



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

Received:
CITY CLERK'S OFFICE
2021 JUN 22 P 1:43

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

1. Name of Applicant/Licensee (list Corporation/LLC/Partnership/Association/Sole Proprietor): RC Nevada LLC	
2. Trade Name (DBA): Fuzzy's Taco Shop	
3. Premises Address: City, State, Zip: 140 E Cheyenne Rd Suite 130 Colorado Springs, CO 80906	Location Phone: TBD
Property Tax Schedule No. : 6430213017	Zoning: R5
4. Mailing Address: City, State, Zip: PO BOX 488 Timnath, CO 80547	Alt Phone: 970-817-0894
Primary Contact Name And Title: Marc Rogers - Managing Member	Email: marc.rogers@fuzzystacoshop.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
Marc Rogers	Managing Member	50
Jason Beld	Managing Member	50

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
1st Bank 1013 E Harmony Rd Fort Collins, CO 80525	Checking Account	\$950,000
TOTAL INVESTMENT IN BUSINESS:		\$950,000

Section C: PREMISES / LOCATION INFORMATION

8. Registered Manager Name: Fabian Godinez

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

If leased, provide the terms: START DATE: 09/15/2021 END DATE: 09/30/2031

DIMENSIONS OF PREMISES: 60' x 70' TOTAL SQUARE FOOTAGE: 4232

Is there a patio area? Yes No --- If yes, provide dimensions 37' x 32'

Anticipated number of employees: 50 Anticipated opening date: September 15th

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

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).

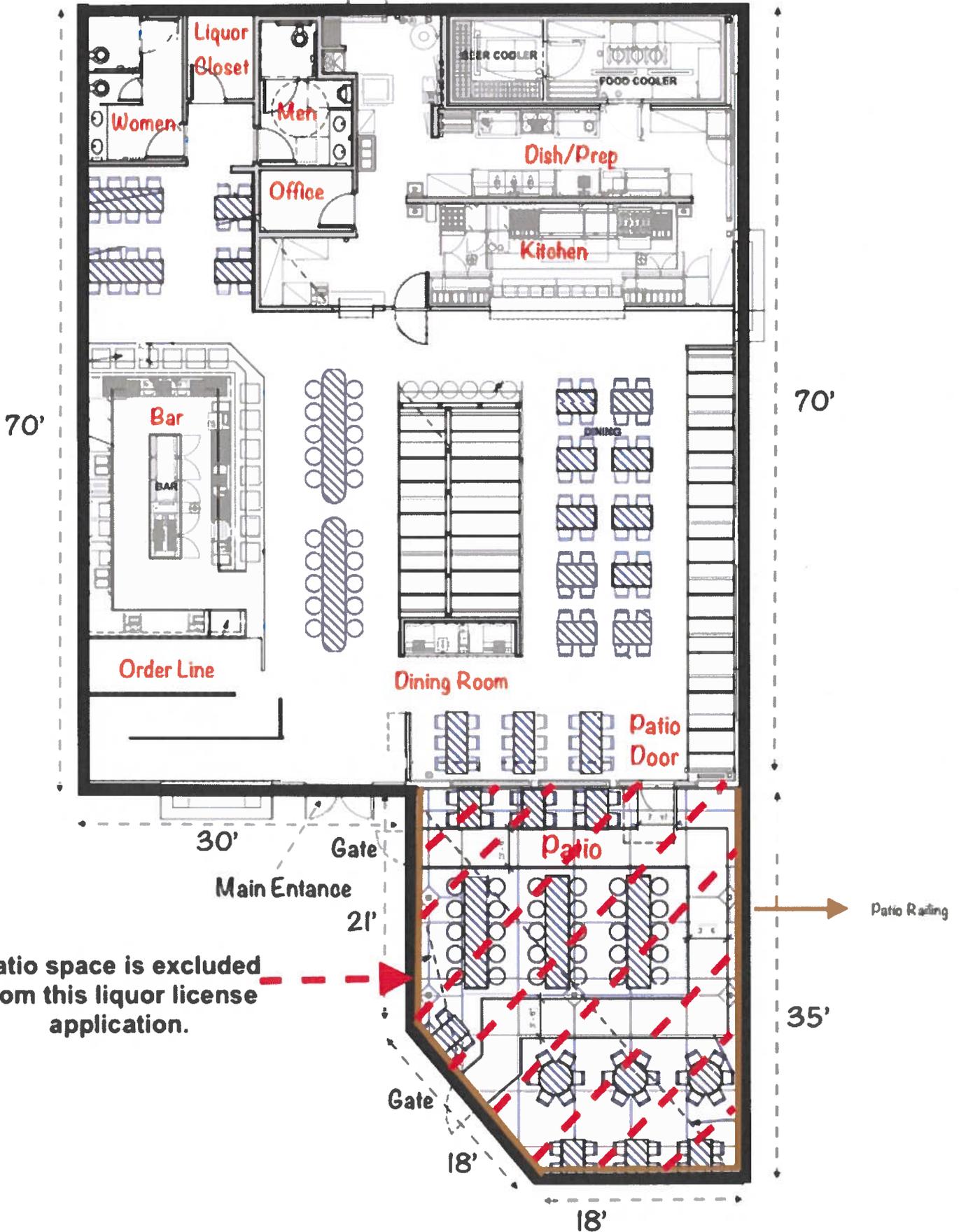
13. List every individual applicant's prior experience in the sale of alcoholic beverages. Attach supplement as needed.

