.m., admit or allow to remain on the premises individuals under twenty-one (21) years of age and offer any adult product for sale or consumption shall obtain an underage patrons endorsement.

(b) *Exemption.* An underage patrons endorsement is not required for any limited entertainment business that, after 10:00 p.m., offers adult products for sale or consumption and requires all individuals under twenty-one (21) years of age to be accompanied by a parent or legal guardian.

(c) *Application required.* All applications for an underage patrons endorsement shall be made in the manner provided by the Department. In addition to information required by this article and Chapter 32 of this Code, the application shall contain any supplemental materials the Department deems necessary to implement or enforce this Article I.

(d) *Denial of application for underage patrons endorsement.* An underage patrons endorsement application may be denied if there are causes for denial, suspension, revocation, non-renewal or other licensing sanctions as provided in Chapter 32 of this Code, this Article I, or any rules and regulations promulgated by the Department.

(e) *Endorsement requirements.* Licensees shall comply with the requirements of this subsection and all Department requirements, including policy, training, and security plans as required by the Department in rule, including:

(1) Patrons under twenty-one (21) years of age shall be required to have a non-transferable identifier or bear a hand stamp or marking that clearly distinguishes persons who are legally able to use or consume adult products from persons who are not; and

(2) Entertainment businesses must establish, implement, and maintain written policy outlining procedures for checking identification at all points of entry, and a training manual or procedures for employees to ensure that underage patrons are prevented from possessing or consuming an adult product.

Sec. 7-9. – Transferability of licenses; temporary permits.

(a) *License location non-transferable.* No license granted pursuant to this article shall be transferable from one (1) location to another.

(b) *License ownership transferable – application required.* Licenses granted pursuant to this article may be transferable from one (1) person to another. A transfer of ownership shall require an application and must be approved by the Department before a transfer of ownership is complete. All applications to transfer ownership of an entertainment business license shall be made in the manner provided by the Department. In addition to information required by this article and Chapter 32 of this Code, the application shall contain any supplemental materials the Department deems necessary to implement or enforce this Article I.

(c) *Denial of application to transfer ownership.* An application to transfer ownership of a license may be denied if there are causes for denial, suspension, revocation, non-renewal or other licensing sanctions as provided in Chapter 32 of this Code, this Article I, or any rules and regulations promulgated by the Department.

(d) *Common ownership.* If an entertainment business shares the same licensed premises as a marijuana- or liquor-licensed establishment, an application to transfer ownership of the entertainment license shall not be approved if the transfer would result in the entertainment license no longer having identical ownership with the licenses sharing the same licensed premises.

(e) *Discretionary hearing.* The Department may set a hearing on an application to transfer ownership of an entertainment business license in accordance with the requirements of Chapter 32 of this Code if there are causes for denial, suspension, revocation, nonrenewal, or other licensing sanctions as provided in Chapter 32 of this Code, this Article I, or rules and regulations promulgated pursuant by the Department. Requirements for a hearing on an application to transfer ownership are the same as those for a new license.

(f) *Temporary permits.* The Department may issue a temporary permit to a proposed transferee of any license issued pursuant to this Article I while a transfer of ownership application is pending. Denial of the transfer of ownership application shall render the temporary permit void. The Department may deny a temporary permit for any of the circumstances or causes specified in section 32-11 of this Code and this article. A temporary permit authorizes a proposed transferee to continue operating as permitted under the permanent license only when:

- (1) The transfer of ownership application includes a request for a temporary permit;
- (2) A valid entertainment business license has been issued and maintained at the subject premises; and

(3) The entertainment business license being transferred has no pending disciplinary actions.

Sec. 7-10. – Modification of premises.

(a) *In general.* A licensee shall not make any physical change, alteration, or modification of the licensed premises that materially or substantially alters the licensed premises or the usage of the licensed premises from the plans originally approved by the Department without approval from the Department.

(b) *Application required.* All applications to modify the licensed premises shall be made in the manner provided by the Department. In addition to information required by this article and Chapter 32 of this Code, the application shall contain any supplemental materials the Department deems necessary to implement or enforce this Article I.

(c) *Denial of application to modify premises.* An application to modify the licensed premises may be denied if there are causes for denial, suspension, revocation, non-renewal or other licensing sanctions as provided in Chapter 32 of this Code, this Article I, or any rules and regulations promulgated by the Department.

