

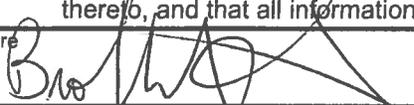
CITY CLERK'S OFFICE

2017 FEB 17 P 2:55

Permit Application and Report of Changes

Current License Number <u>4703489</u> All Answers Must Be Printed in Black Ink or Typewritten Local License Fee \$ _____		
1. Applicant is a <input type="checkbox"/> Corporation <input type="checkbox"/> Individual <input type="checkbox"/> Partnership <input checked="" type="checkbox"/> Limited Liability Company		Present License Number 4703489
2. Name of Licensee DLUCKS ENTERPRISE LLC		3. Trade Name BROTHER LUCK STREET EATS
4. Location Address: 1005 W. COLORADO AVE		
City COLORADO SPRINGS		County EL PASO
		ZIP 80904
SELECT THE APPROPRIATE SECTION BELOW AND PROCEED TO THE INSTRUCTIONS ON PAGE 2.		
Section A – Manager reg/change		Section C
• License Account No. _____ <input type="checkbox"/> Manager's Registration (Hotel & Restr.)\$75.00 <input type="checkbox"/> Manager's Registration (Tavern).....\$75.00 <input type="checkbox"/> Manager's Registration (Lodging & Entertainment).....\$75.00 <input type="checkbox"/> Change of Manager (Other Licenses pursuant to section 12-47-301(8), C.R.S.) NO FEE		<input type="checkbox"/> Retail Warehouse Storage Permit (ea).....\$100.00 <input type="checkbox"/> Wholesale Branch House Permit (ea) 100.00 <input checked="" type="checkbox"/> Change Corp. or Trade Name Permit (ea) 50.00 <input checked="" type="checkbox"/> Change Location Permit (ea).....150.00 <input type="checkbox"/> Change, Alter or Modify Premises \$150.00 x _____ Total Fee _____
Section B – Duplicate License		
• Liquor License No. _____ <input type="checkbox"/> Duplicate License \$50.00		<input type="checkbox"/> Addition of Optional Premises to Existing H/R \$100.00 x _____ Total Fee _____ <input type="checkbox"/> Addition of Related Facility to Resort Complex \$75.00 x _____ Total Fee _____ <input type="checkbox"/> Tavern ConversionNo Fee
Do Not Write in This Space – For Department of Revenue Use Only		
Date License Issued	License Account Number	Period
The State may convert your check to a one time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department of Revenue may collect the payment amount directly from your bank account electronically.		TOTAL AMOUNT DUE \$ _____ .00

Storage Permit	<p>5. Retail Warehouse Storage Permit or a Wholesalers Branch House Permit</p> <p><input type="checkbox"/> Retail Warehouse Permit for:</p> <p style="padding-left: 20px;"><input type="checkbox"/> On-Premises Licensee (Taverns, Restaurants etc.)</p> <p style="padding-left: 20px;"><input type="checkbox"/> Off-Premises Licensee (Liquor stores)</p> <p><input type="checkbox"/> Wholesalers Branch House Permit</p> <p>Address of storage premise: _____</p> <p>City _____, County _____, Zip _____</p> <p>Attach a deed/ lease or rental agreement for the storage premises. Attach a detailed diagram of the storage premises.</p>				
Change Trade Name or Corporate Name	<p>6. Change of Trade Name or Corporation Name</p> <p><input checked="" type="checkbox"/> Change of Trade name / DBA only</p> <p><input type="checkbox"/> Corporate Name Change (Attach the following supporting documents)</p> <p style="padding-left: 20px;">1. Certificate of Amendment filed with the Secretary of State, or</p> <p style="padding-left: 20px;">2. Statement of Change filed with the Secretary of State, <u>and</u></p> <p style="padding-left: 20px;">3. Minutes of Corporate meeting, Limited Liability Members meeting, Partnership agreement.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Old Trade Name BROTHER LUCK STREET EATS</td> <td style="width: 50%;">New Trade Name FOUR BY BROTHER LUCK</td> </tr> <tr> <td>Old Corporate Name</td> <td>New Corporate Name</td> </tr> </table>	Old Trade Name BROTHER LUCK STREET EATS	New Trade Name FOUR BY BROTHER LUCK	Old Corporate Name	New Corporate Name
Old Trade Name BROTHER LUCK STREET EATS	New Trade Name FOUR BY BROTHER LUCK				
Old Corporate Name	New Corporate Name				
Change of Location	<p>7. Change of Location</p> <p>NOTE TO RETAIL LICENSEES: An application to change location has a local application fee of \$750 payable to your local licensing authority. You may only change location within the same jurisdiction as the original license that was issued. Pursuant to 12-47-311 (1) C.R.S. Your application must be on file with the local authority thirty (30) days before a public hearing can be held.</p> <p>Date filed with Local Authority _____ Date of Hearing _____</p> <p>(a) Address of current premises <u>1005 W. COLORADO AVENUE</u></p> <p style="padding-left: 20px;">City <u>COLORADO SPRINGS</u> County <u>EL PASO</u> Zip <u>80904</u></p> <p>(b) Address of proposed New Premises (Attach copy of the deed or lease that establishes possession of the premises by the licensee)</p> <p style="padding-left: 20px;">Address <u>321 N. TEJON STREET unit 101, 102, and 321</u></p> <p style="padding-left: 20px;">City <u>COLORADO SPRINGS</u> County <u>EL PASO</u> Zip <u>80903</u></p> <p>(c) New mailing address if applicable.</p> <p style="padding-left: 20px;">Address <u>2543 PONY TRACKS DRIVE</u></p> <p style="padding-left: 20px;">City <u>COLORADO SPRINGS</u> County <u>EL PASO</u> State <u>CO</u> Zip <u>80922</u></p> <p>(d) Attach detailed diagram of the premises showing where the alcohol beverages will be stored, served, possessed or consumed. Include kitchen area(s) for hotel and restaurants.</p>				