Business Name & Address	Applicant's Name	Experience/Position	Dates
Existing Fuzzy's locations in Colorado	Marc Rogers	Franchise Owner	04/2011 - Present
	Jason Beld	Franchise Owner	09/2012 - Present

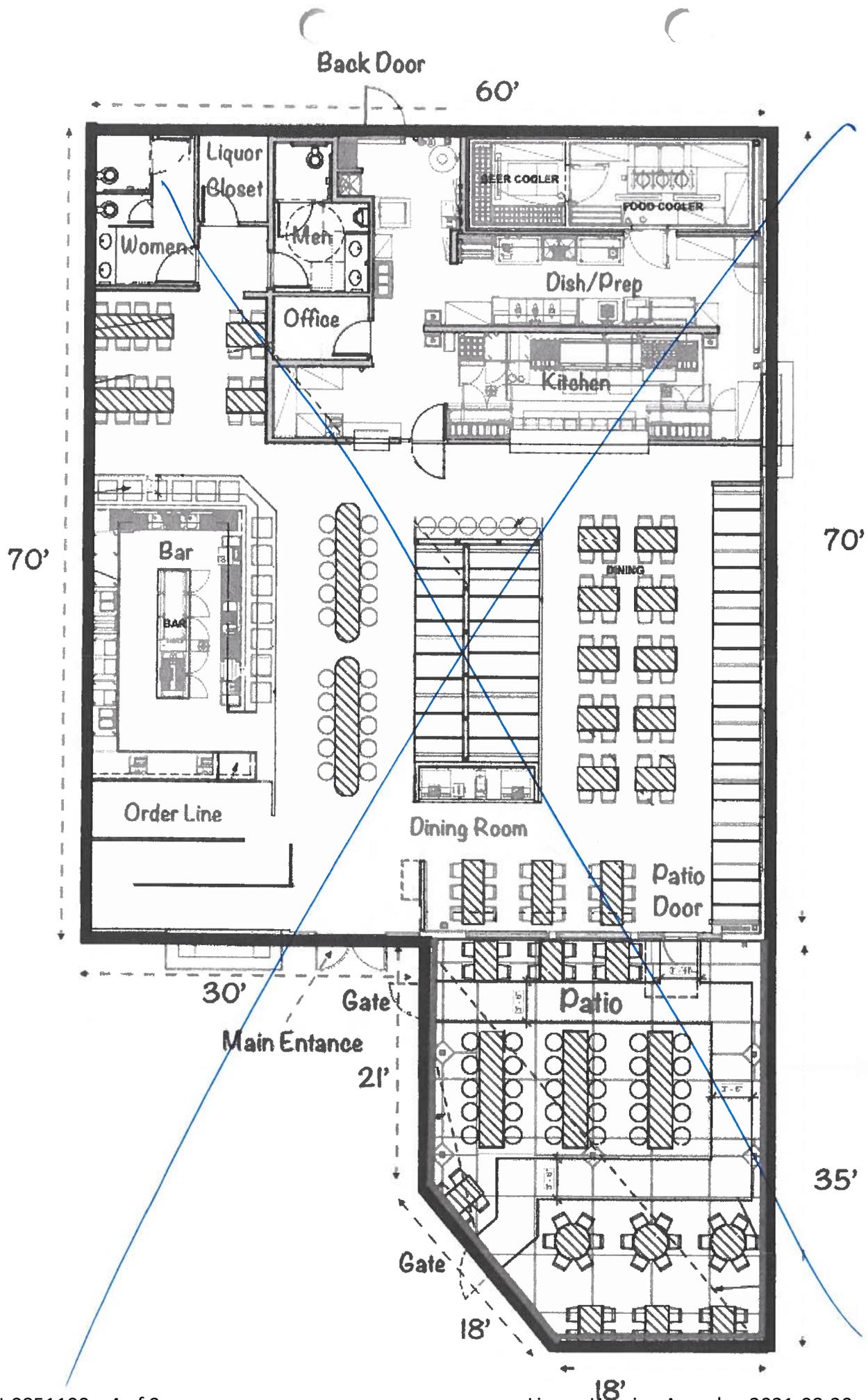
Back Door

60'

Amended



Patio space is excluded from this liquor license application.