(d) *Discretionary hearing.* The Department may set a hearing on an application to materially and substantially modify an entertainment business license in accordance with the requirements of Chapter 32 of this Code if there are causes for denial, suspension, revocation, nonrenewal, or other licensing sanctions as provided in Chapter 32 of this Code, this Article I, or rules and regulations promulgated pursuant by the Department. Requirements for a hearing on an application to modify premises are the same as those for a new license.

Sec. 7-11. – Term of license; renewals.

(a) *Term.* An entertainment business license issued pursuant to this Article I shall be valid for a period of one (1) year from the date of issuance.

(b) *Application required.* All applications to renew an entertainment business license shall be governed by the standards and procedures set forth in Chapter 32 of this Code. Applications to renew an entertainment business license shall be made in the manner provided by the Department. In addition to information required by this article and Chapter 32 of this Code, the application shall contain any supplemental materials the Department deems necessary to implement or enforce this Article I.

(c) *Denial of renewal application.* An application to renew an entertainment business license may be denied if there are causes for denial, suspension, revocation, non-renewal or other licensing sanctions as provided in Chapter 32 of this Code, this Article I, or any rules and regulations

promulgated by the Department.

(d) *Discretionary hearing*. The Department may set a hearing on an application to renew an entertainment business license in accordance with the requirements of Chapter 32 of this Code if there are causes for denial, suspension, revocation, nonrenewal, or other licensing sanctions as provided in Chapter 32 of this Code, this Article I, or rules and regulations promulgated pursuant by the Department. Requirements for a hearing on a renewal application are the same as those for a new license.

Sec. 7-12. – Causes for denial.

In addition to the grounds set forth in Chapter 32 of this Code, any application submitted pursuant to this Article I shall be denied if:

(a) Approval of the application would not comply with any applicable state or local law, including, but not limited to, Chapter 32 of this Code, this Article I, and any rules and regulations adopted pursuant thereto;

(b) The Department determines after reviewing the entire record, that the applicant has failed to prove by a preponderance of the evidence that the preferences of parties in interest support the issuance of an entertainment business license;

(c) The applicant or licensee has failed to establish and maintain evidence of community support;

(d) The applicant is under eighteen (18) years of age;

(e) The applicant has been convicted of or released from incarceration for any felony drug offense in Colorado or comparable drug offense in another state within five (5) years of the application date;

(f) The applicant has been convicted of or released from incarceration for any felony, misdemeanor, or municipal ordinance offense involving an act of violence against persons or property within five (5) years of the application date, including but not limited to assault, child abuse, and offenses where the underlying factual basis has been found to include any act of domestic violence;

(g) The applicant is required to register pursuant to Article 22 of Title 16, C.R.S., as amended, within five (5) years of the application date;

(h) The applicant has been convicted of or released from incarceration for any offense where the underlying factual basis has been found to include any sexual act within five (5) years of the application date;

(i) The applicant has previously operated a similarly licensed premises in a manner that

adversely affected the public interest, including the health and safety, of the immediate neighborhood in which the business is located;

(j) The applicant has failed to comply with any terms or conditions that were placed on its license by the Department;

(k) The applicant has a license history that does not warrant the confidence of the Department that the applicant or licensee will operate lawfully;

(l) The applicant fails to provide a valid lease, rental agreement, or other documented arrangement for possession showing that the applicant or licensee is entitled to possession of the premises identified in the application or where the premises are subject to a court order, temporary restraining order, injunction, nuisance abatement action, or other governmental order that prohibits occupancy or operation of the premises;

(m) The applicant or licensee fails to complete any required inspections or obtain any necessary permits for the proposed premises;

(n) The number and severity of previous noise violations committed by the applicant does not warrant the confidence of the Department that the applicant or licensee will operate lawfully;

(o) The application fails to include an entertainment business manager that is approved by the Department; or

(p) The information or evidence available to and considered by the Department fails to establish that the proposed procedures for security, orderly admission and dispersal, or crowd control will allow for lawful operations or that the health and welfare of the neighborhood will not be adversely impacted.

Sec. 7-13. – Disciplinary actions; sanctions; penalties.

(a) *In general.* Procedures for investigation of license violations and for suspension, revocation, or other licensing sanctions as a result of any such violation shall be as provided in Chapter 32 of this Code and any rules and regulations promulgated pursuant thereto.

