



FILED ON BEHALF OF THE APPLICANT
BY FOSTER GRAHAM MILSTEIN & CALISHER, LLP
(303) 333-9810

OFFICE OF THE CITY CLERK

Received:	CITY CLERK'S OFFICE
	2018 FEB -9 A 9:54

**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.

Additional LLDs license



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 type="checkbox"/> Beer and Wine | <input type="checkbox"/> Optional Premises |
| <input type="checkbox"/> Retail Liquor Store* | <input checked="" 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):

Costco Wholesale Corporation

2. Trade Name (DBA): Costco Wholesale #1030

3. Premises Address: 5050 N. Nevada Avenue *CSC 80918*
City, State, Zip:

Location Phone: (719) 264-5010

Property Tax Schedule No. : 6319101058

Zoning: PUD P SS

4. Mailing Address: ATTN: Licensing; 999 Lake Drive
City, State, Zip: Issaquah, WA 98027

Alt Phone: (425) 313-6094

Primary Contact Name And Title: Deanna Nakashima, Director of Licensing

Email: dnakashima@costco.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
See attached.			

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
Walter Jelinek	President/CEO/Director	<1%
John Sullivan	Senior Vice President/Secretary	<1%
Rue Jenkins	Assistant Vice President/Treasurer	<1%
Gail Tsuboi	Assistant Vice President/Assistant Secretary	<1%

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	~\$1.25M
TOTAL INVESTMENT IN BUSINESS:		~\$1.25Million 0

Section C: PREMISES / LOCATION INFORMATION

8. Registered Manager Name: Denise Golembieski

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

If leased, provide the terms: START DATE: N/A END DATE: N/A

DIMENSIONS OF PREMISES: ~341' x ~482' TOTAL SQUARE FOOTAGE: 157,556

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

Anticipated number of employees: ~285 Anticipated opening date: TBD

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

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
See attached.			

Supplemental Response to Colorado Springs Application Questions #10 & #13:

Costco Wholesale #439
1471 So. Havana St.
Aurora, CO 80012
Fermented Malt Beverage License #14-45143-0002

Costco Wholesale #480
600 Marshall Rd.
Superior, CO 80027
Fermented Malt Beverage License #14-45143-0006

Costco Wholesale #676
5195 Wadsworth Blvd.
Arvada, CO 80002
Fermented Malt Beverage License #14-45143-0001

Costco Wholesale #443
7900 W. Quincy Ave.
Denver, CO 80123
Liquor-Licensed Drugstore License #4700953

Costco Wholesale #468
8686 Park Meadows Ctr. Dr.
Lone Tree, CO 80124
Liquor-Licensed Drugstore License #4708497

**COSTCO WHOLESALE CORPORATION
ALCOHOLIC BEVERAGE DISCIPLINARY ACTION
AS OF APRIL, 2017**

Whse No.	Address	License No.	Action
23	44681 Valley Central Way Lancaster, CA 93536	21-222651	An offer in compromise, by the payment of \$1,500 in lieu of serving a suspension ordered by the California Department of Alcoholic Beverage Control ("ABC"), was granted on January 8, 1990. The suspension was ordered as a result of a seizure of the ABC of liquor in stock that was less than the minimum allowable size. Location closed - February, 2003.
308	520 Winter Street Waltham, MA 02154	132000064	A three-day suspension was ordered by the Alcoholic Beverages Control Commission for The Commonwealth of Massachusetts for selling liquor to a minor in 1994. Licensee is Costco Atlantic Liquors, Inc. (a subsidiary of Costco Wholesale Corporation) dba Costco Liquors.
301	11 Newbury Street Danvers, MA 01923	26400043	A fine of \$639 was paid in February 1996 to the Alcoholic Beverages Control Commission for The Commonwealth of Massachusetts regarding an offer in compromise in lieu of suspension for selling liquor to a minor in July 1995. Licensee is Costco Atlantic Liquors, Inc. (a subsidiary of Costco Wholesale Corporation) dba Costco Liquors. In lieu of a fine, a 12 month hold on a three day suspension was issued for a failed compliance check by the Denver's Police Department wherein alcohol was sold to a minor on November 2014. Penalty was cited on February 2, 2015.
140	73-4500 Maiau Street Kalua-Kona, HI 96740	RG-380	A penalty of \$100 was paid in April 1997 regarding a late payment of percentage fees due November 15, 1996. A fine of \$1,000 was paid in April 2014 to the County of Hawaii Dept of Liquor Control for selling alcohol to a minor on December 21, 2013.
48	6100 Sepulveda Blvd. Van Nuys, CA 91411	21-206417	A ten-day suspension for refusal to sell wine to a non-member has been permanently stayed on November 6, 1998, pending no disciplinary action within the previous one-year period.

