



Received  
 CITY CLERK'S OFFICE  
 2021 JUL -7 A 10: 18

**LIQUOR LICENSE OR FERMENTED MALT BEVERAGE LICENSE (ALCOHOL BEVERAGE) APPLICATION**

It shall be unlawful for any person to knowingly make any false statement or omit any pertinent information on any application for a license. In the event any person knowingly makes any false statement or omits any pertinent information on any application, that act or omission shall, in addition to all other remedies, be grounds for denial of the license or for suspension or revocation of any license issued upon the basis of the false statement. City Code §2.1.404.

THIS APPLICATION MUST BE FULLY COMPLETE, WITH APPLICABLE FEES AND ALL REQUIRED ATTACHMENTS. Return fully completed applications to the City Clerk's Office, 30 S. Nevada Avenue, Suite 101, 80903.

NEW LICENSE                       TRANSFER OF OWNERSHIP

Type of License applying for (Check One)

- Hotel/Restaurant (includes Resort & Campus Complex)     Hotel/Restaurant w/Optional     Tavern
- Brew Pub                       Distillery Pub                       Vintner's Restaurant                       Beer and Wine
- Optional Premises     Retail Liquor Store\*                       Liquor Licensed Drugstore\*     Racetrack
- Arts                       Lodging & Entertainment                       FMB (Beer) On Premises                       FMB (Beer) Off Premises

\* New Retail Liquor Store (RLS) and Liquor Licensed Drugstore (LLD) applications may not be within 1500' of an existing RLS or LLD location.

**Section A: APPLICANT/LICENSEE INFORMATION**

<b>1. Name of Applicant/Licensee (list Corporation/LLC/Partnership/Association/Sole Proprietor):</b> SUCCESS FOODS MANAGEMENT GROUP LLC	
<b>2. Trade Name (DBA):</b> TORCHY'S TACOS	
<b>3. Premises Address:</b> 1358 Interquest Parkway, Suite 100 City, State, Zip: Colorado Springs CO 80921	<b>Location</b> TBD <b>Phone:</b>
<b>Property Tax Schedule No. :</b> 6220112003	<b>Zoning:</b> PUD
<b>4. Mailing Address:</b> 4501 Springdale Road City, State, Zip: Austin TX 78723	<b>Alt Phone:</b> 512-617-2170
<b>Primary Contact</b> Sarah Perry <b>Name And Title:</b> NSO Licensing Manager	<b>Email:</b> sarah.perry@torchystacos.com

<b>5. IF THIS IS A TRANSFER OF AN EXISTING LICENSE – THE FOLLOWING MUST BE ANSWERED:</b> N/A			
<b>Present trade name of establishment (dba)</b>	<b>Present State License No.</b>	<b>Present Class of License</b>	<b>Present Expiration Date</b>

<b>6. 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. Attach supplemental pages as needed. **NOTE: ATTACH ONE AFFIRMATION AND CONSENT (page 3), and ONE APPLICANT INTERVIEW (page 4), FOR EACH NAME LISTED.</b>		
<b>NAME</b>	<b>POSITION HELD</b>	<b>%OWNED</b>
PLEASE SEE ATTACHMENT -- this applicant holds an existing Colorado master file; an affirmation and consent form is provided for each of the seven individuals on the Colorado master file; since State LED did the background investigation, the Applicant Interview forms are not required		

**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
Bank of America PO Box 15284; Wilmington DE 19850	Checking	\$1,500,000.00
Interquest Marketplace LLC [landlord] 111 S Tejon Ste 222; Colo Spgs CO 80903	Construction Allowance per lease; \$40/sq ft	\$ 162,400.00
<b>TOTAL INVESTMENT IN BUSINESS:</b>		<b>\$ 1,662,400.00</b>

**Section C: PREMISES / LOCATION INFORMATION**

8. Registered Manager Name: JASON P. WALD

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

If leased, provide the terms: START DATE: 2021 END DATE: 2031

DIMENSIONS OF PREMISES: 66'-0" x 61'-5" TOTAL SQUARE FOOTAGE: 4,060

Is there a patio area?  Yes  No --- If yes, provide dimensions 17'-3" x 69'-3" x 17'-8"

