

CITY OF COLORADO SPRINGS

LIQUOR OR 3.2% FERMENTED MALT BEVERAGE APPLICATION

CITY CLERK'S OFFICE

☒ NEW LICENSE ☐ TRANSFER OF OWNERSHIP

2016 MAY 31 P 1:24

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 checked="" 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: Colorado's Best Coffee, Tea & Sandwich E-Cafe LLC	Property Tax Schedule No. : 6204404102
Trade Name (DBA): Colorado's Best Coffee, Tea & Sandwich E-Cafe	Business Telephone: (719) 373-8555
Address of Premises: 2726-2730 2730 Northgate Blvd., Colorado Springs, CO 80921	Alternate Telephone: N/A

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
N/A	N/A	N/A	N/A

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
Sheri L. Smith	Member & President	100%

FINANCIAL INFORMATION

TOTAL INVESTMENT IN BUSINESS (include purchase, start up, inventory)	\$ 300,000.00	
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.S. Office of Personnel Management	Federal Retirement Account	\$300,000.00

List applicant(s) prior experience in the sale of alcoholic beverages. Include dates and locations.			
Business Name & Address	Applicant's Name	Experience/Position	Dates
None			

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
N/A	N/A	N/A

PREMISES/ESTABLISHMENT

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

If leased provide terms: Start date May 1, 2016 End date July 31, 2021

Dimensions of premises 40' W x 58' L Square footage 2303 sq. ft. Seating Capacity 110 Seats

Is there a patio area? ☒ yes ☐ no --- If yes, provide dimensions 20' x 20'

Anticipated number of employees? 10

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?		X
Had an alcohol beverage license suspended or revoked?		X
Had interest in another entity where an alcohol beverage license was suspended or revoked?		X
Ever been charged or convicted of a crime, received a suspended sentence, a deferred sentence, or have charges pending?		
If yes, provide explanation, date(s) and location(s).		X
N/A		

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):

N/A

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.

