

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

Received:

CITY CLERK'S OFFICE

2017 MAY -5 P 2:33

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):

The French Kitchen, LLC

2. Trade Name (DBA): The French Kitchen

3. Premises Address:

City, State, Zip: 4771 - 4775 N. Academy Blvd, Colorado Springs, CO 80918

Location Phone: (719) 528-6295

Property Tax Schedule No. : 632231009

Zoning: PBC

4. Mailing Address: 4771 N. Academy Blvd., Colorado Springs, CO 80918
City, State, Zip:

Alt Phone: (719) 694-4016

Primary Contact

Name And Title: Blandine Brutel, Owner/Manager

Email: b@tfkcc.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
Blandine Brutel	Member and Manager	100%

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
Blandine Brutel (home equity line of credit loan)	Loan, personal home equity line of credit	116,355
Loan provided by Wells Fargo Bank 1801 Park View Drive, Shoreview, MN 55126		
SBA Loan to The French Kitchen, LLC	SBA Loan	658,500
Loan provided by Wells Fargo Bank 600 S. 4th St. 13th Floor, Minneapolis, MN 55415		
TOTAL INVESTMENT IN BUSINESS:		\$ 774,855

Section C: PREMISES / LOCATION INFORMATION

8. Registered Manager Name: Blandine Brutel

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

If leased, provide the terms: START DATE: Dec. 1, 2016 END DATE: Nov. 30, 2021

DIMENSIONS OF PREMISES: 77' 2" x 69' 10" TOTAL SQUARE FOOTAGE: 3,268

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

Anticipated number of employees: 6 Anticipated opening date: 5/24/2017

Will training be offered or required? ☒ Yes ☐ No --- If yes, through what agency? To be selected from one of the listed approved agencies

