

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 checked="" type="checkbox"/> Hotel/Restaurant | <input type="checkbox"/> Hotel/Restaurant w/Optional Premises | <input 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: <i>Rocky Mountain Restaurant Group, Inc.</i>	Property Tax Schedule No. : <i>5318220010</i>
Trade Name (DBA): <i>Salsa Barba / Over Easy</i>	Business Telephone: <i>719.209.2227</i>
Address of Premises: <i>5925 Dublin Blvd #100</i>	Alternate Telephone: <i>719.598.2911</i>

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

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
<i>THOMAS B PACE</i>	<i>PASSEANT</i>	<i>100%</i>

FINANCIAL INFORMATION

TOTAL INVESTMENT IN BUSINESS (include purchase, start up, inventory) \$ *500,000.00*

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.)	FUNDING SOURCE (checking/savings/ loan/ note/ gift)	AMOUNT
<i>Rocky Mountain Restaurant Group 26 S. TETON SUITE 206 CO, CO 80903</i>	<i>OPERATING ACCOUNT</i>	<i>255,000.00</i>
<i>MANORAL DEVELOPMENT 26 S. TETON SUITE 206 CO, CO 80903</i>	<i>TENANT FINISH ALLOWANCE</i>	<i>245,000.00</i>

List applicant(s) prior experience in the sale of alcoholic beverages. Include dates and locations.

Business Name & Address	Applicant's Name	Experience/Position	Dates
<i>SEE ATTACHED</i>			

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
SEE ATTACHED		

PREMISES/ESTABLISHMENT

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

If leased provide terms: Start date 1/12/2016 End date 1/12/2026

Dimensions of premises SQUARE Square footage 5436 Seating Capacity 186

Is there a patio area? yes no --- If yes, provide dimensions 80 x 12

Anticipated number of employees? 60

Will training be offered or required? yes no --- If yes, through what agency? LCR LCR PROFESSIONALS

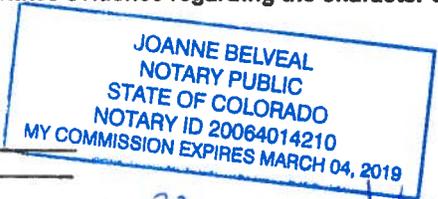
Has the applicant or manager in Colorado, or any other State (include any of the partners, if a partnership; members or manager if a limited liability company; or officers, stockholders or directors if a corporation), ever:	YES	NO
Been denied an alcohol beverage license?		<input checked="" type="checkbox"/>
Had an alcohol beverage license suspended or revoked?	<input checked="" type="checkbox"/>	
Had interest in another entity where an alcohol beverage license was suspended or revoked?	<input checked="" type="checkbox"/>	
Ever been charged or convicted of a crime, received a suspended sentence, a deferred sentence, or have charges pending?	<input checked="" type="checkbox"/>	
If yes, provide explanation, date(s) and location(s). <u>SEE ATTACHED ON SUSPENSION ISSUE.</u>		
<u>DWAI IN JUNE 2008. COMPLETED ALL REQUIRED BY COURTS AND HAVE HAD NO ISSUES SINCE THIS UNFORTUNATE SITUATION.</u>		

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): SEE ATTACHED

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.



Signature: [Handwritten Signature]
Title: PRESIDENT

State of Colorado
County of EL PASO

Subscribed and sworn to before me this 22 day of July, 20 16.

My Commission Expires: 3/4/19

Joanne Belveal
Notary Public

Colorado Liquor Retail License Application Additional Information Exhibit

~~Question 10~~ *Suspension of License in 2014*

License 40-92261-0006 (Salsa Brava Fresh Mexican Grill Highlands Ranch) was issued a 15 day suspension for sale to a minor on August 30, 2014. Served 3 day suspension and received 12 days in abeyance for 18 months.

Server that served the minor was immediately terminated and entire staff went through additional alcohol training. Rocky Mountain Restaurant Group implemented our own operations with persons under the age of 21 attempting to purchase alcohol to ensure that all operations in the company understand the importance and legal obligation of our employees to strictly adhere to this law. This is the only infraction we have ever received in 14 years of operations.

