

**BEFORE THE LOCAL LIQUOR AND BEER
LICENSING AUTHORITY,
CITY OF COLORADO SPRINGS,
STATE OF COLORADO**

Address: 30 South Nevada Avenue, Suite 101
Colorado Springs, CO 80903
Telephone: (719) 385-5901
Fax Number: (719) 385-5114
Email: cityclerk@springsgov.com

CITY CLERK'S OFFICE
2024 MAR 18 PM 3:25
▲ **CLERK USE ONLY** ▲

IN THE MATTER OF:

APPLICANT

Q-mmunity, LLC
d/b/a **Club Q**
3430 N Academy Boulevard
Colorado Springs, CO 80917
Mailing Address:
411 Lakewood Circle, Suite C108
Colorado Springs, CO 80910

Application No: N-0854332

NOTICE OF POSTPONED HEARING

WHEREAS, this matter was to come before the Local Licensing Authority Hearing Officer for hearing on Friday, March 15, 2024 at 9:00 A.M. in Division 2, Municipal Court Building, 224 E. Kiowa Street, Colorado Springs, CO 80903 regarding an application by Q-mmunity, LLC d/b/a Club Q ("Applicant") for a new Tavern Liquor License at 3430 N Academy Boulevard, Colorado Springs, CO 80917, as outlined in the Notice of Hearing and Initial Findings of Fact dated February 22, 2024, and incorporated herein by reference; and

WHEREAS, on March 15, 2024 all City of Colorado Springs administrative offices and the Municipal Court Building were closed due to inclement weather; and

WHEREAS, the meeting was therefore cancelled with all scheduled items to be postponed to the next available meeting date of the Liquor and Beer Licensing Authority; and

WHEREAS, the next available meeting date of the Liquor and Beer Licensing Authority is scheduled for April 5, 2024; and

WHEREAS, the City Clerk has therefore reset the application hearing to the postponed date of **April 5, 2024**.

NOTICE OF POSTPONED HEARING

NOW THEREFORE, pursuant to the Local Licensing Authority's order and Rule Nos. 4.03 and 6.03 of the Liquor and Beer Rules and Regulations for the City of Colorado Springs ("City Rules"),

YOU ARE HEREBY NOTIFIED that the new Application Hearing will have a **TENTATIVE** hearing date before the Local Licensing Authority Hearing Officer on **Friday, April 5, 2024 at 9:00 A.M. in Division 2, Municipal Court Building, 224 E. Kiowa Street, Colorado Springs, CO 80903** regarding the Q-mmunity, LLC d/b/a Club Q (“Applicant”) application for a new Tavern Liquor License at 3430 N Academy Boulevard, Colorado Springs, CO 80917.

At this hearing the Hearing Officer will consider the factors outlined in Rule No. 9.08 of the Liquor and Beer Rules and Regulations for the City of Colorado Springs (“City Rules”), and it is the Applicant’s burden to provide the necessary evidence to satisfy the Local Licensing Authority. 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 2, 2024.

ON BEHALF OF THE LOCAL LICENSING AUTHORITY done March 18, 2024.

FOR
THE CITY OF COLORADO SPRINGS
LOCAL LICENSING AUTHORITY



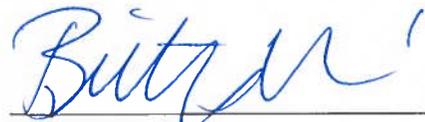
By: Sarah B. Johnson
City Clerk

Direct questions regarding this notice and hearing to Brittany Morris at 719-385-5115.

CERTIFICATE OF MAILING

I, Brittany Morris, hereby certify that I have mailed a true copy of the foregoing **NOTICE OF POSTPONED HEARING** by United States mail, first class postage paid, on March 18, 2024 to the following address of record:

Q-mmunity, LLC
dba Club Q
411 Lakewood Circle, Suite C108
Colorado Springs, CO 80910



Brittany Morris
License Specialist II
City Clerk's Office
30 S. Nevada Avenue, Suite 101
Colorado Springs, CO 80903

CC: vince@lindenlawgroup.com
bh@matthewhaynesteam.com
liquorpros@msn.com

Section B: FINANCIAL INFORMATION

7. Source(s) of funds invested for total purchase, startup, and inventory costs (provide names, banks, and indicate checking, savings, loan, promissory note, gift or other). Attach supplemental pages as needed.

