

CITY OF COLORADO SPRINGS LIQUOR OR 3.2% FERMENTED MALT BEVERAGE APPLICATION

NEW LICENSE **TRANSFER OF OWNERSHIP**

Type of License applying for (Check One)

- | | | | | |
|--|---|---|--|-----------------------------------|
| <input type="checkbox"/> Hotel/Restaurant | <input type="checkbox"/> Hotel/Restaurant w/Optional Premises | <input checked="" type="checkbox"/> Tavern | <input type="checkbox"/> Beer & Wine | <input type="checkbox"/> Brew Pub |
| <input type="checkbox"/> Retail Liquor Store | <input type="checkbox"/> 3.2% Beer On Premises | <input type="checkbox"/> 3.2% Beer Off Premises | <input type="checkbox"/> 3.2% Beer On and Off Premises | |
| <input type="checkbox"/> Drugstore | <input type="checkbox"/> Racetrack | <input type="checkbox"/> Optional Premises | <input type="checkbox"/> Club | <input type="checkbox"/> Vinters |

APPLICANT INFORMATION

| | |
|--|--|
| Name of Applicant: Colorado Taps - Site 1, LLC | Property Tax Schedule No. : 6207204006 |
| Trade Name (DBA): The Brass Tap | Business Telephone: 719-661-1710 |
| Address of Premises: 13271 Bass Pro Drive, Suite 110, Colorado Springs, CO 80921 | Alternate Telephone: None |

| | | | |
|---|----------------------------------|---------------------------------|--------------------------------|
| IF THIS IS A TRANSFER OF AN EXISTING LICENSE – THE FOLLOWING MUST BE ANSWERED: | | | |
| Present trade name of establishment (dba) | Present State License No. | Present Class of License | Present Expiration Date |
| N/A | N/A | N/A | N/A |

| | | |
|--|---|---------------|
| If the applicant is: a Corporation, Limited Liability Company, Partnership or Association, list all officers, directors, general partners and managing members, position held and percentage owned. | | |
| NAME | POSITION HELD | %OWNED |
| Colorado Taps, Inc. | Managing Member | 100 |
| Michael Warmouth* | President/Sole Shareholder of Managing Member | (100%)* |
| | | |
| | *Effective owner | |

FINANCIAL INFORMATION

| | |
|---|-------------|
| TOTAL INVESTMENT IN BUSINESS (include purchase, start up, inventory) | \$1,042,000 |
|---|-------------|

Source(s) of funds invested (provide names, banks, and indicate checking, savings, loan, promissory note, gift or other).
THE FOLLOWING INFORMATION MUST REFLECT THE SOLE SOURCE OF FUNDS INVESTED. NO OTHER PERSON OR PARTIES MAY HAVE A FINANCIAL INTEREST IN THE BUSINESS FOR WHICH THIS AFFIDAVIT IS SUBMITTED.

| NAME/ADDRESS OF FUNDING SOURCE (bank(s), individual(s), et al.) | TYPE OF FUNDING SOURCE (checking, savings, loan, note, gift) | AMOUNT |
|--|---|-----------|
| The Bancorp Bank 409 Silverside Road, Suite 105, Wilmington, DE 19809 | SBA Loan | \$830,000 |
| Michael Warmouth 8935 Coberdale Court, Colorado Springs, CO 80920 | Checking | \$212,000 |
| | | |

| List applicant(s) prior experience in the sale of alcoholic beverages. Include dates and locations. | | | |
|--|------------------|---------------------|-------|
| Business Name & Address | Applicant's Name | Experience/Position | Dates |
| None | | | |
| | | | |
| | | | |
| | | | |

THESE FORMS SHOULD NOT BE ALTERED IN ANY MANNER

Has the applicant previously been issued a liquor or beer license (include any of the partners, if a partnership; members or manager if a limited liability company; or officers, stockholders or directors if a corporation)? yes no