(b) *Disciplinary actions.* In addition to the grounds provided in Chapter 32 of the Code, a license under this Article I may be suspended or revoked for any of the grounds for denial set forth in this Article I.

Sec. 7-14. – Unlawful acts.

(a) It shall be unlawful for any person to operate an entertainment business in the city without a license from the Department authorizing the activity and in compliance with all applicable laws.

(b) It shall be unlawful for an entertainment business to violate any provision of this Article I and any other applicable law, rule, or regulation.

(c) It shall be unlawful for any person to act as a nightlife entertainment business manager or adult entertainment business manager without authorization from the Department.

(d) It shall be unlawful for an entertainment business to allow any person to act as a nightlife entertainment business manager or adult entertainment business manager without authorization from the Department.

(e) It shall be unlawful for an entertainment business to conduct operations on its premises in an unsafe or disorderly manner.

(f) It shall be unlawful for an entertainment business to permit or allow on its premises any unlawful act under local or state law.

(g) It shall be unlawful for an entertainment business, or its agents or managers, to fail to make reasonable efforts to control the conduct of individuals within the licensed premises to prevent or minimize disorderly or unlawful conduct.

(h) It shall be unlawful for an entertainment business, or its agents or managers, to fail to make reasonable efforts to cause the orderly admission or dispersal of individuals from the vicinity of the entertainment business at opening and closing time or to allow individuals to congregate within twenty-five (25) feet of the entertainment business in a disorderly fashion.

(i) It shall be unlawful for a nightlife entertainment business or adult entertainment business to operate between the hours of 4 a.m. to 7 a.m., daily.

(j) It shall be unlawful for a limited entertainment business to provide live entertainment between the hours of 12 a.m. to 7 a.m., daily, unless the limited entertainment business has complied with the requirements of section 7-5(b) of this Code.

(k) It shall be unlawful for a limited entertainment business to allow anyone under twenty-one (21) years of age to patronize or gain entry into the premises after 10:00 p.m. while the licensee is offering adult products for sale or consumption, unless the business has an underage patrons endorsement or the limited entertainment business requires all individuals under twenty-one (21) years of age to be accompanied by a parent or legal guardian after 10:00 p.m.

(l) It shall be unlawful for a nightlife entertainment business to allow anyone under twenty-one (21) years of age to patronize or gain entry into the premises after 10:00 p.m. while the licensee is offering adult products for sale or consumption, unless the business has an underage patrons endorsement.

(m) It shall be unlawful for any adult entertainment business, or any employee or agent of an adult entertainment business, to allow any person under twenty-one (21) years of age into the premises of the adult entertainment business at any time when adult products are being sold or

consumed on the premises;

(n) It shall be unlawful for any adult entertainment business, or any employee or agent of an adult entertainment business, to allow anyone under eighteen (18) years of age to into the premises of the adult entertainment business during its hours of operation.

(o) Except as provided in subsections 7-6(g)(3) and 7-7(g)(3), it shall be unlawful for any person to possess a weapon on the licensed premises of an adult entertainment business or nightlife entertainment business.

(p) It shall be unlawful for any nightlife or adult entertainment business to be open for business or to admit patrons onto the premises without at least one (1) nightlife or adult entertainment business manager or owner available for response.

(q) It shall be unlawful for a third-party commercial promoter to assume operational control of an entertainment business or to perform the duties of an entertainment business manager as described in subsection 7-1(9).

Sec. 7-15. – Rules and regulations.

The manager may adopt such reasonable rules and regulations as may be necessary for the administration and enforcement of the provisions of this article and any other ordinances or laws relating to and affecting the licensing and operation of entertainment businesses.

Sec. 7-16. – Report to city council. The Department shall report in writing to city council by July 1, 2029, regarding the implementation and management of entertainment business licenses.

Sec. 7-17 – 7-25. - Reserved.

ARTICLE II. – SHOOTING RANGE FACILITIES.

Sec. 7-30. - Definitions. The following terms shall have the meanings respectively assigned to them:

(1) *Background check* means a national criminal history records check conducted by the federal bureau of investigation upon submission of fingerprint records and all required documents.

(2) *Manager* means an individual who wholly or partially manages or controls the premises of a shooting range facility, who has ongoing operational control of the business, and who is responsible for ensuring compliance with any laws or regulations applicable to shooting range facilities and firearms.