Oath of Applicant		
I declare under penalty of perjury in the second degree that I have read the foregoing application and all attachments thereof, and that all information therein is true, correct, and complete to the best of my knowledge		
Signature 	Title OWNER	Date 02/02/2017
Report and Approval of LOCAL Licensing Authority (CITY / COUNTY)		
The foregoing application has been examined and the premises, business conducted and character of the applicant is satisfactory, and we do report that such permit, if granted, will comply with the applicable provisions of Title 12, Articles 46 and 47, C.R.S., as amended. Therefore, This Application is Approved.		
Local Licensing Authority (City or County)		Date filed with Local Authority
Signature	Title	Date
Report of STATE Licensing Authority		
The foregoing has been examined and complies with the filing requirements of Title 12, Article 47, C.R.S., as amended.		
Signature	Title	Date

<p>BEFORE THE COLORADO SPRINGS LIQUOR AND BEER LICENSING BOARD CITY OF COLORADO SPRINGS, STATE OF COLORADO Address: 107 North Nevada Avenue Council Chambers, City Hall Colorado Springs, CO 80903</p>	<p>CITY CLERK'S OFFICE 2017 MAR 30 A 7:50</p>
<p>IN THE MATTER OF:</p> <p>Dlucks Enterprise, LLC d/b/a Brother Luck Street Eats 321 N. Tejon Street, #101, 102, & 321 Colorado Springs, CO 80903 Mailing Address: 2543 Pony Tracks Drive Colorado Springs, CO 80922</p>	<p>▲ BOARD USE ONLY ▲</p>
	<p>Application No: C-721751</p>
<p>NOTICE OF HEARING AND INITIAL FINDINGS OF FACT</p>	

NOTICE OF HEARING

This matter comes before the Board for hearing on **Friday, April 21, 2017 at 9:00 A.M. in the City Council Chambers of City Hall at 107 N. Nevada Avenue** upon **Dlucks Enterprise, LLC d/b/a Brother Luck Street Eats** (“Applicant”) application for a Change of Location of its existing Hotel and Restaurant Liquor License from 1005 W. Colorado Avenue to 321 N. Tejon Street, #101, 102, & 321 d/b/a Four by Brother Luck, Colorado Springs, CO 80903.

At this meeting, the Board will consider the factors outlined in Rule No. 9.08 and 15.00 of the Local Rules of Procedure, and it is the Applicant’s burden to provide the necessary evidence to satisfy the Board.

A public notice poster has been prepared for the Applicant to pick up from the City Clerk’s Office at 30 S. Nevada Avenue, Suite 101. This notice poster must be posted by the Applicant at the proposed premises in a manner that is visible and conspicuous to the public no later than **Tuesday, April 11, 2017.** Any applicable needs and desires petitions, remonstrances, and other reports or statements in writing must be filed with the City Clerk’s Office by 12:00 P.M. on Tuesday, April 18, 2017.

Pursuant to C.R.S. §12-47-312 and Local Rule No. 7 the Local Licensing Authority, through the Office of the City Clerk, has conducted an investigation into Applicant’s application. NOW THEREFORE these Initial Findings of Fact are presented.

