

LIQUOR LICENSE APPLICATION <u>OR</u> 3.2% FERMENTED MALT BEVERAGE LICENSE APPLICATION (ALCOHOL BEVERAGE)

OFFICE OF THE CITY CLERK

Received

CITY CLERK'S OFFICE 2020 MAR 19 A 10: 59

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.

✓ N	IEW LICENSE		TRAN	SFER O	F OWNERSHIP	•	
Type of License applying for (Check One)							
	Hotel/Restaurant (or Resort) Hotel/Restaurant w/Optional Tavern Brew Pub						
Distillery Pub	☐ Vintner's	Restaurant Liquor	☐ Bee	r and Win	e ∐ <i>O_l</i>	ptional	Premises
Retail Liquor Store*	Licensed	Drugstore*	☐ Rac	etrack	☐ Ai	rts	
Lodging & Entertainmen	t FMB (Bee	er) On Premises		B (Beer) Of	f Premises		
* New Retail Liquor Store (RLS)) and Liquor Licensed	l Drugstore (LLD) appl	lications n	nay not be v	vithin 1500' of an ex	isting RI	LS or LLD location.
Section A: APPLICA							
Name of Applicant/Licensee (list Corporation/LLC/Partnership/Association/Sole Proprietor): Bread and Butter Neighborhood Market LLC							
2. Trade Name (DBA): Bread and Butter Neighborhood Market							
3. Premises Address: 602 S. Nevada Ave., Colorado Springs, CO 80903 Location Phone: Not Assigned Yet							
Property Tax Schedule No.: 6418327001 Zoning: FBZ - COR					OR		
4. Mailing Address: PO Box 553, Colorado Springs, CO 80901 Alt Phone: 719-440-1218 S. Poore (Cell City, State, Zip:				18 S. Poore (Cell)			
Primary Contact Name And Title: Stacy Poore and/or Aubrey Day					Email: info@breadandbuttermarket.com		
5. IF THIS IS A TRANSFER OF AN EXISTING LICENSE – THE FOLLOWING MUST BE ANSWERED:							
Present trade name of esta		Present State Lice			lass of License	Presei	nt Expiration Date
Not Applicable N/A		N/A			N/A N/A		N/A
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				TION HELD		%OWNED	
Stacy Poore			Member 49				
Aubrey Day				IV.	Member		51
N/A N/A							
N/A							
	N/A						

Page 1 - City of Colorado Springs - Alcohol Beverage License Application

Rev 10/01/2018

Section B: FINANCIAL INFORMATION 7. Source(s) of funds invested for total purchase, startul savings, loan, promissory note, gift or other). Attach supplies the start of the		ks, and indicate checking,	
THE FOLLOWING INFORMATION MUST REFLECT THE PARTIES MAY HAVE A FINANCIAL INTEREST IN THE BU			
NAME/ADDRESS OF FUNDING SOURCE (bank(s), individual(s), et al.)	FUNDING SOURCE (checking/savings/ loan/ note/ gift)	AMOUNT	
Stacy Poore	Detirement Asseurt Charles Schund	15,000	
2650 Summit Drive, COS, CO 80909	Retirement Account - Charles Schwab		
Aubrey Day	Chapting Ent FOU	45.000	
3107 Wesley Drive, COS, CO 80917	Checking Ent FCU	15,000	
Grant Downtown Development Authority	Downtown Development Authority	30,000	
Promissory Notes See Attached	Individual Investors See Attached	162,000	
	TOTAL INVESTMENT IN BUSINESS:	\$ 222,000 0	
Section C: PREMISES / LOCATION INFOR	MATION		

9. Terms of legal possession for which application is made: OWN LEASE OTHER					
If leased, provide the terms: START DATE: 06/01/2020 END DATE: 03/31/2030					
DIMENSIONS OF PREMISES: 54 x 14 and 7 x 30 TOTAL SQUARE FOOTAGE: 1,150 approx					
Is there a patio area? Yes Vo If yes, provide dimensions					
Anticipated number of employees: 8 Anticipated opening date: 06/2020					
Will training be offered or required? Yes No If yes, through what agency? LiquorPros					
Section D: BACKGROUND INFO	PMATION		na to shapped the Alexandra		
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). See below.					
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		
NONE					
N/A					