(3) *Owner* means any person, firm, corporation, association, or partnership which has an ownership interest of ten percent (10%) or more in a shooting range facility.

(4) *Shooting range* means an area that contains shooting stations or firing lines, target areas, and other related components for discharging firearms at a target.

(5) *Shooting range facility* means a public or private shooting range and the premises on which the shooting range is located, and includes all the buildings, structures, parking areas, and other associated improvements located on the premises.

Sec. 7-31. - License required.

(a) *Previously issued licenses.* Effective April 1, 2027, no shooting range facility with a license previously issued under former Article II of Chapter 7 of this Code will be permitted to operate past the expiration date on the face of the license.

(1) Any such licensee shall cease operations of the shooting range facility no later than the expiration date of the previously issued license, except as provided in paragraph (a)(2):

(2) A licensee may continue to operate after the expiration of a previously issued license under the following conditions:

a. The licensee has submitted to the Department a complete application and paid the requisite fee for a shooting range facility license prior to the expiration date of the previously granted license;

b. The licensee operates in compliance with all provisions of this Article II, as amended, after the expiration of the previously issued license.

(3) Notwithstanding paragraph (a)(2) above, the Department may require that operations cease if the license is subject to disciplinary action or if the licensee has not received any required approvals, inspections, or permits from another agency.

(4) The Department may require that any restrictions or conditions placed upon the previously issued license be transferred to the licensee's new shooting range facility license.

(b) *License required.* It shall be unlawful for any person to conduct, maintain, or operate a shooting range without first obtaining a shooting range facility license.

(c) *Transfer.* No license issued under this Article II shall be transferred or assigned.

(d) *Display.* The license shall be displayed in a conspicuous place in the shooting range facility.

Sec. 7-32. - Exemptions. The provisions of this Article II shall not apply to any shooting range facility operated by:

(a) Any federal, state, or local law enforcement agency; or

(b) The armed forces of the United States.

Sec. 7-33. - Application. All applications for a shooting range facility license shall be made in the manner provided by the Department. In addition to information required by this article and Chapter 32 of this Code, the application shall contain any supplemental materials the Department

deems necessary to implement or enforce this Article II. Any application for a shooting range facility shall include, at a minimum, the following documentation:

(a) A background check for all owners and managers.

(b) Proof of possession of the licensed premises, either by valid warranty deed, valid lease, or other verification of the applicant's right to possession of the premises. If the applicant does not own the property where the licensed premises are located, the applicant must also provide written documentation from the property owner allowing the applicant to operate a shooting range facility on the premises.

Sec. 7-34. - Requirements.

(a) No outdoor shooting ranges are permitted. All shooting ranges shall be located indoors in completely enclosed buildings.

(b) No firearm shall be discharged in the shooting range if the type of firearm or caliber of ammunition is not suitable or safe for use at the shooting range.

(c) No other weapons, other than firearms, shall be discharged in the shooting range.

(d) No person under the age of 18 shall be permitted in the shooting range facility unless accompanied by and under the direct supervision of a parent, guardian, or an instructor in a firearms safety and training course recognized by a law enforcement agency, a national or international shooting sports organization, or Colorado Parks and Wildlife.

(e) No person shall be permitted to enter or remain at the shooting range facility if they appear to be under the influence of alcohol or controlled substances, or if they are engaging in conduct with poses a hazard to themselves or others.

Sec. 7-35. - Causes for denial. In addition to the grounds set forth in Chapter 32 of this Code, any application submitted pursuant to this Article II shall be denied if:

(a) Approval of the application would not comply with any applicable federal, state, or local law, including, but not limited to, Chapter 32 of this Code, this Article II, and any rules and regulations adopted by the Department;

(b) The applicant is under eighteen (18) years of age;

(c) The applicant has been convicted of or released from incarceration for any felony, misdemeanor, or municipal ordinance offense involving a firearm within five (5) years of the application date;

(d) The applicant has previously operated a similarly licensed premises in a manner that adversely affected the public interest, including the health and safety, of the immediate neighborhood in which the business is located;

(e) The applicant has failed to comply with any terms or conditions that were placed on its license by the Department;

(f) The applicant has a license history that does not warrant the confidence of the Department that the premises will be operated lawfully;

(g) The applicant fails to provide a valid lease, rental agreement, or other documented arrangement for possession showing that the applicant or licensee is entitled to possession of the premises identified in the application or where the premises are subject to a court order, temporary restraining order, injunction, nuisance abatement action, or other governmental order that prohibits occupancy or operation of the premises; or

(h) The applicant or licensee fails to complete any required inspections or obtain any necessary permits for the proposed premises; or

Sec. 7-36. - Unlawful acts.

