

FOR DEPARTMENT USE ONLY

CITY CLERK'S OFFICE

2016 MAY -9 P 2:00

PERMIT APPLICATION AND REPORT OF CHANGES

CURRENT LICENSE NUMBER _____
ALL ANSWERS MUST BE PRINTED IN BLACK INK OR TYPEWRITTEN
LOCAL LICENSE FEE \$ _____
APPLICANT SHOULD OBTAIN A COLORADO LIQUOR & BEER CODE BOOK TO ORDER CALL (303) 370-2165

1. Applicant is a		PRESENT LICENSE NUMBER
<input type="checkbox"/> Corporation	<input type="checkbox"/> Individual	47037380000
<input type="checkbox"/> Partnership	<input checked="" type="checkbox"/> Limited Liability Company	
2. Name of Licensee Knee Bar, LLC		3. Trade Name The Ute and Yeti
4. Location Address 21 North Nevada Avenue		
City Colorado Springs	County El Paso	ZIP 80903

SELECT THE APPROPRIATE SECTION BELOW AND PROCEED TO THE INSTRUCTIONS ON PAGE 2.

Section A – Manager reg/change	Section C
<p>• License Account No. _____</p> <p>1983-750 (999) <input type="checkbox"/> Manager's Registration (Hotel & Restr.)..\$75.00</p> <p>2012-750 (999) <input type="checkbox"/> Manager's Registration (Tavern).....\$75.00</p> <p><input type="checkbox"/> Change of Manager (Other Licenses) NO FEE</p>	<p>2210-100 (999) <input type="checkbox"/> Retail Warehouse Storage Permit (ea) \$100.00</p> <p>2200-100 (999) <input type="checkbox"/> Wholesale Branch House Permit (ea).... 100.00</p> <p>2260-100 (999) <input type="checkbox"/> Change Corp. or Trade Name Permit (ea) . 50.00</p> <p>2230-100 (999) <input type="checkbox"/> Change Location Permit (ea)..... 150.00</p> <p>2280-100 (999) <input checked="" type="checkbox"/> Change, Alter or Modify Premises \$150.00 x <u>1</u> Total Fee <u>\$150.00</u></p> <p>2220-100 (999) <input type="checkbox"/> Addition of Optional Premises to Existing H/R \$100.00 x _____ Total Fee _____</p> <p>1988-100 (999) <input type="checkbox"/> Addition of Related Facility to Resort Complex \$75.00 x _____ Total Fee _____</p>
Section B – Duplicate License	
<p>• Liquor License No. _____</p> <p>2270-100 (999) <input type="checkbox"/> Duplicate License\$50.00</p>	

DO NOT WRITE IN THIS SPACE – FOR DEPARTMENT OF REVENUE USE ONLY

DATE LICENSE ISSUED	LICENSE ACCOUNT NUMBER	PERIOD
-750 (999)	-100 (999)	TOTAL AMOUNT DUE \$ _____ .00

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.

