

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 checked="" 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: Kum & Go LC	Property Tax Schedule No. : 62202005 6220202005
Trade Name (DBA): Kum & Go # 665	Business Telephone: 719-219-0697
Address of Premises: 1206 Interquest Pkwy Colorado Springs CO 80921	Alternate Telephone: 515-457-60000

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

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
Kyle Krause	CEO	0
Craig Bergstrom	CEO	0
Charles Campbell	Secretary	0
Krause Holding Inc	Shareholder	100

FINANCIAL INFORMATION

TOTAL INVESTMENT IN BUSINESS (include purchase, start up, inventory)	\$ <u>459,977.00</u>
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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
Land	Checking	1,219,000.00
Building	JPMorgan Chase	189,200.00
Equip	"	1,327,000.00
Inventory	"	152,977.80

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			
Kum & Go Has operated for 57 years currently we have 432 locations in 10 states I have attached a list of our current Colorado stores			

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		

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 111 x 44'8" Square footage 4973 Seating Capacity NA

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

Anticipated number of employees? 21

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?		X
If yes, provide explanation, date(s) and location(s).		

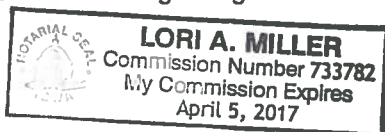
Has the applicant ever received a violation notice, suspension, or revocation for any liquor law violation, have charges pending; or has the applicant applied for and been denied a liquor or beer license anywhere in the United States?

Yes ☒ No ☐

If yes, provide explanation, date(s) and location(s):

See attached list of strings

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 Lori Miller

Title: CFO

State of Iowa
County of Des Moines

Subscribed and sworn to before me this 14 day of April, 20 16.