(a) It shall be unlawful for a shooting range facility to allow any alcoholic beverages, narcotics, or controlled substances to be brought or consumed upon the premises.

(b) It shall be unlawful for a shooting range facility to permit any activity on its premises that violates local, state, or federal law or regulation concerning the transfer or possession of firearms or ammunition.

(c) It shall be unlawful for a shooting range facility to allow any illegal activity on its premises.

ARTICLE III. – RESERVED

ARTICLE IV. – RESERVED

Section 6. Effective April 1, 2027, amend Article VI of Chapter 7 by adding the language underlined and deleting the language stricken, to read as follows:

Sec. 7-156. – Definitions.

(b) *For-hire* shall mean being paid or receiving some form of remuneration for appearing as a stripper or exotic dancer in a home, business, or some other place where the stripper or exotic dancer does not regularly dance or provide similar entertainment, but does not include performances in any business or establishment lawfully providing adult entertainment as defined in section 7-1(1)(a).

Sec. 7-157 – Violations.

(a) To engage in or take part in any activity prohibited by law ~~specified sexual activities, as defined in section 7-1(1)(f)~~, when performing as a stripper or exotic dancer.

(c) To perform as a stripper or exotic dancer so as to provide adult entertainment, as defined in section 7-1(1)(a), in any area open to public view in a business or establishment not authorized to provide adult entertainment; and

Section 7. Effective April 1, 2027, amend Article XII of Chapter 7 by adding the language underlined and deleting the language stricken, to read as follows:

ARTICLE XII. – TICKETS~~RESERVED~~

~~Sec. 7-291. – Diagram of seats sold or offered for sale to be displayed.~~

~~Every person managing, conducting, or operating lawful exhibitions, athletic events, theatrical entertainments, motion picture theaters, or any and all other lawful amusements, shows, performances, or entertainments, to which the general public may gain admission by the payment of a fee or charge therefor, shall have marked and exhibited at the box office, ticket office, or other places where tickets are sold or offered for sale, at all times when such offices or other places are open for the sale or offering for sale of such tickets, a chart or diagram, plainly showing all the seats in such place and the price for which the same are to be sold; such chart or diagram shall, from time to time, as sales of reserved seats are made, be marked so as to show how many of the reserved seats have been sold for each event, entertainment, show, performance or exhibition for which tickets of admission thereto, of any kind, are then for sale.~~

~~Sec. 7-292. – Marked to show price and date; notice of revocation.~~

~~(a) Every ticket of admission to any lawful exhibition, athletic event, theatrical entertainment, motion picture theater, or any and all other lawful shows, amusements, entertainments, or performances, to which the general public may gain admission by the payment of a fee or charge therefor, shall have conspicuously printed on its face the price thereof; the date for which the same is issued; the time of the commencement of said exhibition, athletic event, theatrical entertainment, motion picture or other show, amusement, entertainment, or performance; provided, however, that where a continuous performance is given during specified hours, it shall not be necessary to print the time of the commencement of any one (1) or more performances on any such ticket. (b) On every such ticket, there shall also be printed a notice that such ticket is a revocable license and will not be recognized, honored, or received for admission to any such place if purchased from any broker, speculator, scalper, or other person at any price greater than the price printed thereon unless purchased over the Internet.~~

~~Sec. 7-293. – Tickets bought at a premium void.~~

~~(a) It shall be unlawful for any person conducting, operating, or managing any lawful~~

~~exhibition, athletic event, theatrical entertainment, motion picture theater, or any other lawful show, amusement, entertainment, or performance to which the general public may gain admission by the payment of a fee or charge therefor to recognize, honor, or receive, and every agent or employee thereof shall refuse to recognize, honor, or receive, any ticket of admission to such place, purchased from any broker, speculator, scalper, or other person, at a premium over the regular price, upon presentation of the same, if such person has knowledge of the unlawful purchase of such ticket. (b) If any notation appears on any such ticket, whether printed, stamped, or written, whereby a sale or purchase at a premium is indicated, the same shall be considered prima facie evidence of an unlawful sale and purchase thereof. (c) This section 7-293 shall not apply to tickets purchased over the Internet.~~