CHANGE OF MANAGER	<p>8. Change of Manager or to Register the Manager of a Tavern or a Hotel and Restaurant liquor license.</p> <p>(a) Change of Manager (attach Individual History DR 8404-I H/R and Tavern only)</p> <p>Former manager's name _____</p> <p>New manager's name _____</p> <p>(b) Date of Employment _____</p> <p>Has manager ever managed a liquor licensed establishment?..... Yes <input type="checkbox"/> No <input type="checkbox"/></p> <p>Does manager have a financial interest in any other liquor licensed establishment?..... Yes <input type="checkbox"/> No <input type="checkbox"/></p> <p>If yes, give name and location of establishment _____</p>
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MODIFY PREMISES OR ADDITION OF OPTIONAL PREMISES OR RELATED FACILITY	<p>9. Modification of Premises, Addition of an Optional Premises, or Addition of Related Facility</p> <p>NOTE: Licensees may not modify or add to their licensed premises until approved by state and local authorities.</p> <p>(a) Describe change proposed <u>Add a 5.5' x 56' patio to the front of the premises, as well as expand licensed area inside to include the "bouldering" area (to be used only during special events as a spectator area).</u></p> <p>(b) If the modification is temporary, when will the proposed change:</p> <p>Start _____ (mo/day/year) End _____ (mo/day/year)</p> <p>NOTE: THE TOTAL STATE FEE FOR TEMPORARY MODIFICATION IS \$300.00</p> <p>(c) Will the proposed change result in the licensed premises now being located within 500 feet of any public or private school that meets compulsory education requirements of Colorado law, or the principal campus of any college, university or seminary?