



**LIQUOR LICENSE APPLICATION OR
3.2% FERMENTED MALT BEVERAGE
LICENSE APPLICATION (ALCOHOL BEVERAGE)**

OFFICE OF THE CITY CLERK

CITY CLERK'S OFFICE

Received:

2016 DEC -1 P 12:35

It shall be unlawful for any person to knowingly make any false statement or omit any pertinent information on any application for a license. In the event any person knowingly makes any false statement or omits any pertinent information on any application, that act or omission shall, in addition to all other remedies, be grounds for denial of the license or for suspension or revocation of any license issued upon the basis of the false statement. City Code § 2.1.404.

THIS APPLICATION MUST BE FULLY COMPLETE, WITH APPLICABLE FEES AND ALL REQUIRED ATTACHMENTS.
Return fully completed applications to the City Clerk's Office, 30 S. Nevada Avenue, Suite 101, 80903.



NEW LICENSE



TRANSFER OF OWNERSHIP

Type of License applying for (Check One)

- ☒ Hotel/Restaurant (or Resort) ☐ Hotel/Restaurant w/Optional ☐ Tavern ☐ Brew Pub
☐ Distillery Pub ☐ Vintner's Restaurant ☐ Beer and Wine ☐ Optional Premises
☐ Retail Liquor Store* ☐ Liquor Licensed Drugstore* ☐ Racetrack ☐ Arts
☐ Lodging & Entertainment ☐ 3.2% Beer On Premises ☐ 3.2% Beer Off Premises ☐ 3.2% Beer On & Off Premises

* New Retail Liquor Store (RLS) and Liquor Licensed Drugstore (LLD) applications may not be within 1500' of an existing RLS or LLD location.

Section A: APPLICANT/LICENSEE INFORMATION

1. Name of Applicant/Licensee (list Corporation/LLC/Partnership/Association/Sole Proprietor): Axiome Group, Inc.	
2. Trade Name (DBA): The Perk Downtown	
3. Premises Address: City, State, Zip: 14 South Tejon Street	Location Phone: (719) 635-1600
Property Tax Schedule No. : 6418217019	Zoning: FBZ-CEN
4. Mailing Address: City, State, Zip: 3315 Honeyburyl Dr., C. Springs, CO 80918	Alt Phone: None
Primary Contact Name And Title: Don Heaberlin - President	Email: dandkheaberlin@gmail.com

5. 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

6. 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. Attach supplemental pages as needed. **NOTE: ATTACH ONE AFFIRMATION AND CONSENT (page 3), and ONE APPLICANT INTERVIEW (page 4), FOR EACH NAME LISTED.		
NAME	POSITION HELD	%OWNED
Don Heaberlin	President	50
Kay Heaberlin	Vice President	50

Section B: FINANCIAL INFORMATION

7. Source(s) of funds invested for total purchase, startup, and inventory costs (provide names, banks, and indicate checking, savings, loan, promissory note, gift or other). Attach supplemental pages as needed.

THE FOLLOWING INFORMATION MUST REFLECT THE ENTIRE SOURCE OF FUNDS INVESTED. NO OTHER PERSON OR PARTIES MAY HAVE A FINANCIAL INTEREST IN THE BUSINESS FOR WHICH THIS APPLICATION IS SUBMITTED.

NAME/ADDRESS OF FUNDING SOURCE (bank(s), individual(s), et al.)	FUNDING SOURCE (checking/savings/ loan/ note/ gift)	AMOUNT
Axiome Group, Inc. dba The Perk Downtown 14 S. Tejon St., Colorado SPrings, CO 80903	Business Checking	\$ 15,000
TOTAL INVESTMENT IN BUSINESS:		\$ 15,000

Section C: PREMISES / LOCATION INFORMATION

8. Registered Manager Name: Dane Dekrey

9. Terms of legal possession for which application is made: ☐ OWN ☒ LEASE ☐ OTHER

If leased, provide the terms: START DATE: 04/01/2016 END DATE: 03/31/2021

DIMENSIONS OF PREMISES: 60'5"x21'4" (1st); 49'x21'4" (2nd) TOTAL SQUARE FOOTAGE: 2689 sq. ft.