INITIAL FINDINGS OF FACT

- I. Applicant's application was filed on February 17, 2017, and within a two (2) year period prior to this date, the Local Licensing Authority has not denied an application at the above referenced location for the reason that the reasonable requirements of the neighborhood were satisfied by existing outlets.
- II. Applicant will be entitled to possession of the premises for which the application is made pursuant to a lease, rental agreement, or other arrangement for possession of the premises, or by virtue of ownership thereof as evidence by the possession documents submitted by Applicant and contained in the administrative file.
- III. The location of the premises to be licensed appears to be in compliance with the Zoning Ordinances of the City of Colorado Springs as evidenced by the Land use review report submitted by the Planning and Development Department of the City of Colorado Springs.
- IV. The location of the premises to be licensed appears to be in compliance with the distance prohibition in regard to any public or parochial school or the principal campus of any college, university or seminary.
- V. Pursuant to Local 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 and boundary map are attached.

ON BEHALF OF THE LOCAL LICENSING AUTHORITY done March 30, 2017.

FOR THE CITY OF COLORADO
SPRINGS LIQUOR AND BEER
LICENSING BOARD



By: Sarah B. Johnson
City Clerk

Direct questions regarding this notice and hearing to Lee McRae at 719-385-5106.

Liquor Survey Boundaries



DLUCKS ENTERPRISE, LLC

d/b/a BROTHER LUCK STREET EATS

321 N TEJON ST #101, 102, 321

OFFICE OF THE CITY CLERK

License ID: 28011



The survey boundary is 0.5 miles from the establishment

Map Prepared: 3/29/2017 6:35 AM

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HEARING LETTER ATTACHMENT

License ID: 28011

DLUCKS ENTERPRISE, LLC
d/b/a BROTHER LUCK STREET EATS
321 N TEJON ST #101, 102, 321
COLORADO SPRINGS, CO 80903

EXISTING SIMILAR LICENSES WITHIN BOUNDARY AREA

<u>Business d/b/a</u>	<u>Business Address</u>	<u>License Type</u>	
1) SUPERNOVA	111 E BOULDER ST	Hotel & Restaurant	92.44 ft
2) ODYSSEY GASTROPUB	311 N TEJON ST	Hotel & Restaurant	147.51 ft
3) THE RESTAURANT AT POOR RICHARD'S	324 N TEJON ST	Hotel & Restaurant	213.86 ft
4) TONY'S	326 N TEJON ST	Hotel & Restaurant	221.94 ft
5) THE WILD GOOSE MEETING HOUSE	401 N TEJON ST	Hotel & Restaurant	236.75 ft
6) RASTA PASTA	405 N TEJON ST	Hotel & Restaurant	290.93 ft
7) EL PASO CLUB	30 E PLATTE AVE	Club	350.38 ft
8) JOSE MULDOONS	222 N TEJON ST	Hotel & Restaurant	602.98 ft
9) AMERICAN LEGION POST NO. 5	15 E PLATTE AVE	Club	636.48 ft
10) BAMBINO'S, INC.	36 E BIJOU ST	Hotel & Restaurant	843.88 ft
11) EVEREST NEPAL RESTAURANT	28 E BIJOU ST	Hotel & Restaurant	876.20 ft
12) BINGO BURGER	132 N TEJON ST	Hotel & Restaurant	1,017.20 ft
13) RENDEZVOUS	128 N TEJON ST	Tavern	1,065.28 ft
14) 15c CLUB INC	15 E BIJOU ST	Tavern	1,100.80 ft
15) FRATELLI RISTORANTE ITALIANO	124 N NEVADA AVE	Hotel & Restaurant	1,101.77 ft
16) OLD CHICAGO NORTH	118 N TEJON ST	Hotel & Restaurant	1,151.53 ft
17) PAINTING WITH A TWIST	115 N TEJON ST	Beer & Wine	1,177.36 ft
18) BONNY & READ FINE SEAFOOD & STEAKS	101 N TEJON ST	Hotel & Restaurant	1,306.21 ft
19) PANINO'S RESTAURANT	604 N TEJON ST	Hotel & Restaurant	1,318.82 ft
20) THE RABBIT HOLE	101 N TEJON ST	Hotel & Restaurant	1,320.37 ft
21) MEDITERRANEAN CAFE	118 E KIOWA ST	Beer & Wine	1,325.20 ft
22) UNDERGROUND PUB & GRILL, AND BREWER'S REPUBLIC	110 N NEVADA AVE	Hotel & Restaurant	1,347.12 ft
23) HUNAN SPRINGS INC	24 E KIOWA ST	Hotel & Restaurant	1,390.75 ft
24) T BYRD'S TACOS AND TEQUILA	26 E KIOWA	Hotel & Restaurant	1,392.84 ft
25) THE FAMOUS	31 N TEJON ST	Hotel & Restaurant	1,453.35 ft
26) YOO-MAE	21 & 21-1/2 E. KIOWA ST	Hotel & Restaurant	1,477.44 ft
27) V BAR BY CLUB Q	17-19 E KIOWA ST	Tavern	1,489.23 ft



