

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 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: Artful Living Quatre, LLC	Property Tax Schedule No. : 6418209020
Trade Name (DBA): Painting with a Twist	Business Telephone: (720) 318-7234
Address of Premises: 115 N. Tejon St. #120, Colo. Sprgs, CO 80903	Alternate Telephone: (719) 660-9664

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
Splash!	42870820000	Beer & wine	1/12/2017

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
Starla F. Steinbach	Managing Member	100%

FINANCIAL INFORMATION

TOTAL INVESTMENT IN BUSINESS (include purchase, start up, inventory)	\$ 100,000.00	
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
Artful Living Investments, Inc. 2834 N. Powers Blvd., Colo. Sprgs, CO 80922	loan	\$50,000.00
Artful Living Deux, Inc. 1025 Garden of the Gods Rd., Colo. Sprgs, CO 80907	loan	\$50,000.00

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

Business Name & Address	Applicant's Name	Experience/Position	Dates
see attachment			

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 attachment		

PREMISES/ESTABLISHMENT

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

If leased provide terms: Start date 7/11/2016 End date 8/31/2020

Dimensions of premises approx. 84' x 25' Square footage 2056 Seating Capacity 60

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

Anticipated number of employees? 3

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

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):

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.

ERIKA M KAISER
NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID 19924016387

MY COMMISSION EXPIRES JANUARY 16, 2017

State of Colorado
County of El Paso

Subscribed and sworn to before me this 4th day of August, 20 16.

My Commission Expires: 1-16-2017

Steenbach

Signature

Title: Managing Member

Carin K...

Notary Public

**ARTFUL LIVING QUATRE, LLC
dba Painting with a Twist
115 N. Tejon St. Suite 120
Colorado Springs, CO 80903**

Attachment to City of Colorado Springs Liquor License Application

Prior Experience in Sale of Alcohol:

Starla F. Steinbach is an officer, director and stockholder (if corporation) or Member (if limited liability company) of the following entities which currently hold beer & wine licenses in Colorado:

1. Artful Living Investments, Inc. dba Painting with a Twist, 2834 N. Powers Blvd., Colorado Springs, CO 80922 from November 2011 – present. She was manager from November 2011 – October 2013.
2. Artful Living Deux, Inc. dba Painting with a Twist, 1025 Garden of the Gods Road, Colorado Springs, CO 80907 from January 2014 – present. She was manager from January 2014 – February 28, 2015.
3. Artful Living Trois, LLC dba Painting with a Twist, 7134 W. Alaska Dr., Lakewood, CO 80226 from July 2015 – present. She has been manager from July 2015 – present.
4. Art Without Limits, LLC dba Painting with a Twist, 1112 Oakridge Dr., Suite 107, Fort Collins, CO 80525 from August 2015 – present.

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. No inventory is being transferred.
- ☐ 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 2nd day of August, 20 16.

Seller: LANDLORD: Retail Equities, LLC
Splash! LLC
42870820000

Licensee & License Number

Splash!

Trade name

Signature

Danny Mientka, Manager of Landlord,
Retail Equities, LLC

Position

Danny Mientka

Print Name

Buyer:

Artful Living Quatre, LLC

Applicant

Painting with a Twist

Trade name

SA Steinbach

Signature

Managing Member

Position

Starla F. Steinbach

Print Name

PARTY ROOM
365 SQ FT

CAPACITY:
14 RECOMMENDED
16 MAXIMUM
FURN: (2) 8'-0" TABLES

EXISTING SINK

48" TOTAL DOUBLE DOOR

CORNER STAGE

MAIN ROOM
745 SQ FT

CAPACITY:
38 RECOMMENDED
44 MAXIMUM
FURN: (6) 6'-0" TABLES, (1)
8'-0" TABLE

Liquor
Storage

ARTFUL LIVING QUATRE, LLC
dba Painting with a Twist
115 N. Tejon St. #120
Colorado Springs, CO 80903

SCALE: $\frac{3}{32}" = 1'-0"$

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	CITY CLERK'S OFFICE 2016 SEP 29 P 2:52
<hr/> IN THE MATTER OF: Artful Living Quatre, LLC d/b/a Painting with a Twist 115 N. Tejon Street, #120 Colorado Springs, CO 80903 Mailing Address: 251 Antelope Run Elizabeth, CO 80107	<hr/> <p style="text-align: center;">▲ BOARD USE ONLY ▲</p>
<hr/>	<hr/> Application No: T-724746
NOTICE OF HEARING AND INITIAL FINDINGS OF FACT	

NOTICE OF HEARING

This matter comes before the Board for hearing on **Friday, October 21, 2016 at 9:00 A.M. in the City Council Chambers of City Hall at 107 N. Nevada Avenue** upon Artful Living Quatre, LLC d/b/a Painting with a Twist ("Applicant") application for a transfer of the Beer and Wine License currently issued to Splash!, LLC d/b/a Splash! at 115 N. Tejon Street, #120, Colorado Springs, CO 80903.

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, October 11, 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, October 18, 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 August 6, 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.

ON BEHALF OF THE LOCAL LICENSING AUTHORITY done September 29, 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.

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 September 30, 2016 to the following address of record:

Artful Living Quatre, LLC
dba Painting with a Twist
251 Antelope Run
Elizabeth, CO 80107



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

CC: Erika Kaiser <erikakaiser1@msn.com>
redsteiny@gmail.com