~~Sec. 7-294. -- Sale of tickets at a premium unlawful.~~

~~(a) It shall be unlawful for any person to sell or offer to sell at a premium, or at a higher price than the price printed thereon, any ticket of admission to any lawful exhibition, athletic event, theatrical entertainment, motion picture theater, or any other lawful show, amusement, or performance to which the general public may gain admission by the payment of a fee or charge therefor.~~

~~(b) No person shall directly or indirectly sell, offer to sell, or consent to sell any such ticket of admission to any broker, speculator, scalper, or other person, regularly, occasionally, or incidentally engaged in the business of selling any such tickets of admission, or purchase such tickets of admission for resale at a price greater than that printed thereon. (c) This section 7-294 shall not apply to tickets purchased over the Internet.~~

Section 8. Effective April 1, 2027, amend Article III of Chapter 12 by adding the language underlined and deleting the language stricken to read as follows:

Sec. 12-96. - Notification.

(a) Registered neighborhood organizations shall be notified of certain matters affecting areas within, or within two hundred (200) feet of, their boundaries. They shall be notified by mail, or, if the organization and the agency agree, by fax or e-mail. Such notification shall be made within ten (10) working days after receipt by the responsible city agency of the proposed action. Notification shall include, where applicable, the location and general description of the proposed action; and the process to be followed, including the date, time and place of any public hearing and/or public meeting relating thereto, if such has been scheduled. The failure of an organization for whatever reason to receive a notification required hereunder shall not invalidate any action taken by the city.

1 (b) The following agencies of the city shall be responsible for the following notification:

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Proposed Action	Responsible City Agency for Notification
Zoning Map Amendment	Zoning and Development Review Services
Residential Care Uses	Zoning and Development Review Services
Power, Gas and Similar Facilities	Zoning and Development Review Services
Home Occupations	Zoning and Development Review Services
Zoning Language Amendment	City Council
Hearings Before the Board of Adjustment—Zoning	Board of Adjustment—Zoning
Nursing Homes in Certain Residential Districts	Zoning and Development Review Services
Clinic or Office, Dental or Medical & Laboratory, Dental or Medical in a R-4 Zone District	Zoning and Development Review Services
Neighborhood Services Uses Over 5,000 square feet in R-4-X Zone	District Zoning and Development Review Services
R-X Zone District Plan	Zoning and Development Review Services

Comprehensive Sign Plan	Zoning and Development Review Services
Planned Building Group	Zoning and Development Review Services
Preliminary Subdivision Plat	Zoning and Development Review Services
Sale of city owned land	Asset Management
Street or Alley Vacation	Transportation and Infrastructure, Design Engineering
New Application, and/or Major Modification to Premises and/or Transfer of Malt, Vinous or Spirituous Liquor License	Licensing and Consumer Protection
Hearing on a New Application, and/or Major Applications for <u>Material and Substantial</u> Modification to Premises, and/or Applications for Transfer of an Cabaret License <u>Entertainment Business License</u>	Licensing and Consumer Protection
New Application <u>for an</u> Underage Patrons License Endorsement	Licensing and Consumer Protection
New Application or Changes in Applications for Tastings of Malt, Vinous or Spirituous Liquor	Licensing and Consumer Protection
Class 15 and 16 Amusement License Application	Licensing and Consumer Protection
New License Applications for Rooms for Recreation, Amusement or Social Activities	Licensing and Consumer Protection

Restrictions on New Lodging Licenses	Licensing and Consumer Protection
Landmark Designation Applications	Landmark Commission
Hearings before the Planning Board	Planning Board
Abatement of Unsafe Buildings, Structures or Utilities: "Repair or Wreck" Hearings	Board of Appeals-Building and Construction Services
Park Land Use: Proposals to Change/Amend	Parks and Recreation
Park Traffic Patterns: Proposals to Change/Amend	Parks and Recreation
Streets: Reconstruction/Widening/Change in Direction/Change to or from one-way to two-way	Transportation and Infrastructure, Traffic and Transportation Division/Design Engineering Services
Properties Identified and Being Processed through Nuisance Abatement Procedures	Nuisance Abatement Coordinator
Noise Variance Requests	Public Health and Environment
New application, and/or major modification to premises and/or transfer of retail marijuana store, retail marijuana cultivation facility, retail marijuana products manufacturer, or retail marijuana testing facility; or any action for which a public hearing is required by state or city retail marijuana licensing laws.	Licensing and Consumer Protection
Application for any type of new business license under the Denver Medical Marijuana Code of the Denver Retail Marijuana Code, in any location in an I-A or I-B industrial zone district as defined by	Licensing and Consumer Protection

