

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: Organic Operations LLC	Property Tax Schedule No. : 6308002010
Trade Name (DBA): Extreme Pizza	Business Telephone: 719-522-1515
Address of Premises: 7340 North Academy Boulevard, Colorado Springs, CO 80920	Alternate Telephone:

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
Extreme Pizza	42429170000	Hotel/Restaurant	5/22/17

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
Michael Neufeld	Managing Member	18.75
Kimberly Neufeld	Member	18.75
Paul Neufeld	Member	37.5
Nate Agrimson	Member	12.5
Kristin Agrimson	Member	12.5

FINANCIAL INFORMATION

TOTAL INVESTMENT IN BUSINESS (include purchase, start up, inventory)	\$91,000	
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
Five Smooth Stones LLC 3935 Arthur Ashe Circle, Santa Rosa, CA 95407	Loan/Seller Finance	\$72,000
Organic Operations LLC 515 Gilcrest Road Colorado Springs, CO 80906	Business Checking	\$19,000

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

Business Name & Address	Applicant's Name	Experience/Position	Dates
Extreme Pizza, 2130 Southgate Road, #108, Colorado Springs, CO 80906	Michael Neufeld	Owner	1/16 - Present
	Kimberly Neufeld	Owner	
Extreme Pizza, 2130 Southgate Road, #108, Colorado Springs, CO 80906	Paul Neufeld	Registered Manager/Owner	1/16 - Present
Extreme Pizza, 2130 Southgate Road, #108, Colorado Springs, CO 80906	Nate Agrimson	Owner	6/16 - Present
	Kristin Agrimson	Owner	

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
Extreme Pizza	2130 Southgate Road, #108, Colorado Springs, CO 80906	100%/Current

PREMISES/ESTABLISHMENT

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

If leased provide terms: Start date 7/1/16 End date 6/30/21

Dimensions of premises 67' X 29' Square footage 1943 Seating Capacity 35

Is there a patio area? yes no --- If yes, provide dimensions _____

Anticipated number of employees? 10

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 checked="" type="checkbox"/>	<input type="checkbox"/>
Paul Neufeld - *See attached supplement*		

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.

Michael Neufeld
Signature
Title: Managing Member

State of COLORADO
County of EL PASO

Subscribed and sworn to before me this 6th day of July, 2016.

My Commission Expires: 2/11/17
COLIN MATTHEW GORDON
Notary Public
State of Colorado
Notary ID 20134008924
My Commission Expires Feb 11, 2017

[Signature]
Notary Public

THESE FORMS SHOULD NOT BE ALTERED IN ANY MANNER

City Application - Conviction Supplement (Paul Neufeld)

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).

- 2008 – 2nd Degree Burglary of a Residence (Felony), Mesa County, CO. Paid restitution; probation and community service. Sentenced as juvenile because actual date of violation was in 2006 when applicant was 16 years old.
- 2008 - Contempt of Court (misdemeanor), Mesa County, CO - paid fine and completed community service.
- 2006 – Minor in Possession of Alcohol, Mesa County, CO; fine and community service.

AFFIDAVIT OF TRANSFER AND STATEMENT OF COMPLIANCE

Pursuant to the requirements of 12-47-303(3)(b), Colorado Revised Statutes, Licensee hereby states that all accounts for alcohol beverages sold to the Applicant are:

- Paid in full. There are no outstanding accounts with any Colorado Wholesalers.
- Licensee hereby certifies that the following is a complete list of accounts for alcohol beverages that are unpaid:

Licensee and Applicant agree that all accounts will be paid for from the proceeds at closing by the: Licensee Applicant

- Licensee unavailable to certify disposition of accounts for alcohol beverages - Inventory list attached. Transfer by operation of law - Regulation 47-304
- Applicant will assume full responsibility for payment of the outstanding accounts as listed above.
- No alcohol beverage inventory transferred or sold.

Licensee hereby authorizes the transfer of its Colorado Retail Liquor License to the Applicant, its agent, or a company, corporation, partnership or other business entity to be formed by the Applicant.

Dated this 8 day of June, 20 16.

Seller:

Five Smooth Stones LLC & 42429170000
Licensee & License Number

Extreme Pizza

Trade name

Signature

Position

Print Name

Stieg Underwood
owner

Stieg Underwood

Buyer:

