

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

### APPLICANT INFORMATION

<b>Name of Applicant:</b> C & C Enterprise	<b>Property Tax Schedule No. :</b> 7410100024
<b>Trade Name (DBA):</b> Nara Sushi and Grill	<b>Business Telephone:</b> Not yet assigned
<b>Address of Premises:</b> 3117 West Colorado Avenue, Colorado Springs, CO 80904	<b>Alternate Telephone:</b> 719-661-8018

#### 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
Jae Hyen Chung	President/Sole Shareholder	100

### FINANCIAL INFORMATION

**TOTAL INVESTMENT IN BUSINESS (include purchase, start up, inventory)**                      \$80,000

**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
Jae Hyen Chung 3578 Shady Rock Dr., Colorado Springs, CO 80920	TCF Bank Personal Savings	\$22,000
Chi Eung Yi 2325 Craycroft Dr., Colorado Springs, CO 80920	Loan	\$58,000

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

Business Name & Address	Applicant's Name	Experience/Position	Dates
Samurai Japanese Restaurant 8029 N. Academy Blvd., C/S, CO 80920	Jae Chung	Owner	2003 - 2008
Sushi Rakkyo 9205 N. Union Blvd., C/S, CO 80920	Jae Chung	Chef	8/11 - 8/13
Kura Sushi 3478 Research Pwy., C/S, CO 80920	Jae Chung	Chef	2/14 - 8/15

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
Samurai Japanese Restaurant	8029 N. Academy Blvd., Colorado Springs, CO 80920	Former/100%

**PREMISES/ESTABLISHMENT**

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

If leased provide terms: Start date January 5, 2016 End date January 31, 2022

Dimensions of premises 70' X 45' Square footage 3150 sq. ft. Seating Capacity 90

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

Anticipated number of employees? 8

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

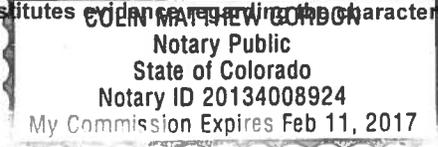
Has the applicant or manager in Colorado, or any other State (include any of the partners, if a partnership members or manager if a limited liability company; or officers, stockholders or directors if a corporation), ever:	YES	NO
Been denied an alcohol beverage license?	<input type="checkbox"/>	<input 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.