the Denver Zoning Code, or any proposal to change the location of an existing marijuana business license to a new location in such zone districts.	
Letter of intent for a service plan or service plan amendment for a Metropolitan district formed pursuant to C.R.S. § 32-1-101 et seq.	Finance

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Section 9. Effective April 1, 2027, amend Article IV of Chapter 28 by adding the language underlined and deleting the language stricken, to read as follows:

Sec. 28-92. – Definitions.

(o) Place of public accommodation:

(1) As specified in the Denver Zoning Code: All lodging accommodations including without limitation bed and breakfast lodging, extended stay hotels, hotels, hostels, motels, single room occupancy (SRO) hotels, rooming or boarding houses; short-term rentals including without limitation vacation rentals and other short-term rental places or establishments; eating and drinking establishments; shops, stores, and other kinds of business establishments dealing with goods or services of any kind; hospitals and group living facilities including assisted living facilities, nursing homes, hospices, and residences for older adults; shelters; recreational facilities, public parks; theaters of all kinds, and any establishments licensed under Chapter 7 (~~Amusements~~) of this Code.

Section 10. Effective April 1, 2027, amend Article II of Chapter 32 by adding the language underlined and deleting the language stricken, to read as follows:

ARTICLE II. – LICENSE FEES

Sec. 32-47. – ~~Alcoholic Beverages – Cabarets~~ Reserved.

~~Fees for cabarets shall be as follows:~~

~~(1) Application fees:~~

- ~~(a) Standard cabaret\$500.00~~
- ~~(b) Dance cabaret1,000.00~~
- ~~(c) Special dance cabaret1,000.00~~
- ~~(d) 3.2 beer cabaret1,000.00~~

- 1 ~~(e) Adult cabaret2,000.00~~
- 2 ~~(f) Acoustic cabaret500.00~~
- 3 ~~(g) Events center permit1,000.00~~

4 ~~(2) Annual fees:~~

- 5 ~~(a) Standard cabaret750.00~~
- 6 ~~(b) Dance cabaret1,500.00~~
- 7 ~~(c) Special dance cabaret1,500.00~~
- 8 ~~(d) 3.2 beer cabaret1,500.00~~
- 9 ~~(e) Adult cabaret3,000.00~~
- 10 ~~(f) Acoustic cabaret750.00~~
- 11 ~~(g) Events center permit1,500.00~~

12 ~~(3) Special events permit, per day50.00~~

13 ~~**Sec. 32-47.5. -- Alcohol beverages--Underage patrons.**~~

14 ~~Fees for cabarets admitting underage patrons shall be as follows:~~

- 15 ~~(1) Application fee\$200.00~~
- 16 ~~(2) Underage patrons, per year750.00~~

17 ~~**Sec. 32-48.5. -- Amusements; facilities and temporary.**~~

18 ~~_____ (a) Fees for amusement facilities shall be:~~

- 19 ~~_____ (1) Application fee\$250.00~~
- 20 ~~_____ (2) License fee100.00~~

21 ~~_____ (b) Fees for temporary amusements shall be as follows:~~

- 22 ~~_____ (1) Application fee\$100.00~~
- 23 ~~_____ (2) License fee, per event75.00~~

24 ~~**Sec. 32-67. -- Dance halls**Reserved.~~

25 ~~Dance halls shall pay the following fees:~~

- 26 ~~(1) Application fee\$500.00~~
- 27 ~~(2) License fee, per year600.00~~

28 ~~Dance hall public events shall pay the following fees:~~

- 29 ~~(1) Application fee\$50.00~~
- 30 ~~(2) Public dance permit, per day100.00~~

31 ~~**Sec. 32-70.I -- Reserved**Entertainment businesses.~~

32 ~~(a) Application and license fees for limited entertainment business licenses shall be as~~
33 ~~follows:~~