Organic Operations, LLC
Applicant

Extreme Pizza

Trade name

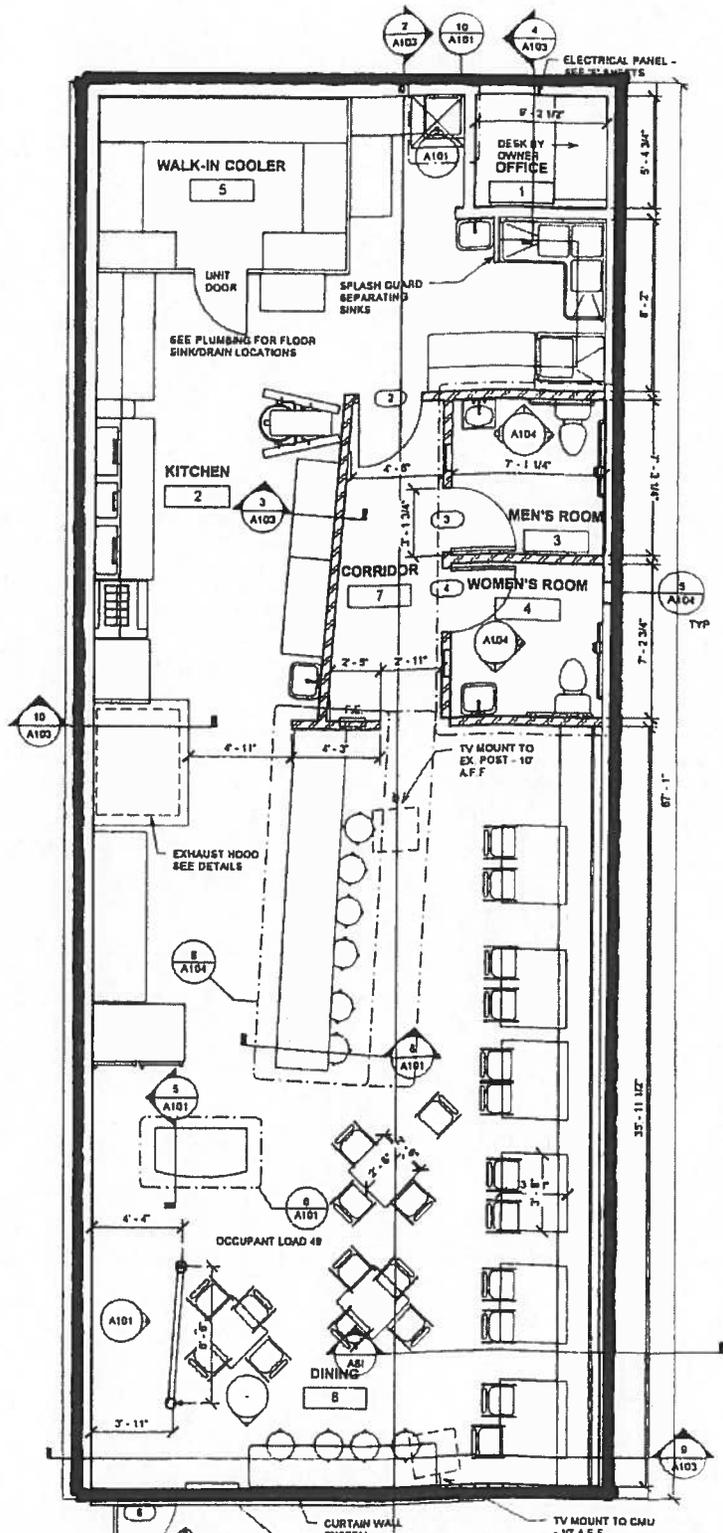
Signature

Position

Print Name

Paul Menfeld
member

Paul Menfeld



WALL LEGEND

-  INDICATES 3 5/8" METAL STUD WALL @ 16" O.C. TO 14" A.F.F.
-  INDICATES 8" METAL STUD WALL @ 16" O.C. TO DECK (1 HR DEMISING WALL)
-  INDICATES EXISTING CMU TO REMAIN
-  INDICATES 8" (18 GA.) MTL STUD WALL @ 16" O.C. - SEE DET FOR HT
-  F.E. INDICATES RECESSED FIRE CABINET W/EXTINGUISHER

NOTE
 TV MOUNT BY PEERLESS OR EQ - DESIGNER
 SERIES WALL M/T
 -DS 27/DS 27W BLACK
 -FASTENERS BY MAN. TO POST/CMU PER LOCATION - TYPICAL

<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 JUL 29 A 7:19</p>
<p>IN THE MATTER OF:</p> <p>Organic Operations, LLC d/b/a Extreme Pizza 7340 N. Academy Boulevard Colorado Springs, CO 80920 Mailing Address: 515 Gilcrest Road Colorado Springs, CO 80906</p>	<p>▲ BOARD USE ONLY ▲</p>
	<p>Application No: T-724609</p>
<p>NOTICE OF HEARING AND INITIAL FINDINGS OF FACT</p>	

NOTICE OF HEARING

This matter comes before the Board for hearing on **Friday, August 19, 2016 at 9:00 A.M. in the City Council Chambers of City Hall at 107 N. Nevada Avenue** upon Organic Operations, LLC d/b/a Extreme Pizza (“Applicant”) application for a transfer of the Hotel and Restaurant Liquor License currently issued to Five Smooth Stones, LLC d/b/a Extreme Pizza at 7340 N. Academy Boulevard, Colorado Springs, CO 80920.

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, August 9, 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, August 16, 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 6, 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 evidenced 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.

ON BEHALF OF THE LOCAL LICENSING AUTHORITY done July 29, 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.

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 July 29, 2016 to the following address of record:

Organic Operations, LLC
dba Extreme Pizza
515 Gilcrest Road
Colorado Springs, CO 80906



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

CC: organic.operations@gmail.com
Vince Linden <vince@lindenlawgroup.com>