

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

## APPLICANT INFORMATION

Name of Applicant: <u>Belakay Inc.</u>	Property Tax Schedule No.: <u>7413129025</u>
Trade Name (DBA): <u>Nolan's Fire Station #3</u>	Business Telephone: <u>719-358-0930</u>
Address of Premises: <u>-817- W. Colorado Cts, CO 80903</u>	Alternate Telephone: <u>719-329-0937</u>

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
<u>NA</u>			

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
<u>Johnny Nolan</u>	<u>President</u>	<u>100%</u>

## FINANCIAL INFORMATION

TOTAL INVESTMENT IN BUSINESS (include purchase, start up, inventory)	\$ <u>69,000</u>	
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.)	FUNDING SOURCE (checking/savings/ loan/ note/ gift)	AMOUNT
<u>NorthStar Bank # <del>600000</del></u>	<u>Checking</u>	<u>\$60,000</u>
<u># Johnny Nolan</u>		

List applicant(s) prior experience in the sale of alcoholic beverages. Include dates and locations.			
Business Name & Address	Applicant's Name	Experience/Position	Dates
<u>South Side Johnnies</u>	<u>Johnny Nolan</u>	<u>Owner</u>	<u>2002 - Present</u>
<u>528 S. Tejon St CO 80903</u>			
<u>Johnnies Raving Nolan</u>	<u>Johnny Nolan</u>	<u>Owner</u>	<u>2011 - Present</u>
<u>2817 N. Nevada Cts CO 80902</u>			

DO NOT ALTER THESE FORMS 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
Southside Johnnies	528 S. Tyson / CO 80903	100% owner
Johnnie's Navajo Hogan	2817 N. Nevada, CO 80907	100% owner

### PREMISES/ESTABLISHMENT

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

If leased provide terms: Start date 2/01/2015 End date 1/31/2018

Dimensions of premises 51' x 28'3" Square footage 3,640 Seating Capacity 150

Is there a patio area? ☒ yes ☐ no --- If yes, provide dimensions 30' x 87'

Anticipated number of employees? 10

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

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.

State of Colorado  
County of El Paso

**ELIZABETH BURWOOD**  
NOTARY PUBLIC  
STATE OF COLORADO  
NOTARY ID 20034039337  
MY COMMISSION EXPIRES DECEMBER 3, 2015

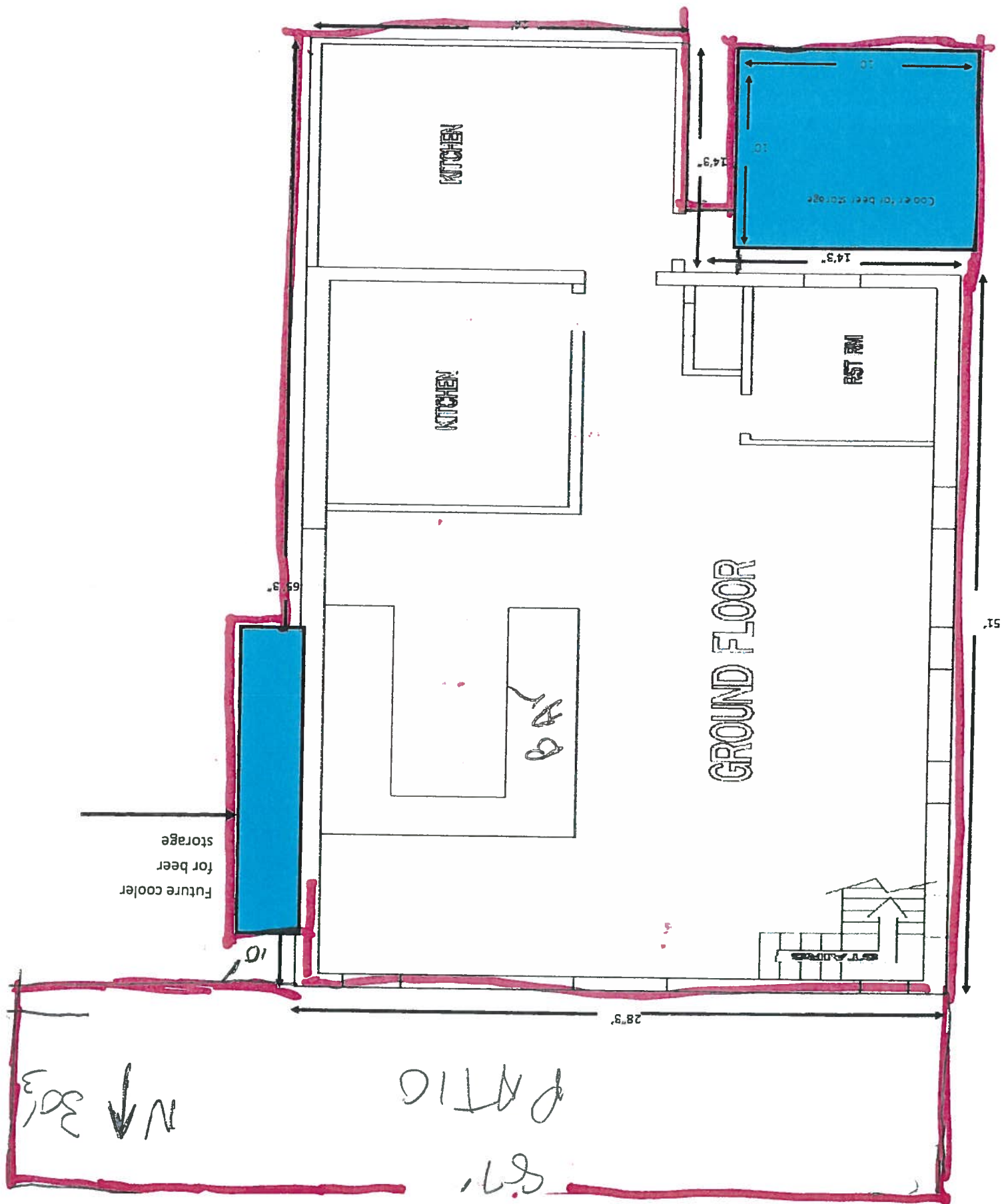
[Signature]  
Signature  
Title: President

