

# 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 type="checkbox"/> Hotel/Restaurant    | <input type="checkbox"/> Hotel/Restaurant w/Optional Premises | <input checked="" 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: <b>Nippschitz, LLC</b>	Property Tax Schedule No. : <b>7425109031</b>
Trade Name (DBA): <b>Burrowing Owl</b>	Business Telephone:
Address of Premises: <b>1791 S. 8th Street suite H</b>	Alternate Telephone: <b>(719) 649-1993</b>

**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
<b>N/A</b>			

**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
<b>Tyler D. Schiedel</b>	<b>member</b>	<b>25.5</b>
<b>Cody R. Schiedel</b>	<b>member</b>	<b>25.5</b>
<b>Aspen M. Nipp</b>	<b>member</b>	<b>24.5</b>
<b>Michael A. Nipp</b>	<b>member</b>	<b>24.5</b>

### FINANCIAL INFORMATION

**TOTAL INVESTMENT IN BUSINESS (include purchase, start up, inventory)**                      **\$ 20,000<sup>00</sup>**

**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
<b>ASPEN M. NIPP</b>	<b>Cash - Existing funds</b>	<b>\$ 5,000.00</b>
<b>Michael A. Nipp</b>	<b>Services</b>	<b>\$ 5,000<sup>00</sup></b>
<b>Tyler D. Schiedel</b>	<b>Cash - Existing funds</b>	<b>\$ 5,000<sup>00</sup></b>
<b>Cody R. Schiedel</b>	<b>Cash - Existing funds</b>	<b>\$ 5,000<sup>00</sup></b>

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

Business Name & Address	Applicant's Name	Experience/Position	Dates
<b>Nosh, 121 S. Tejon St, CSC 80903</b>	<b>ASPEN M. NIPP</b>	<b>Server</b>	<b>11/2007 - Present</b>
<b>Shugas, 702 S. Cascade Ave, CSC 80903</b>	<b>Cody R. Schiedel</b>	<b>Bartender</b>	<b>2013 - Present</b>
<b>The Blue Star Group 1645 S. Tejon St. CSC 80905</b>	<b>Tyler D. Schiedel</b>	<b>District manager</b>	<b>1999 - 2014</b>

Has the applicant previously been issued a liquor or beer license (include any of the partners, if a partnership; members or managers 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
Nosh Tyler D. Schiedel	121 S. Tejon St, suite 121, CSC 80903	8.33% owner

**PREMISES/ESTABLISHMENT**

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

If leased provide terms: Start date 01/01/2015 End date 01/01/2018

Dimensions of premises 15' X 40' X 40' X 58' Square footage 1860 Seating Capacity 64

Is there a patio area?  yes  no --- If yes, provide dimensions 8'0" X 21'0"

Anticipated number of employees? 6

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

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? If yes, provide explanation, date(s) and location(s).	<input checked="" type="checkbox"/>	
<u>Michael Arnold Nipp - D.V.I - Colorado Springs, Colorado, January, 2002?</u> <u>Deferred sentence</u>		
<u>Cody Rilo Schiedel - DWAI, 2012 - Probation until July, 2015</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):

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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 Aspen Nipp