THE FOLLOWING INFORMATION MUST REFLECT THE ENTIRE SOURCE OF FUNDS INVESTED. NO OTHER PERSON OR PARTIES MAY HAVE A FINANCIAL INTEREST IN THE BUSINESS FOR WHICH THIS APPLICATION IS SUBMITTED.

NAME/ADDRESS OF FUNDING SOURCE (bank(s), individual(s), et al.)	FUNDING SOURCE (checking/savings/ loan/ note/ gift)	AMOUNT
Matthew Haynes	Checking	10,000.00
Chase Bank		
N/A		
TOTAL INVESTMENT IN BUSINESS:		\$ 10,000.00

Section C: PREMISES / LOCATION INFORMATION

8. Registered Manager Name: Matthew Haynes

9. Terms of legal possession for which application is made: OWN LEASE OTHER

If leased, provide the terms: START DATE: April 1, 2023 END DATE: March 31, 2028

DIMENSIONS OF PREMISES: 51 x 78; 16 x 21 TOTAL SQUARE FOOTAGE: 4700

Is there a patio area? Yes No --- If yes, provide dimensions 55 x 20

Anticipated number of employees: 8 Anticipated opening date: Upon issuance of license

Will training be offered or required? Yes No --- If yes, through what agency? LiquorPros

Section D: BACKGROUND INFORMATION

10. Has the applicant/licensee, any partners, any officers, any stockholders or directors, or any manager of said applicant previously been issued an alcohol beverage license, or have a financial interest in any alcohol beverage license in Colorado?

Yes No IF YES, ATTACH a statement or affidavit of explanation, to identify the business and any current or former financial interest in said business including any loans to or from another license or licensee.

11. Has the applicant/licensee, any partners, any officers, any stockholders or directors, or any manager of said applicant ever received a violation notice, suspension, or revocation for any alcohol beverage license law violation, have charges pending, or been denied any alcohol beverage license anywhere in the United States?

Yes No IF YES, ATTACH a statement or affidavit of explanation, including date(s) and location(s).

12. Has the applicant/licensee, any partners, any officers, any stockholders or directors, or any manager of said applicant ever been convicted of any crime, received a suspended sentence, a deferred sentence, or have charges pending?

Yes No IF YES, ATTACH statement or affidavit of explanation, including date(s) and location(s).

13. List every individual applicant's prior experience in the sale of alcoholic beverages. Attach supplement as needed.

Business Name & Address	Applicant's Name	Experience/Position	Dates
GIG Inc., d/b/a Club Q 3430 N. Academy Blvd., C/S, CO	Matthew Haynes	Shareholder	2014 - Current
Orbit Lounge, LLC, dba Orbit Lounge 411 Lakewood Cr C-104, C/S CO	Matthew Haynes	Member	3/15/22 – Current
Loyal T's dba V Bar by Club Q 19 E. Kiowa St., C/S, CO 80903	Matthew Haynes	Member	2015 – 2018

SUPPLEMENT TO: LIQUOR LICENSE OR FERMENTED MALT BEVERAGE LICENSE (ALCOHOL BEVERAGE) APPLICATION

10. Has the applicant/licensee, any partners, any officers, any stockholders or directors, or any manager of said applicant previously been issued an alcohol beverage license, or have a financial interest in any alcohol beverage license in Colorado?