Anticipated number of employees: 80 Anticipated opening date: 10/20/2021

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

**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. SEE ATTACHMENT

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? SEE ATTACHMENT

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
SEE ATTACHMENT			

**ATTACHMENT TO CSC LIQUOR LICENSE APPLICATION**

**RE: SUCCESS FOODS MANAGEMENT GROUP LLC dba TORCHY'S TACOS**

**QUESTION #6: 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; attach supplemental pages as needed.**

**INDIVIDUALS QUALIFIED ON THE MASTER FILE  
INTEREST PERCENTAGES IN LICENSEE**

NAME	HOME ADDRESS CITY & STATE	DOB	POSITION	% OWNED
Gerard Johan Hart	5221 Musket Cove; Austin TX 78738	12/20/1957	*Manager, CEO **Manager, CEO ***Board of Managers	4.3%
Jason P. Wald	6924 Mitra Dr; Austin TX 78739	07/05/1977	*Manager, Chief Innovation Officer **Manager, CIO	0.4%
Michael T. Rypka	2010 Schulle Ave; Austin TX 78703	07/25/1975	***Board of Managers	0.0%
Andrew W. Crawford	174 E 74 <sup>th</sup> St 2AG; New York NY 10021	10/06/1978	***Board of Managers	0.0%
Stephen Shaw Joseph	51 Jay st #3C; Brooklyn NY 11201	11/09/1981	***Board of Managers	0.0%
Todd E. Diener	4901 Lorraine Dr; Frisco TX 75034	07/27/1957	***Board of Managers	0.5%
Christopher G. Lanning	152 E. 94 <sup>th</sup> St #11A; New York NY 10128	08/26/1969	****Managing Director	0.0%
General Atlantic (TT) LLC	55 E. 52 <sup>nd</sup> St, 32 <sup>nd</sup> Fl; New York NY 10055	N/A	***Equityholder	46.0%
Torchy's Holdings LLC Equityholders under 10%	N/A	N/A	***Equityholders under 10%	48.8%
TOTAL				100.0%

\* / Success Foods Management Group LLC

\*\* / Torchy's Intermediate Holdings LLC

\*\*\* / Torchy's Holdings LLC

\*\*\*\* / General Atlantic (TT) LLC – no member holds more than 10% interest in license  
Christopher G. Lanning is principal person qualified for this member entity

**ORGANIZATIONAL STRUCTURE OF SUCCESS FOODS MANAGEMENT GROUP LLC**

**–See Attached Organization Chart**

**SUCCESS FOODS MANAGEMENT GROUP LLC**

**–the Licensee**

NAME	HOME ADDRESS CITY & STATE	DOB	POSITION	% OWNED
Gerard Johan Hart	5221 Musket Cove; Austin TX 78738	12/20/1957	Manager, CEO	0%
Jason P. Wald	6924 Mitra Dr; Austin TX 78739	07/05/1977	Manager, Chief Innovation Officer [CIO]	0%
Torchy's Intermediate Holdings LLC	4501 Springdale Rd; Austin TX 78723	N/A	Member	100%

**TORCHY'S INTERMEDIATE HOLDINGS LLC**

**–the 100% Member of Success Foods Management Group LLC**

NAME	HOME ADDRESS CITY & STATE	DOB	POSITION	% OWNED
Gerard Johan Hart	5221 Musket Cove; Austin TX 78738	12/20/1957	Manager, CEO	0%
Jason P. Wald	6924 Mitra Dr; Austin TX 78739	07/05/1977	Manager, Chief Innovation Officer [CIO]	0%
Torchy's Holdings LLC	4501 Springdale Rd; Austin TX 78723	N/A	Member	100%

**TORCHY'S HOLDINGS LLC**

**–the 100% Member of Torchy's Intermediate Holdings LLC**

NAME	HOME ADDRESS CITY & STATE	DOB	POSITION	% OWNED
Gerard Johan Hart	5221 Musket Cove; Austin TX 78738	12/20/1957	Board of Managers	4.3%
Michael T. Rypka	2010 Schulle Ave; Austin TX 78703	07/25/1975	Board of Managers	0.0%
Andrew W. Crawford	174 E 74 <sup>th</sup> St 2AG; New York NY 10021	10/06/1978	Board of Managers	0.0%
Stephen Shaw Joseph	51 Jay st #3C; Brooklyn NY 11201	11/09/1981	Board of Managers	0.0%
Todd E. Diener	4901 Lorraine Dr; Frisco TX 75034	07/27/1957	Board of Managers	0.5%
General Atlantic (TT) LLC	55 E 52 <sup>nd</sup> St, 32 <sup>nd</sup> Fl; New York NY 10055	N/A	Equityholder	46.0%
Equityholders Under 10%	N/A	N/A	Equityholders	49.2%