State of Colorado  
County of El Paso

Subscribed and sworn to before me this 23 day of JANUARY, 2015

My Commission Expires: 5/9/18

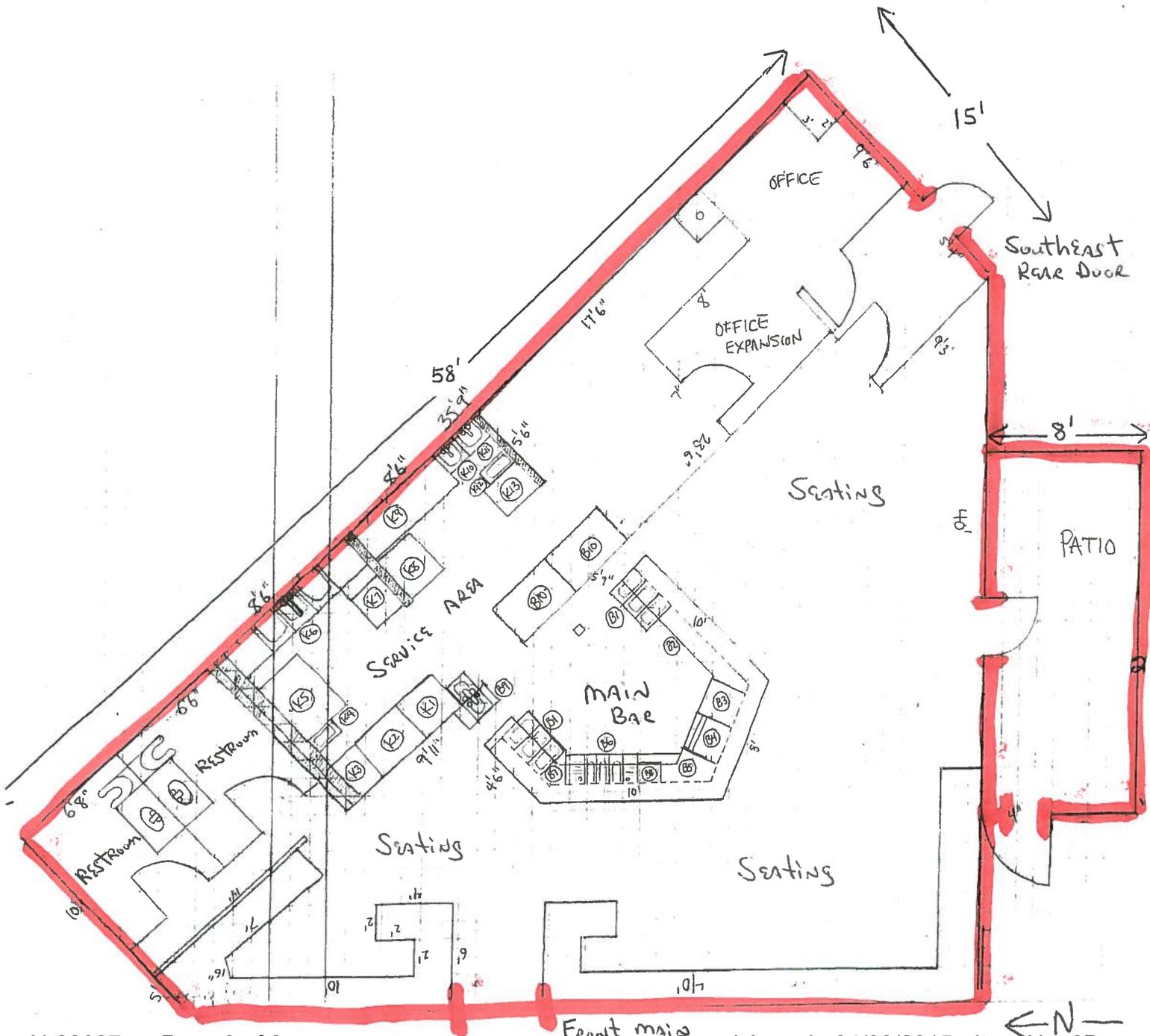
*[Notary Seal: NOTARY PUBLIC, STATE OF COLORADO]*

NippSchitz, LLC

Burrowing owl

1791 South 8th Street Suite H

C/S Co. 80906





March 13, 2015

**Certified Mail # 7011 1150 0000 0281 9842**

Nippschitz, LLC  
dba Burrowing Owl  
Attn: Tyler Schiedel  
234 W. Mill Street  
Colorado Springs, CO 80903

Dear Applicant:

Pursuant to 12-47-312 of the Colorado Revised Statutes and Rule No. 7 of the Local Rules of Procedure, I have the following report to make concerning the results of my investigation of the application you have filed for a new Tavern Liquor License, at Nippschitz, LLC dba Burrowing Owl, 1791 S. 8<sup>th</sup> Street, #H, Colorado Springs, Colorado. Your application was filed on February 11, 2015 and within a two (2) year period prior to this date, the Local Licensing Authority has not denied an application at said location for the reason that the reasonable requirements of the neighborhood were satisfied by existing outlets.

It appears that you will be entitled to possession of the premises for which the application is made.

At this time, the premises you desire to license does not appear to be in violation of any Zoning Ordinances of the City of Colorado Springs, Colorado.

There are no schools within the limits as prohibited by law.

To date, the Police Department has not reported any objections to this application.

Pursuant to Rule 6.01 neighborhood boundaries have been established and a map has been enclosed for your convenience.

North:	South side of Yucca Drive extended
South:	North side of Polo Drive extended
East:	West side of Ivy Place extended
West:	East side of Vista Place extended

Within the established neighborhood boundary of the proposed establishment, there are nine (9) existing licenses of a similar type as listed below.

A public hearing will be held on your application at the meeting of the Liquor and Beer Licensing Board, commencing at 9:00 a.m., April 3, 2015 in the Council Chambers, City Hall, 107 North Nevada Avenue, and you must be present at that meeting. At this meeting the Board will consider the factors outlined in Rule No 9.08 of the Local Rules of Procedure and it is your burden to provide the necessary evidence to satisfy the Board.

A public notice poster has been prepared for you to pick up from the City Clerk's Office. This notice poster must be posted by you at the proposed premises in a manner that is visible and conspicuous to the public no later than Tuesday, March 24, 2015.

If you have any questions please contact Lee McRae at (719) 385-5106.