Matthew Haynes has or has held interests in the following liquor licenses:

1. G.I.G. Inc., dba Club Q., 3430 N. Academy Blvd., Colorado Springs, CO 80923; Owner; 2014- Present.
2. Orbit Lounge, LLC, dba Orbit Lounge, 411 Lakewood Circle Units C-104 et al, Colorado Springs, CO 80910; Owner, 3/15/22 – Present.
3. Loyal T's LLC dba V Bar by Club Q, 19 E. Kiowa, Colorado Springs, CO 80903; Owner; 2015 – 2018.

11. Has the applicant/licensee, any partners, any officers, any stockholders or directors, or any manager of said applicant ever received a violation notice, suspension, or revocation for any alcohol beverage license law violation, have charges pending, or been denied any alcohol beverage license anywhere in the United States?

ANSWER: Yes.

1) On or about March 23, 2017, G.I.G. Inc., dba Club Q, License No. 41-44008-0000, was served with a violation of C.R.S. 12-47-901(1)(a.5)(1) for Sale to an Underage Patron, and accepted a ten day suspension, with five days held in abeyance, for which a fine-in-lieu of suspension was paid. G.I.G. Inc., successfully completed the conditions of the Stipulation reached with the Liquor Enforcement Division. Matthew Haynes was not personally involved in the violation.

2) On or about July 2, 2016, Loyal T's, LLC dba V Bar by Club Q (license no longer active) was cited for the following: 1) Failure to Permit Inspection, 1 C.C.R. 203-2 Regulation 47-700; 2) Failure to have sandwiches and light snacks available for consumption; C.R.S. §12-47-412; 3) Sale after Hours, C.R.S. §12-47-901(5)(b)(I); and 4) Consumption after Hours; C.R.S. § 12-47-901(5)(b)(I). The Employee responsible for the violations was terminated. Matthew Haynes was not personally involved in the circumstances involving the citations. The licensee accepted a Stipulation with the City of Colorado Springs for a 30-day suspension, with 20 days of said suspension held in abeyance. The License successfully completed the terms of the Stipulation.

12. Has the applicant/licensee, any partners, any officers, any stockholders or directors, or any manager of said applicant ever been convicted of any crime, received a suspended sentence, a deferred sentence, or have charges pending?

Matthew Haynes: Conviction: Unauthorized Use of Access Devices, Orlando, FL, 1991. Paid Restitution. 5 Year Probation Successfully Completed.

Initials 

13. List every individual applicant's prior experience in the sale of alcoholic beverages. Attach supplement as needed.

Continued from Form:

Matthew Haynes:

G.I.G. Inc., dba Club Q., 3430 N. Academy Blvd., Colorado Springs, CO 80923; Owner; 2014- Present