My Commission Expires: 4/05/2017

Notary Public

Kum & Go LC

Colorado Locations

Store #	Address	City	State	Zip	Beer license number
Kum & Go #	313 5480 E 120th Ave	Thornton	CO	80241	01240424-0058
Kum & Go #	316 2999 Bonanza Drive	Erie	CO	80516	01240424-0059
Kum & Go #	650 17970 Knollwood Dr	Monument	CO	80132	4600066
Kum & Go #	657 2190 Vickers Dr	Colorado Springs	CO	80918-8129	01240424-0043
Kum & Go #	658 6125 Barnes Rd	Colorado Springs	CO	80922	4600037
Kum & Go #	663 5771 N Carefree Circle	Colorado Springs	CO	80917	460046
Kum & Go #	665 1206 Interquest Pkwy	Colorado Springs	CO	80921	12404240044
Kum & Go #	667 7375 Duryea Drive	Colorado Springs	CO	80923	12404240045
Kum & Go #	668 3091 N Chestnut St	Colorado Springs	CO	80907	12404240056
Kum & Go #	669 6735 N Carefree Circle	Colorado Springs	CO	80922	01240424-0047
Kum & Go #	670 8050 Fountain Mesa Rd	Fountain	CO	80817	01240424-0047
Kum & Go #	672 3025 Hancock Expressway	Colorado Springs	CO	80916	1240424-0053
Kum & Go #	673 620 E Fillmore St	Colorado Springs	CO	80907-6310	1240424-0055
Kum & Go #	674 1021 S Nevada Ave	Colorado Springs	CO	80903	01240424-0057
Kum & Go #	676 2588 Airport Rd	Colorado Springs	CO	80910	12-40424-031
Kum & Go #	900 16065 Hwy 131 PO Box 174	Yampa	CO	80483-0174	12-40424-0007
Kum & Go #	901 895 Yampa Ave	Craig	CO	81625-2411	12-40424-0008
Kum & Go #	902 1302 W Victory Way	Craig	CO	81625-3410	12-40424-0009
Kum & Go #	903 700 E Victory Way	Craig	CO	81625-1228	12-40424-0015
Kum & Go #	905 905 Main st	Silt	CO	81652	12-40424-0017
Kum & Go #	906 10 Stone Quarry Rd	Battlmt Mesa	CO	81635	12-40424-0019
Kum & Go #	907 101 Ruby Ranch R PO Box 2657	Silverthorne	CO	80498-2657	12-40424-0020
Kum & Go #	909 605 Park Ave PO Box 1599	Kremmling	CO	80459-1599	12-40424-0019
Kum & Go #	910 366 N 71st Ave	Greeley	CO	80634-9183	12404240021
Kum & Go #	912 30393 Kings Valley Dr	Conifer	CO	80433-7410	12-40424-0028
Kum & Go #	913 PO Box 686	Mead	CO	80504-0686	12404240024
Kum & Go #	914 7027 W 20th St	Greeley	CO	80634-9650	12-40424-0010
Kum & Go #	915 300 Harrison Ave	Leadville	CO	80461-3612	12-40424-0011
Kum & Go #	916 203 Mt View Dr	Leadville	CO	80461	12-40424-0012
Kum & Go #	919 317 E Main St	Rangley	CO	81648	12-40424-0016
Kum & Go #	920 2032 Curve Plaza PO Box 880909	Stmbt Sprngs	CO	80477-0909	12-40424-0013
Kum & Go #	921 120 E 1st St	Rifle	CO	81650-2302	12-40424-0014
Kum & Go #	922 120 E 26th St	Rifle	CO	81650-3107	12-40424-0005
Kum & Go #	927 801 Castle Valley Blvd	New Castle	CO	81647-9441	12-40424-0006
Kum & Go #	928 80 Anglers Dr PO Box # 882139	Stmbt Sprngs	CO	80488-2139	12-40424-0002
Kum & Go #	929 59 Tamarisk Trail	Battlmt Mesa	CO	81635-9030	12-40424-0023
Kum & Go #	930 2150 E Bridge St	Brighton	CO	80601-2552	12-40424-0022
Kum & Go #	931 2901 37th St	Evans	CO	80620-8780	12-40424-0026
Kum & Go #	933 115 Knobcone Dr	Loveland	CO	80538-5702	12-40424-0025
Kum & Go #	934 8150 6th St PO Box 1429	Wellington	CO	80549-1429	12-40424-0042
Kum & Go #	935 PO Box 1317	Gypsym	CO	81637-1317	12-40424-0029
Kum & Go #	937 4530 Hwy 6 Unit A	De Beque	CO	81630	1240424-0027
Kum & Go #	938 PO Box 1907	Granby	CO	80446-1907	12-40424-0030
Kum & Go #	940 70 W Bridge St	Brighton	CO	80601-2805	01240424-0051
Kum & Go #	942 6503 29th St	Greeley	CO	80634	12-40424-0033
Kum & Go #	973 127 Laura Way	Dacono	CO	80514-5046	12-40424-0034
Kum & Go #	975 PO Box 3028	Idaho Springs	CO	80452-3028	12-40424-0032
Kum & Go #	978 PO BOX 5940	Eagle	CO	81631-5940	1240424-0049
Kum & Go #	995 1600 E Eisenhower Blvd	Loveland	CO	80537-3928	566/13584
Kum & Go #	2925 39065 Hwy 13 PO Box # 153	Meeker	CO	81641-0153	12-40424-0001
Kum & Go #	2926 2510 Gilstrap Ct	Glnwd Sprngs	CO	81601-9735	12-40424-0003
Kum & Go #	4904 230 W Jefferson A\ PO Box # 817	Hayden	CO	81639-0817	12-40424-0035
Kum & Go #	4923 705 Taughenbaugh Blvd	Rifle	CO	81650	12-40424-0038
Kum & Go #	4924 1248 Railroad Ave	Rifle	CO	81650-3325	12-40424-0037
Kum & Go #	4951 105 6th St	Glnwd Springs	CO	81601-2937	12-40424-0040