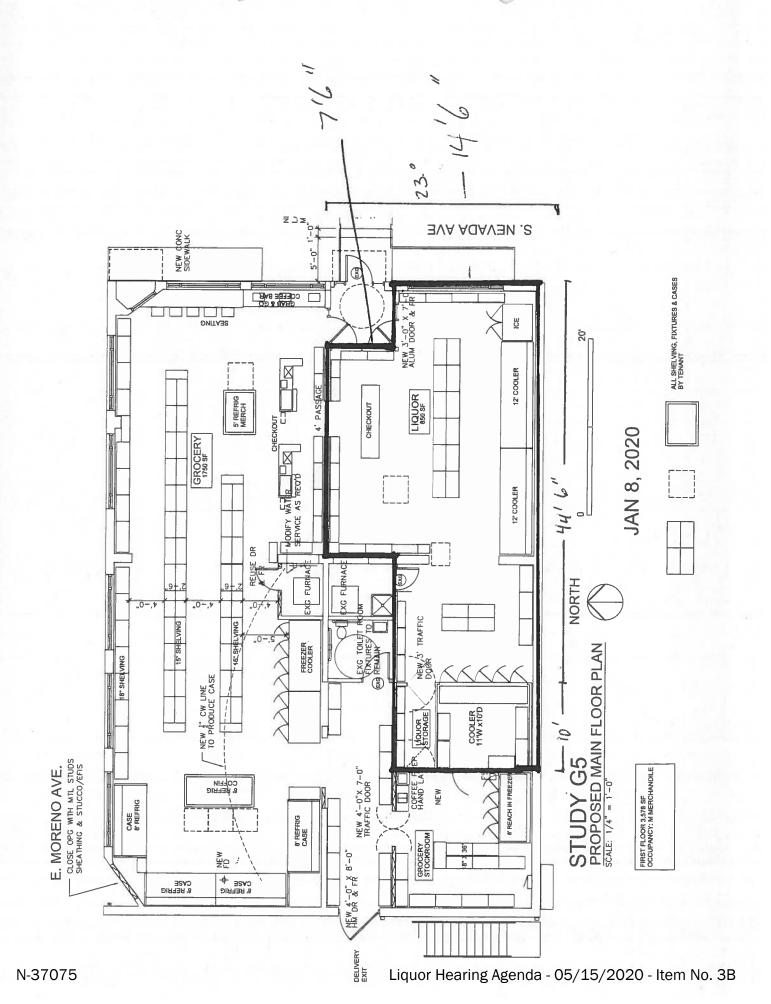
Page 2 - City of Colorado Springs - Alcohol Beverage License Application

Rev 10/01/2018

^{12.} Stacy Poore: DWAI, Alamosa County, Colorado, Deferred Sentence, 09/2019

COLORADO SPRINGS LIQUON LICENSE APPLICATION SUPPLEMENT QUESTION # - PROMISSORY NOTE LIST + AMOUNTS

Noteholder	<u>Amount</u>
Gary Sonderman 2935 Black Canyon Rd. Colorado Springs, CO 80904	\$30,000
Frank Peloso 1575 Portland Gold Drive Colorado Springs, CO 80905	\$ 5,000
Jon and Becky Medved 1785 Cantwell Grove Colorado Springs, CO 80906	\$10,000
Tim Kranz 616 N. Corona St. Colorado Springs, CO 80903	\$20,000
Janine Eldridge 3 West Cheyenne Road #2 Colorado Springs, CO 80906	\$5,000
Gail and Craig Johnson 307 Saddle Mountain Road Colorado Springs, CO 80919	\$10,000
Betsy and Warren Dean 3131 Little Turkey Creek Road Colorado Springs, CO 80926	\$25,000
CALM Foundation	\$10,000
David Anderson 11 West Jefferson St. Colorado Springs, CO 80907	\$2,000
Jill or Matthew Gaebler 1828 N. Royer St. Colorado Springs, CO 80907	\$25,000
Kate Brady 1207 N. Corona St. Colorado Springs, CO 80903	\$10,000
Karen Walldorf and PJ Hollenbeck 1624 Culebra Pl. Colorado Springs, CO 80907	\$10,000
TOTAL:	\$ <u>162,000</u>



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 2020 APR 23 A 9: 01

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IN THE MATTER OF:

APPLICANTBread and Butter Neighborhood Market, LLC

d/b/a Bread and Butter Neighborhood Market

602 S. Nevada Avenue

Colorado Springs, CO 80903

Mailing Address:

PO Box 553

Colorado Springs, CO 80901

Application No: N-37075

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, May 15, 2020 at 9:00 A.M. in Division 2, Municipal Court Building, 224 E. Kiowa Street, Colorado Springs, CO 80903 upon Bread and Butter Neighborhood Market, LLC d/b/a Bread and Butter Neighborhood Market ("Applicant") application for a new Retail Liquor Store License at 602 S. Nevada Avenue, Colorado Springs, CO 80903. Additional information related to appearance, remote participation, and public comment for this public hearing will be provided as soon as possible, but not later than Tuesday, May 12, 2020.

