

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 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 checked="" type="checkbox"/> Optional Premises | <input type="checkbox"/> Club | <input type="checkbox"/> Vinters |

APPLICANT INFORMATION

| | |
|---|---|
| Name of Applicant: Cheyenne Mtn. Zoological Society & Service Systems Associates Inc | Property Tax Schedule No. : 7500000272 |
| Trade Name (DBA): Cheyenne Mountain Zoo | Business Telephone: 303-322-3031 |
| Address of Premises: 4250 Cheyenne Mountain Zoo Road Colorado Springs CO 80906 | Alternate Telephone: 719-633-9925 |

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 |
|---|---------------------------|--------------------------|-------------------------|
| Cheyenne Mtn. Zoological Park | 08581560004 | Op. Premises | 9/30/2015 |

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 |
|--------------|---------------|--------|
| See attached | | |
| | | |
| | | |
| | | |
| | | |

FINANCIAL INFORMATION

| | |
|--|----------|
| TOTAL INVESTMENT IN BUSINESS (include purchase, start up, inventory) | \$ 7,000 |
|--|----------|

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.) | TYPE OF FUNDING SOURCE (checking, savings, loan, note, gift) | AMOUNT |
|--|---|---------|
| Wells Fargo | Business Checking Account | \$7,000 |
| | | |
| | | |
| | | |
| | | |

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

| Business Name & Address | Applicant's Name | Experience/Position | Dates |
|-------------------------|------------------|---------------------|-------|
| See attached | | | |
| | | | |
| | | | |
| | | | |
| | | | |

THESE FORMS SHOULD NOT BE ALTERED IN ANY MANNER

Has the applicant previously been issued a liquor or beer license (include any of the partners, if a partnership; members or manager 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 |
|-----------------------|---------|-----------------------|
| See attached <u>A</u> | | |
| | | |

PREMISES/ESTABLISHMENT

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

If leased provide terms: Start date End date

Dimensions of premises See Attached Diagram Square footage Seating Capacity N/A

Is there a patio area? ☐ yes ☒ no -- If yes, provide dimensions

Anticipated number of employees? 84 full time, 7 part time, 80-90 seasonal/temporary

Will training be offered or required? ☒ yes ☐ no -- If yes, through what agency?

| 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? | | <input checked="" type="checkbox"/> |
| If yes, provide explanation, date(s) and location(s). | | |
| | | |
| | | |
| | | |

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):

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.

X

Signature

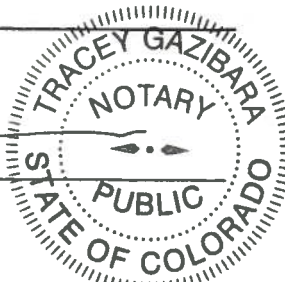
Title: LEO

X
State of CO
County of El Paso

Subscribed and sworn to before me this 19 day of February 2015

My Commission Expires: 4/19/2018

Notary Public



THESE FORMS SHOULD NOT BE ALTERED IN ANY MANNER

ATTACHMENT B: OWNERSHIP

19) If applicant is a corporation, partnership, association or limited liability company, applicant must list all officers, directors, general partners, and managing members. In addition, applicant must list any stockholders, partners, or members with ownership of 10% of more in the applicant. All persons with ownership of 10% or more must also attach form DR8404-I (Individual History Record), and submit fingerprint cards to their local licensing authority. Limited Liability Companies and Partnerships must account for 100% of ownership. Corporations must account for the President, Vice-President, Secretary and Treasurer.

Service Systems Associates, Inc., a Colorado Corporation

| MEMBER NAME | ADDRESS | DOB | TITLE | % |
|---|---|---------|-------------------------------------|------|
| Timothy Brantley | 767 N White Tail Dr, Franktown, CO 80116 | 2/26/56 | President & Director | 45% |
| Sean K. McNicholas | 2560 S Steele St, Denver, CO 80210 | 6/19/74 | VP, Secretary, Treasurer & Director | 0% |
| 2012 Sean McNicholas Irrevocable Trust (Trustee: Mary McNicholas) | 4150 S University Blvd, Englewood, CO 80113 | N/A | N/A | 45% |
| K-M Holdings, LLC | 4150 S University Blvd, Englewood, CO 80113 | N/A | N/A | 10% |
| Total: | | | | 100% |