If yes, identify the business and any current or former financial interest in said business including any loans to or from a licensee.

| Name of Business | Address | Type/amt. of Interest |
|------------------|---------|-----------------------|
| N/A | | |
| | | |

PREMISES/ESTABLISHMENT

Terms of legal possession of the premises for which the application is made? own lease

If leased provide terms: Start date May 1, 2016 End date April 30, 2026

Dimensions of premises 50' X 60' Square footage 3,481 sq. ft. Seating Capacity 137

Is there a patio area? yes no --- If yes, provide dimensions 8' X 61.4

Anticipated number of employees? 20

Will training be offered or required? yes no --- If yes, through what agency? Liquor Licensing Professionals

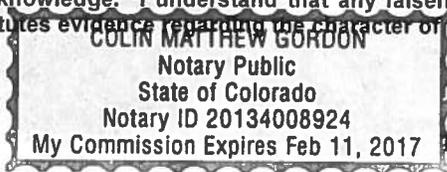
| Has the applicant or manager in Colorado, or any other State (include any of the partners, if a partnership members or manager if a limited liability company; or officers, stockholders or directors if a corporation), ever: | YES | NO |
|--|--------------------------|-------------------------------------|
| Been denied an alcohol beverage license? | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| Had an alcohol beverage license suspended or revoked? | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| Had interest in another entity where an alcohol beverage license was suspended or revoked? | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| Ever been charged or convicted of a crime, received a suspended sentence, a deferred sentence, or have charges pending? If yes, provide explanation, date(s) and location(s). | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| | | |
| | | |

Has the applicant ever received a violation notice, suspension, or revocation for any liquor law violation, have charges pending; or has the applicant applied for and been denied a liquor or beer license anywhere in the United States?

Yes No

If yes, provide explanation, date(s) and location(s):

I declare under the penalty of perjury in the second degree that this application and all attachments are true, correct, and complete to the best of my knowledge. I understand that any falsehood or omission will jeopardize the application as such falsehood or omission constitutes evidence regarding the character of the applicant.