Question 11 *Additional Licenses Held*

Name, address, license number and operating manager for currently operating restaurant locations in the state of Colorado under the name of the Applicant for this license application.

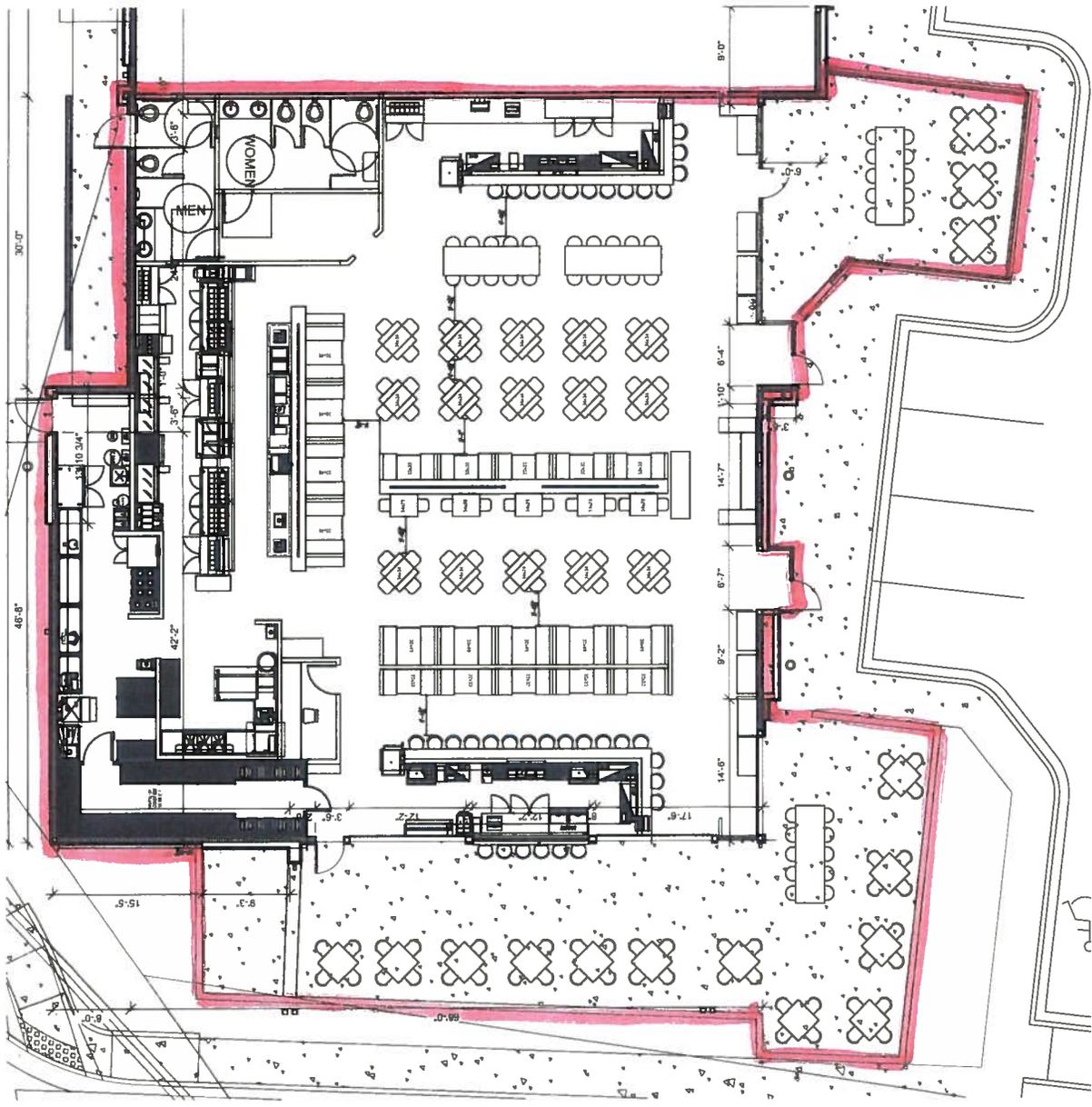
Rocky Mountain
Restaurant Group
CO Sales

