



OFFICE OF THE CITY CLERK

Received

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

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):

Zoe's Colorado LLC

2. Trade Name (DBA): Zoe's Kitchen

3. Premises Address: 5697 Barnes Road, Suite 100 *Colo. Springs CO 80922* Location: Pending
City, State, Zip: Phone:

Property Tax Schedule No.: 6325113006 Zoning: PBC/CR AO

4. Mailing Address: 5760 State Highway 121, Suite 250 Alt Phone: (214) 436-8765
City, State, Zip:

Primary Contact Name And Title: Maria Martinez Email: mariamartinez@zoeskitchen.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
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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
Zoe's Kitchen LLC	Parent Company	100
Michael Todd	Member	0
Sunil Doshi	Member	0
Kevin Miles	Member	0

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
Wells Fargo	Existing corporate funds	800000
TOTAL INVESTMENT IN BUSINESS:		\$ 800000

Section C: PREMISES / LOCATION INFORMATION

8. Registered Manager Name: ~~Lisa Murray~~ Selma Charles

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

If leased, provide the terms: START DATE: Rent Commencement Date END DATE: 10 years after commencement

DIMENSIONS OF PREMISES: Approx. 70'x40' TOTAL SQUARE FOOTAGE: 3233

Is there a patio area? ☒ Yes ☐ No --- If yes, provide dimensions 20'x25'

Anticipated number of employees: 20-30 Anticipated opening date: 05/04/2017

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

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).

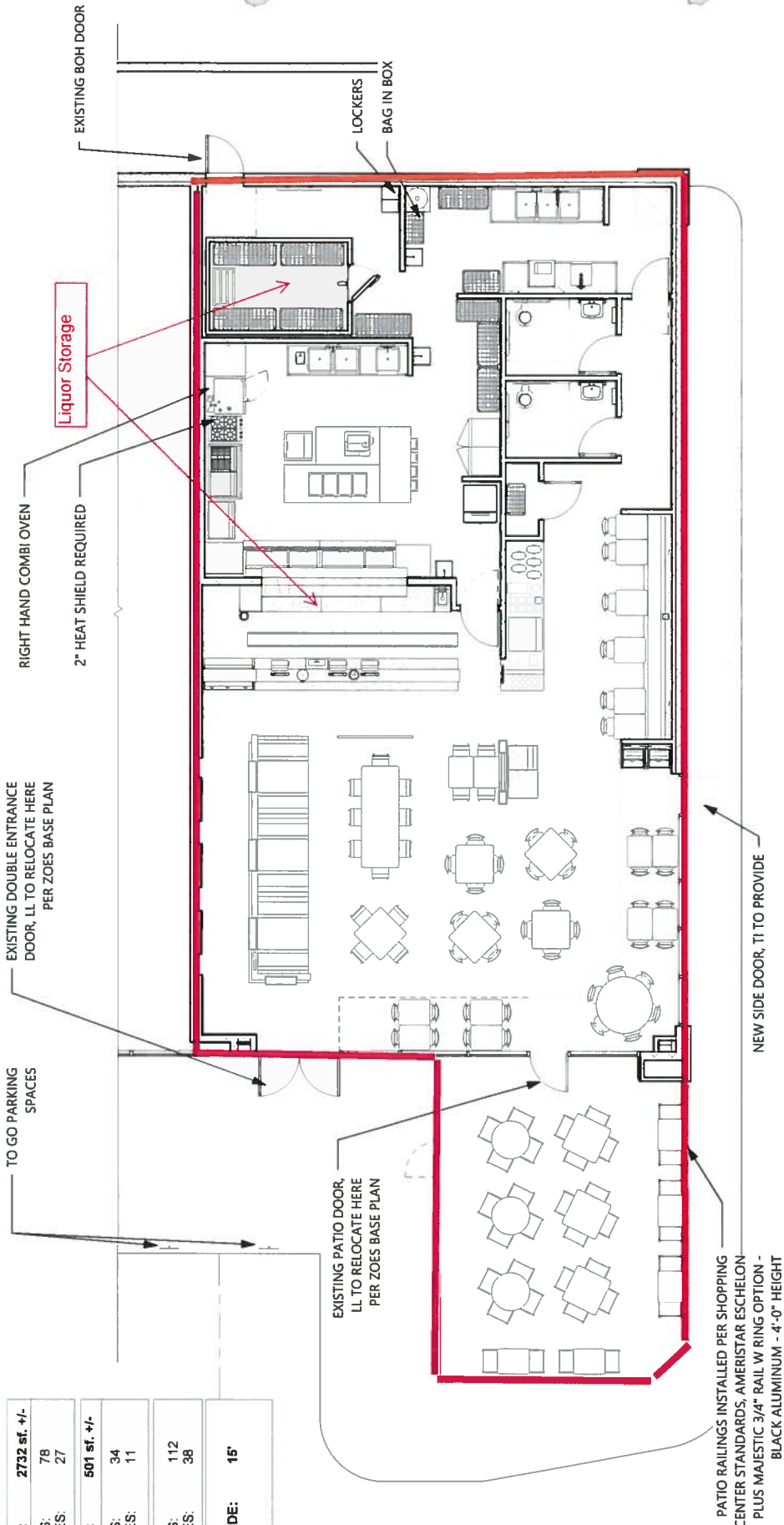
12. Has the applicant/licensee, any partners, any officers, any stockholders or directors, or any manager of said applicant ever been convicted of any crime, received a suspended sentence, a deferred sentence, or have charges pending?

