



OFFICE OF THE CITY CLERK

Received:

**LIQUOR LICENSE APPLICATION OR
3.2% FERMENTED MALT BEVERAGE
LICENSE APPLICATION (ALCOHOL BEVERAGE)**

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 (or Resort) 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 3.2% Beer On Premises 3.2% Beer Off Premises 3.2% Beer On & 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	
1. Name of Applicant/Licensee (list Corporation/LLC/Partnership/Association/Sole Proprietor): Cinemark USA, Inc.	
2. Trade Name (DBA): Cinemark Tinseltown USA and XD	
3. Premises Address: City, State, Zip: 1545 E. Cheyenne Mountain Blvd.	Location Phone: (972) 341-8142
Property Tax Schedule No.: 6432103019	Zoning: PBC HR
4. Mailing Address: City, State, Zip: 5400 LBJ Freeway, Suite 1325 Dallas TX 75240	Alt Phone: (972) 341-8142
Primary Contact Name And Title: Tanis Knelsen	Email: tknelsen@addisonlaw.com

5. 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

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.**

NAME	POSITION HELD	%OWNED
Mark David Zoradl	CEO	0
Michael Damian Cavaller	VP/Secretary	0
Sean Robert Gamble	Executive VP/CFO	0
Cinemark Holdings, Inc.	Stockholder	100

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
Cinemark USA, Inc.	investment from existing business ; no repayment	\$ 10,000
TOTAL INVESTMENT IN BUSINESS:		\$ 10,000

Section C: PREMISES / LOCATION INFORMATION

8. Registered Manager Name: Michael Bauer

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

If leased, provide the terms: START DATE: 02/25/1998 END DATE: 02/25/2018

DIMENSIONS OF PREMISES: see attached TOTAL SQUARE FOOTAGE: _____

Is there a patio area? Yes No --- If yes, provide dimensions _____

Anticipated number of employees: N/A Anticipated opening date: N/A

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

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
Please see attached list			

Liquor Licenses	Updated as of 9/19/16			
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<u>Theatre Name</u>	<u>Address</u>	<u>Theatre #</u>	<u>Legal</u>	
Monaco Pictures	370 Bridge St. Huntsville, AL 35806	1131	CUSA	Full Bar
Rave Bridge 18 + IMAX	6081 Center Dr., Ste. 201 Los Angeles, CA 90045	1085	CUSA	Full Bar
Blackhawk Movies 7	4175 Blackhawk Plaza Circle Danville, CA 94506	123	CUSA	Beer/Wine
Century @ Pacific Commons	43917 Pacific Commons Blvd. Fremont, CA 94538	1060	CUSA	Beer/Wine
Century Washington Park	48-820 Washington St. La Quinta, CA 92253	1126	CUSA	Beer/Wine
Cinemark Movies 14	3300 N. Naglee Rd. Tracy, CA 95304	217	CUSA	Beer/Wine
Cinemark Foothills Mall 9	215 East Foothills Pkwy Ft. Collins, CO 80525	1125	CUSA	Beer/Wine
Buckland Hills 18 + IMAX	99 Redstone Rd. Manchester CT 06045	1086	CUSA	Full Bar
Conn Post 14 + IMAX	1201 Boston Post Rd. Milford, CT 06460	1088	CUSA	Full Bar
Cinemark North Haven 14	550 Universal Dr. North Haven, CT 06473	1129	CUSA	Beer/Wine
Cinemark Boynton Beach	1151 N. Congress Ave. Boynton Beach, FL 33426	1049	CUSA	Full Bar
Cinemark Lakeland Square Mall	3800 Highway 98 North Lakeland, FL 33809	1078	CUSA	Beer/Wine
Cinemark Artego Market Place & XD f/k/a Cinemark Festival Bay Mall	5100 International Dr. Orlando, FL 32819	284	CUSA	Beer/Wine