Mike Spemuth
Signature
President/Sole Shareholder

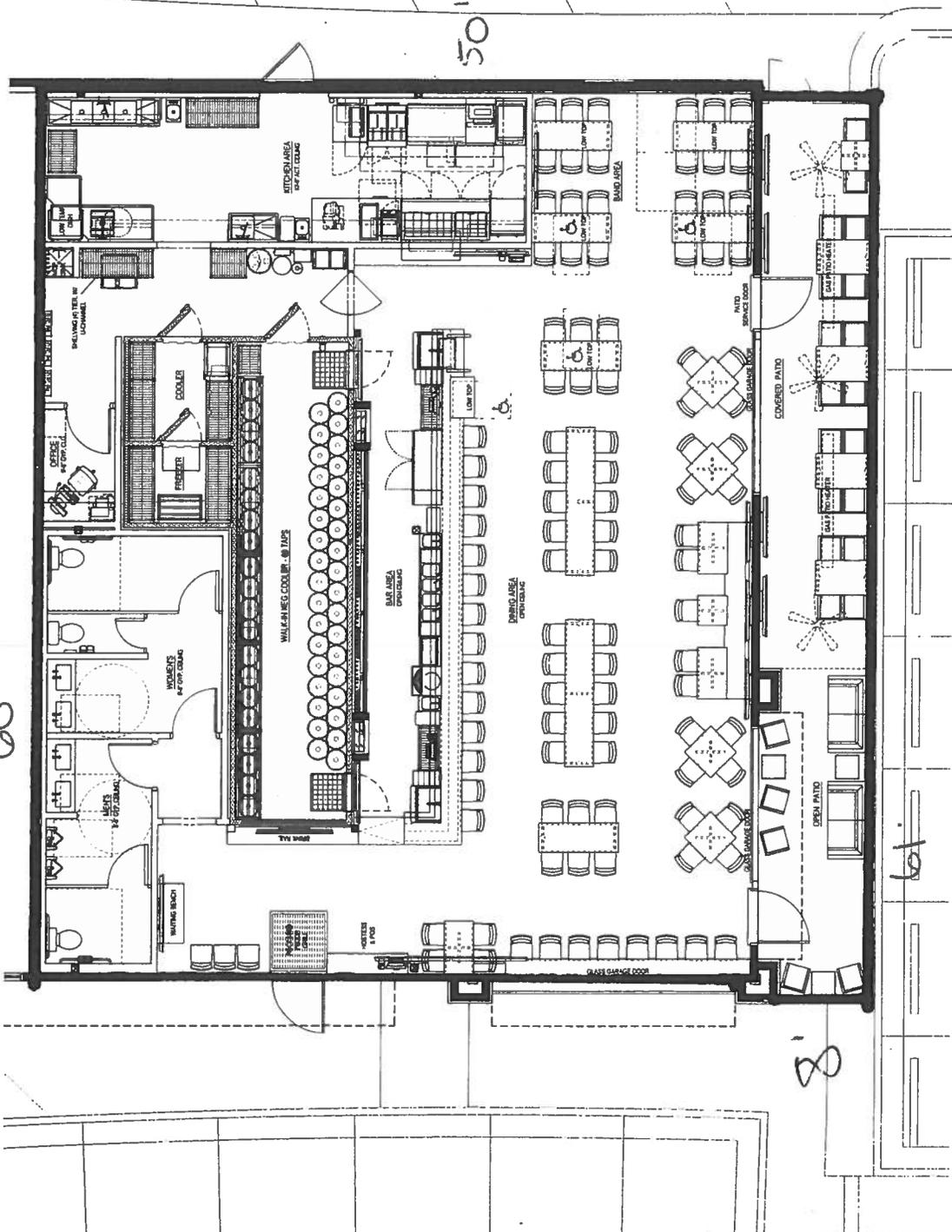
State of COLORADO
County of EL PASO

Subscribed and sworn to before me this 9th day of December, 20 15.

My Commission Expires: 2/11/17

[Signature]
Notary Public

THESE FORMS SHOULD NOT BE ALTERED IN ANY MANNER



| SEATING | | |
|--------------------|--------|-------|
| TYPE | TABLES | SEATS |
| BAR | 0 | 14 |
| SHARING TABLES | 3 | 22 |
| 2 TOPS | 1 | 2 |
| 4 TOPS | 7 | 28 |
| 6 TOPS | 6 | 36 |
| TOTAL BAR / DINING | 17 | 102 |
| SHARING TABLES | 3 | 9 |
| 2 TOPS | 1 | 2 |
| 4 TOPS | 4 | 16 |
| TOTAL PATIO | 8 | 27 |

| BUILDING SF | | |
|----------------------|-------|-----|
| AREA | SF | % |
| BAR / DINING | 1,962 | 65 |
| KITCHEN | 385 | 13 |
| RESTROOMS | 352 | 12 |
| OFFICE, STORAGE, BOH | 301 | 10 |
| TOTAL SF | 3,000 | 100 |
| PATIO | 481 | 100 |



13271 BASS PRO DR., STE. 110
 CO SPRINGS, CO 80901



January 14, 2016

NOTICE OF HEARING

Colorado Taps Site - 1, LLC
dba The Brass Tap
8935 Coberdale Court
Colorado Springs, CO 80920

Dear Applicant:

Pursuant to 12-47-312 of the Colorado Revised Statutes and Rule No. 7 of the Local Rules of procedure, I have the following report to make concerning the results of my investigation of the application you have filed for a new Tavern Liquor License at Colorado Taps Site - 1, LLC dba The Brass Tap, 13271 Bass Pro Drive, #110, Colorado Springs, Colorado. Your application was filed on December 9, 2015, and within a two (2) year period prior to this date, the Local Licensing Authority has not denied an application at said location for the reason that the reasonable requirements of the neighborhood were satisfied by existing outlets.

