



## OFFICE OF THE CITY CLERK

Received:

CITY CLERK'S OFFICE

2017 AUG 23 P 12:30

**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)*

- |   |  |   |  |
|---|--|---|--|
| <input type="checkbox"/> Hotel/Restaurant (or Resort) | <input type="checkbox"/> Hotel/Restaurant w/Optional | <input type="checkbox"/> Tavern                   | <input type="checkbox"/> Brew Pub                    |
| <input type="checkbox"/> Distillery Pub               | <input type="checkbox"/> Vintner's Restaurant        | <input checked="" type="checkbox"/> Beer and Wine | <input type="checkbox"/> Optional Premises           |
| <input type="checkbox"/> Retail Liquor Store*         | <input type="checkbox"/> Liquor Licensed Drugstore*  | <input type="checkbox"/> Racetrack                | <input type="checkbox"/> Arts                        |
| <input type="checkbox"/> Lodging & Entertainment      | <input type="checkbox"/> 3.2% Beer On Premises       | <input type="checkbox"/> 3.2% Beer Off Premises   | <input type="checkbox"/> 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):**

Icon Cinema Colorado Springs, Inc.

**2. Trade Name (DBA):** Icon Cinema**3. Premises Address:** 1818 Spring Water Point, Colorado Springs, CO 80921  
**City, State, Zip:****Location  
Phone:****Property Tax Schedule No. :** 6221301012 26**Zoning:** None per city Website**4. Mailing Address:** PO Box 1769, Clovis, NM 88102  
**City, State, Zip:****Alt Phone:** (575) 799-0139**Primary Contact  
Name And Title:** Sam Snell**Email:** Sam@Dolphinseating.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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**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
Sam Snell	Vice President	45
Julie Snell	President	45
Stetson Snell	COO	10

**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
First National Bank - Albany /Breckenridge 1500 Industrial Blvd. #102, Abilene, TX 79602	Loan	\$4,000,000.00
Sam Julie Snell 1458 Yellow Tail Drive, Colorado Springs, CO 80921		
	Cash Investment Checking	\$1,173,374.00
TOTAL INVESTMENT IN BUSINESS:		\$ 5,173,374.00

**Section C: PREMISES / LOCATION INFORMATION**

8. Registered Manager Name: Stetson Snell

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

If leased, provide the terms: START DATE: \_\_\_\_\_ END DATE: \_\_\_\_\_

DIMENSIONS OF PREMISES: 366' X 130' TOTAL SQUARE FOOTAGE: 47,580

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

Anticipated number of employees: 30 Anticipated opening date: \_\_\_\_\_

Will training be offered or required? ☒ Yes ☐ No --- If yes, through what agency? Unknown at this time