Cinemark Palace 20	3200 Airport Rd. Boca Raton, FL 33431	1048	CUSA	Beer/Wine
Cinemark Altoona	2227 Adventureland Dr. NW Altoona, IA 50009	1132	CUSA	Beer/Wine
Movies 14	910 W. Edison Rd. Mishawaka, IN 46545	194	CUSA	Beer/Wine
Florence 14	7960 Mall Rd. Florence, KY 41042	1091	CUSA	Full Bar
Preston Crossing 16	9700 Preston Crossing Blvd. Louisville, KY 40229 (Okolona)	1092	CUSA	Full Bar
Cinemark St. Matthews	5000 Shelbyville Rd. Louisville, KY 40207	1071	CUSA	Beer/Wine
Cinemark Movie Bistro-Lake Charles	3416 Derek Drive Lake Charles, LA 70607	1135	CUSA	Beer/Wine
Cinemark The Palace	526 Nichols Rd., 2nd Floor Kansas City, MO 64112	271	CUSA	Full Bar
Carolina Asheville	1640 Hendersonville Rd. Asheville, NC 28803	1142	CUSA	Beer/Wine
Raleigh Grande	4840 Grove Barton Rd. Raleigh, NC 27613	1145	CUSA	Beer/Wine
Carolina Cinemas	9630 Monroe Rd. Charlotte, NC 28270	1143	CUSA	Beer/Wine

Dayton South 16	195 Mall Woods Dr. West Carrollton, OH 45449 (Miamisburg/Dayton for tax purposes)	1103	CUSA	Beer/Wine
The Greene 14 + IMAX	4489 Glengarry Dr. Beavercreek, OH 45440	1102	CUSA	Full Bar
Franklin Park 16	5001 Monroe St., Unit A Toledo, OH 43623	1107	CUSA	Full Bar
Cinemark 14 Oakley	3025 Disney St. Cincinnati, OH 45209	1077	CUSA	Beer/Wine
Rave Huber Heights 16	7737 Waynetowne Blvd. Huber Heights, OH 45424	1104	CUSA	Beer/Wine
Cinemark 17	2900 Gateway St. Springfield, OR 97477	235	CUSA	Beer/Wine
Bridge Upenn 6	4012 Walnut St. Philadelphia, PA 19104	1109	CUSA	Full Bar
Cinemark McCandless Crossing	851 Providence Blvd. Pittsburgh PA 15237	1082	CUSA	Beer/Wine
Fairfax Corner 14 + Xtreme	11900 Palace Way Fairfax, VA 22030	1111	CUSA	Full Bar
Rave Centerville 12	6201 Multiplex Dr. Centerville, VA 20121	1110	CUSA	Beer/Wine