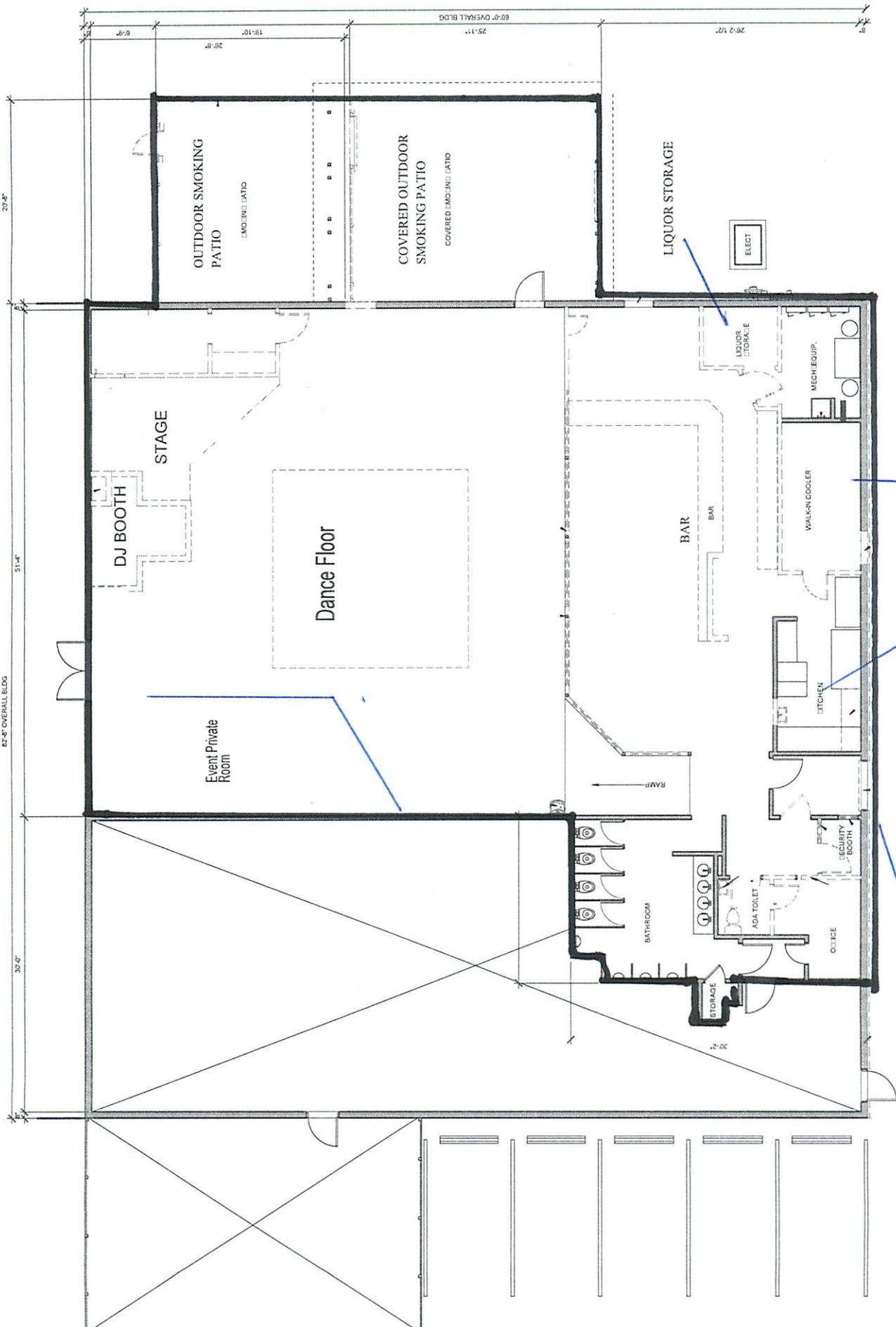
Loyal T's LLC dba V Bar by Club Q, 19 E. Kiowa, Colorado Springs, CO 80903; Owner; 2015 – 2018.

Orbit Lounge, LLC, dba Orbit Lounge, 411 Lakewood Circle Units C-104 et al, Colorado Springs, CO 80910;

Owner, 3/15/22 – Present.

Initials





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APPLICANT

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Mailing Address:
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Colorado Springs, CO 80910

Application No: N-0854332

NOTICE OF HEARING AND INITIAL FINDINGS OF FACT

NOTICE OF HEARING

This matter comes before the Local Licensing Authority Hearing Officer for hearing on **Friday, March 15, 2024 at 9:00 A.M. in Division 2, Municipal Court Building, 224 E. Kiowa Street, Colorado Springs, CO 80903** upon Q-mmunity, LLC d/b/a Club Q ("Applicant") application for a new Tavern Liquor License at 3430 N Academy Boulevard, Colorado Springs, CO 80917.

At this meeting, the Hearing Officer will consider the factors outlined in Rule No. 9.08 of the Liquor and Beer Rules and Regulations for the City of Colorado Springs ("City Rules"), and it is the Applicant's burden to provide the necessary evidence to satisfy the Local Licensing Authority.

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 5, 2024. 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 12, 2024.