**GENERAL ATLANTIC (TT) LLC**  
**–the 46.0% Equityholder of Torchy’s Holdings LLC**

NAME	HOME ADDRESS CITY & STATE	DOB	POSITION	% OWNED
<i>Christopher G. Lanning</i>	<i>152 E. 94<sup>th</sup> St, Apt 11A New York NY 10128</i>	<i>08/26/1969</i>	<i>Managing Director</i>	<i>0%</i>
William E. Ford	55 E. 52 <sup>nd</sup> St, 32 <sup>nd</sup> Fl New York NY 10055	--	Managing Director	0%
Mark F. Dzialga	55 E. 52 <sup>nd</sup> St, 32 <sup>nd</sup> Fl New York NY 10055	--	Managing Director	0%
TBFF LLC	55 E. 52 <sup>nd</sup> St 32 <sup>nd</sup> Fl New York NY 10055	N/A	Member	10%
TBJS LLC	55 E. 52 <sup>nd</sup> St 32 <sup>nd</sup> Fl New York NY 10055	N/A	Member	10%
TCFJ LLC	55 E. 52 <sup>nd</sup> St 32 <sup>nd</sup> Fl New York NY 10055	N/A	Member	10%
TDEM LLC	55 E. 52 <sup>nd</sup> St 32 <sup>nd</sup> Fl New York NY 10055	N/A	Member	10%
TFAV LLC	55 E. 52 <sup>nd</sup> St 32 <sup>nd</sup> Fl New York NY 10055	N/A	Member	10%
TMRO LLC	55 E. 52 <sup>nd</sup> St 32 <sup>nd</sup> Fl New York NY 10055	N/A	Member	10%
TMRP LLC	55 E. 52 <sup>nd</sup> St 32 <sup>nd</sup> Fl New York NY 10055	N/A	Member	10%
TRPK LLC	55 E. 52 <sup>nd</sup> St 32 <sup>nd</sup> Fl New York NY 10055	N/A	Member	10%
TRDS LLC	55 E. 52 <sup>nd</sup> St 32 <sup>nd</sup> Fl New York NY 10055	N/A	Member	10%
TREP LLC	55 E. 52 <sup>nd</sup> St 32 <sup>nd</sup> Fl New York NY 10055	N/A	Member	10%

**Note: Mr. Lanning is the principal person qualified for General Atlantic (TT) LLC..**

**General Atlantic (TT) LLC holds a 46.0% equityholder interest in Torchy’s Holdings LLC. The members of General Atlantic (TT) LLC each hold a 10% interest, thus each of these entities hold less than a 10% interest [4.6%] in the licensee entity.**

**ATTACHMENT TO CSC LIQUOR LICENSE APPLICATION**

**RE: SUCCESS FOODS MANAGEMENT GROUP LLC dba TORCHY'S TACOS**

**QUESTION #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? If yes, attach a statement or affidavit of explanation, including date(s) and location(s)***

Success Foods Management Group LLC holds numerous alcohol beverage licenses in Arkansas, Colorado, Indiana, Kansas, Louisiana, Missouri, North Carolina, Oklahoma, Tennessee, Texas and Virginia. As to the licenses in other states, there have been some liquor violations which have been handled in the normal course of business.

**DENIALS**

None

**VIOLATIONS / COLORADO**

LICENSE LOCATION	DATE OF VIOLATION	DESCRIPTION	DISPOSITION
Torchy's Tacos 1085 Broadway Denver CO 80203	05/2017	Sale to Minor & Non-compliance with Settlement Agreement dated 8/5/2016	License premises closed 14 days; fine paid; 14 days held in abeyance 1 year
Torchy's Tacos 1085 Broadway Denver CO 80203	05/2016	Sale to Minor	License suspended 14 days; 10 days held in abeyance 1 year; fine paid in lieu of 4 days

General Atlantic, through various entities, holds an interest in three Colorado liquor licenses. General Atlantic also holds an interest in liquor licenses in Arizona, California, Connecticut, Florida, Georgia, Idaho, Indiana, Kansas, Kentucky, Louisiana, Maryland, Massachusetts, Minnesota, Missouri, Nebraska, New Mexico, New York, North Carolina, North Dakota, Ohio, Oklahoma, Oregon, Pennsylvania, Tennessee, Texas, Virginia, Washington, and Wisconsin. As to the Colorado licenses, there have been no violations. As to the licenses in other states, there have been some liquor violations which have been handled in the normal course of business.



