

**TOWN OF TELLURIDE
ART GALLERY LIQUOR PERMIT
FREQUENTLY ASKED QUESTIONS**

A liquor permit for businesses that qualify as an art gallery allows for service of complimentary alcohol, only at specific dates and times, and within the limits of Colorado statutes.

The Colorado Liquor Code defines an “Art Gallery” as an establishment whose primary purpose is the display and sale of works of fine art, and precious or semi-precious metals or stones. “Works of fine art” may include, but is not limited to: painting, sculpture, drawing, mosaic, photography, calligraphy, graphic art, or craft work in materials such as clay, textile, fiber, wood, metal plastic or glass.

Does my business qualify as an Art Gallery and how will my eligibility be determined?

Applications will be reviewed by the Town Clerk and applicants will be required to appear before the local Liquor Licensing Authority hearing officer to establish that the business qualifies as an Art Gallery (see the definition on page 1 of this booklet) and that the applicant can serve complimentary alcohol beverages without violating the liquor code, or creating a public safety risk to the neighborhood.

What does the Art Gallery Permit allow?

Permits are good one year from the date issued, but only for the dates and times listed in the application. You may apply for up to 15 dates a year and may serve for up to 4 hours on any given date. The dates and times may not be changed except by amended application received a minimum of 15 days prior to the date changed/added by the local and state liquor authorities. You may not charge for alcohol. A new application must be filed for each new permit year.

How much are the fees for the permit?

Fees to the State are \$71.25 and to the Town are \$100.00 per year, payable with the application. There is no additional fee per event.

How do I apply for an Art Gallery Permit?

Obtain an application (Colorado Form DR 8443), available at the Town Clerk’s office, or online at www.telluride-co.gov. Submit the completed form to the Town Clerk’s office. Attach to the form:

- An 8 ½”x11” detailed diagram of the premise that accurately reflects the area(s) where alcohol will be stored, served, possessed or consumed (does not have to be drawn to scale);
- A copy of your lease or deed, showing that you have possession of the premise for at least the term of the permit;
- A check payable to the Colorado Department of Revenue for \$71.25; and
- A check payable to the Town of Telluride for \$100.00

May I charge for drinks?

NO. An Art Gallery Permit only allows the applicant to serve complimentary alcohol beverages. You may not sell alcohol, nor charge an entrance fee or a cover charge in connection with offering complimentary alcohol beverages.

Can a non-profit still hold a Special Event at my location?

Yes. Special Event permits are separate from Art Gallery Permits. As before, the Special Event permit is only available to non-profits and the process for obtaining it has not changed. You may continue to host Special Events in addition to your Art Gallery Permit. The non-profit applicant must apply for the permit and must have possession of your premise during the Special Event.

Must I serve food when I serve alcohol?

No, the law does not require that you serve food with an Art Gallery Permit.

How long will it take to receive approval of my application?

Please submit your application at least 30 days prior to your first scheduled event to assure sufficient processing time.

May I purchase liquor from a licensed wholesaler once I am granted an Art Gallery Permit?

You may purchase your inventory from licensed wholesalers, or from retail outlets.

What regulations will I be subject to once I obtain an Art Gallery Permit?

Art Gallery Permit Holders are subject to ALL of the requirements and restrictions of the state and local liquor codes, and are subject to the same penalties as other licensees. An Art Gallery Permit may be suspended or revoked for violation of any provision of the liquor codes. Reference materials are listed below for you to familiarize yourself with these regulations. A few of the major provisions to keep in mind are:

- Consumption of alcohol is limited only to the licensed premise and unconsumed alcohol may not be taken off of the premise;
- You may not charge for alcohol, directly or indirectly;
- No more than 250 people may be on the licensed premise at any one time while alcohol is being served;
- The age of any person serving alcohol beverages is at least 18 if only beer or wine is being served, and 21 if spirits will be served.

You will be required to attend a state-approved responsible vendor training class. The Town of Telluride offers live classes two times per year. Alternatively, you may take a live-streaming training to satisfy this requirement. Live-streaming courses are offered throughout the month and can be scheduled at your convenience. To schedule a live streaming course, we direct you to:

www.coloradosellerservertraining.com.

Reference materials:

For further information contact:

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