OFFICE OF THE CITY CLERK

28) BEAUTY BAR	26 N TEJON ST	Tavern	1,511.14 ft
29) COWBOYS	25 N TEJON ST	Tavern	1,528.94 ft
30) GASOLINE ALLEY	28 N TEJON ST	Tavern	1,545.51 ft
31) RED MARTINI/BLONDIES	22 N TEJON ST	Tavern	1,582.89 ft
32) THE UTE AND YETI	21 N NEVADA AVE	Beer & Wine	1,621.45 ft
33) THE MANSION / THE MEZZANINE	20 N TEJON ST	Tavern	1,629.76 ft
34) CITY AUDITORIUM CONCESSIONS	221 E KIOWA	Tavern	1,678.31 ft
35) THE MELTING POT	30 E PIKES PEAK AVE	Hotel & Restaurant	1,841.61 ft
36) PHANTOM CANYON BREWING COMPANY	2 E PIKES PEAK AVE	Brew Pub	1,882.96 ft
37) KIMBALL'S CINEMAS	113 E PIKES PEAK AVE	Tavern	2,021.19 ft
38) SPRINGS ORLEANS & MINING EXCHANGE HOTEL	123 E PIKES PEAK AVE	Hotel & Restaurant	2,032.20 ft
39) IL VICINO WOOD OVEN PIZZA	11 S TEJON ST	Hotel & Restaurant	2,090.23 ft
40) SPICE ISLAND GRILL	10 N SIERRA MADRE ST	Hotel & Restaurant	2,096.76 ft
41) DALE STREET CAFE	115 E DALE ST	Hotel & Restaurant	2,116.46 ft
42) RITZ BAR & GRILL, THE	15 S TEJON ST	Hotel & Restaurant	2,128.46 ft
43) THE PERK DOWNTOWN	14 S TEJON ST	Hotel & Restaurant	2,137.54 ft
44) CHIPOTLE MEXICAN GRILL	17 S TEJON	Hotel & Restaurant	2,191.22 ft
45) MINING EXCHANGE HOTEL OR THE GOLD ROOM	18 S NEVADA AVE	Tavern	2,216.62 ft
46) JACK QUINN'S IRISH ALE HOUSE AND PUB	21 S TEJON ST	Hotel & Restaurant	2,235.36 ft
47) FUJIYAMA	22 S TEJON ST	Hotel & Restaurant	2,246.85 ft
48) RED GRAVY	23 S TEJON ST	Hotel & Restaurant	2,263.11 ft
49) EAST COAST DELI	24 S TEJON ST	Hotel & Restaurant	2,275.37 ft
50) THE ANTLERS & ANTLERS HOTEL	4 S CASCADE AVE	Hotel & Restaurant	2,277.26 ft
51) JOHNNY MARTIN'S CAR CENTRAL	1 S NEVADA AVE	Hotel & Restaurant	2,307.29 ft
52) SONTERRA INNOVATIVE SOUTHWEST GRILL	28 S TEJON ST	Hotel & Restaurant	2,308.86 ft
53) THE THIRSTY PARROT	32 S TEJON ST	Tavern	2,362.46 ft
54) SAIGON CAFÉ	20 E COLORADO AVE	Beer & Wine	2,376.35 ft
55) V F W PIKES PEAK POST 4051	430 E PIKES PEAK AVE	Club	2,566.00 ft
56) LA'AU'S TACO SHOP	830 N TEJON ST	Hotel & Restaurant	2,580.04 ft
57) WOGLIN'S DELI	823 N TEJON ST	Hotel & Restaurant	2,605.98 ft
58) TRIPLE S BREWING	318 E COLORADO AVE	Brew Pub	2,607.84 ft
59) CLARION HOTEL and QUALITY SUITES	314 W BIJOU ST	Hotel & Restaurant	2,614.13 ft
60) FINE ARTS CENTER COLORADO SPRINGS	30 W DALE ST	Arts	2,622.44 ft

CERTIFICATE OF MAILING

I, Lee McRae, hereby certify that I have mailed a true copy of the foregoing **NOTICE OF HEARING AND INITIAL FINDINGS OF FACT** by United States mail, first class postage paid, on March 30, 2017 to the following address of record:

Dlucks Enterprise, LLC
dba Brother Luck Street Eats
2543 Pony Tracks Drive
Colorado Springs, CO 80922



Lee McRae
License Enforcement Officer
City Clerk's Office
30 S. Nevada Avenue, Suite 101
Colorado Springs, CO 80903

CC: chefbluck@gmail.com