Whse No.	Address	License No.	Action
189	645 Ernest Barrett Parkway Kennesaw, GA 30144	37067	On May 22, 1998, a penalty of \$250.00 was assessed by the Georgia Department of Revenue against the license bond and the license was put on probation for a period of 12 months for constructing a display that simulated the possession and offering of distilled spirits in the location that was licensed for the sale of beer and wine only.
390	13700 Middlebelt Livonia, MI 48150	SDM 08378-98	1) A fine of \$400 was paid in January 2000 to the Michigan Liquor Control Commission for selling beer to a minor on September 3, 1999. 2) A fine of \$700 was paid in August 2001 to the Michigan Liquor Control Commission for selling beer to a minor on April 5, 2001.
120	333 Keahole Street, Bldg. B Honolulu, HI 96825	D0773	A fine of \$1,000 was paid in August, 2001 to the Liquor Commission of the City and County of Honolulu for violation of section 281-78(b)(1)(A) of the Hawaii Revised Statutes-selling beer to a minor on or about April 12, 2001.
391	20000 Haggerty Road Livonia, MI 48152	SDM 8374	A fine of \$500 was paid in December 2001 to the Michigan Liquor Control Commission for selling beer to a minor on July 25, 2001.
227	7373 Boston Blvd. Springfield, VA 22153	13751	A fine of \$2,000 was paid in July 2002 to the Commonwealth of Virginia, Department of Alcoholic Beverage Control in regards to the sale of alcoholic beverage to a person less than (21) years of age on May 29, 2002.
233	1200 S. Fern Street Arlington, VA 22202	13755	A fine of \$2,000 was paid in July 2002 to the Commonwealth of Virginia, Department of Alcoholic Beverage Control in regards to the sale of alcoholic beverage to a person less than (21) years of age on June 06, 2002.
393	30550 Stephenson Madison Heights, MI 48071	SDM 05792-02	A fine of \$609 was paid in September 2002 to the Michigan Liquor Control Commission for selling beer to a minor on May 30, 2002.
141	300 Vintage Way Novato, CA 94945	21-267631	1) No fine was paid and suspension suspended on March 30, 2004 for failure to properly verify the age of someone under the age of 21 and for the sale to minor (decoy) on December 30, 2003. 2) A fine was paid of \$20,000 in lieu of a 15-day suspension on September 27, 2005 for the second offense for failure to properly verify the age of someone under the age of 21 and for the sale to minor (decoy) on April 29, 2005.
68	1010 Hawthorne Ave. SE Salem, OR 97301	29027	No fine was paid in May 2004 to the Oregon Liquor Control Commission for failure to properly verify the age of someone who appears under the age of 26 or in the alternative selling alcohol to a minor on March 31, 2004. This was the first violation in the state of Oregon by this location, in lieu of a fine and/or suspension, proof was provided to the OLCC that computer software that identifies minors with regard to alcohol sales is installed at every POS within the location.