It appears that you will be entitled to possession of the premises for which the application is made, and at this time, the premises you desire to license does not appear to be in violation of any Zoning Ordinances of the City of Colorado Springs, Colorado.

To date, the Police Department has not reported any objections to this application, and here are no schools within the limits as prohibited by law.

Pursuant to Rule 6.01, neighborhood boundaries have been established, and a listing of existing licenses of a similar type that are within the established boundary area for the proposed establishment is attached. A boundary map has also been enclosed for your convenience.

A public hearing will be held on your application at the meeting of the Liquor and Beer Licensing Board, commencing at **9:00 A.M., on February 5, 2016** in the Council Chamber of City Hall at 107 N. Nevada Avenue, and you must be present at that meeting. At this meeting, the Board will consider the factors outlined in Rule No. 9.08 of the Local Rules of Procedure, and it is your burden to provide the necessary evidence to satisfy the Board.

A public notice poster has been prepared for you to pick up from the City Clerk's Office. This notice poster must be posted by you at the proposed premises in a manner that is visible and conspicuous to the public no later than Tuesday, January 26, 2016.

If you have any questions, please contact Lee McRae at (719) 385-5106.

Sincerely,

Sarah B. Johnson
City Clerk

Liquor Survey Boundaries



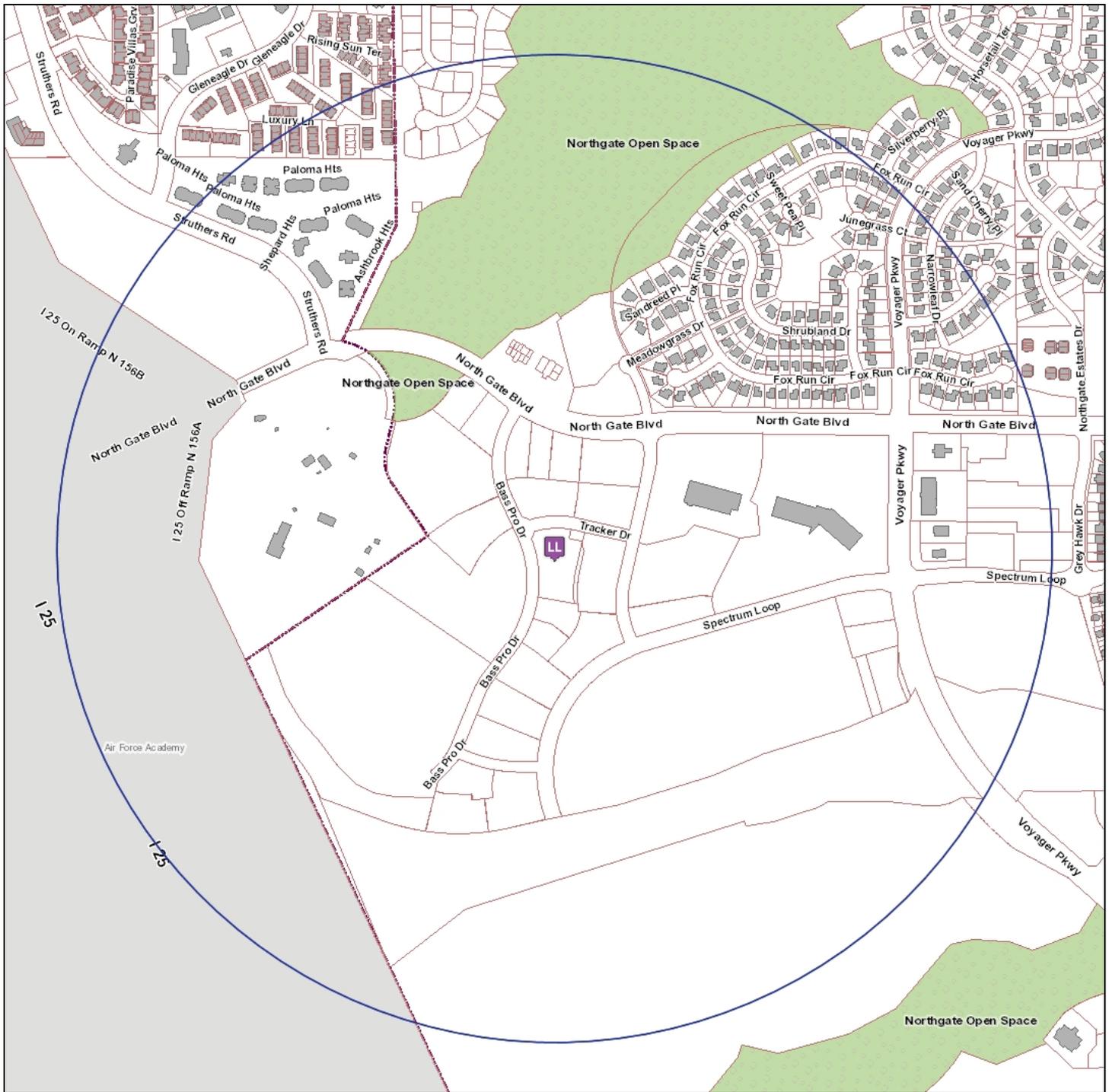
CITY OF COLORADO SPRINGS
OFFICE OF THE CITY CLERK