**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?

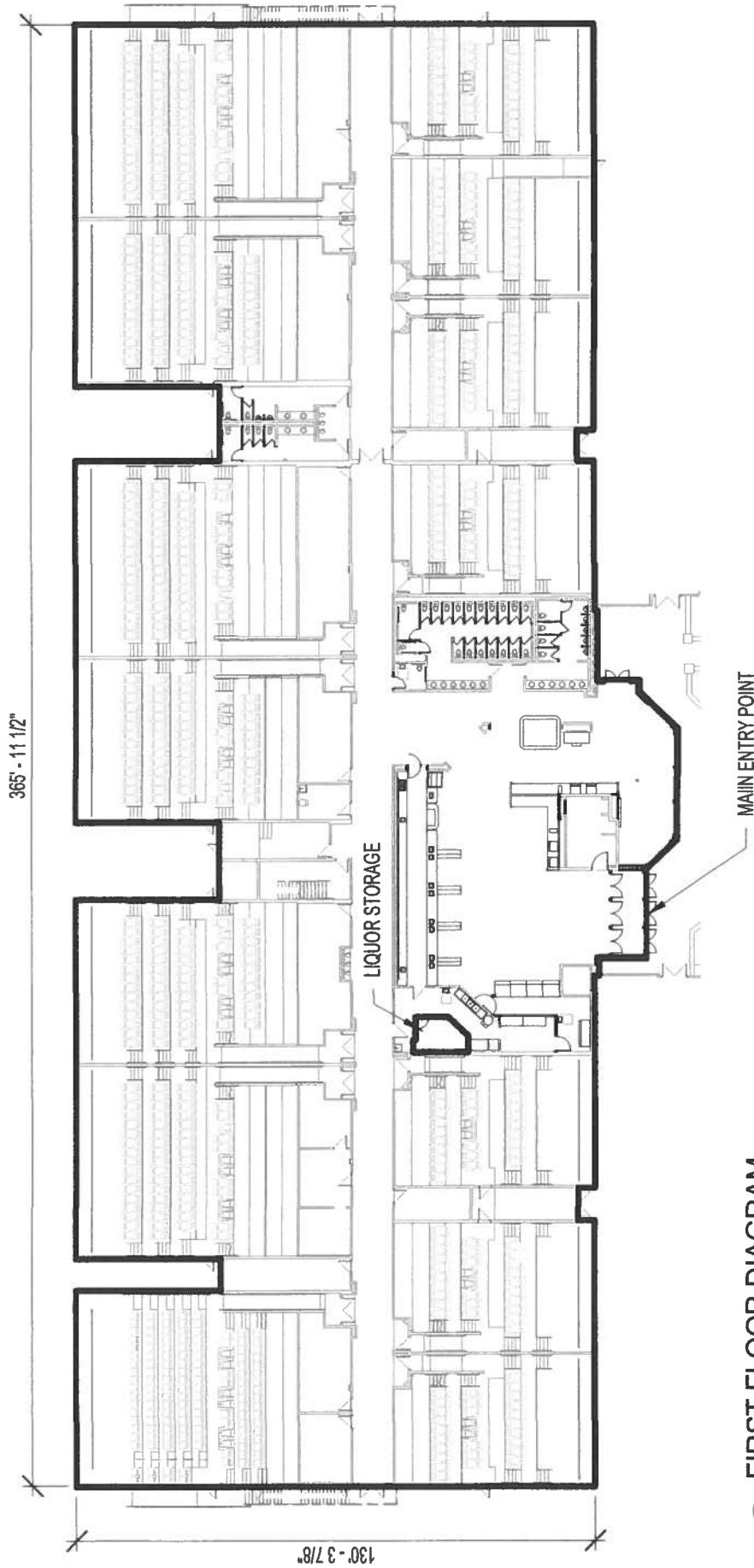
☐ Yes ☒ No IF YES, ATTACH a statement or affidavit of explanation, including date(s) and location(s).

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.