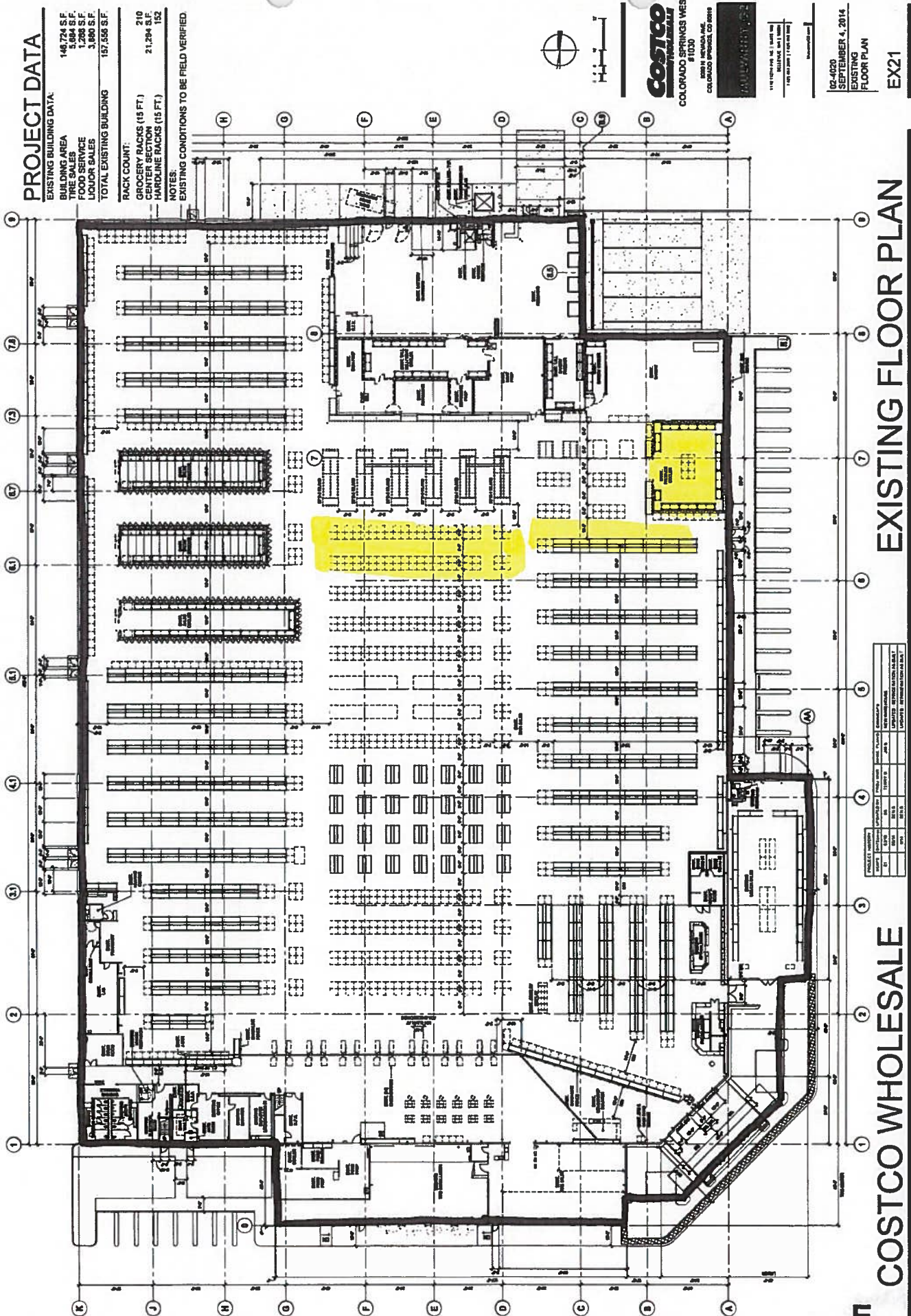
Whse No.	Address	License No.	Action
101	2500 Hwy 20 East Bend, OR 97701	22370	No fine was paid in September 2004 to the Oregon Liquor Control Commission for failure to properly verify the age of someone who appears under the age of 26 or in the alternative selling alcohol to a minor on July 02, 2004. This was the first violation in the state of Oregon by this location, in lieu of a fine and/or suspension, proof was provided to the OLCC that computer software that identifies minors with regard to alcohol sales is installed at every POS within the location.
376	400 Brown Auburn Hills, MI 48326	SDM/SDD 134442	1) A fine of \$418.15 was paid in July 2005 to the Michigan Liquor Control Commission for selling alcohol to a minor on December 27, 2004. 2) A fine of \$100.00 was paid in October 2005 for making payment to the Commission of Michigan, which was subsequently dishonored by a financial institution for lack of sufficient funds or for any other reason on May 24, 2005.
381	300 South Cicero Avenue Bedford Park, IL 60629	05-1A-45786	A fine of \$100 was paid in September 2005 to the Illinois Liquor Control Commission for pregnancy warning that was not displayed. (5/6-24a(b)) during an inspection that took place on June 22, 2005. This was the first violation in the state of Illinois.
484	648 East 800 South Orem, UT 84058		In July 2005, a warning was given for the first violation for the sale of alcohol to a minor in June 2005. A second violation occurred in October 2005 for the sale of alcohol to a minor and a fine of \$250 was paid.
312	1718 Boston Post Road Milford, CT 06460	LIP.12765	1) A fine of \$550 was paid in September 2005 to the Treasurer, State of CT for retail permittee's sale below cost (Sec. 30-68m of the Connecticut General Statutes) and permittee's name to appear on permit premises (Sec. 30-6-A12 of the Regulations of Connecticut State Agencies) during an inspection that took place on November 17, 2004. 2) A fine was paid on February 23, 2007 and a 1-day suspension served March 19, 2007 for sale to a minor that occurred October 28, 2006. 3) A fine \$1,000 was paid in June 2011 to the Treasurer, State of CT for retail permittee's sale below cost (Sec. 30-68m of the Connecticut General Statutes) alleged violations are for information discovered in records inspections for sales periods Nov 1, 2010 through Dec 2, 2010 and Dec 1, 2010 through Dec 31, 2010. 4) A fine of \$3,000 was paid November 16, 2011 to the Treasurer, State of CT and a 1-day suspension served on January 2, 2012 for Sale to a minor that occurred June 18, 2011.