Signature

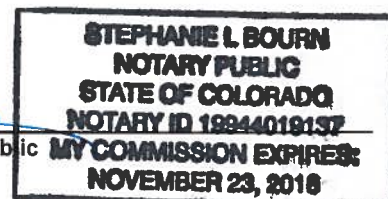
Title: President

State of Colorado
County of El Paso

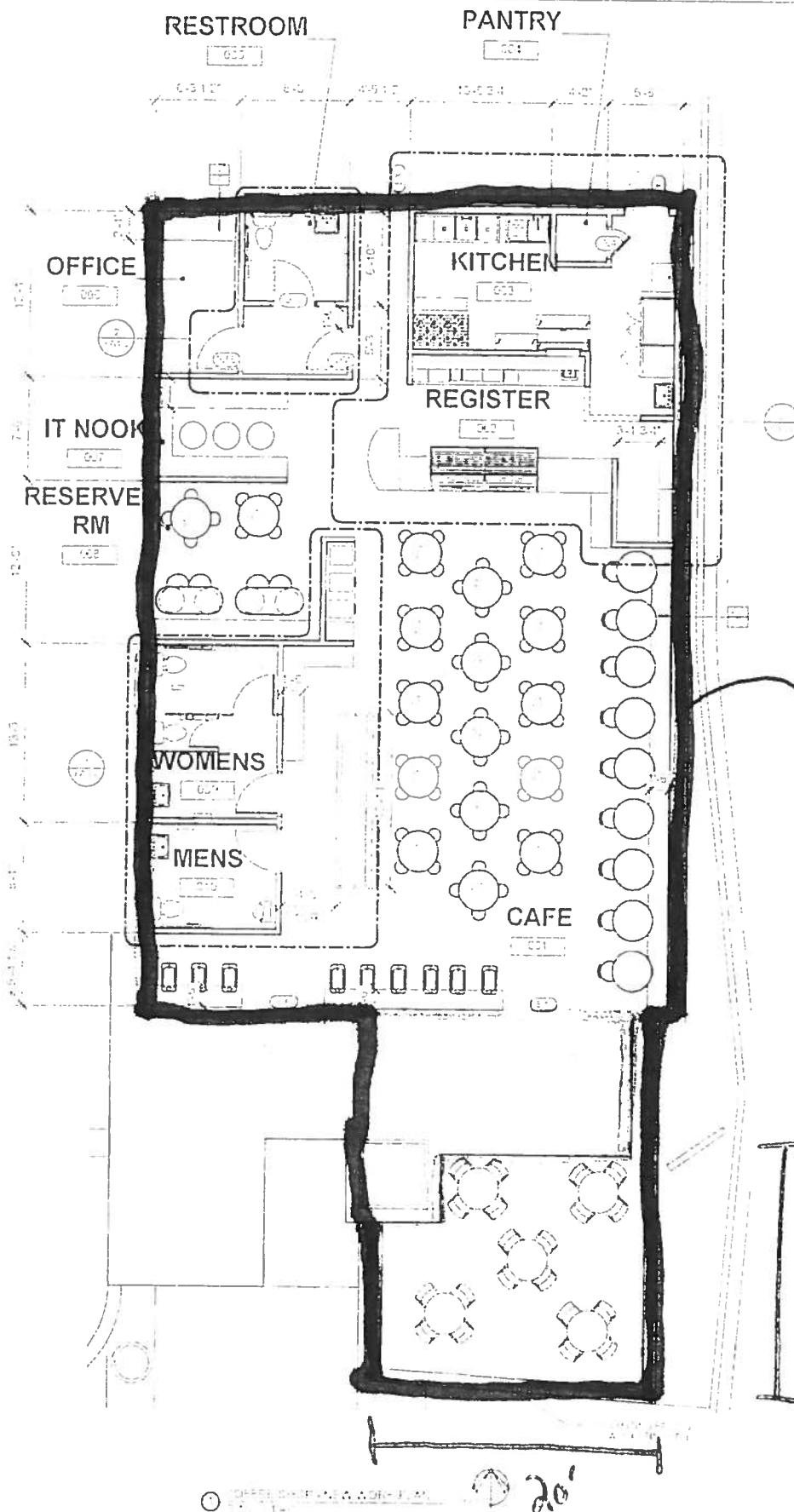
Subscribed and sworn to before me this 25 day of May, 20 16.

My Commission Expires: _____

Notary Public



DO NOT ALTER THESE FORMS IN ANY MANNER



Licensed
Premises

ITEM	DESCRIPTION
01	COFFEE TEASER
02	ESPRESSO MACHINE
03	COFFEE BREWING SYSTEM
04	TEA MACHINE
05	COFFEE BREWING SYSTEM
06	TEA MACHINE
07	COFFEE BREWING SYSTEM
08	COFFEE MACHINE
09	COFFEE MACHINE
10	COFFEE MACHINE
11	COFFEE MACHINE
12	COFFEE MACHINE
13	COFFEE MACHINE
14	COFFEE MACHINE
15	COFFEE MACHINE
16	COFFEE MACHINE
17	COFFEE MACHINE
18	COFFEE MACHINE
19	COFFEE MACHINE
20	COFFEE MACHINE
21	COFFEE MACHINE
22	COFFEE MACHINE
23	COFFEE MACHINE
24	COFFEE MACHINE
25	COFFEE MACHINE
26	COFFEE MACHINE
27	COFFEE MACHINE
28	COFFEE MACHINE
29	COFFEE MACHINE
30	COFFEE MACHINE
31	COFFEE MACHINE
32	COFFEE MACHINE
33	COFFEE MACHINE
34	COFFEE MACHINE
35	COFFEE MACHINE
36	COFFEE MACHINE
37	COFFEE MACHINE
38	COFFEE MACHINE
39	COFFEE MACHINE
40	COFFEE MACHINE