<p>BEFORE THE LOCAL LIQUOR AND BEER LICENSING AUTHORITY, CITY OF COLORADO SPRINGS, STATE OF COLORADO</p> <p>Address: 30 South Nevada Avenue, Suite 101 Colorado Springs, CO 80903 Telephone: (719) 385-5901 Fax Number: (719) 385-5114 Email: cityclerk@coloradosprings.gov</p>	<p>CITY CLERK'S OFFICE 2021 JUL 29 A 11: 21</p> <p>▲ CLERK USE ONLY ▲</p>
<p>IN THE MATTER OF:</p> <p>APPLICANT RC Nevada, LLC d/b/a Fuzzy's Tacos 140 E Cheyenne Road, #130 Colorado Springs, CO 80906 <u>Mailing Address:</u> PO Box 488 Timnath, CO 80547</p>	<p>Application No: N-0851100</p>
<p align="center">NOTICE OF HEARING AND INITIAL FINDINGS OF FACT</p>	

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 RC Nevada, LLC d/b/a Fuzzy's Tacos ("Applicant") application for a new Hotel and Restaurant Liquor License at 140 E Cheyenne Road, #130, Colorado Springs, CO 80906.

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 June 22, 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

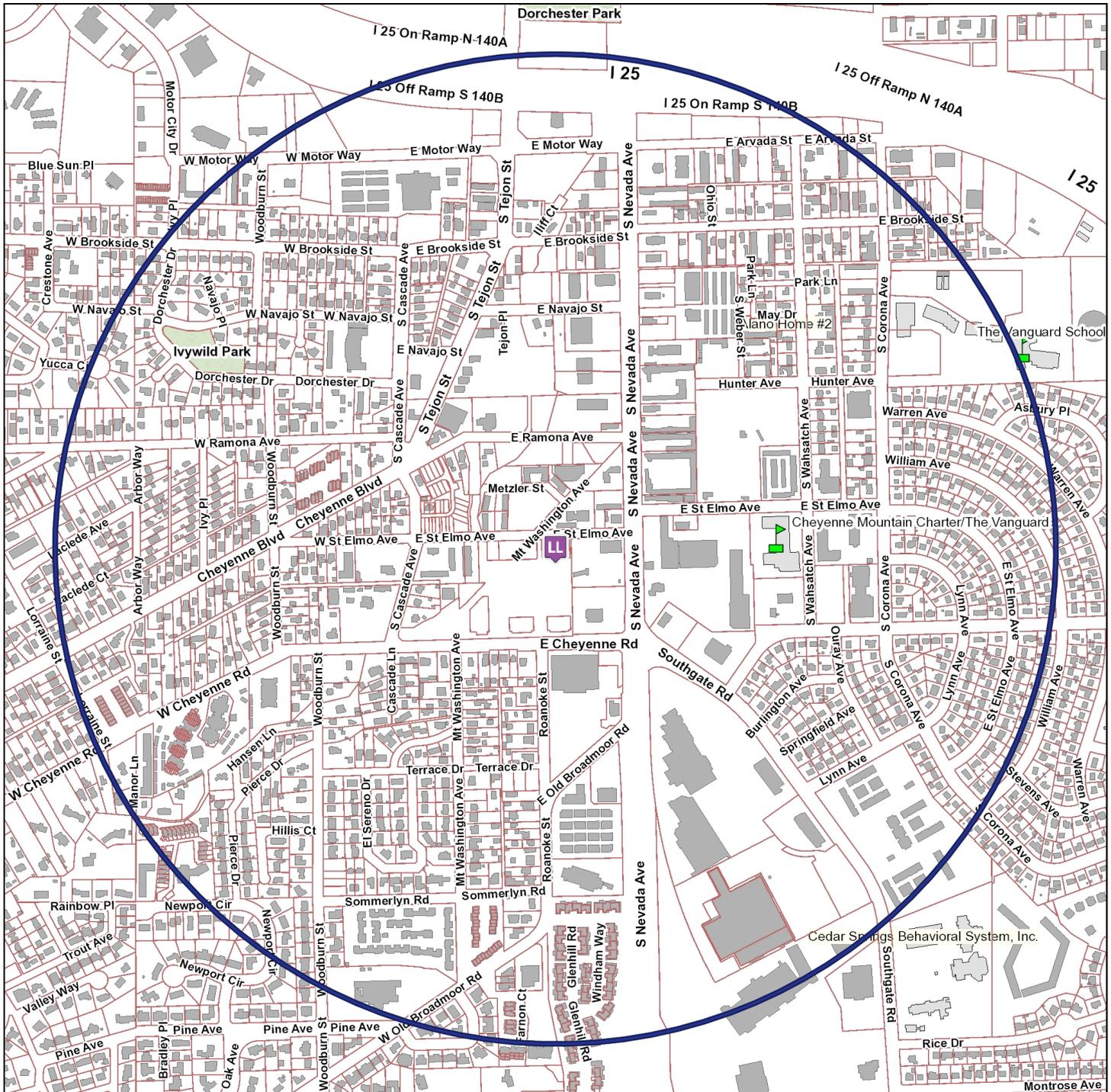
Direct questions regarding this notice and hearing to Colin M. Gordon at 719-385-5107.