Tax License 4092261 All licenses are Hotel and Restaurant Licenses

Licensed Location Name	Address	License Number	Operating Manager
Salsa Brava Rockrimmon	802 Village Center Dr, Colorado Springs, CO 80919	40-92261-0001	Lauren Woolsicroft
Sonterra Grill	28 S Tejon, Colorado Springs, CO 80903	40-92261-0002	Matt Sharb
Salsa Brava Briargate	9420 Briar Village Pt, #D, Colorado Springs, CO 80920	40-92261-0004	Jesse Gutierrez
Salsa Brava Highlands Ranch	52 W Springer Dr, Highlands Ranch, CO 80129	40-92261-0006	Brennan Price
Over Easy University Village	5262 N Nevada Ave, Ste 100, Colorado Springs, CO 80918	40-92261-0007	Sandra Hartmann
Salsa Brava / Urban Egg	230 S College Avenue, Fort Collins, CO 80524	40-92261-0008	Mark Agnew

Rocky Mountain RESTAURANT GROUP, INC.
DBA SALSA BRAVA / OVER EASY

5925 Dublin Blvd Suite 100
LIQUOR LICENSE PREMISE EXHIBIT



<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 2016 SEP 15 P 3:54</p>
<p>IN THE MATTER OF:</p> <p>Rocky Mountain Restaurant Group, Inc. d/b/a Salsa Brava/Over Easy 5925 Dublin Boulevard, #100 Colorado Springs, CO 80923 Mailing Address: 26 S. Tejon Street, #206 Colorado Springs, CO 80903</p>	<p>▲ BOARD USE ONLY ▲</p>
	<p>Application No: N-31082</p>
<p>NOTICE OF HEARING AND INITIAL FINDINGS OF FACT</p>	

NOTICE OF HEARING

This matter comes before the Board for hearing on **Friday, October 7, 2016 at 9:00 A.M. in the City Council Chambers of City Hall at 107 N. Nevada Avenue** upon Rocky Mountain Restaurant Group, Inc. d/b/a Salsa Brava/Over Easy (“Applicant”) application for a new Hotel and Restaurant Liquor License at 5925 Dublin Boulevard, #100, Colorado Springs, CO 80923.

At this meeting, the Board will consider the factors outlined in Rule No. 9.08 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, September 27, 2016.** 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, October 4, 2016.

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 July 20, 2016, 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. The Colorado Springs Police Department has conducted a background investigation into Applicant and there are no objections to Applicant at this time.
- VI. A review of Applicant's finances did not disclose any unlawful financial assistance as prohibited in C.R.S. §12-47-308.
- VII. Applicant is not a person prohibited as a licensee pursuant to C.R.S. §12-47-307.
- VIII. 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 September 15, 2016.