</p> <p>(If yes, explain in detail and describe any exemptions that apply) Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p> <p>(d) Is the proposed change in compliance with local building and zoning laws? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/></p> <p>(e) If this modification is for an additional Hotel and Restaurant Optional Premises or Resort Complex Related Facility, has the local authority authorized by resolution or ordinance the issuance of optional premises?</p> <p>.N/A..... Yes <input type="checkbox"/> No <input type="checkbox"/></p> <p>(f) Attach a diagram of the current licensed premises and a diagram of the proposed changes for the licensed premises.</p> <p>(g) Attach any existing lease that is revised due to the modification.</p>
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OATH OF APPLICANT

I declare under penalty of perjury in the second degree that I have read the foregoing application and all attachments thereto, and that all information therein is true, correct, and complete to the best of my knowledge.

Signature 	Title General Manager	Date May 5, 2016
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REPORT AND APPROVAL OF LOCAL LICENSING AUTHORITY (CITY / COUNTY)

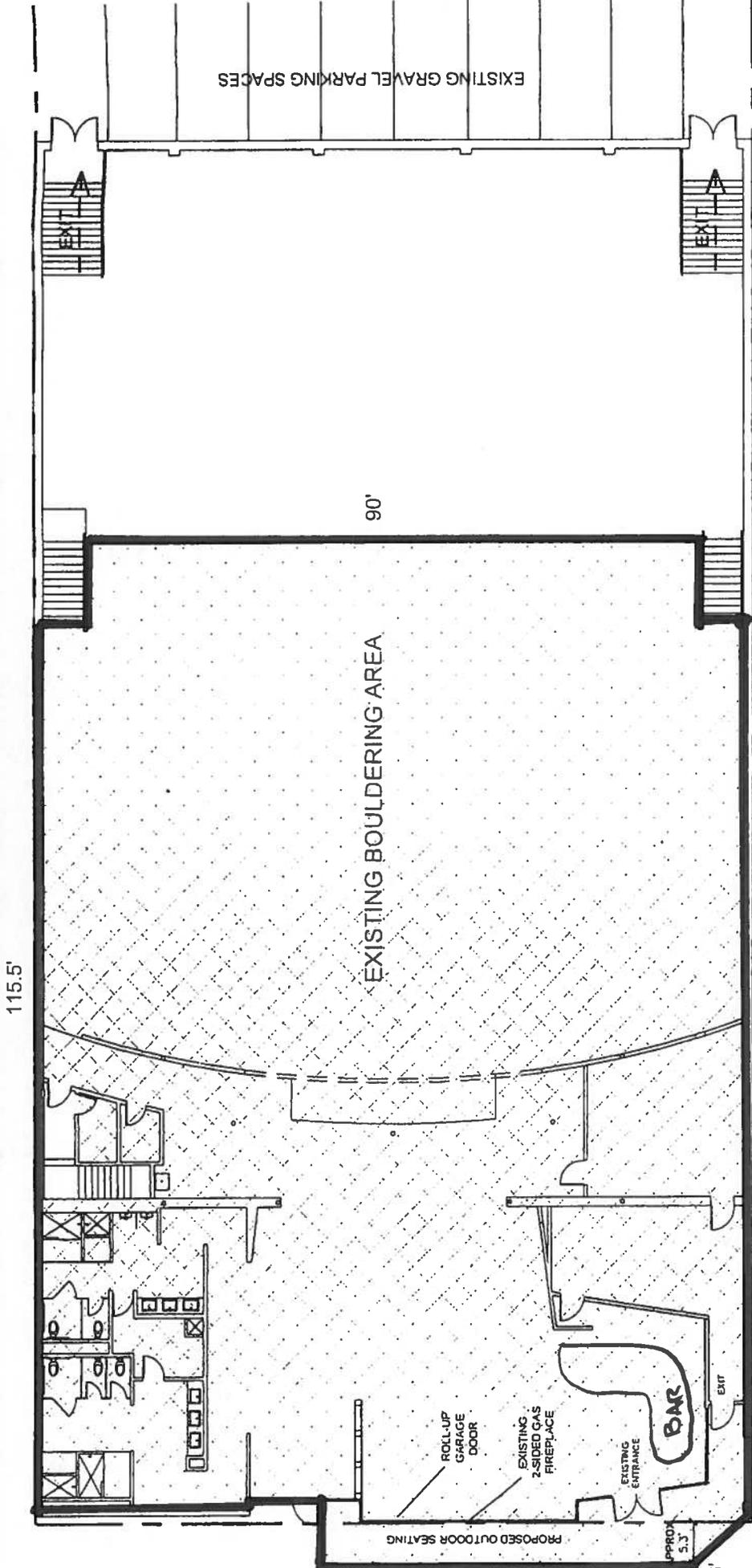
The foregoing application has been examined and the premises, business conducted and character of the applicant is satisfactory, and we do report that such permit, if granted, will comply with the applicable provisions of Title 12, Articles 46 and 47, C.R.S., as amended. **THEREFORE, THIS APPLICATION IS APPROVED.**