Is there a patio area? ☒ Yes ☐ No --- If yes, provide dimensions 27'1" x 21'4" (2nd flr.) 10'4" x 14'8" (1st flr.)

Anticipated number of employees: 12 Anticipated opening date: Upon license issue

Will training be offered or required? ☒ Yes ☐ No --- If yes, through what agency? Liquor Licensing Professionals

Section D: BACKGROUND INFORMATION

10. Has the applicant/licensee, any partners, any officers, any stockholders or directors, or any manager of said applicant previously been issued an alcohol beverage license, or have a financial interest in any alcohol beverage license in Colorado?

☐ Yes ☒ No IF YES, ATTACH a statement or affidavit of explanation, to identify the business and any current or former financial interest in said business including any loans to or from another license or licensee.

11. Has the applicant/licensee, any partners, any officers, any stockholders or directors, or any manager of said applicant ever received a violation notice, suspension, or revocation for any alcohol beverage license law violation, have charges pending, or been denied any alcohol beverage license anywhere in the United States?

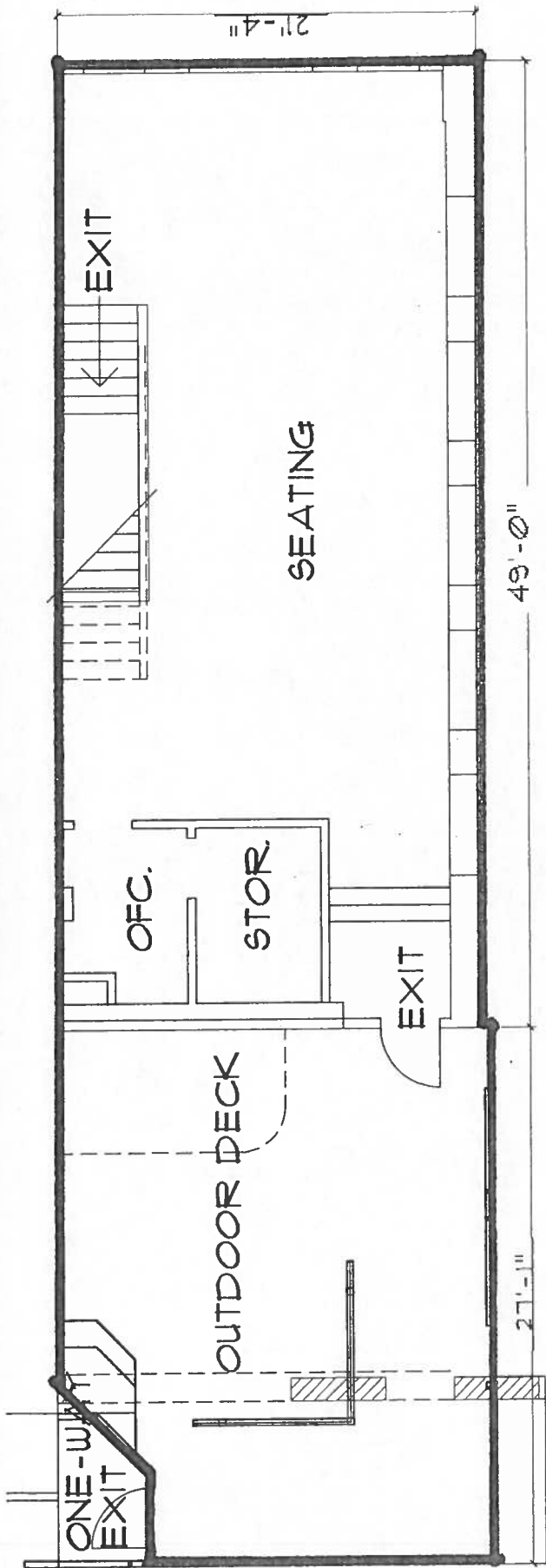
☐ Yes ☒ No IF YES, ATTACH a statement or affidavit of explanation, including date(s) and location(s).

12. Has the applicant/licensee, any partners, any officers, any stockholders or directors, or any manager of said applicant ever been convicted of any crime, received a suspended sentence, a deferred sentence, or have charges pending?

☐ Yes ☒ No IF YES, ATTACH statement or affidavit of explanation, including date(s) and location(s).