Liquor Survey Boundaries



RC NEVADA LLC
 d/b/a FUZZY'S TACO SHOP
 140 E CHEYENNE RD, #130

OFFICE OF THE CITY CLERK
 License ID: 0851100



The survey boundary is 0.5 miles from the establishment

Map Prepared: 7/28/2021 2:56 PM

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OFFICE OF THE CITY CLERK

HEARING LETTER ATTACHMENT

License ID: 0851100

RC NEVADA LLC
d/b/a FUZZY'S TACO SHOP 140
E CHEYENNE RD, #130
COLORADO SPRINGS, CO 80906

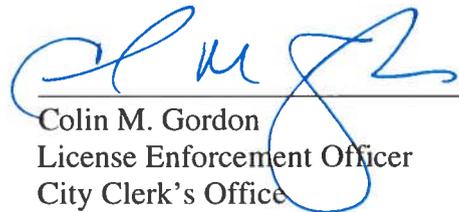
EXISTING SIMILAR LICENSES WITHIN BOUNDARY AREA

<u>Business d/b/a</u>	<u>Business Address</u>	<u>License Type</u>	
1) RANCHO ALEGRE	1899 S NEVADA AVE	Hotel & Restaurant Liquor License	575.60 ft
2) EDELWEISS RESTAURANT, INC.	34 E RAMONA ST	Hotel & Restaurant Liquor License	768.23 ft
3) TOKYO JOE'S	1634 S NEVADA AVE	Beer & Wine Liquor License	820.63 ft
4) BLUE STAR, THE	1645 S TEJON ST	Hotel & Restaurant Liquor License	891.94 ft
5) SUSHI RING RESTAURANT	1861 S NEVADA AVE	Beer & Wine Liquor License	954.63 ft
6) PARRY'S SLICERIA AND TAPS	1612 S NEVADA AVE	Hotel and Restaurant	1,004.78 ft
7) THE MILLIBO ART THEATRE	1626 S TEJON ST	Arts Liquor License	1,160.75 ft
8) PRIME 25	1605 S TEJON ST	Hotel & Restaurant Liquor License	1,218.68 ft
9) ARCEO'S	1605 S NEVADA AVE	Hotel & Restaurant Liquor License	1,314.37 ft
10) THE BLUSH SALON	1505 S TEJON ST	Beer & Wine Liquor License	1,458.36 ft
11) THE OLD SCHOOL BAKERY	1604 S CASCADE AVE	Hotel & Restaurant Liquor License	1,464.51 ft
12) BRISTOL BREWING COMPANY	1604 S CASCADE AVE	Brew Pub Liquor License	1,509.22 ft
13) IVYWILD TAVERN	1529 S NEVADA AVE	Tavern Liquor License	1,521.68 ft
14) WINGSTOP #3	1914 SOUTHGATE RD	Hotel & Restaurant Liquor License	1,640.05 ft
15) CHIPOTLE MEXICAN GRILL	2130 SOUTHGATE RD	Hotel & Restaurant Liquor License	2,639.17 ft

CERTIFICATE OF MAILING

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:

RC Nevada, LLC
d/b/a Fuzzy's Tacos
PO Box 488
Timnath, CO 80547



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

CC: marc.rogers@fuzzystacoshop.com
liquorpros@msn.com