REVISION LOG

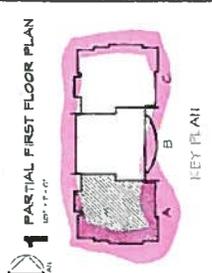
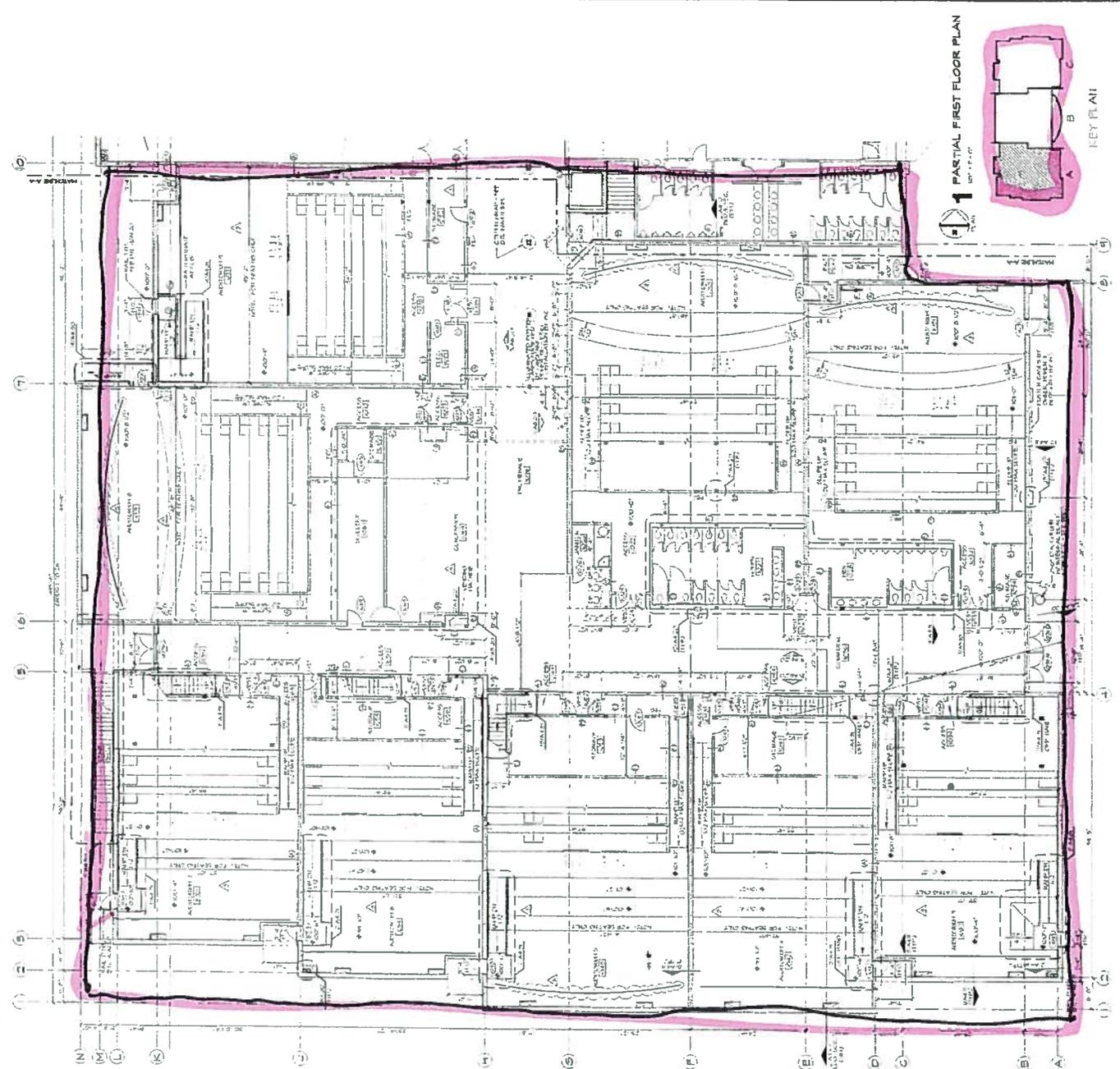
NO.	DATE	DESCRIPTION
1		ISSUED FOR PERMITS
2		ISSUED FOR PERMITS
3		ISSUED FOR PERMITS
4		ISSUED FOR PERMITS
5		ISSUED FOR PERMITS
6		ISSUED FOR PERMITS
7		ISSUED FOR PERMITS
8		ISSUED FOR PERMITS
9		ISSUED FOR PERMITS
10		ISSUED FOR PERMITS