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

Supplemental Answers

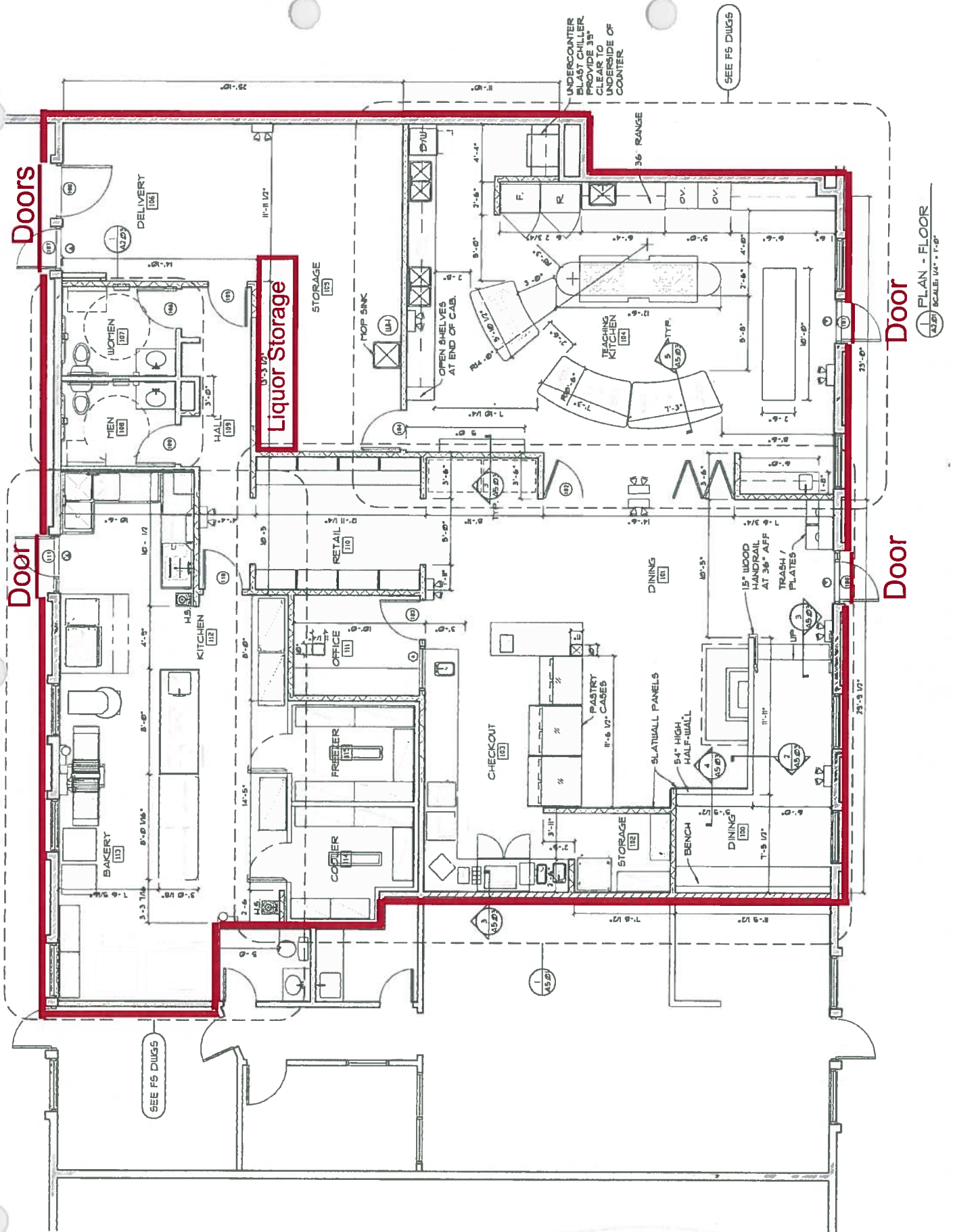
Section B: Financial Information

Blandine Brutel is the sole owner of the company. Since December 31, 2011, Ms. Brutel operated The French Kitchen, LLC out of her home. She is now expanding into a commercial retail location. To fund the expansion of the business into its new location she has secured the following funding:

The bulk of the funding, \$658,500, was obtained through an SBA loan taken by the company. The French Kitchen, LLC is the primary obligor on this loan and Ms. Brutel is a guarantor of this loan.

Additionally, Ms. Brutel took a personal home equity line of credit in the amount of \$116,355. This loan is in Ms. Brutel's name only, and the proceeds of this loan are being used to fund construction of the company's new location. As a condition of obtaining the SBA loan, Ms. Brutel was obligated to contribute a certain percentage of the total construction costs (i.e. put a certain percentage down). Ms. Brutel accomplished her personal contribution toward the construction costs through this home equity line of credit.

Thus, the total financial contribution to The French Kitchen, LLC is \$774,855, consisting of a personal loan to Ms. Brutel (i.e., the home equity line of credit) in the amount of \$116,355, and the SBA loan taken by the company itself in the amount of \$658,500.



<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 JUN 27 A 6: 22</p>
<p>IN THE MATTER OF:</p> <p>The French Kitchen, LLC d/b/a The French Kitchen 4771-4775 N. Academy Boulevard Colorado Springs, CO 80918 Mailing Address: 4771 N. Academy Boulevard Colorado Springs, CO 80918</p>	<p>▲ BOARD USE ONLY ▲</p>
	<p>Application No: N-32368</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 21, 2017 at 9:00 A.M.** in the **City Council Chambers of City Hall at 107 N. Nevada Avenue** upon The French Kitchen, LLC d/b/a The French Kitchen ("Applicant") application for a new Beer and Wine License at 4771-4775 N. Academy Boulevard, Colorado Springs, CO 80918.

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 11, 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, July 18, 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 May 5, 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 June 27, 2017.