41	COFFEE MACHINE
42	COFFEE MACHINE
43	COFFEE MACHINE
44	COFFEE MACHINE
45	COFFEE MACHINE
46	COFFEE MACHINE
47	COFFEE MACHINE
48	COFFEE MACHINE
49	COFFEE MACHINE
50	COFFEE MACHINE
51	COFFEE MACHINE
52	COFFEE MACHINE
53	COFFEE MACHINE
54	COFFEE MACHINE
55	COFFEE MACHINE
56	COFFEE MACHINE
57	COFFEE MACHINE
58	COFFEE MACHINE
59	COFFEE MACHINE
60	COFFEE MACHINE
61	COFFEE MACHINE
62	COFFEE MACHINE
63	COFFEE MACHINE
64	COFFEE MACHINE
65	COFFEE MACHINE
66	COFFEE MACHINE
67	COFFEE MACHINE
68	COFFEE MACHINE
69	COFFEE MACHINE
70	COFFEE MACHINE
71	COFFEE MACHINE
72	COFFEE MACHINE
73	COFFEE MACHINE
74	COFFEE MACHINE
75	COFFEE MACHINE
76	COFFEE MACHINE
77	COFFEE MACHINE
78	COFFEE MACHINE
79	COFFEE MACHINE
80	COFFEE MACHINE
81	COFFEE MACHINE
82	COFFEE MACHINE
83	COFFEE MACHINE
84	COFFEE MACHINE
85	COFFEE MACHINE
86	COFFEE MACHINE
87	COFFEE MACHINE
88	COFFEE MACHINE
89	COFFEE MACHINE
90	COFFEE MACHINE
91	COFFEE MACHINE
92	COFFEE MACHINE
93	COFFEE MACHINE
94	COFFEE MACHINE
95	COFFEE MACHINE
96	COFFEE MACHINE
97	COFFEE MACHINE
98	COFFEE MACHINE
99	COFFEE MACHINE
100	COFFEE MACHINE