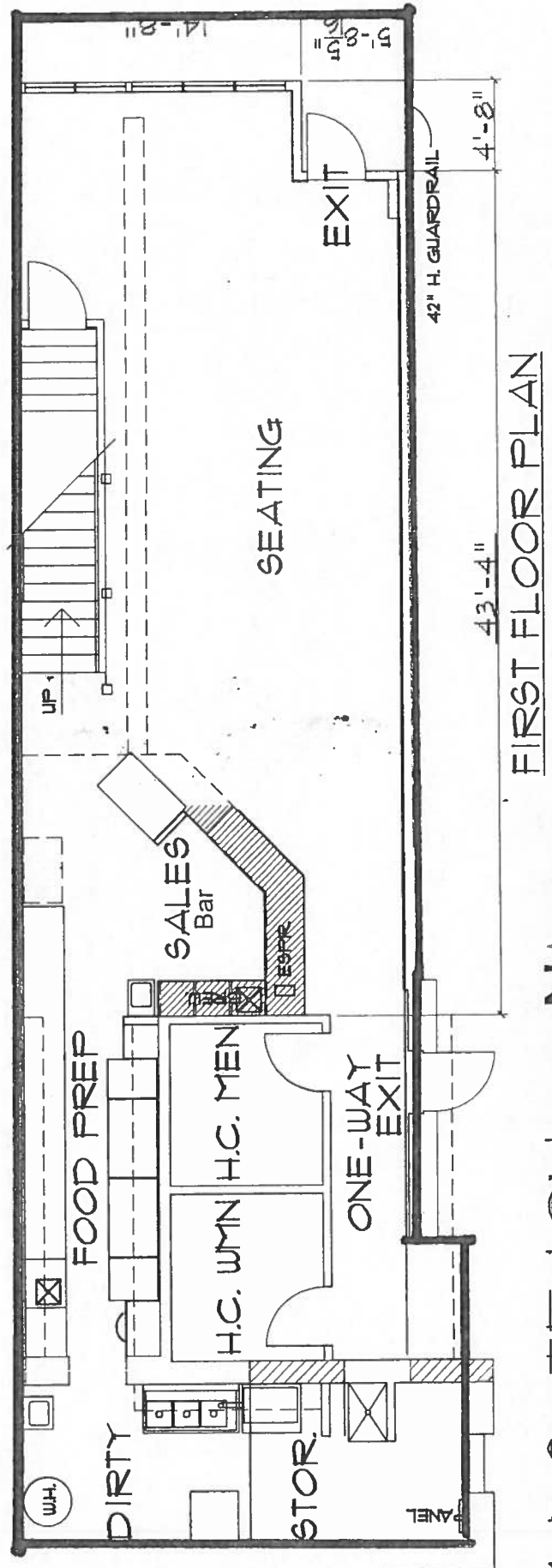
13. List every individual applicant's prior experience in the sale of alcoholic beverages. Attach supplement as needed.

Business Name & Address	Applicant's Name	Experience/Position	Dates
Diamond Knot Brewery & Alehouse 621 Front St., Mukilteo, WA 98275	Dane Dekrey	Host	1/16 - 9/16



SECOND FLOOR PLAN

1500 S.F. MAIN/ 950 S.F. UPPER



FIRST FLOOR PLAN

14 S. TEJON N↑

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 DEC 29 A 7:44
<hr/> IN THE MATTER OF: Axiome Group, Inc. d/b/a The Perk Downtown 14 S. Tejon Street Colorado Springs, CO 80903 Mailing Address: 3315 Honeyburl Drive Colorado Springs, CO 80918	<hr/> <p style="text-align: center;">▲ BOARD USE ONLY ▲</p>
<hr/>	<hr/> Application No: N-31716
NOTICE OF HEARING AND INITIAL FINDINGS OF FACT	

NOTICE OF HEARING

This matter comes before the Board for hearing on **Friday, January 20, 2017 at 9:00 A.M. in the City Council Chambers of City Hall at 107 N. Nevada Avenue** upon Axiome Group, Inc. d/b/a The Perk Downtown ("Applicant") application for a new Hotel and Restaurant Liquor License at 14 S. Tejon Street, 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, January 10, 2017. 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, January 17, 2017.