Kum Go LC Colorado Alcohol Stings

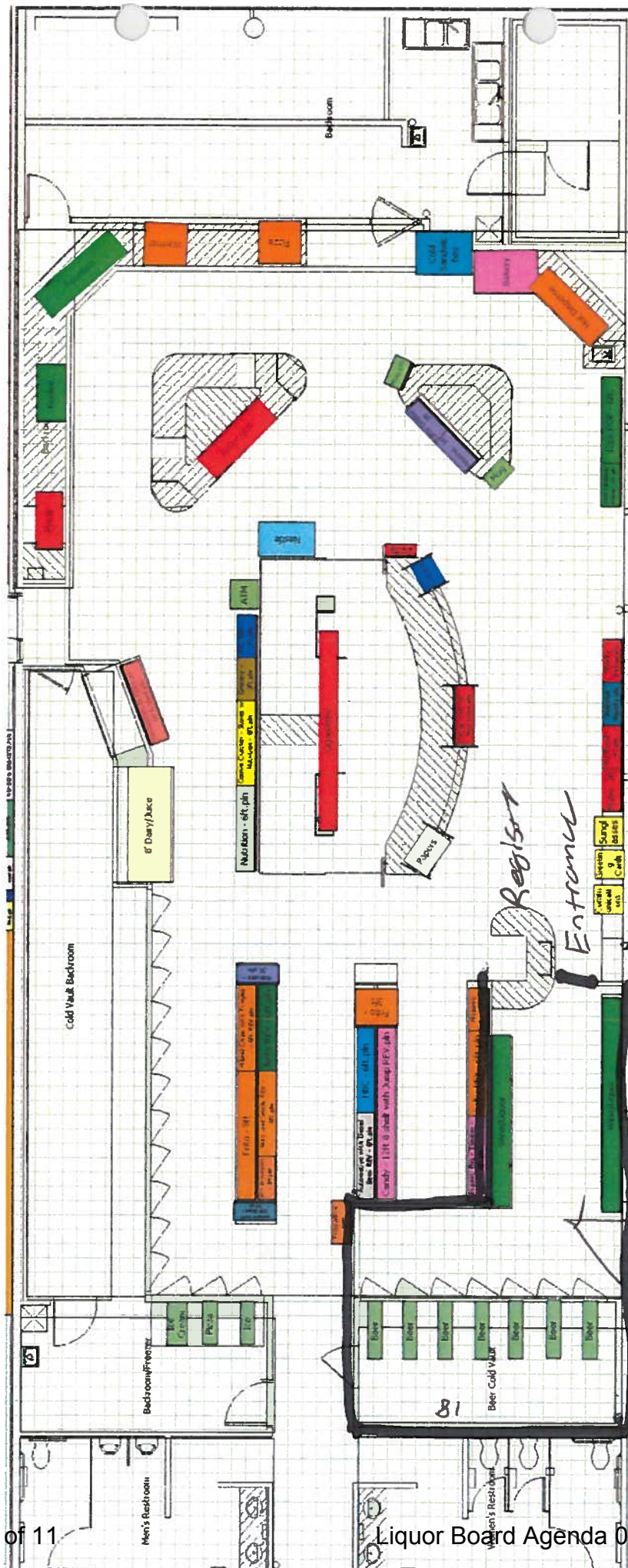
Store #	Offense	Violation Date	Fine	Comments
657	1st	12/04/2015	\$200.00	Settled and paid fine. Agreed order entered 2.28.16.
658	1st	05/24/2013	\$0.00	Admission of Guilt - Warning returned to City 7.12.13
663	1st	05/24/2013	\$0.00	Admission of Guilt - Warning returned to City of Colorado Springs on 7.11.13.
900	1st	07/26/2015	\$200.00	Stipulation, Agreement & Order - Accepted by Colorado Dept. of Revenue,
902	2nd	05/03/2008		License was immediately suspended for 10 days as the imposition of the penalty from the 1st violation less than 6 months earlier that had been suspended pending the non-violation in the future.
903	2nd	05/03/2008		License was immediately suspended for 10 days as the imposition of the deferred sentence for the 1st violation less than 6 months earlier.
903	1st	02/01/2008		
906	1st	09/29/2010	\$200.00	Settlement Agreement and Fine sent 5/25/2011
913	1st	10/07/2010	\$200.00	
913	1st	12/05/2013	\$200.00	Notified via e-mail by Portia Fehr 12.6.13. Fine in lieu of suspension.
914	1st	05/10/2013		Settlement Agreement sent to Dept. of Revenue on 2.25.14. \$200 fine is due by April 1, 2014.
915	1st	06/05/2011	\$336.32	Paid & settled 7.5.13
915	1st	05/16/2013	\$200.00	Stipulation and agreement returned by MJC on 6.20.13.
922	1st	10/30/2010	\$200.00	Settlement Agreement and Payment sent 5/25/2011
927	3rd	10/29/2010	\$200.00	5/16/11 - Sent payment of \$200 and Stipulation, Agreement and Order
927	2nd	06/15/2007		
927	1st	06/25/2005	\$0.00	5 days abeyance commencing on 10/4/05; 40 hours service with Community Coalition
927	1st	07/01/2013		; Failed to serve community Service - 2 days suspension March 6 & 7, 2007
928	3rd	12/02/2011		Notified via e-mail by Kellie Wisbrock 7.1.13.
928	1st	06/15/2007		10 day suspension
928	2nd	12/21/2007		
928	1st	01/11/2013	\$200.00	Stipulation and Agreement sent 3.14.13
929	1st	02/13/2014	\$200.00	Received Stipulation, Agreement & Order 3.3.14. Check Requested 3.3.14.
930	1st	05/13/2009		
933	2nd	11/23/2013		Notified via e-mail from Portia Fehr 11.23.13.
933	3rd	07/31/2014		Show Cause Hearing set for 9/18/14. 45 day suspension to begin 10/1/14.
933	1st	06/01/2012		Rec'd notice of Show Cause Hearing 7/12/12. Hearing is on 9/20/12.
973	1st	10/07/2010	\$200.00	
973	2nd	12/01/2012		15 day suspension (2.23-2.27), 5 active, 10 in abeyance for 1 year.