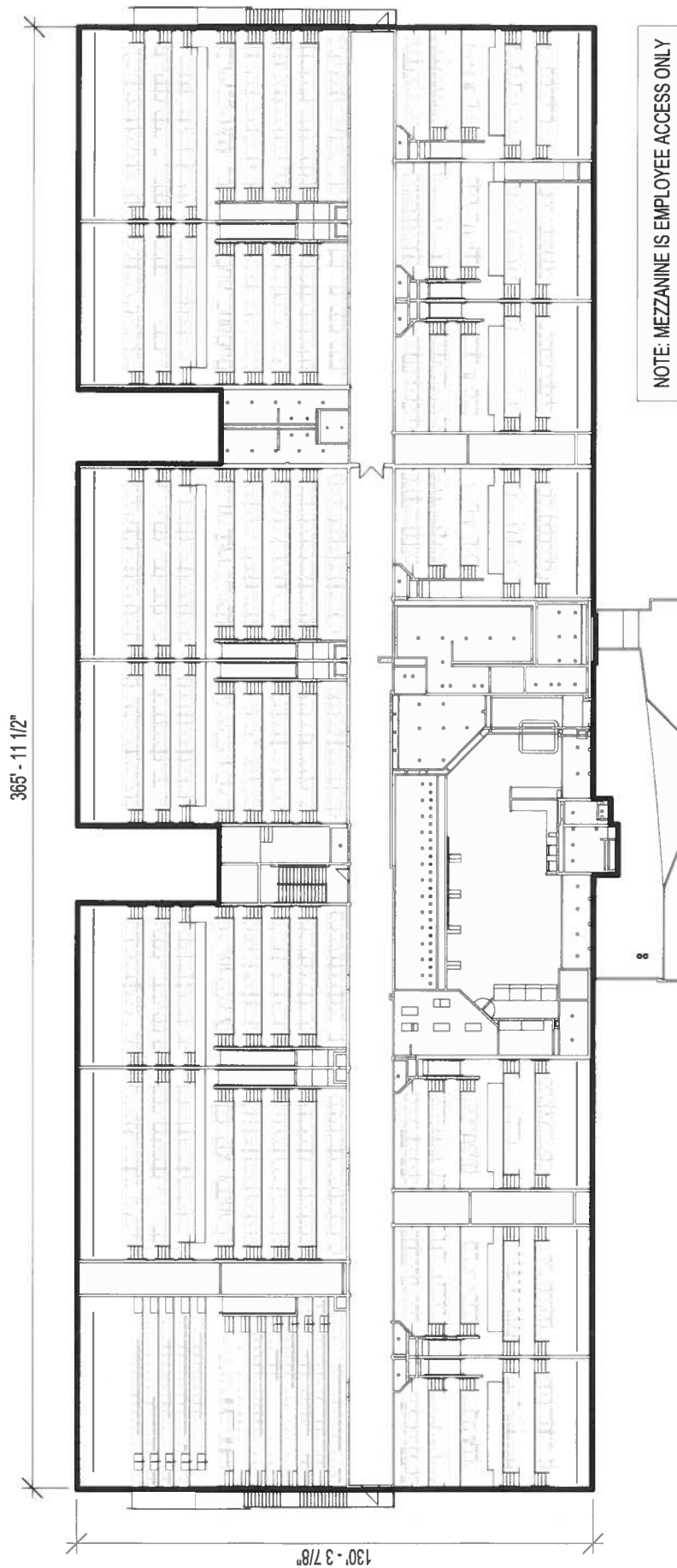
Business Name & Address	Applicant's Name	Experience/Position	Dates



1 FIRST FLOOR DIAGRAM  
1" = 40'-0"

# ICON CINEMA

1818 SPRING WATER POINT  
COLORADO SPRINGS, CO 80921



1 MEZZANINE DIAGRAM  
1" = 40'-0"

# ICON CINEMA

1818 SPRING WATER POINT  
COLORADO SPRINGS, CO 80921

<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 OCT 12 A 9:16</p>
<p>IN THE MATTER OF:</p> <p>Icon Cimena Colorado Springs, Inc. d/b/a <b>Icon Cinema</b> 1818 Springs Water Point Colorado Springs, CO 80921 Mailing Address: P.O. Box 1769 Clovis, NM 88102</p>	<p>▲ BOARD USE ONLY ▲</p>
	<p>Application No: N-32901</p>
<p><b>NOTICE OF HEARING AND INITIAL FINDINGS OF FACT</b></p>	

### NOTICE OF HEARING

This matter comes before the Board for hearing on **Friday, November 3, 2017 at 9:00 A.M. in the City Council Chambers of City Hall at 107 N. Nevada Avenue** upon Icon Cimena Colorado Springs, Inc. d/b/a Icon Cinema ("Applicant") application for a new Beer and Wine License at 1818 Springs Water Point, 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, October 24, 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, October 31, 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 August 23, 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 October 12, 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

ICON CINEMA COLORADO SPRINGS, INC.