[Signature]  
Signature  
Title: President/Sole Shareholder

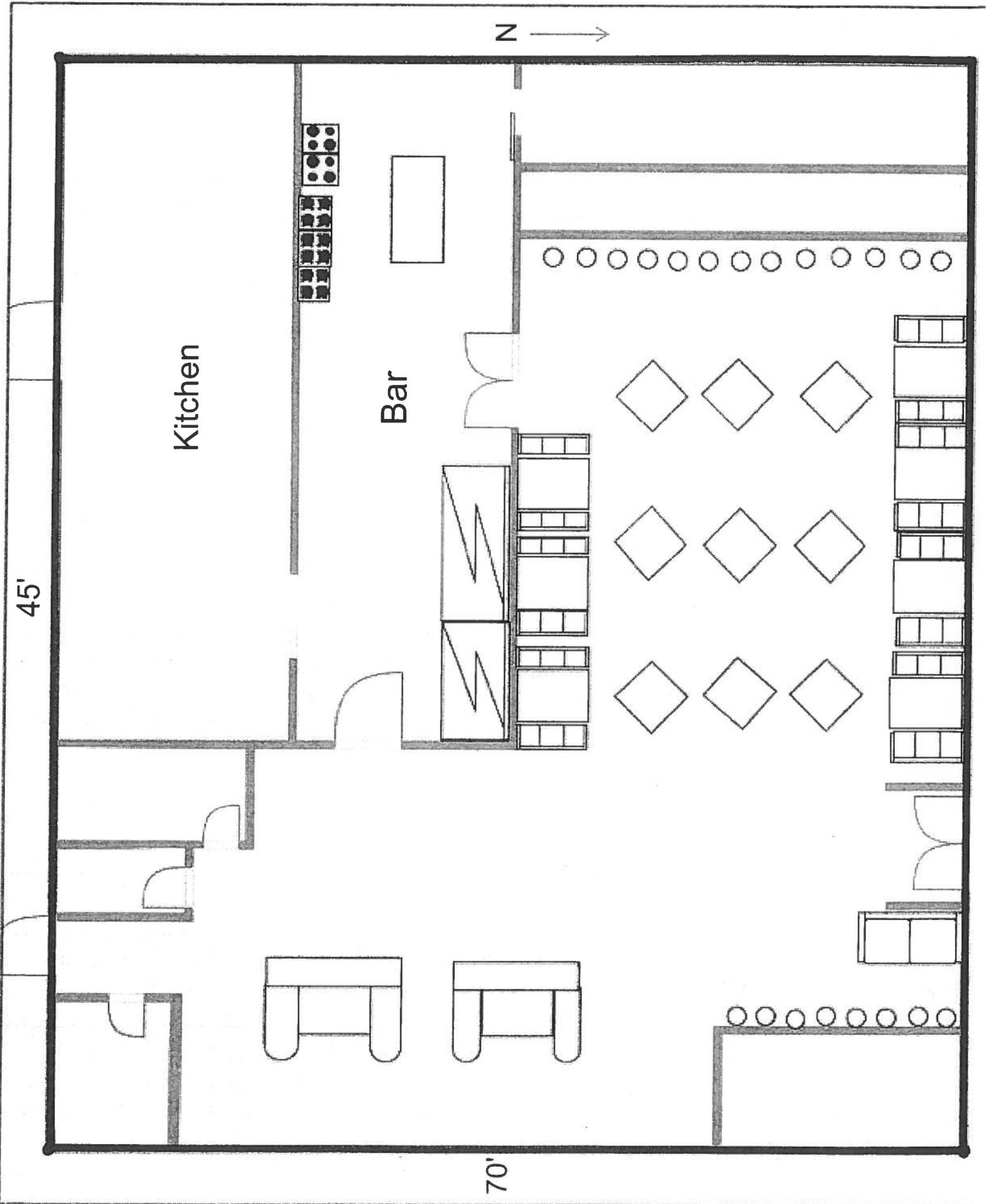
State of COLORADO  
County of EL PASO

Subscribed and sworn to before me this 4th day of February, 2016.

My Commission Expires: 2/11/17

[Signature]  
Notary Public

THESE FORMS SHOULD NOT BE ALTERED IN ANY MANNER



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

2016 MAR 11 A 8:43

IN THE MATTER OF:

C & C Enterprise d/b/a  
**Nara Sushi and Grill**  
3117 W. Colorado Avenue  
Colorado Springs, CO 80904  
Mailing Address:  
3578 Shady Rock Drive  
Colorado Springs, CO 80920

▲ BOARD USE ONLY ▲

Application No: N-30397

**NOTICE OF HEARING AND INITIAL FINDINGS OF FACT**

**NOTICE OF HEARING**

This matter comes before the Board for hearing on **Friday, April 1, 2016 at 9:00 A.M.** in the **City Council Chambers of City Hall at 107 N. Nevada Avenue** upon C & C Enterprise d/b/a Nara Sushi and Grill ("Applicant") application for a new Hotel and Restaurant Liquor License at 3117 W. Colorado Avenue, Colorado Springs, CO 80904.

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, March 22, 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, March 29, 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 February 9, 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.

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 March 11, 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