PARTIAL 15TH FLOOR PLAN

SHEET NO. **A2.10A**

PARTITION TYPES

TYPE	DESCRIPTION
1	1/2" Gypsum Board on Steel Stud
2	5/8" Gypsum Board on Steel Stud
3	1" Gypsum Board on Steel Stud
4	1 1/2" Gypsum Board on Steel Stud
5	2" Gypsum Board on Steel Stud
6	1" Gypsum Board on Concrete
7	1 1/2" Gypsum Board on Concrete
8	2" Gypsum Board on Concrete
9	1" Gypsum Board on Concrete
10	1 1/2" Gypsum Board on Concrete
11	2" Gypsum Board on Concrete
12	1" Gypsum Board on Concrete
13	1 1/2" Gypsum Board on Concrete
14	2" Gypsum Board on Concrete
15	1" Gypsum Board on Concrete
16	1 1/2" Gypsum Board on Concrete
17	2" Gypsum Board on Concrete
18	1" Gypsum Board on Concrete
19	1 1/2" Gypsum Board on Concrete
20	2" Gypsum Board on Concrete



<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 DEC 15 A 7:42</p>
<p>IN THE MATTER OF:</p> <p>Cinemark USA, Inc. d/b/a Cinemark Tinsletown USA and XD 1545 E. Cheyenne Mountain Boulevard Colorado Springs, CO 80906 Mailing Address: 5400 LBJ Freeway, #1325 Dallas, TX 75240</p>	<p>▲ BOARD USE ONLY ▲</p>
	<p>Application No: N-31553</p>
<p>NOTICE OF HEARING AND INITIAL FINDINGS OF FACT</p>	

NOTICE OF HEARING

This matter comes before the Board for hearing on **Friday, January 6, 2017 at 9:00 A.M. in the City Council Chambers of City Hall at 107 N. Nevada Avenue** upon Cinemark USA, Inc. d/b/a Cinemark Tinsletown USA and XD (“Applicant”) application for a new Beer and Wine License at 1545 E. Cheyenne Mountain Boulevard, Colorado Springs, CO 80906.

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, December 27, 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, January 3, 2017.

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 October 7, 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 December 15, 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



CINEMARK USA, INC
d/b/a CINEMARK TINSELTOWN USA AND XD
1545 E CHEYENNE BLVD

OFFICE OF THE CITY CLERK
License ID: 31553



The survey boundary is 0.5 miles from the establishment

Map Prepared: 12/5/2016 11:38 AM

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OFFICE OF THE CITY CLERK

HEARING LETTER ATTACHMENT

License ID: 31553

CINEMARK USA, INC
d/b/a CINEMARK TINSELTOWN USA AND XD
1545 E CHEYENNE BLVD
COLORADO SPRINGS, CO 80906

EXISTING SIMILAR LICENSES WITHIN BOUNDARY AREA

<u>Business d/b/a</u>	<u>Business Address</u>	<u>License Type</u>	
1) OLD CHICAGO	1579 E CHEYENNE MOUNTAIN BLVD	Hotel & Restaurant	722.60 ft
2) OUTBACK STEAKHOUSE #617	2825 GEYSER DR	Hotel & Restaurant	1,006.62 ft
3) CARRABBA'S ITALIAN GRILL - #602	2815 GEYSER DR	Hotel & Restaurant	1,030.24 ft
4) BUFFALO WILD WINGS	2905 GEYSER DR	Hotel & Restaurant	1,058.13 ft
5) RESIDENCE INN	2765 GEYSER DR	Hotel & Restaurant	1,101.57 ft
6) CHUCK E. CHEESE	2925 GEYSER DR	Beer & Wine	1,161.26 ft
7) DOUBLETREE BY HILTON COLORADO SPRINGS	1775 E CHEYENNE MTN BLVD	Hotel & Restaurant	1,531.03 ft
8) BROADMOOR WORLD ARENA-CENTERPLATE	3185 VENETUCCI BLVD	Hotel & Restaurant w/ Optional Premise	1,678.51 ft
9) CHILI'S HAMBURGER GRILL & BAR	1706 E CHEYENNE MTN BLVD	Hotel & Restaurant	1,901.05 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 December 15, 2016 to the following address of record:

Cinemark USA, Inc.
dba Cinemark Tinsletown USA and XD
5400 LBJ Freeway, #1325
Dallas, TX 75240



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

CC: tknelsen@addisonlaw.com