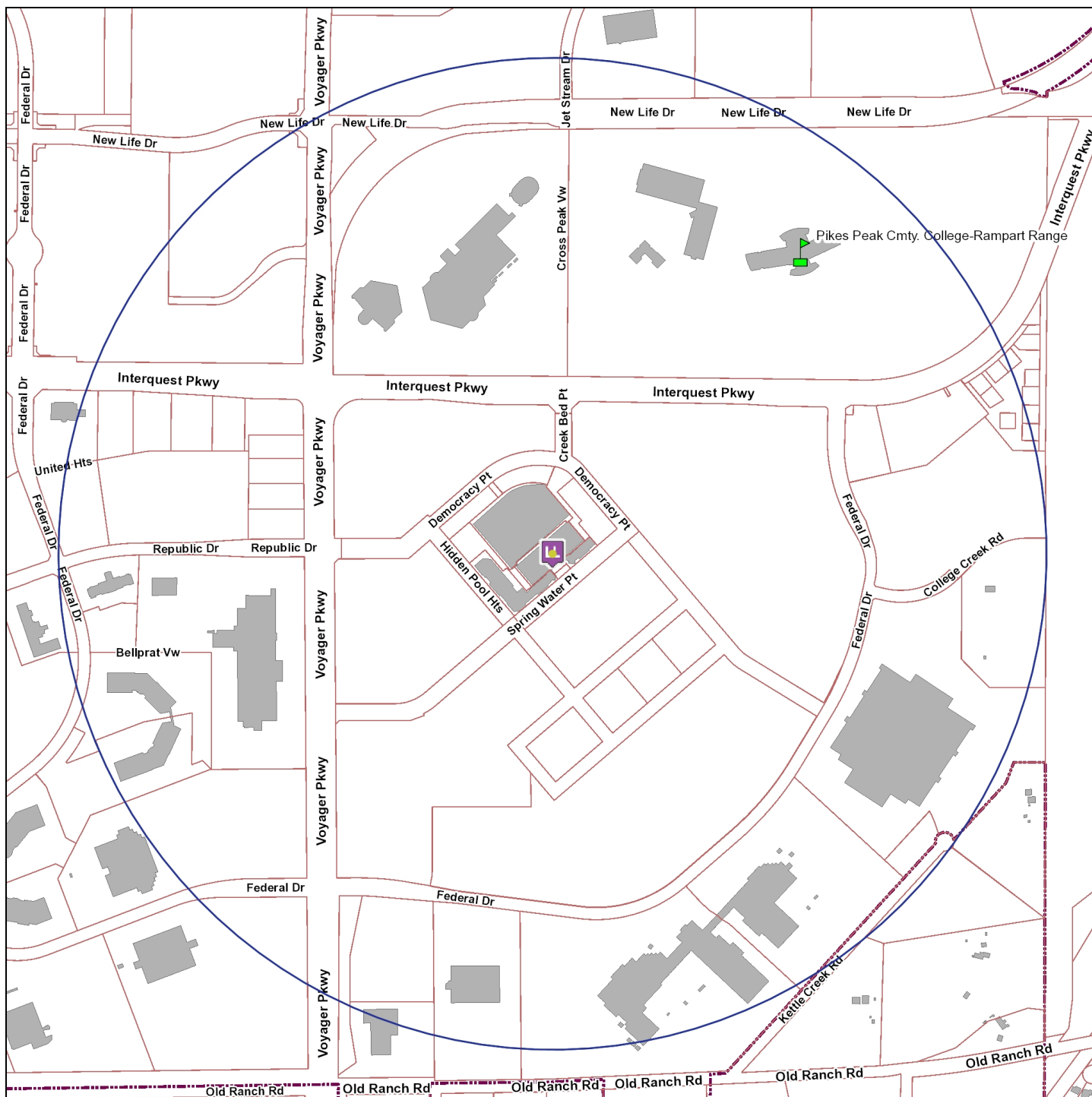
d/b/a ICON CINEMA

1818 SPRING WATER PT



OFFICE OF THE CITY CLERK

License ID: 32901



The survey boundary is 0.5 miles from the establishment

Map Prepared: 10/11/2017 10:20 AM

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## OFFICE OF THE CITY CLERK

### HEARING LETTER ATTACHMENT

License ID: 32901

ICON CINEMA COLORADO SPRINGS, INC.

d/b/a ICON CINEMA

1818 SPRING WATER PT

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

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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 October 12, 2017 to the following address of record:

Icon Cimena Colorado Springs, Inc.  
dba Icon Cinema  
P.O. Box 1769  
Clovis, NM 88102



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

CC: sam@dolphinseating.com  
eric@nesbittlawoffices.com