Sincerely,



Sarah B. Johnson  
City Clerk

**HOTEL AND RESTAURANT/BREW PUB LIQUOR LICENSES**

- |                                 |                                    |
|---------------------------------|------------------------------------|
| 1. The Point Sports Bar & Grill | 1545 S. 8 <sup>th</sup> Street     |
| 2. Joseph's Restaurant & Bar    | 1603 S. 8 <sup>th</sup> Street     |
| 3. Asian Bistro                 | 1606 S. 8 <sup>th</sup> Street     |
| 4. Diamond Debs                 | 919 Arcturus Drive                 |
| 5. Panino's Restaurant          | 1821 S. 8 <sup>th</sup> Street     |
| 6. Little Nepal                 | 1747 S. 8 <sup>th</sup> Street     |
| 7. La Cava Fine Mexican Cuisine | 1755 S. 8 <sup>th</sup> Street, #C |

**TAVERN LIQUOR LICENSES**

- |                       |                    |
|-----------------------|--------------------|
| 8. Corner Pocket West | 840 Arcturus Drive |
|-----------------------|--------------------|

**BEER AND WINE LICENSES**

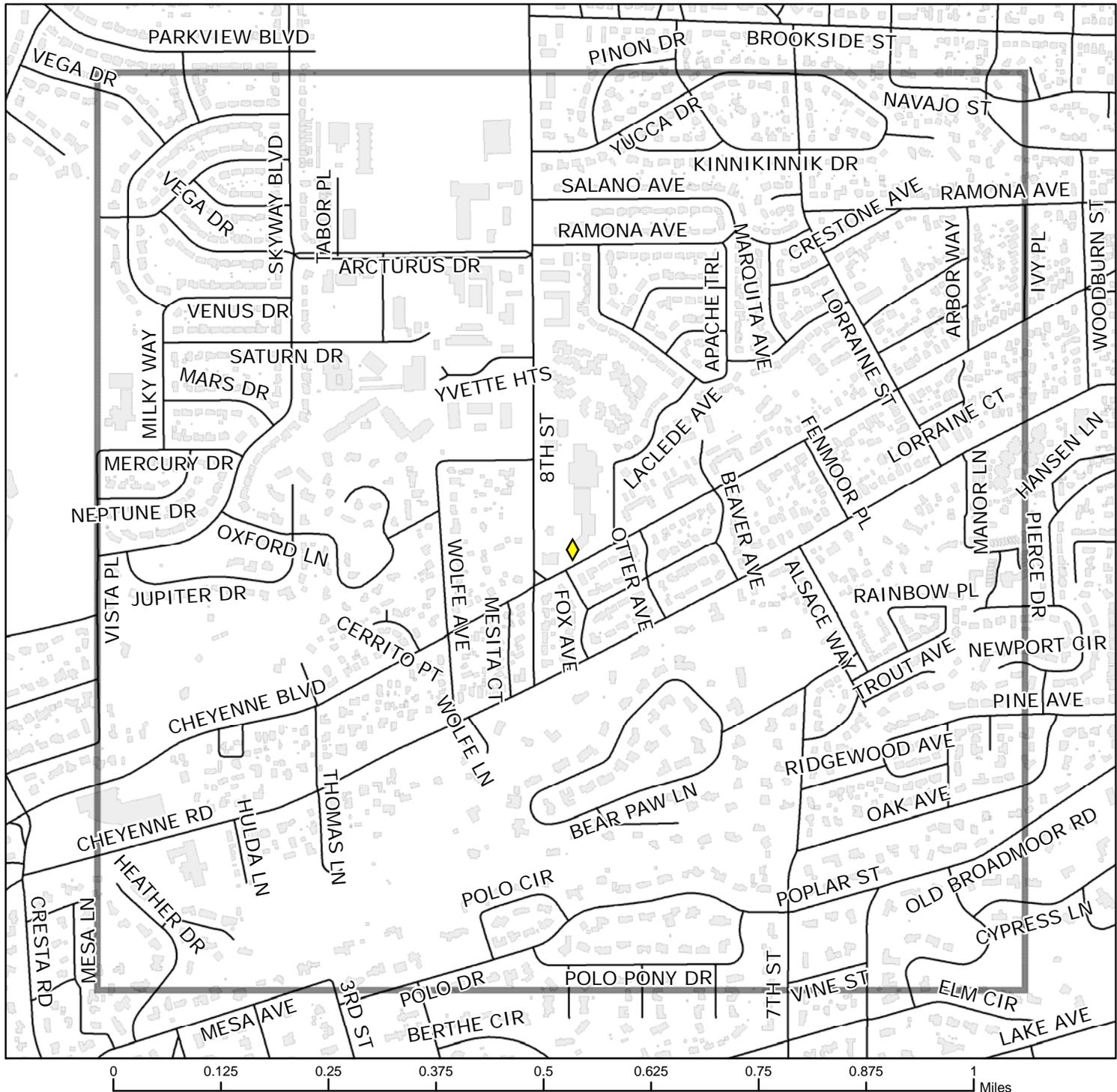
- |                      |                                    |
|----------------------|------------------------------------|
| 9. The Picnic Basket | 1701 S. 8 <sup>th</sup> Street, #A |
|----------------------|------------------------------------|

# Liquor Survey Boundaries

**NIPPSCHITZ, LLC**  
**D/b/a BURROWING OWL**  
**1791 S 8TH ST #H**



LIID: 28897



North: South side of Yucca Dr extended  
 ( 0.553 miles )

South: North side of Polo Dr extended  
 ( 0.511 miles )

East: West side of Ivy Pl extended  
 ( 0.525 miles )

West: East side of Vista Pl extended  
 ( 0.552 miles )

Map prepared 2/23/2015 7:59:12 AM

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