Pursuant to C.R.S. §44-3-312 and City 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 27, 2023, 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, pursuant to C.R.S. §44-3-313(1)(a)(I) and City Rule 7.00(A)(1).
- 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, pursuant to C.R.S. §44-3-313(1)(b) and City Rule 7.00(A)(2).
- 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, pursuant to C.R.S. §44-3-313(1)(c) and City Rule 7.00(A)(3).
- 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, pursuant to C.R.S. §44-3-313(1)(d) and City Rule 7.00(A)(4).
- V. Pursuant to C.R.S. §44-3-307(1)(a)(VI), 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. §44-3-308.
- VII. Applicant is not a person prohibited as a licensee pursuant to C.R.S. §44-3-307.
- VIII. Pursuant to City 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 February 22, 2024.

FOR
THE CITY OF COLORADO SPRINGS
LOCAL LICENSING AUTHORITY



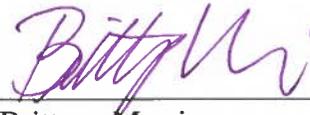
By: Sarah B. Johnson
City Clerk

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Q-mmunity, LLC
d/b/a Club Q
411 Lakewood Circle, Suite C108
Colorado Springs, CO 80910



Brittany Morris
License Specialist II
City Clerk's Office
30 S. Nevada Avenue, Suite 101
Colorado Springs, CO 80903

CC: vince@lindenlawgroup.com
bh@matthewhaynesteam.com
liquorpros@msn.com

Liquor Survey Boundaries



Q-MMUNITY LLC

d/b/a CLUB Q

3430 N ACADEMY BLVD

OFFICE OF THE CITY CLERK

License ID: 0854332



0 0.25 0.5 1 Mile

The survey boundary is 0.5 miles from the establishment

Map Prepared: 2/22/2024 12:56 PM

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OFFICE OF THE CITY CLERK

HEARING LETTER ATTACHMENT

License ID: 0854332

Q-MMUNITY LLC
d/b/a CLUB Q
3430 N ACADEMY BLVD
COLORADO SPRINGS , CO 80917

EXISTING SIMILAR LICENSES WITHIN BOUNDARY AREA

<u>Business d/b/a</u>	<u>Business Address</u>	<u>License Type</u>	
1) CLUB Q	3430 N ACADEMY BLVD	Hotel & Restaurant Liquor License	4.12 ft
2) GOLD MINE MINI GOLF	3402 N ACADEMY BLVD	Lodging and Entertainment Liquor License	222.15 ft
3) ELEPHANT THAI	3408 N ACADEMY BLVD	Hotel and Restaurant	268.73 ft
4) KING PIN INC.	3410 N ACADEMY BLVD	Tavern Liquor License	371.65 ft
5) VIP ENTERTAINMENT	3506 N ACADEMY BLVD	Tavern Liquor	608.65 ft
6) BAD AXE THROWING USA	3500 N ACADEMY BLVD	Beer & Wine Liquor License	726.67 ft
7) NOM NOM THAI	3303 N ACADEMY BLVD	Hotel and Restaurant	794.20 ft
8) BLOW BEAUTY AND EXTENSIONS	3371 N ACADEMY BLVD	Lodging and Entertainment	798.30 ft
9) TASTE OF PHILLY ACADEMY	3552-3554 N ACADEMY BLVD	Hotel & Restaurant Liquor License	799.98 ft
10) COPPERHEAD ROAD	3330 N ACADEMY BLVD	Tavern Liquor License	812.98 ft
11) COGSTONE BREWING CO.	3858 VILLAGE SEVEN RD	Brew Pub Liquor License	918.39 ft
12) CAREFREE BAR & GRILL	3535 N CAREFREE CIR	Hotel & Restaurant Liquor License	926.83 ft
13) THE LOUNGE IN THE VILLAGE	3440 W CAREFREE CIR	Tavern Liquor	1,107.33 ft
14) LAS PALMITAS #2	3589 N CAREFREE CIR	Hotel & Restaurant Liquor License	1,283.86 ft
15) SONESTA ES SUITES COLORADO SPRINGS	3880 N ACADEMY BLVD	Hotel & Restaurant Liquor License	2,117.18 ft