FOR THE CITY OF COLORADO
SPRINGS LIQUOR AND BEER
LICENSING BOARD



By: Sarah B. Johnson
City Clerk

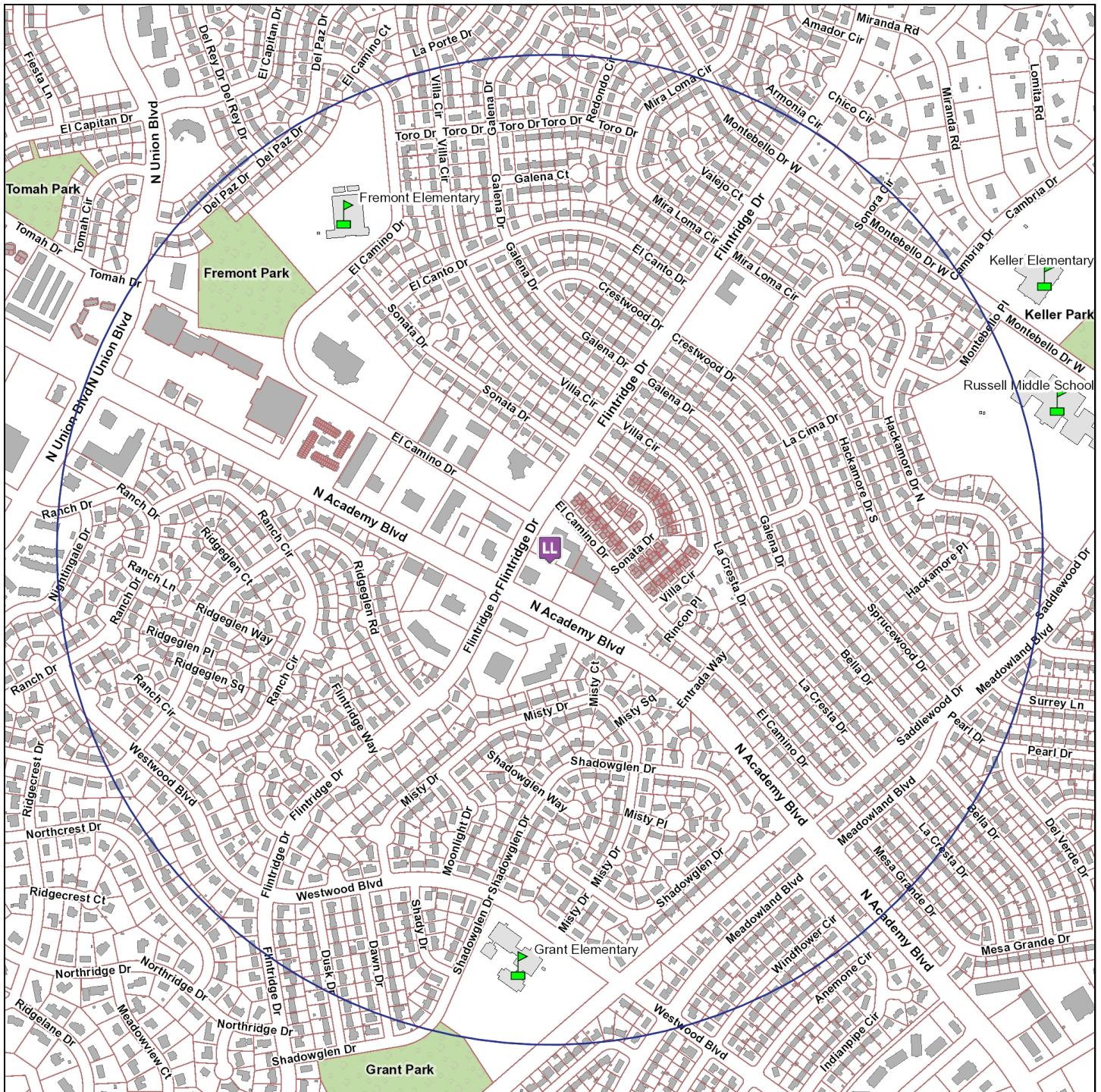
Direct questions regarding this notice and hearing to Lee McRae at 719-385-5106.

Liquor Survey Boundaries



THE FRENCH KITCHEN, LLC
d/b/a THE FRENCH KITCHEN
4771-4775 N ACADEMY BLVD

OFFICE OF THE CITY CLERK
License ID: 32368



0 0.25 0.5 1 Mile

The survey boundary is 0.5 miles from the establishment

Map Prepared: 6/23/2017 6:58 AM

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OFFICE OF THE CITY CLERK

HEARING LETTER ATTACHMENT

License ID: 32368

THE FRENCH KITCHEN, LLC
d/b/a THE FRENCH KITCHEN
4771-4775 N ACADEMY BLVD
COLORADO SPRINGS, CO 80918

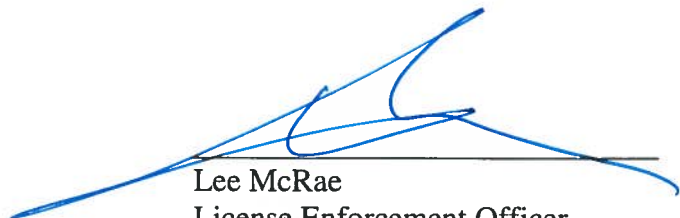
EXISTING SIMILAR LICENSES WITHIN BOUNDARY AREA

<u>Business d/b/a</u>	<u>Business Address</u>	<u>License Type</u>	
1) COLORADO SMOKEHOUSE	4737 N ACADEMY BLVD	Hotel & Restaurant	140.13 ft
2) LITTLE NEPAL	4820 FLINTRIDGE DR	Hotel & Restaurant	269.63 ft
3) PINTS TAVERN	4861 N ACADEMY BLVD	Tavern	601.17 ft
4) JOE'S NEIGHBORHOOD BAR	4763 FLINTRIDGE DR	Tavern	616.34 ft
5) RED LOBSTER #0364	4925 N ACADEMY BLVD	Hotel & Restaurant	776.11 ft
6) MIRCH MASALA	5047 N ACADEMY BLVD	Hotel & Restaurant	2,048.14 ft
7) CHIPOTLE MEXICAN GRILL	5079 N ACADEMY BLVD	Hotel & Restaurant	2,207.79 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 June 27, 2017 to the following address of record:

The French Kitchen, LLC
dba The French Kitchen
4771 N. Academy Boulevard
Colorado Springs, CO 80918



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

CC: b@tfkcc.com
adam@businesslawgroup.us