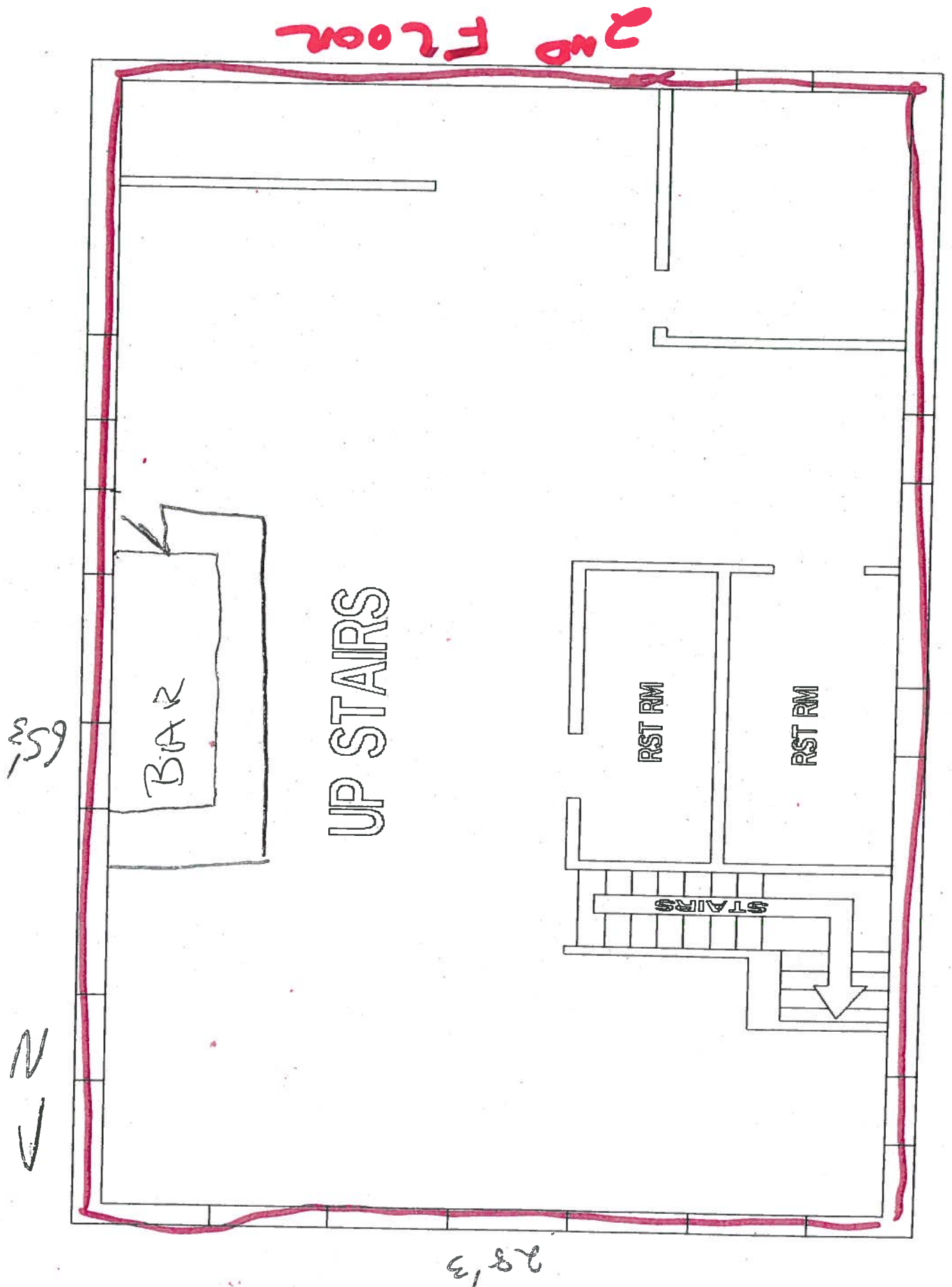
Subscribed and sworn to before me this 9 day of Oct, 20 14