<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 JUN 23 A 8:47</p>
<p>IN THE MATTER OF:</p> <p>Colorado's Best Coffee, Tea & Sandwich E-Café, LLC d/b/a Colorado's Best Coffee, Tea & Sandwich E-Café 2726-2730 Northgate Boulevard Colorado Springs, CO 80921 Mailing Address: 2730 Northgate Boulevard Colorado Springs, CO 80921</p>	<p>▲ BOARD USE ONLY ▲</p>
	<p>Application No: N-30859</p>
<p>NOTICE OF HEARING AND INITIAL FINDINGS OF FACT</p>	

NOTICE OF HEARING

This matter comes before the Board for hearing on **Friday, July 15, 2016 at 9:00 A.M. in the City Council Chambers of City Hall at 107 N. Nevada Avenue** upon Colorado's Best Coffee, Tea & Sandwich E-Café, LLC d/b/a Colorado's Best Coffee, Tea & Sandwich E-Café ("Applicant") application for a new Beer and Wine License at 2726-2730 Northgate Boulevard, Colorado Springs, CO 80921.

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, July 5, 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, July 12, 2016.

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 May 31, 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 evidence 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 June 23, 2016.

FOR THE CITY OF COLORADO
SPRINGS LIQUOR AND BEER
LICENSING BOARD



By: Sarah B. Johnson
City Clerk

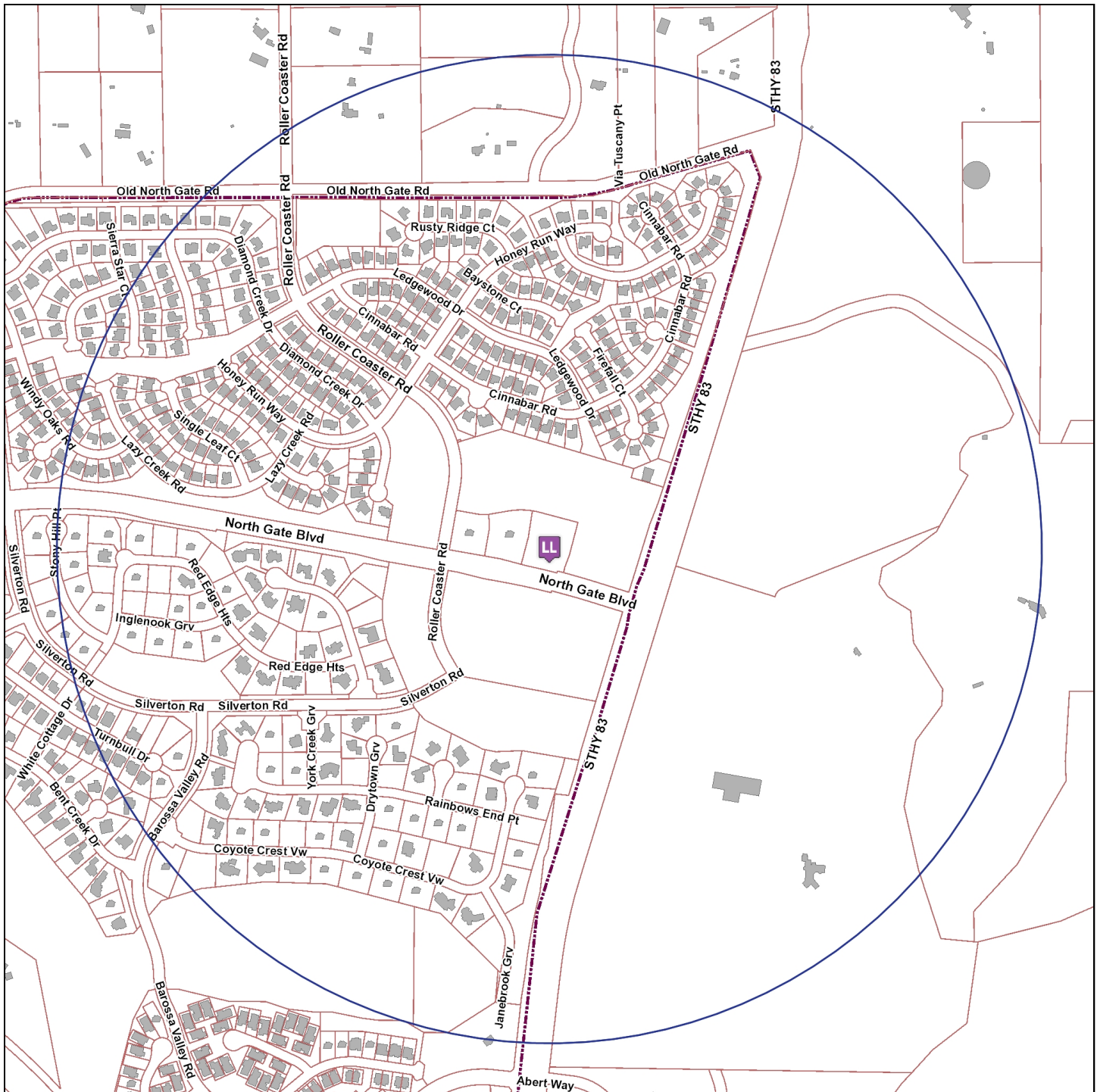
Direct questions regarding this notice and hearing to Lee McRae at 719-385-5106.

Liquor Survey Boundaries



COLORADO'S BEST COFFEE, TEA & SANDWICH E-CAFE LLC
d/b/a COLORADO'S BEST COFFEE, TEA & SANDWICH E-CAFE
2726-2730 NORTHGATE BLVD

OFFICE OF THE CITY CLERK
License ID: 30859



0 0.25 0.5 1 Mile

The survey boundary is 0.5 miles from the establishment

Map Prepared: 6/21/2016 11:45 AM

Copyright © 2016 City of Colorado Springs on behalf of the Colorado Springs Utilities. All rights reserved. This work, and/or the data contained heron, may not be modified, republished, used to prepare derivative works or commercially exploited in any manner without the prior express written consent of the City of Colorado Springs. This work was prepared utilizing the best data available at the time of creation. Neither the City of Colorado Springs, the Colorado Springs Utilities, nor any of their employees makes any warranty, express or implied, or assumes any legal liability or responsibility for accuracy, completeness, or usefulness of any data contained hereon. The City of Colorado Springs, Colorado Springs Utilities, and their employees explicitly disclaim any responsibility for the data contained hereon.



OFFICE OF THE CITY CLERK

HEARING LETTER ATTACHMENT

License ID: 30859

COLORADO'S BEST COFFEE, TEA & SANDWICH E-CAFE LLC
d/b/a COLORADO'S BEST COFFEE, TEA & SANDWICH E-CAFE
2726-2730 NORTHGATE BLVD
COLORADO SPRINGS, CO 80921

EXISTING SIMILAR LICENSES WITHIN BOUNDARY AREA

Within the boundary area of the proposed establishment, there are no existing licenses of a similar type.

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 June 23, 2016 to the following address of record:

Colorado's Best Coffee, Tea & Sandwich E-Café, LLC
dba Colorado's Best Coffee, Tea & Sandwich E-Café
2730 Northgate Boulevard
Colorado Springs, CO 80921



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

CC: ssmithy1@yahoo.com
Todd Weaver <weaver@torbetlaw.com>