Kum Go LC

Colorado Alcohol Stings

995 1st	06/27/2013	Stipulation Agreement sent 1.24.13. Cause hearing scheduled for 8.15.13 per notice sent to Lori Miller on 7.25.13. JDH requested fine in lieu of suspension by e-mail to Tree Ablao (city attorney) on 7.25.13.
4923 1st	07/26/2007	
4923 1st	07/08/2013	\$200.00 Settlement reached with City on December 19, 2013.
4924 1st	07/26/2007	
4951 1st	06/25/2005	\$0.00 5 days abeyance commencing on 10/4/05; 40 hours service with Community Coalition; Failed to serve community Service - 2 days suspension March 6 & 7, 2007

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<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 JUL 14 A 8:00</p>
<p>IN THE MATTER OF:</p> <p>Kum & Go LC d/b/a Kum & Go #665 1206 Interquest Parkway Colorado Springs, CO 80921 Mailing Address: 6400 Westown Parkway West Des Moines, IA 50266</p>	<p>▲ BOARD USE ONLY ▲</p>
	<p>Application No: 30896</p>
<p>NOTICE OF HEARING AND INITIAL FINDINGS OF FACT</p>	

NOTICE OF HEARING

This matter comes before the Board for hearing on **Friday, August 5, 2016 at 9:00 A.M.** in the **City Council Chambers of City Hall at 107 N. Nevada Avenue** upon Kum & Go LC d/b/a Kum & Go #665 ("Applicant") application for a new Retail Liquor Store License at 1206 Interquest Parkway, 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 26, 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, August 2, 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 June 21, 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 evidenced 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 July 14, 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