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

XIII. Applicant's application was filed on December 19, 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.

XIV. 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.

XV. 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.

XVI. 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 December 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.

Liquor Survey Boundaries



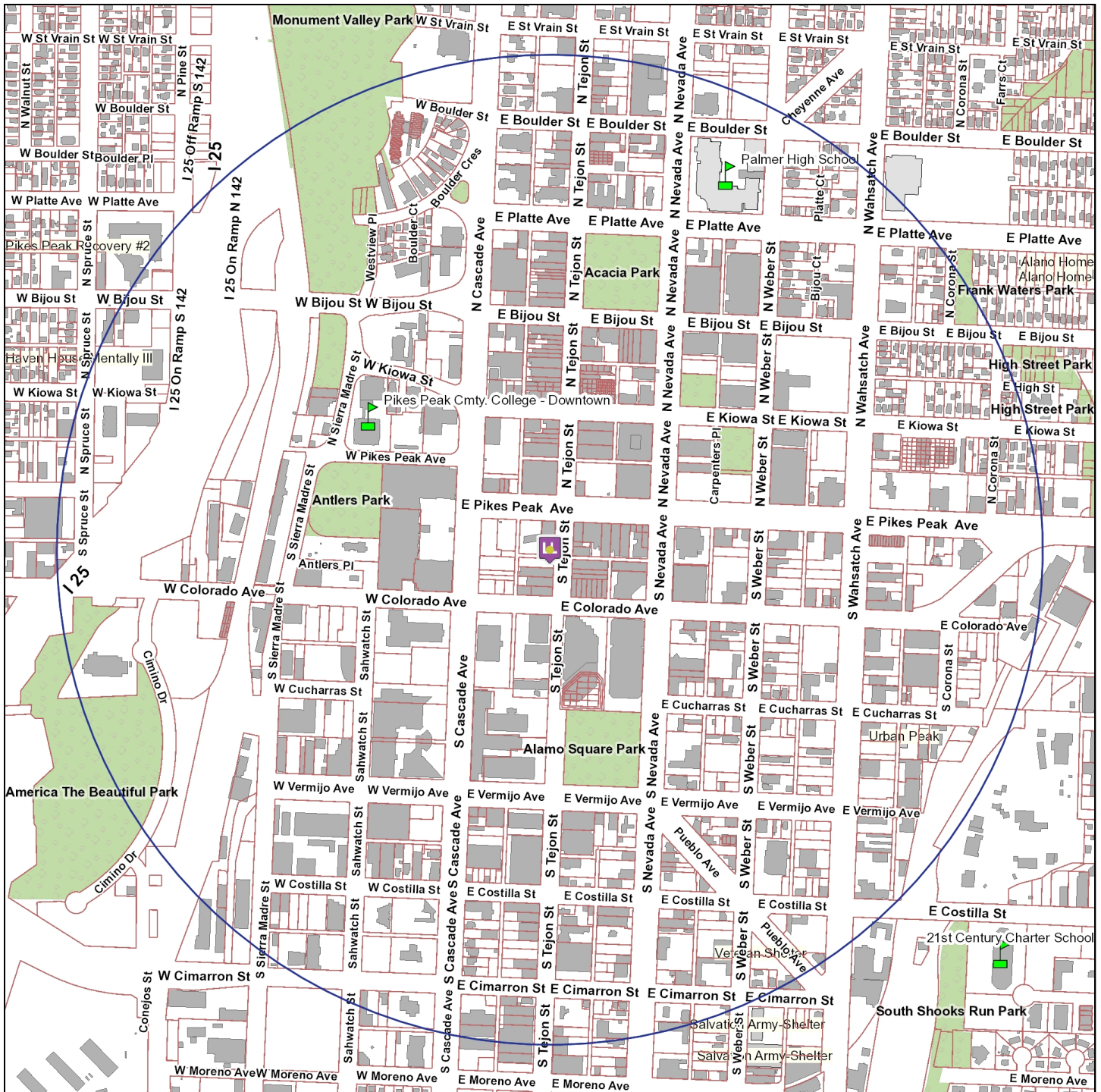
AXIOME GROUP INC.