**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@coloradosprings.gov

CITY CLERK'S OFFICE

2021 JUL 29 A 8:45

▲ CLERK USE ONLY ▲

**IN THE MATTER OF:**

**APPLICANT**

Success Foods Management Group, LLC  
d/b/a **Torchy's Tacos**  
1358 Interquest Parkway, #100  
Colorado Springs, CO 80921  
Mailing Address:  
4501 Springdale Road  
Austin, TX 78723

Application No: N-0851163

**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, August 20, 2021 at 9:00 A.M. in Division 2, Municipal Court Building, 224 E. Kiowa Street, Colorado Springs, CO 80903** upon Success Foods Management Group, LLC d/b/a Torchy's Tacos ("Applicant") application for a new Hotel and Restaurant Liquor License at 1358 Interquest Parkway, #100, Colorado Springs, CO 80921.

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, August 10, 2021. 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 17, 2021.

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 July 7, 2021, 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 July 29, 2021.**

FOR  
THE CITY OF COLORADO SPRINGS  
LOCAL LICENSING AUTHORITY

  
By: Sarah B. Johnson  
City Clerk

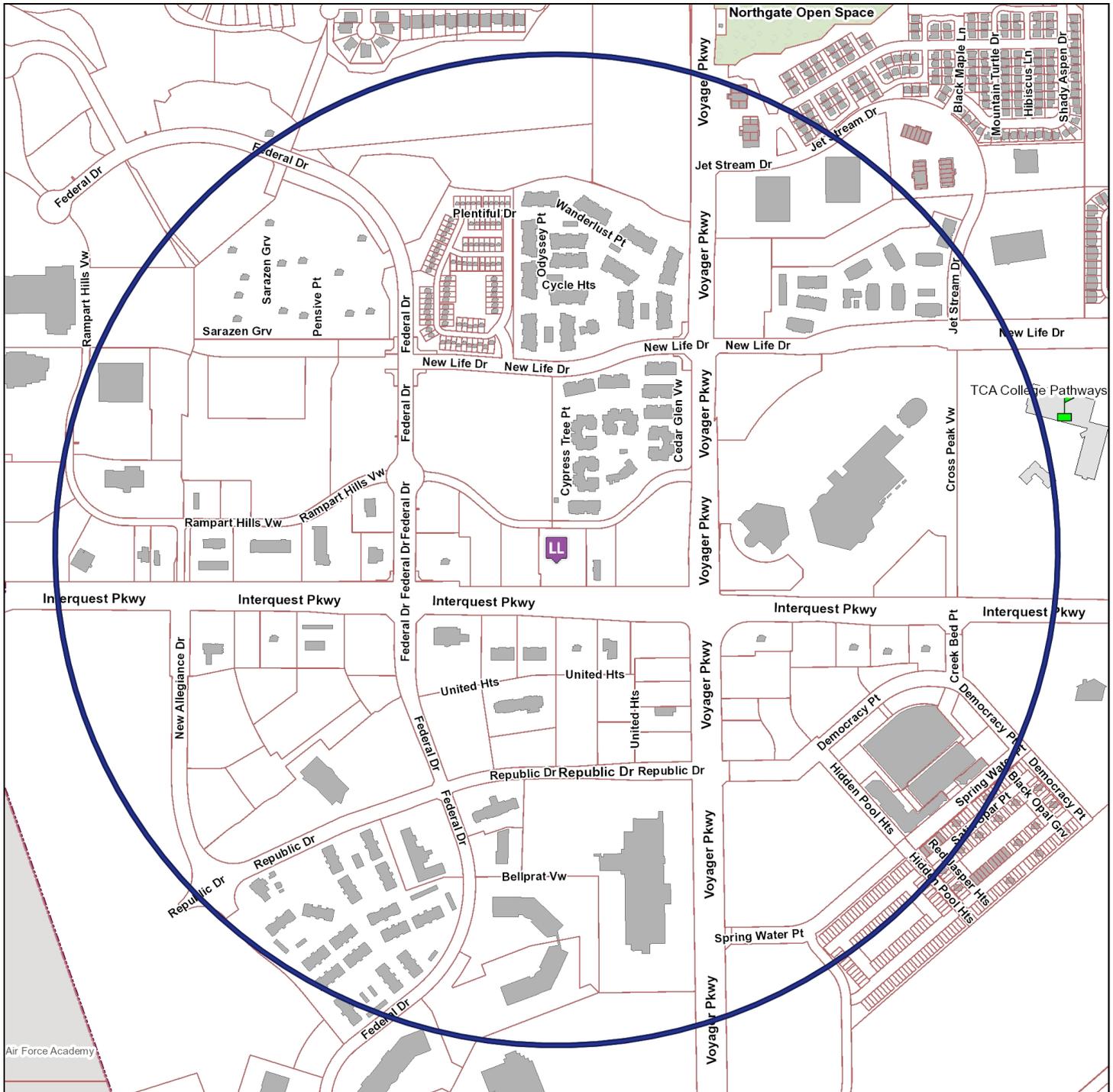
Direct questions regarding this notice and hearing to Colin M. Gordon at 719-385-5107.