My Commission Expires: 12-3-15

[Signature]  
Notary Public

DO NOT ALTER THESE FORMS IN ANY MANNER







July 16, 2015

**Certified Mail # 7014 3490 0001 5234 0216**

Belakay, Inc.  
dba Nolan's Fire Station #3  
817 W. Colorado Avenue  
Colorado Springs, CO 80903

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 new Hotel and Restaurant Liquor License, at Belakay, Inc. dba Nolan's Fire Station #3, Nolan's Fire Station #3, Colorado Springs, Colorado. Your application was filed on March 23, 2015 and within a two (2) year period prior to this date, the Local Licensing Authority has not denied an application at said location for the reason that the reasonable requirements of the neighborhood were satisfied by existing outlets.

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.

Pursuant to Rule 6.01 neighborhood boundaries have been established and a map has been enclosed for your convenience.

North:	South side of Observatory Drive extended
South:	North side of Communication Circle extended
East:	West side of Sierra Madre Street extended
West:	East side of 15 <sup>th</sup> Street extended

Within the established neighborhood boundary of the proposed establishment, there are eleven (11) existing licenses of a similar type as listed below.



A 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,



William Powell  
Deputy City Clerk

#### **HOTEL AND RESTAURANT/BREW PUB LIQUOR LICENSES**

- |  |                               |
|--|-------------------------------|
| 1. Borriello Brothers NY Pizza                 | 229 S. 8 <sup>th</sup> Street |
| 2. Brother Luck Street Eats                    | 1005 W. Colorado Avenue       |
| 3. PJ's Bistro                                 | 1015 W. Colorado Avenue       |
| 4. La Casita Mexican Grill                     | 306 S. 8 <sup>th</sup> Street |
| 5. The Pinery At The Hill                      | 775 W. Bijou Street           |
| 6. 503W  | 503 W. Colorado Avenue        |
| 7. English Dockside Fresh Seafood & Grill West | 1201 W. Colorado Avenue       |
| 8. Clarion Hotel and Quality Suites            | 314 W. Bijou Street           |

#### **TAVERN LIQUOR LICENSES**

- |                                 |                               |
|---------------------------------|-------------------------------|
| 9. Paul's                       | 310 S. 8 <sup>th</sup> Street |
| 10. Benny's Restaurant & Lounge | 517 W. Colorado Avenue        |