COLORADO TAPS SITE - 1, LLC

d/b/a THE BRASS TAP

13271 BASS PRO DR #110

License ID: 30209



The survey boundary is 0.5 miles from the establishment

Map Prepared: 1/12/2016 7:03 AM

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HEARING LETTER ATTACHMENT

License ID: 30209

COLORADO TAPS SITE - 1, LLC

d/b/a THE BRASS TAP

13271 BASS PRO DR #110

COLORADO SPRINGS, CO 80921

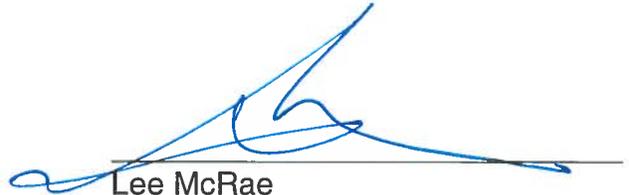
EXISTING SIMILAR LICENSES WITHIN BOUNDARY AREA

| <u>Business d/b/a</u> | <u>Business Address</u> | <u>License Type</u> | |
|---|-------------------------|---------------------|-------------|
| 1) MIKADO ASIAN BISTRO | 13141 BASS PRO DR | Hotel & Restaurant | 489.67 ft |
| 2) SOUTHERN HOSPITALITY SOUTHERN KITCHEN COLO SPGS | 13021 BASS PRO DR | Hotel & Restaurant | 1,071.72 ft |
| 3) UNCLE BUCK'S FISHBOWL AND GRILL | 13012 BASS PRO DR | Hotel & Restaurant | 1,117.32 ft |
| 4) CB & POTTS RESTAURANT & TAPROOM | 261 KAYCEE CASE PL | Hotel & Restaurant | 1,550.66 ft |
| 5) EL PADRINO MEXICANO | 13425 VOYAGER PKWY | Hotel & Restaurant | 1,870.34 ft |

CERTIFICATE OF MAILING

I, Lee McRae, hereby certify that I have mailed a true copy of the foregoing **NOTICE OF HEARING** by United States mail, first class postage paid, this 14th day of January, 2016 to the following address of record:

Colorado Taps Site - 1, LLC
dba The Brass Tap
8935 Coberdale Court
Colorado Springs, CO 80920



Lee McRae
License Enforcement Officer
City Clerk's Office
30 S. Nevada Avenue
Colorado Springs, CO 80903