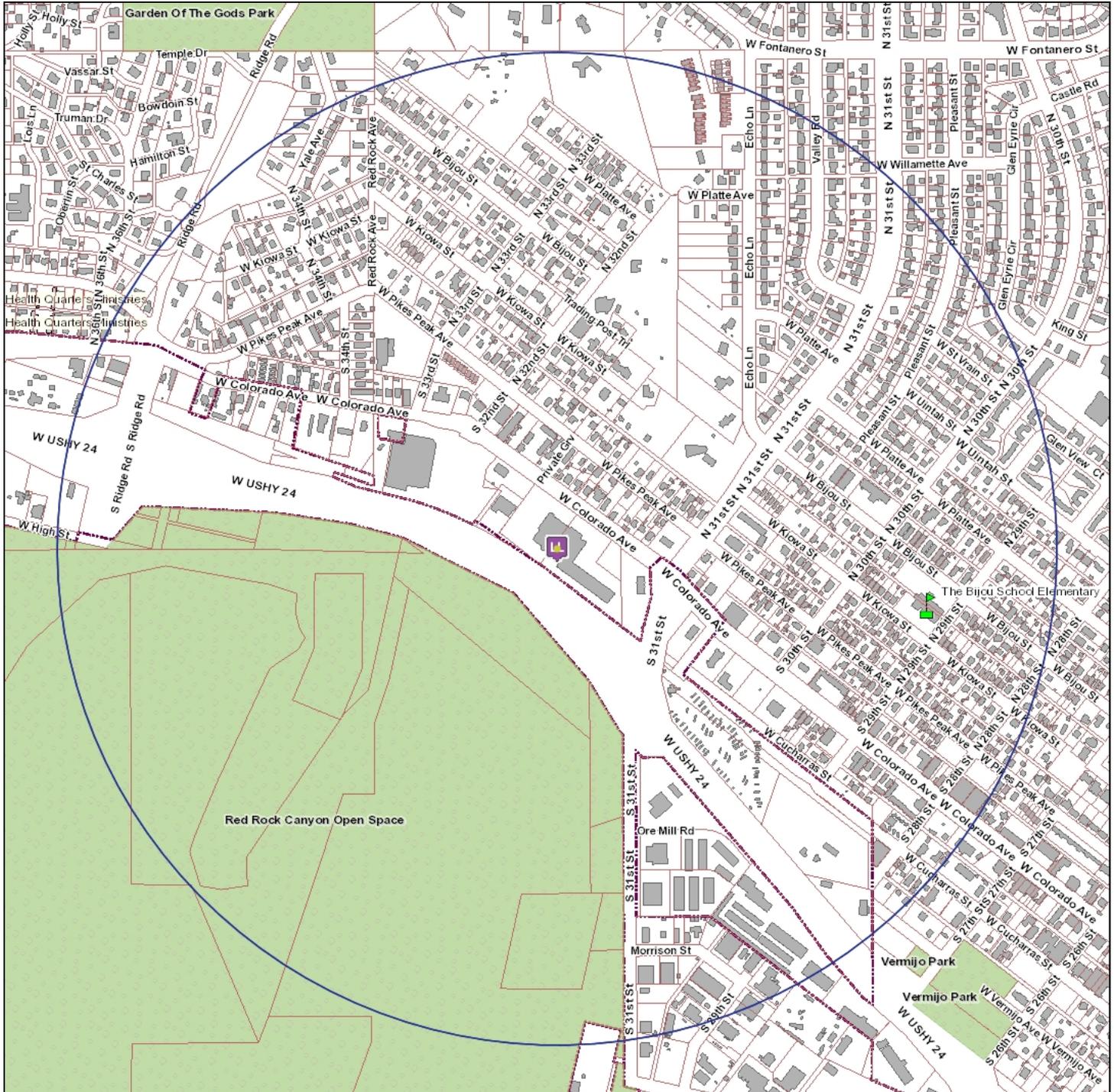
C & C ENTERPRISE

d/b/a NARA SUSHI AND GRILL

3117 W COLORADO AVE

OFFICE OF THE CITY CLERK

License ID: 30397



The survey boundary is 0.5 miles from the establishment

Map Prepared: 3/10/2016 7:28 AM

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OFFICE OF THE CITY CLERK

HEARING LETTER ATTACHMENT

License ID: 30397

C & C ENTERPRISE

d/b/a NARA SUSHI AND GRILL

3117 W COLORADO AVE

COLORADO SPRINGS, CO 80904

EXISTING SIMILAR LICENSES WITHIN BOUNDARY AREA

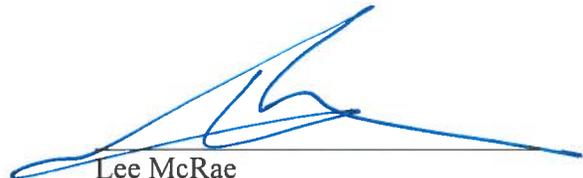
<u>Business d/b/a</u>	<u>Business Address</u>	<u>License Type</u>	
1) LA UNICA RESTAURANT	3317 W COLORADO AVE	Hotel & Restaurant	1,211.05 ft
2) COLO SPGS SHRINE CLUB	6 S 33RD ST	Tavern	1,396.47 ft
3) MASON JAR, THE	2925 W COLORADO AVE	Hotel & Restaurant	1,429.21 ft
4) PARAVICINI ITALIAN BISTRO	2802 W COLORADO AVE	Hotel & Restaurant	2,365.20 ft

**CERTIFICATE OF MAILING**

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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 11, 2016 to the following address of record:

C & C Enterprise  
dba Nara Sushi and Grill  
3578 Shady Rock Drive  
Colorado Springs, CO 80920



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

CC: jayc11@msn.com  
vince@lindenlawgroup.com