d/b/a THE PERK DOWNTOWN

14 S TEJON ST

OFFICE OF THE CITY CLERK

License ID: 31716



0 0.25 0.5 1 Mile

The survey boundary is 0.5 miles from the establishment

Map Prepared: 12/15/2016 11:02 AM

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OFFICE OF THE CITY CLERK

HEARING LETTER ATTACHMENT

License ID: 31716

AXIOME GROUP INC.

d/b/a THE PERK DOWNTOWN

14 S TEJON ST

COLORADO SPRINGS, CO 80903

EXISTING SIMILAR LICENSES WITHIN BOUNDARY AREA

<u>Business d/b/a</u>	<u>Business Address</u>	<u>License Type</u>	
1) FUJIYAMA	22 S TEJON ST	Hotel & Restaurant	111.36 ft
2) EAST COAST DELI	24 S TEJON ST	Hotel & Restaurant	137.83 ft
3) IL VICINO WOOD OVEN PIZZA	11 S TEJON ST	Hotel & Restaurant	139.53 ft
4) RITZ BAR & GRILL, THE	15 S TEJON ST	Hotel & Restaurant	163.51 ft
5) CHIPOTLE MEXICAN GRILL	17 S TEJON	Hotel & Restaurant	164.82 ft
6) SONTERRA INNOVATIVE SOUTHWEST GRILL	28 S TEJON ST	Hotel & Restaurant	172.30 ft
7) JACK QUINN'S IRISH ALE HOUSE AND PUB	21 S TEJON ST	Hotel & Restaurant	180.66 ft
8) RED GRAVY	23 S TEJON ST	Hotel & Restaurant	202.74 ft
9) THE THIRSTY PARROT	32 S TEJON ST	Tavern	226.85 ft
10) SAIGON CAFÉ	20 E COLORADO AVE	Beer & Wine	261.54 ft
11) KIMBALL'S CINEMAS	113 E PIKES PEAK AVE	Tavern	305.92 ft
12) THE MELTING POT	30 E PIKES PEAK AVE	Hotel & Restaurant	335.89 ft
13) SPRINGS ORLEANS & MINING EXCHANGE HOTEL	123 E PIKES PEAK AVE	Hotel & Restaurant	406.25 ft
14) PHANTOM CANYON BREWING COMPANY	2 E PIKES PEAK AVE	Brew Pub	471.66 ft
15) MINING EXCHANGE HOTEL OR THE GOLD ROOM	18 S NEVADA AVE	Tavern	485.71 ft
16) THE MANSION / THE MEZZANINE	20 N TEJON ST	Tavern	516.82 ft
17) RED MARTINI/BLONDIES	22 N TEJON ST	Tavern	558.27 ft
18) GASOLINE ALLEY	28 N TEJON ST	Tavern	596.46 ft
19) COWBOYS	25 N TEJON ST	Tavern	618.42 ft
20) BEAUTY BAR	26 N TEJON ST	Tavern	632.51 ft
21) NOSH	121 S TEJON ST	Hotel & Restaurant	653.84 ft
22) THE FAMOUS	31 N TEJON ST	Hotel & Restaurant	691.14 ft
23) YOO-MAE	21 & 21-1/2 E. KIOWA ST	Hotel & Restaurant	695.18 ft
24) V BAR BY CLUB Q	17-19 E KIOWA ST	Tavern	698.86 ft
25) JOHNNY MARTIN'S CAR CENTRAL	1 S NEVADA AVE	Hotel & Restaurant	704.59 ft
26) MACKENZIES CHOPHOUSE	128 S TEJON ST	Hotel & Restaurant	721.58 ft