(1) Application fee...\$500.00

(2) Annual license fee...\$500.00

(3) Criminal background check fee...Actual costs

(4) Change of ownership fee...\$250.00, plus actual cost of background check

(5) Modification of premises...\$300.00

(6) Underage patron endorsement review...\$500.00

(b) Application and license fees for nightlife entertainment business licenses shall be as follows:

(1) Application fee...\$1000.00

(2) Annual license fee...\$1500.00

(3) Criminal background check fee...Actual costs

(4) Change of ownership fee...\$250, plus actual cost of background check

(5) Modification of premises...\$300.00

(6) Underage patron endorsement review...\$500.00

(c) Application and license fees for adult entertainment business licenses shall be as follows:

(1) Application fee...\$1000.00

(2) Annual license fee...\$1500.00

(3) Criminal background check fee...Actual costs

(4) Change of ownership fee...\$250.00, plus actual cost of background check

(5) Modification of premises...\$300.00

Sec. 32-97. - ReservedShooting range facilities.

Application and license fees for shooting range facilities shall be as follows:

(1) Application fee...\$250.00

(2) License fee...\$100.00

Sec. 32-109. - Rooms for social activities and after hours restaurantsReserved.

License fees for social rooms and after hours restaurants shall be as follows:

(1) Application fee:

(a) Standard social room\$500.00

(b) After hours social room1,000.00

(c) After hours restaurant1,000.00

(2) License fee, per year:

(a) Standard social room750.00

(b) After hours social room1,500.00

(c) ~~After hours restaurant1,500.00~~

Section 11. Effective April 1, 2027, amend Article II of Chapter 53 by adding the language underlined and deleting the language stricken to read as follows:

Sec. 53-54. - Imposition of tax.

(a) There is levied and there shall be collected and paid a tax on all retail sales in the amount stated in this article, as follows:

(5) Upon the purchase price for food or drink served or furnished in or by restaurants, cafes, lunch counters, cafeterias, hotels, drugstores, ~~social clubs, nightclubs, cabarets,~~ entertainment businesses, resorts, snack bars, caterers, boardinghouses, carryout shops and other places at which prepared food or drink is regularly sold, including sales from pushcarts, motor vehicles and other mobile facilities. Cover charges, admission or entrance fees, and mandatory service or service-related charges, whether described as tips, gratuities or otherwise, shall be included as part of the purchase price for such food or drink.

Sec. 53-104. Imposition of tax.

(a) There is levied and there shall be collected and paid a tax in the amount stated in this article, by every person exercising the taxable privilege of storing, using, distributing or consuming in the city tangible personal property, or a product or service subject to the provisions of this article, purchased at retail, for said exercise of said privilege, as follows:

(5) Upon the purchase price for food or drink served or furnished in or by restaurants, cafes, lunch counters, cafeterias, hotels, drugstores, entertainment businesses, ~~social clubs, nightclubs, cabarets,~~ resorts, snack bars, caterers, boardinghouses, carryout shops and other places at which prepared food or drink is regularly sold, including sales from pushcarts, motor vehicles and other mobile facilities. Cover charges, admission or entrance fees, and mandatory service or service-related charges, whether described as tips, gratuities or otherwise, shall be included as part of the purchase price for such food or drink.

1 COMMITTEE APPROVAL DATE: June 23, 2026

2 MAYOR-COUNCIL DATE: June 30, 2026

3 PASSED BY THE COUNCIL: _____

4 _____ - PRESIDENT

5 APPROVED: _____ - MAYOR _____

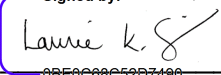
6 ATTEST: _____ - CLERK AND RECORDER,
7 EX-OFFICIO CLERK OF THE
8 CITY AND COUNTY OF DENVER

9 NOTICE PUBLISHED IN THE DENVER POST: _____; _____

10 PREPARED BY: Marley Bordovsky, Assistant City Attorney DATE: July 9, 2026

11 Pursuant to section 13-9, D.R.M.C., this proposed ordinance has been reviewed by the office of the
12 City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
13 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to §
14 3.2.6 of the Charter.

15 Miko Ando Brown, Denver City Attorney

16 BY:  Signed by: _____, Assistant City Attorney DATE: 7/8/2026 | 4:11 PM MDT
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