☐ 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
Zoe's Colorado LLC	Michael Todd	Corporate officer	2016 - Present
- Multiple locations			
Zoe's Colorado LLC	Sunil Doshi	Corporate officer	2016 - Present
- Multiple locations			
Zoe's Colorado LLC	Kevin Miles	Corporate officer	2016 - Present
- Multiple locations			

BUILDING	AREA:	2732 sf. +/-
	SEATS:	78
	TABLES:	27
PATIO	AREA:	501 sf. +/-
	SEATS:	34
	TABLES:	11
TOTAL	SEATS:	112
	TABLES:	38
STORAGE	21" WIDE:	15'



Sheet

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Starr Design, PLLC
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Charlotte, NC 28208
V. 704.377.5200
www.starrdesign.com

name | address
**ZOES KITCHEN
POWERS & BARNES**
5907 BARNES ROAD
COLORADO SPRINGS, COLORADO 80922

job status
CONCEPTUAL DESIGN
07/29/2016

sheet title | number

SCHEMATIC PLAN SD1.01

© Starr Design, PLLC 2014 | 182/0000 | 07/29/2016



<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 2017 MAY 16 A 9:33</p>
<p>IN THE MATTER OF:</p> <p>Zoe's Colorado, LLC d/b/a Zoe's Kitchen 5697 Barnes Road, #100 Colorado Springs, CO 80922 Mailing Address: 5760 State Highway 121, #250 Plano, TX 75024</p>	<p>▲ BOARD USE ONLY ▲</p>
	<p>Application No: N-32239</p>
<p>AMENDED NOTICE OF HEARING AND INITIAL FINDINGS OF FACT</p>	

NOTICE OF HEARING

This matter comes before the Board for hearing on **Friday, June 16, 2017 at 9:00 A.M.** in the **City Council Chambers of City Hall at 107 N. Nevada Avenue** upon Zoe's Colorado, LLC d/b/a Zoe's Kitchen ("Applicant") application for a new Beer and Wine License at 5697 Barnes Road, #100, Colorado Springs, CO 80922.

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, June 6, 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, June 13, 2017.

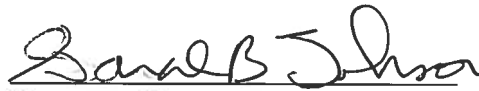
Pursuant to C.R.S. §12-47-312 and Local Rule No. 7 the Local Licensing Authority, through the Office of the City Clerk, has conducted an investigation into Applicant's application. NOW THEREFORE these Initial Findings of Fact are presented.

INITIAL FINDINGS OF FACT

- I. Applicant's application was filed on March 3, 2017, 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 May 16, 2017.