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27) THE ANTLERS & ANTLERS HOTEL	4 S CASCADE AVE	Hotel & Restaurant	792.69 ft
28) T BYRD'S TACOS AND TEQUILA	26 E KIOWA	Hotel & Restaurant	841.11 ft
29) THE RABBIT HOLE	101 N TEJON ST	Hotel & Restaurant	841.16 ft
30) BONNY & READ FINE SEAFOOD & STEAKS	101 N TEJON ST	Hotel & Restaurant	850.51 ft
31) HUNAN SPRINGS INC	24 E KIOWA ST	Hotel & Restaurant	862.23 ft
32) MEDITERRANEAN CAFE	118 E KIOWA ST	Beer & Wine	881.41 ft
33) THE UTE AND YETI	21 N NEVADA AVE	Beer & Wine	902.59 ft
34) UNDERGROUND PUB & GRILL, AND BREWER'S REPUBLIC	110 N NEVADA AVE	Hotel & Restaurant	955.46 ft
35) PAINTING WITH A TWIST	115 N TEJON ST	Beer & Wine	961.58 ft
36) OLD CHICAGO NORTH	118 N TEJON ST	Hotel & Restaurant	996.11 ft
37) RENDEZVOUS	128 N TEJON ST	Tavern	1,083.01 ft
38) CITY AUDITORIUM CONCESSIONS	221 E KIOWA	Tavern	1,114.08 ft
39) 15c CLUB INC	15 E BIJOU ST	Tavern	1,124.07 ft
40) BINGO BURGER	132 N TEJON ST	Hotel & Restaurant	1,133.16 ft
41) PIKES PEAK CENTER	190 S CASCADE AVE	Tavern	1,149.70 ft
42) FRATELLI RISTORANTE ITALIANO	124 N NEVADA AVE	Hotel & Restaurant	1,177.81 ft
43) BAMBINO'S, INC.	36 E BIJOU ST	Hotel & Restaurant	1,315.33 ft
44) EVEREST NEPAL RESTAURANT	28 E BIJOU ST	Hotel & Restaurant	1,320.32 ft
45) SPICE ISLAND GRILL	10 N SIERRA MADRE ST	Hotel & Restaurant	1,358.48 ft
46) TRIPLE S BREWING	318 E COLORADO AVE	Brew Pub	1,418.82 ft
47) PARIS CREPE & CAFE ROMA	218 N TEJON ST	Hotel & Restaurant	1,511.77 ft
48) TRIPLE NICKEL TAVERN LLC	26 S WAHSATCH AVE	Tavern	1,550.72 ft
49) JOSE MULDOONS	222 N TEJON ST	Hotel & Restaurant	1,567.09 ft
50) AMERICAN LEGION POST NO. 5	15 E PLATTE AVE	Club	1,664.97 ft
51) OSCAR'S TEJON STREET	333 S TEJON ST	Hotel & Restaurant	1,766.68 ft
52) CHINA TOWN RESTAURANT	326 S NEVADA AVE	Hotel & Restaurant	1,779.64 ft
53) BAR-K	124 E COSTILLA ST	Tavern	1,813.88 ft
54) EL PASO CLUB	30 E PLATTE AVE	Club	1,900.35 ft
55) IRON BIRD BREWING CO.	402 & 404 S NEVADA AVE	Brew Pub	1,991.76 ft
56) ODYSSEY GASTROPUB	311 N TEJON ST	Hotel & Restaurant	2,004.03 ft
57) LOYAL COFFEE	408 S NEVADA AVE	Hotel & Restaurant	2,025.96 ft
58) THE RESTAURANT AT POOR RICHARD'S	324 N TEJON ST	Hotel & Restaurant	2,098.14 ft
59) V F W PIKES PEAK POST 4051	430 E PIKES PEAK AVE	Club	2,104.51 ft
60) COQUETTE'S BISTRO & BAKERY	321 N TEJON ST	Hotel & Restaurant	2,126.28 ft
61) TONY'S	326 N TEJON ST	Hotel & Restaurant	2,165.19 ft
62) GARRISON TAVERN	424 S NEVADA AVE	Tavern	2,220.36 ft
63) SUPERNOVA	111 E BOULDER ST	Hotel & Restaurant	2,228.77 ft



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64) THE WILD GOOSE MEETING HOUSE	401 N TEJON ST	Hotel & Restaurant	2,354.86 ft
65) RASTA PASTA	405 N TEJON ST	Hotel & Restaurant	2,411.23 ft
66) McCABES TAVERN	520 S TEJON ST	Hotel & Restaurant	2,610.12 ft

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 December 29, 2016 to the following address of record:

Axiome Group, Inc.
dba The Perk Downtown
3315 Honeyburyl Drive
Colorado Springs, CO 80918



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

CC: dandkheaberlin@gmail.com
Vince Linden <vince@lindenlawgroup.com>