#### **BEER AND WINE LICENSES**

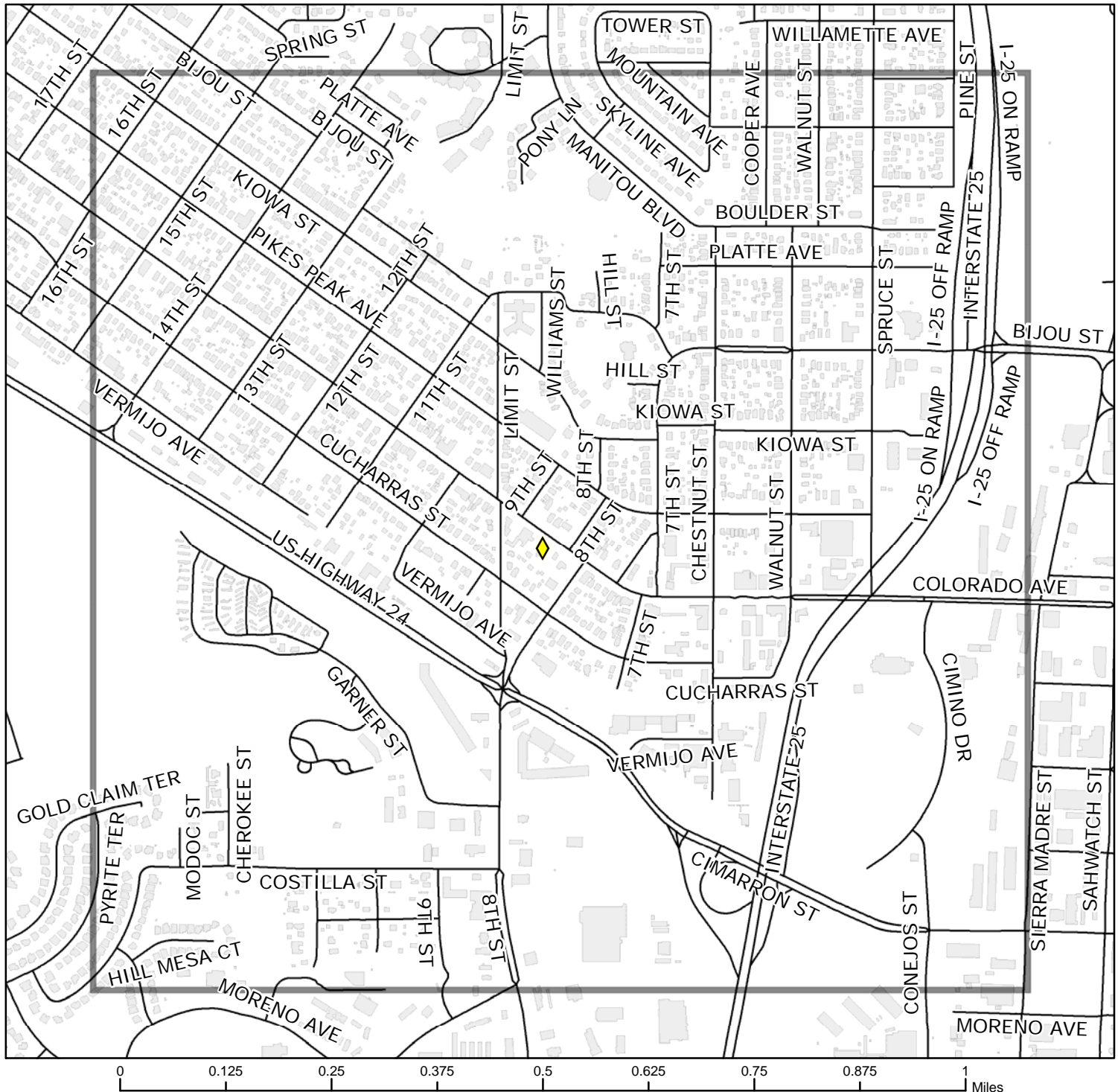
- |                             |                               |
|-----------------------------|-------------------------------|
| 11. Billy's Old World Pizza | 308 S. 8 <sup>th</sup> Street |
|-----------------------------|-------------------------------|

# Liquor Survey Boundaries

**BELAKAY INC**  
**D/b/a NOLAN'S FIRE STATION #3**  
**817 W COLORADO AVE**



LIID: 29380



North: South side of Observatory Dr extended  
 (0.560 miles)

South: North side of Communication Cir extended  
 (0.519 miles)

East: West side of Sierra Madre St extended  
 (0.571 miles)

West: East side of 15th St extended  
 (0.530 miles)

Map prepared 7/15/2015 10:47:52 AM

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