Local Licensing Authority (City or County)	Date filed with Local Authority
Signature	Title
	Date

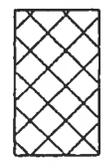
REPORT OF STATE LICENSING AUTHORITY

The foregoing has been examined and complies with the filing requirements of Title 12, Article 47, C.R.S., as amended.

Signature	Title	Date
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= PROPOSED PUB AREA = 10,103 S.F.
 (PATIO AREA APPROX. 300 S.F.)
 IN ADDITION TO THE 10,103 INTERIOR AREA



ADJACENT PARCEL

SITE PLAN

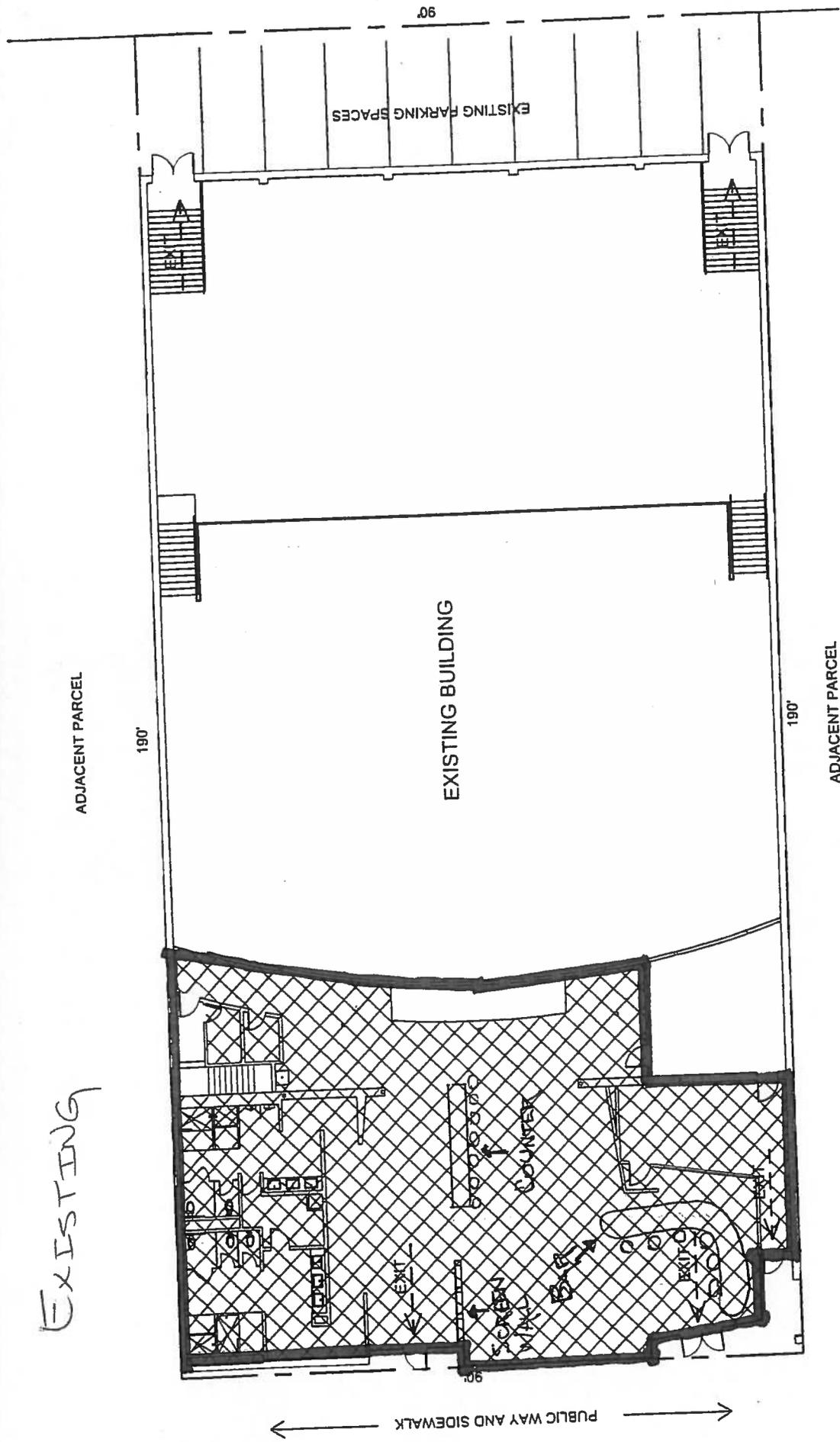
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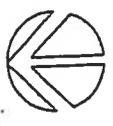
REFERENCE
 NORTH

Knee Bar, LLC dba The Ute & Yeti
 21 North Nevada Avenue
 Colorado Springs, CO 80903

Proposed



EXISTING



REFERENCE NORTH

<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 MAY 26 A 9:49</p>
<p>IN THE MATTER OF:</p> <p>Knee Bar, LLC d/b/a The Ute and Yeti 21 N. Nevada Avenue Colorado Springs, CO 80903 Mailing Address: 21 N. Nevada Avenue Colorado Springs, CO 80903</p>	<p>▲ BOARD USE ONLY ▲</p>
	<p>Application No: M-722481</p>
<p>NOTICE OF HEARING AND INITIAL FINDINGS OF FACT</p>	

NOTICE OF HEARING

This matter comes before the Board for hearing on **Friday, June 17, 2016 at 9:00 A.M. in the City Council Chambers of City Hall at 107 N. Nevada Avenue** upon Knee Bar, LLC d/b/a The Ute and Yeti (“Applicant”) application for a Modification of Premises of the existing Beer and Wine License at 21 N. Nevada Avenue, 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, June 7, 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, June 14, 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 May 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. 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 May 26, 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.