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. Please contact the City Clerk's Office as soon as possible to make arrangements for picking up the poster. 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, May 5, 2020. 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, May 12, 2020.

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 March 19, 2020, 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.
- IX. The location of the premises to be licensed appears to be in compliance with the distance restriction in regard to any licensed Retail Liquor Store or Liquor Licensed Drugstore, pursuant to C.R.S. §44-3-409(1)(a)(II).

ON BEHALF OF THE LOCAL LICENSING AUTHORITY done April 23, 2020.

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.

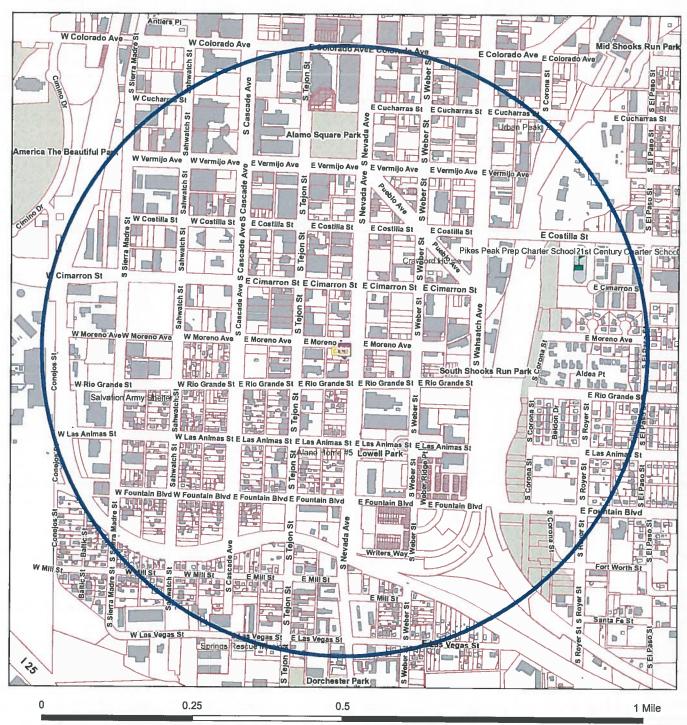
Liquor Survey Boundaries

BREAD AND BUTTER NEIGHBORHOOD MARKET LLC d/b/a BREAD AND BUTTER NEIGHBORHOOD MARKET 602 S NEVADA AVE



OFFICE OF THE CITY CLERK

License ID: 37075



The survey boundary is 0.5 miles from the establishment

Map Prepared: 3/23/2020 1:33 PM

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OFFICE OF THE CITY CLERK

License ID: 37075

HEARING LETTER ATTACHMENT

BREAD AND BUTTER NEIGHBORHOOD MARKET LLC d/b/a BREAD AND BUTTER NEIGHBORHOOD MARKET 602 S NEVADA AVE COLORADO SPRINGS, CO 80903

EXISTING SIMILAR LICENSES WITHIN BOUNDARY AREA

Business d/b/a	Business Address	<u>License Type</u>	
1) 7-ELEVEN STORE 26788D	503 S NEVADA AVE	Fermented Malt Beverage Off Premises	579.58 ft
2) KUM & GO #674	1021 S NEVADA AVE	Fermented Malt Beverage Off Premises	2,436.63 ft
3) SOUTH NEVADA LIQUOR	1107 S NEVADA AVE	Retail Liquor Store	2,579.25 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 April 23, 2020 to the following address of record:

Bread and Butter Neighborhood Market, LLC d/b/a Bread and Butter Neighborhood Market PO Box 553
Colorado Springs, CO 80901

Colin M. Gordon

License Enforcement Officer

City Clerk's Office

30 S. Nevada Avenue, Suite 101 Colorado Springs, CO 80903

CC: vince@lindenlawgroup.com info@breadandbuttermarket.com liquorpros@msn.com