Cheyenne Mountain Zoological Society, a Colorado Nonprofit Corporation

| | | | | |
|-------------------------|---|----------|-----------------|-----|
| Robert L. Chastain, III | 1011 Barnes Lane, Penrose, CO 801240 | 11/17/66 | CEO & President | N/A |
| Tracey Gazibara | 2018 Ridgeway Ave, Colorado Springs, CO 80906 | 2/18/65 | VP | N/A |
| Total: | | | | N/A |

ATTACHMENT A: OTHER INTERESTS

10) Has a liquor or beer license ever been issued to the applicant (including any of the partners, if a partnership; members or manager if a limited liability company; or officers, stockholders or directors if a corporation)? If yes, identify the name of the business and list any current or former financial interest in said business including any loans to or from a licensee.

| Name | Address | State License No. |
|------------------------------|--|-------------------|
| Denver Zoo – Hungry Elephant | 2300 Steele St Denver, CO 80205 | 01-74024-0002 |
| National Western Stock Show | 1515 E. 47 th Ave Denver, CO 80216 | 01-74024-0018 |
| National Western Stock Show | 1325 E. 46 th Ave Denver, CO 80216 | 01-74024-0010 |
| History Colorado Center | 1200 Broadway St Denver, CO 80203 | 01-74024-0042 |
| Royal Gorge Co of Colorado | 4218 CR 3A Canon City, CO 81212 | 4703911 |

AFFIDAVIT OF TRANSFER AND STATEMENT OF COMPLIANCE

Pursuant to the requirements of 12-47-303(3)(b), Colorado Revised Statutes, Licensee hereby states that all accounts for alcohol beverages sold to the Applicant are:

- ☒ Paid in full. There are no outstanding accounts with any Colorado Wholesalers.
- ☐ Licensee hereby certifies that the following is a complete list of accounts for alcohol beverages that are unpaid:

Licensee and Applicant agree that all accounts will be paid for from the proceeds at closing by the: ☐ Licensee ☐ Applicant

- ☐ Licensee unavailable to certify disposition of accounts for alcohol beverages - Inventory list attached. Transfer by operation of law - Regulation 47-304.
- ☐ Applicant will assume full responsibility for payment of the outstanding accounts as listed above.
- ☐ No alcohol beverage inventory transferred or sold.

Licensee hereby authorizes the transfer of its Colorado Retail Liquor License to the Applicant, its agent, or a company, corporation, partnership or other business entity to be formed by the Applicant.

Dated this 18th day of Feb, 20 15.

Seller:

Cheyenne Mtn. Zoological Society
08581560004

Licensee & License Number

Cheyenne Mtn. Zoological Park

Trade name

Signature

CEO

Position

Bob Chastain

Print Name

Buyer:

Cheyenne Mtn. Zoological Society & Service
Systems Associates Inc

Applicant

Cheyenne Mountain Zoo

Trade name

Signature

CEO

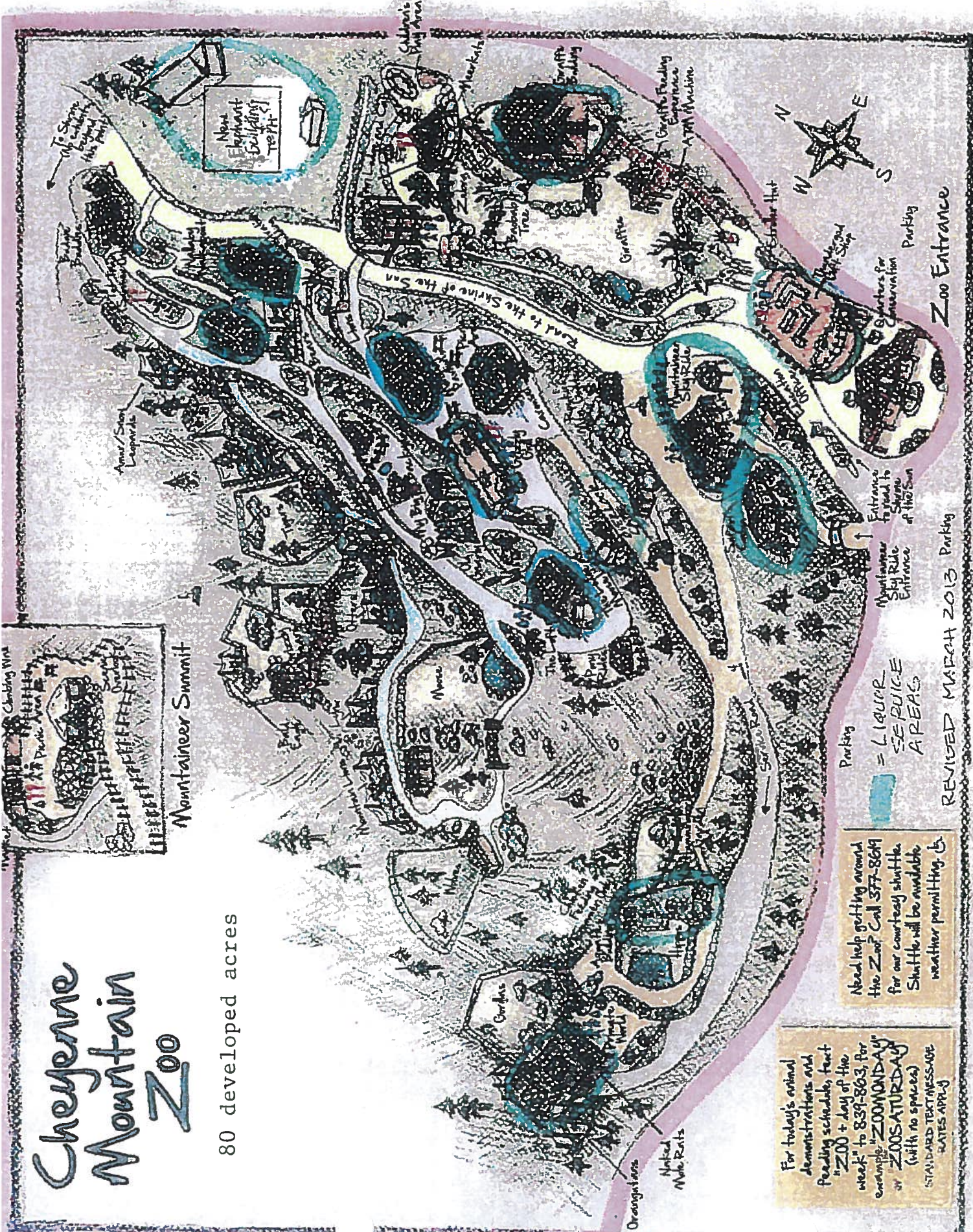
Position

Bob Chastain

Print Name

A C C G G G L L M M R R
Al Ar B C G Ni Pb Se Te
As At Au Ba Be Bi Br Co Cu
F Ga Ge H I J K L N O P
Q R S T U V W X Y Z
Aa Bb Cc Dd Ee Ff Gg Hh
Ii Jj Kk Ll Mm Nn Oo Pp
Qq Rr Ss Tt Uu Vv Ww Xx
Yy Zz

A hand-drawn illustration of a car with a large, stylized, multi-colored 'S' or 'Z' shape on its side, set against a background of stylized trees and a fence. The car is dark-colored with a large, multi-colored 'S' or 'Z' shape on its side. The background features stylized trees and a fence. The drawing is done in a simple, sketchy style with bold lines and a limited color palette.



Need help getting around the Zoo? Call 377-8649 for our courtesy shuttle. Shuttle will be available weather permitting. www.zooatlanta.org

For today's animal demonstrations and feeding schedule, text "ZOO + day of the week" to 837-863. For example, "ZOOMONDAY" or "ZOO SATURDAY" (with no spaces).
STANDARD TEXT MESSAGE RATES APPLY

REVISED MARCH 2013 Parking

Zoo Entrance



July 16, 2015

Certified Mail # 7014 3490 0001 5234 0247

Cheyenne Mtn. Zoological Society
& Service Systems Associates, Inc.
dba Cheyenne Mountain Zoo
4699 Marion Street
Denver, CO 80216

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 transfer of the Optional Premises Liquor License, at Cheyenne Mtn. Zoological Society & Service Systems Associates, Inc. dba Cheyenne Mountain Zoo, 4520 Cheyenne Mountain Zoo Road, Colorado Springs, Colorado. Your application was filed on April 30, 2015.

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.

The public hearing will be held on your application at the meeting of the Liquor and Beer Licensing Board, commencing at **9:00 a.m., August 7, 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, July 28, 2015.

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

Sincerely,

A handwritten signature in blue ink that reads "William Powell". The signature is fluid and cursive, with the first and last names being clearly legible.

William Powell
City Clerk