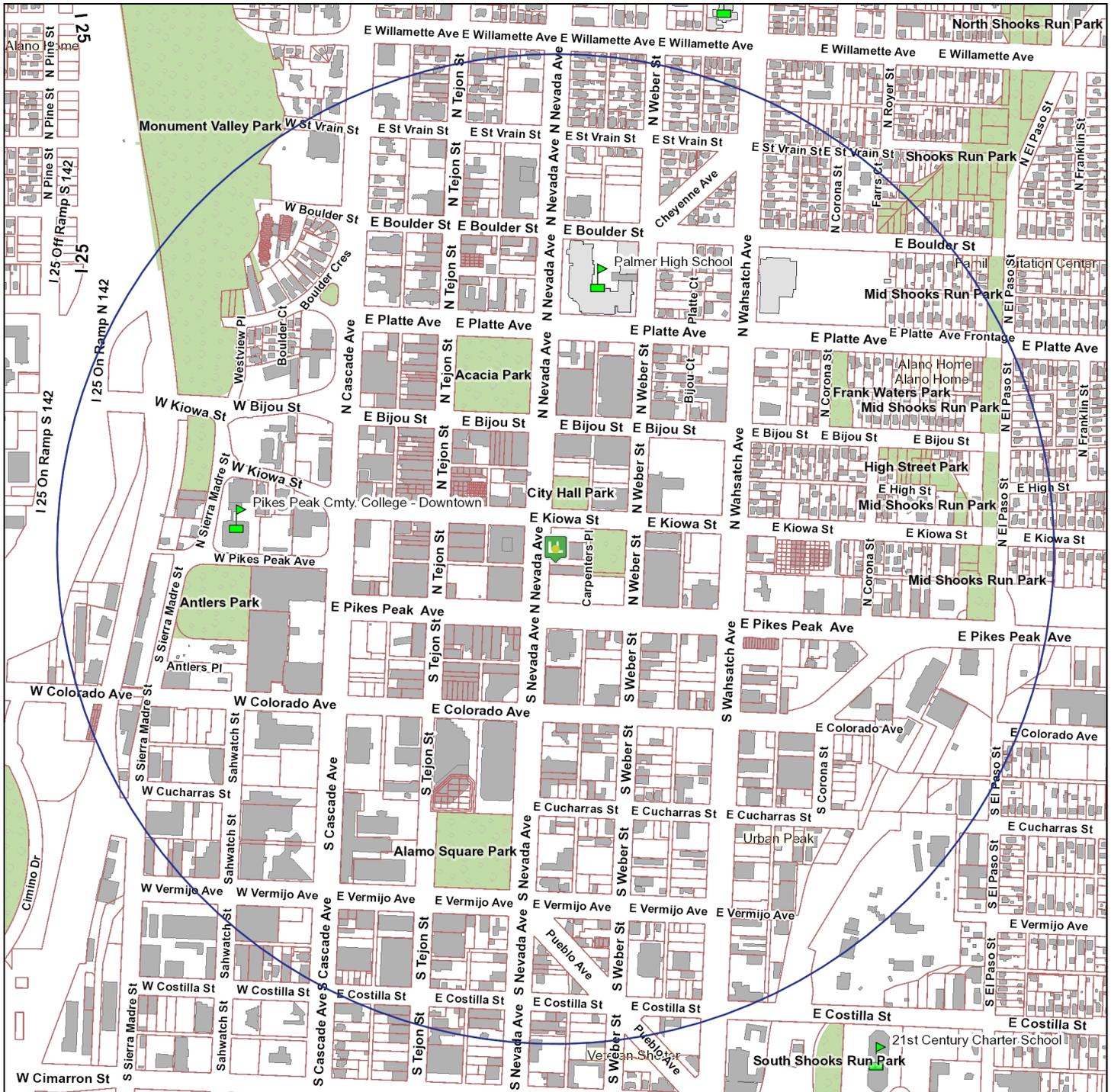
Liquor Survey Boundaries



OFFICE OF THE CITY CLERK

License ID: 28437

KNEE BAR, LLC
 d/b/a THE UTE AND YETI
 21 N NEVADA AVE



The survey boundary is 0.5 miles from the establishment

Map Prepared: 5/24/2016 7:10 AM

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HEARING LETTER ATTACHMENT

License ID: 28437

KNEE BAR, LLC

d/b/a THE UTE AND YETI

21 N NEVADA AVE

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) CITY AUDITORIUM CONCESSIONS	221 E KIOWA	Tavern	241.04 ft
2) UNDERGROUND PUB & GRILL, AND BREWER'S REPUBLIC	110 N NEVADA AVE	Hotel & Restaurant	300.35 ft
3) MEDITERRANEAN CAFE	118 E KIOWA ST	Beer & Wine	413.21 ft
4) THE RABBIT HOLE	101 N TEJON ST	Hotel & Restaurant	509.26 ft
5) FRATELLI RISTORANTE ITALIANO	124 N NEVADA AVE	Hotel & Restaurant	521.54 ft
6) BONNY & READ FINE SEAFOOD & STEAKS	101 N TEJON ST	Hotel & Restaurant	528.93 ft
7) COWBOYS	25 N TEJON ST	Tavern	540.28 ft
8) THE FAMOUS	31 N TEJON ST	Hotel & Restaurant	553.06 ft