# Liquor Survey Boundaries



SUCCESS FOODS MANAGEMENT GROUP LLC  
d/b/a TORCHY'S TACOS  
1358 INTERQUEST PKWY, #100

OFFICE OF THE CITY CLERK  
License ID: 0851163



The survey boundary is 0.5 miles from the establishment

Map Prepared: 7/28/2021 3:04 PM

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## OFFICE OF THE CITY CLERK

### HEARING LETTER ATTACHMENT

License ID: 0851163

SUCCESS FOODS MANAGEMENT GROUP LLC

d/b/a TORCHY'S TACOS

1358 INTERQUEST PKWY, #100

COLORADO SPRINGS, CO 80921

### EXISTING SIMILAR LICENSES WITHIN BOUNDARY AREA

<u>Business d/b/a</u>	<u>Business Address</u>	<u>License Type</u>	
1) FUZZY'S TACO SHOP	1375 INTERQUEST PKWY	Hotel & Restaurant Liquor License	527.48 ft
2) CHILI'S GRILL & BAR	1304 INTERQUEST PKWY	Hotel & Restaurant Liquor License	644.13 ft
3) ATMOSPHERE GASTROPUB	1327 INTERQUEST PKWY	Hotel & Restaurant Liquor License	651.08 ft
4) SPRINGHILL SUITES COLORADO SPRINGS NORTHWEST	1320 REPUBLIC DR	Lodging and Entertainment Liquor License	851.90 ft
5) UVA WINE BAR	1268 INTERQUEST PKWY	Hotel & Restaurant Liquor License	1,219.06 ft
6) PARRY'S PIZZERIA & TAPHOUSE	1268 INTERQUEST PKWY	Hotel & Restaurant Liquor License	1,290.05 ft
7) RESIDENCE INN COLORADO SPRINGS NORTH/AIR FORCE ACADEMY	9805 FEDERAL DR	Hotel & Restaurant Liquor License	1,781.09 ft
8) DRURY INN & SUITES - COLORADO SPRINGS	1170 INTERQUEST PKWY	Lodging and Entertainment Liquor License	2,303.98 ft
9) ICON CINEMA	1818 SPRING WATER PT	Beer & Wine Liquor License	2,365.32 ft
10) THE SUMMIT INTERQUEST	1180 INTERQUEST PKWY	Hotel & Restaurant Liquor License	2,473.04 ft
11) CHEDDARS CASUAL CAFE	1140 INTERQUEST PKWY	Hotel & Restaurant Liquor License	2,504.24 ft

## CERTIFICATE OF MAILING

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I, Colin M. Gordon, 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, 2021 to the following address of record:

Success Foods Management Group, LLC  
d/b/a Torchy's Tacos  
4501 Springdale Road  
Austin, TX 78723



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

CC: tdunn@dillanddill.com  
browe@dillanddill.com  
sarah.perry@torchystacos.com  
liquorpros@msn.com