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

ZOE'S COLORADO LLC

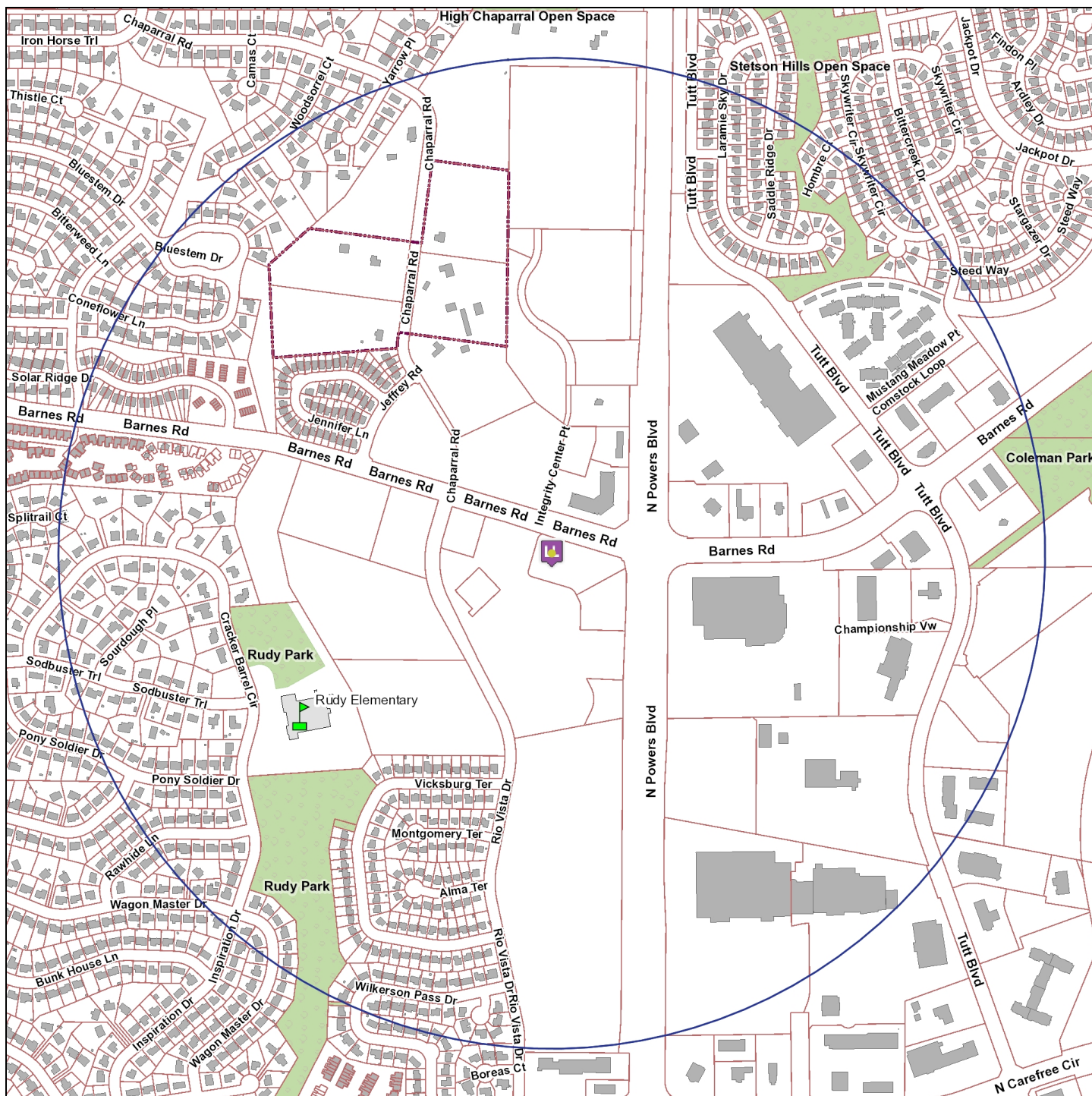
d/b/a ZOE'S KITCHEN

5697 BARNES RD #100



OFFICE OF THE CITY CLERK

License ID: 32239



The survey boundary is 0.5 miles from the establishment

Map Prepared: 5/11/2017 1:56 PM

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OFFICE OF THE CITY CLERK

HEARING LETTER ATTACHMENT

License ID: 32239

ZOE'S COLORADO LLC

d/b/a ZOE'S KITCHEN

5697 BARNES RD #100

COLORADO SPRINGS, CO 80922

EXISTING SIMILAR LICENSES WITHIN BOUNDARY AREA

<u>Business d/b/a</u>	<u>Business Address</u>	<u>License Type</u>	
1) RHINO'S SPORTS & SPIRITS	4307 INTEGRITY CENTER PT	Tavern	369.87 ft
2) LONGHORN STEAKHOUSE #5568	5707 BARNES RD	Hotel & Restaurant	383.65 ft
3) ZEN FUSION SUSHI & BISTRO	4359 INTEGRITY CENTER PT	Beer & Wine	405.78 ft
4) TOKYO JOE'S	5697 BARNES RD	Beer & Wine	615.51 ft
5) ON THE BORDER MEXICAN GRILL & CANTINA	5832 BARNES RD	Hotel & Restaurant	886.90 ft
6) NOODLES & COMPANY	5844 BARNES RD	Hotel & Restaurant	936.44 ft
7) CLEATS BAR & GRILL	6120 BARNES RD	Hotel & Restaurant	2,020.38 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 May 16, 2017 to the following address of record:

Zoe's Colorado, LLC
dba Zoe's Kitchen
5760 State Highway 121, #250
Plano, TX 75024



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

CC: mariamartinez@zoeskitchen.com
adam.clark.co@gmail.com