9) SPRINGS ORLEANS & MINING EXCHANGE HOTEL	123 E PIKES PEAK AVE	Hotel & Restaurant	562.23 ft
10) KIMBALL'S CINEMAS	113 E PIKES PEAK AVE	Tavern	622.26 ft
11) SPLASH!	115 N TEJON ST	Beer & Wine	645.89 ft
12) MINING EXCHANGE HOTEL OR THE GOLD ROOM	18 S NEVADA AVE	Tavern	685.65 ft
13) RED MARTINI/BLONDIES	22 N TEJON ST	Tavern	692.35 ft
14) GASOLINE ALLEY	28 N TEJON ST	Tavern	695.61 ft
15) BEAUTY BAR	26 N TEJON ST	Tavern	705.93 ft
16) JOHNNY MARTIN'S CAR CENTRAL	1 S NEVADA AVE	Tavern	712.42 ft
17) THE MANSION / THE MEZZANINE	20 N TEJON ST	Tavern	728.56 ft
18) IL VICINO WOOD OVEN PIZZA	11 S TEJON ST	Hotel & Restaurant	777.15 ft
19) RITZ BAR & GRILL, THE	15 S TEJON ST	Hotel & Restaurant	784.78 ft
20) OLD CHICAGO NORTH	118 N TEJON ST	Hotel & Restaurant	813.22 ft
21) YOO-MAE	21 & 21-1/2 E. KIOWA ST	Hotel & Restaurant	813.43 ft
22) CHIPOTLE MEXICAN GRILL	17 S TEJON	Hotel & Restaurant	839.26 ft
23) V BAR BY CLUB Q	17-19 E KIOWA ST	Tavern	849.51 ft
24) MELTING POT RESTAURANT	30 PIKES PEAK AVE E	Hotel & Restaurant	850.81 ft
25) RENDEZVOUS	128 N TEJON ST	Tavern	857.00 ft