KUM & GO LC

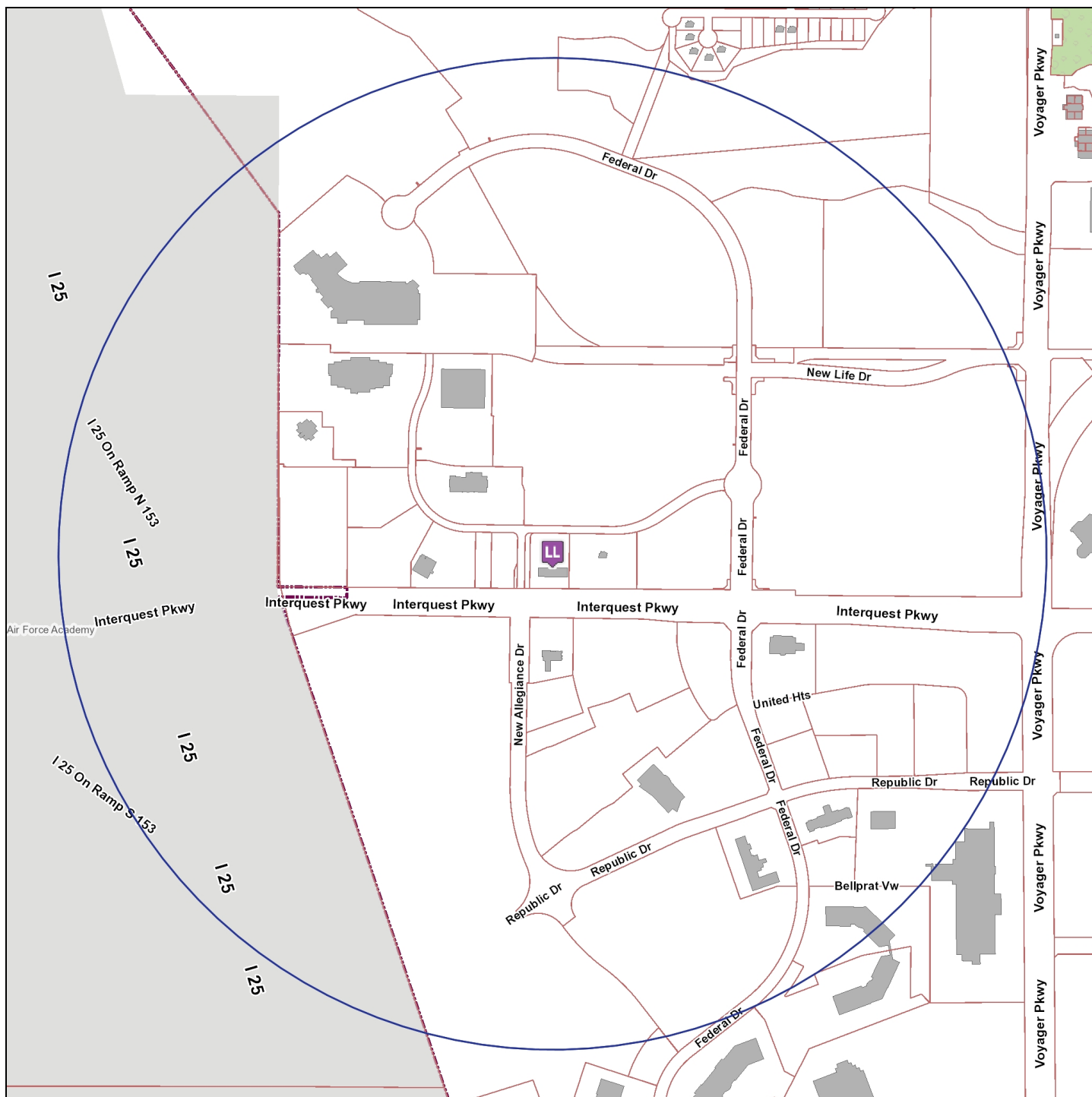
d/b/a KUM & GO #665

1206 INTERQUEST PKWY



OFFICE OF THE CITY CLERK

License ID: 30896



0 0.25 0.5 1 Mile

The survey boundary is 0.5 miles from the establishment

Map Prepared: 7/13/2016 9:08 AM

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OFFICE OF THE CITY CLERK

HEARING LETTER ATTACHMENT

License ID: 30896

KUM & GO LC

d/b/a KUM & GO #665

1206 INTERQUEST PKWY

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 July 14, 2016 to the following address of record:

Kum & Go LC
dba Kum & Go #665
6400 Westown Parkway
West Des Moines, IA 50266



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

CC: licenses@kumandgo.com
Lori Miller <Lori.Miller@kumandgo.com>