FOR THE CITY OF COLORADO
SPRINGS LIQUOR AND BEER
LICENSING BOARD



By: Sarah B. Johnson
City Clerk

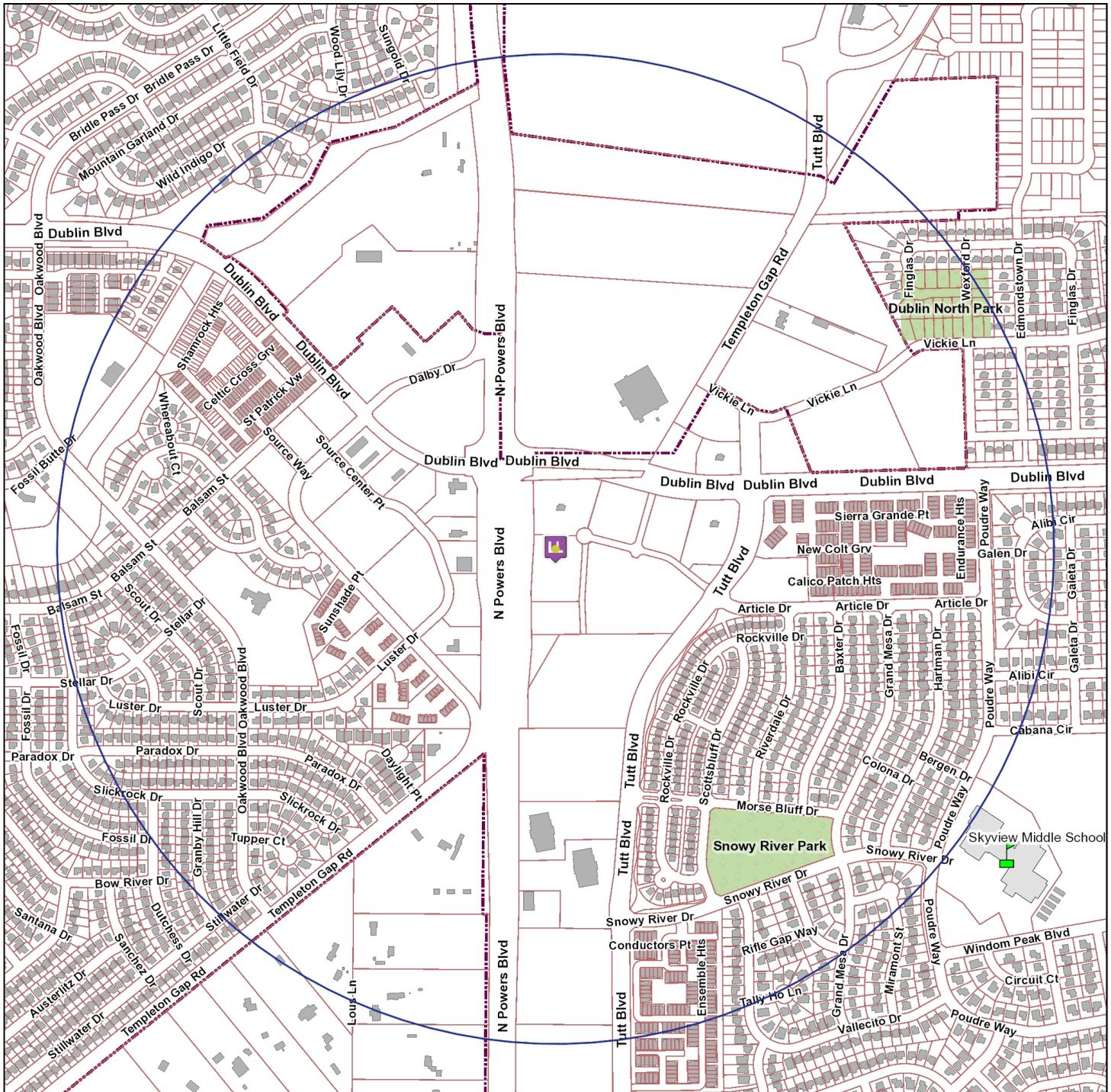
Direct questions regarding this notice and hearing to Lee McRae at 719-385-5106.

Liquor Survey Boundaries



ROCKY MOUNTAIN RESTAURANT GROUP INC
 d/b/a SALSA BRAVA/OVER EASY
 5925 DUBLIN BLVD #100

OFFICE OF THE CITY CLERK
 License ID: 31082



The survey boundary is 0.5 miles from the establishment

Map Prepared: 9/13/2016 11:11 AM

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OFFICE OF THE CITY CLERK

HEARING LETTER ATTACHMENT

License ID: 31082

ROCKY MOUNTAIN RESTAURANT GROUP INC
d/b/a SALSA BRAVA/OVER EASY
5925 DUBLIN BLVD #100
COLORADO SPRINGS, CO 80923

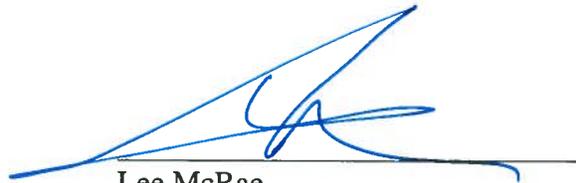
EXISTING SIMILAR LICENSES WITHIN BOUNDARY AREA

<u>Business d/b/a</u>	<u>Business Address</u>	<u>License Type</u>	
1) FUZZY'S TACO SHOP	5915 DUBLIN BLVD	Hotel & Restaurant	286.42 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 September 16, 2016 to the following address of record:

Rocky Mountain Restaurant Group, Inc.
dba Salsa Brava/Over Easy
26 S. Tejon Street, #206
Colorado Springs, CO 80903



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

CC: randy@urbaneggeatery.com