OFFICE OF THE CITY CLERK

26)	JACK QUINN'S IRISH ALE HOUSE AND PUB	21 S TEJON ST	Hotel & Restaurant	877.60 ft
27)	BINGO BURGER	132 N TEJON ST	Hotel & Restaurant	891.21 ft
28)	RED GRAVY	23 S TEJON ST	Hotel & Restaurant	896.13 ft
29)	FUJIYAMA	22 S TEJON ST	Hotel & Restaurant	969.67 ft
30)	HUNAN SPRINGS INC	24 E KIOWA ST	Hotel & Restaurant	987.78 ft
31)	EAST COAST DELI	24 S TEJON ST	Hotel & Restaurant	1,005.39 ft
32)	SONTERRA INNOVATIVE SOUTHWEST GRILL	28 S TEJON ST	Hotel & Restaurant	1,020.26 ft
33)	BAMBINO'S, INC.	36 E BIJOU ST	Hotel & Restaurant	1,024.03 ft
34)	15c CLUB INC	15 E BIJOU ST	Tavern	1,037.00 ft
35)	TRIPLE S BREWING	318 E COLORADO AVE	Brew Pub	1,049.43 ft
36)	THE THIRSTY PARROT	32 S TEJON ST	Tavern	1,056.60 ft
37)	PHANTOM CANYON BREWING COMPANY	2 E PIKES PEAK AVE	Brew Pub	1,063.15 ft
38)	EVEREST NEPAL RESTAURANT	28 E BIJOU ST	Hotel & Restaurant	1,095.02 ft
39)	SAIGON CAFÉ	20 E COLORADO AVE	Beer & Wine	1,153.04 ft
40)	TRIPLE NICKEL TAVERN LLC	26 S WAHSATCH AVE	Tavern	1,155.82 ft
41)	PARIS CREPE & CAFE ROMA	218 N TEJON ST	Hotel & Restaurant	1,172.46 ft
42)	JOSE MULDOONS	222 N TEJON ST	Hotel & Restaurant	1,213.92 ft
43)	NOSH	121 S TEJON ST	Hotel & Restaurant	1,348.88 ft
44)	V F W PIKES PEAK POST 4051	430 E PIKES PEAK AVE	Club	1,397.60 ft
45)	AMERICAN LEGION POST NO. 5	15 E PLATTE AVE	Club	1,403.05 ft
46)	MACKENZIES CHOPHOUSE	128 S TEJON ST	Hotel & Restaurant	1,488.30 ft
47)	EL PASO CLUB	30 E PLATTE AVE	Club	1,517.83 ft
48)	ODYSSEY GASTROPUB	311 N TEJON ST	Hotel & Restaurant	1,525.18 ft
49)	THE ANTLERS & ANTLERS HOTEL	4 S CASCADE AVE	Hotel & Restaurant	1,562.55 ft
50)	COQUETTE'S BISTRO & BAKERY	321 N TEJON ST	Hotel & Restaurant	1,636.35 ft
51)	THE RESTAURANT AT POOR RICHARD'S	324 N TEJON ST	Hotel & Restaurant	1,670.10 ft
52)	SUPERNOVA	111 E BOULDER ST	Hotel & Restaurant	1,700.21 ft
53)	TONY'S	326 N TEJON ST	Hotel & Restaurant	1,734.03 ft
54)	THE WILD GOOSE MEETING HOUSE	401 N TEJON ST	Hotel & Restaurant	1,858.11 ft
55)	RASTA PASTA	405 N TEJON ST	Hotel & Restaurant	1,912.25 ft
56)	SPICE ISLAND GRILL	10 N SIERRA MADRE ST	Hotel & Restaurant	1,913.64 ft
57)	PIKES PEAK CENTER	190 S CASCADE AVE	Tavern	2,038.47 ft
58)	GREEN MAN TAPROOM	320 S WEBER ST	Hotel & Restaurant	2,227.87 ft
59)	CHINA TOWN RESTAURANT	326 S NEVADA AVE	Hotel & Restaurant	2,298.94 ft
60)	BAR-K	124 E COSTILLA ST	Tavern	2,365.44 ft
61)	OSCAR'S TEJON STREET	333 S TEJON ST	Hotel & Restaurant	2,401.42 ft
62)	IRON BIRD BREWING CO.	402 & 404 S NEVADA AVE	Brew Pub	2,521.89 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 May 26, 2016 to the following address of record:

Knee Bar, LLC
dba The Ute and Yeti
21 N. Nevada Avenue
Colorado Springs, CO 80903



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

CC: uteyeti@gmail.com
Vince Linden (vince@lindenlawgroup.com)