Whse No.	Address	License No.	Action
437	8810 N. Tampa Ave. Northridge, CA 91327	21-380803	A fine of \$3,000.00 was paid in December 2005 in lieu of a 15-day suspension to the California Department of Alcoholic Beverage Control for failure to properly verify the age of someone under the age of 21 and for the sale to minor (decoy) on August 14, 2005. This was the first violation for this location. A fine was paid of \$20,000 in lieu of a 25-day suspension on November 30, 2007 for the second offense for failure to properly verify the age of someone under the age of 21 and for the sale to minor (decoy) on July 19, 2007.
784	5100 Twenty Eighth Grand Rapids, MI 49508	SDM/SDD 155922	A fine of \$200.00 was paid in June 2006 for making payment to the Commission of Michigan, which was subsequently dishonored by a financial institution for lack sufficient funds or for any other reason on February 14, 2006.
116	1420 Renaissance Blvd. Albuquerque, NM 87107	223	A fine of \$270.00 was paid in March 2007 for alleged violation of failing to display posters in full public view on the licensed premises and for failing to maintain copies of servers' permits on licensed premise on January 18, 2007.
383	7311 Melvina Ave. Niles, IL 60714	05-1A-42706	A fine of \$500.00 was paid in March 2007 for a violation of sale to another retailer that occurred on March 03, 2006.
310	605 Rockaway Turnpike Lawrence, NY 11559	1014543	A fine of \$250.00 was paid in March 2007 for a violation that occurred on February 15, 2007 inspection. Violation occurred was a failure to display license.
107	5225 Commercial Way Juneau, AK 99801	3352	A warning was made during a routine inspection of the premises. No fine was paid nor was a suspension put in effect for a violation that occurred on September 25, 2007 for failure to notify the board of a licensee to ship alcoholic beverages in response to written solicitation.
648	11330 Fountains Drive North Maple Grove, MN 55369	06-09(0)	1) Resolution No. 07-173 - A fine of \$2,000.00 was paid in December 2007 to the City of Maple Grove for failure to properly verify the age of someone under the age of 21 and for the sale to minor (decoy) on October 22, 2007. 2) Resolution No. 11-112- A fine of \$2,000.00 was paid in December 2011 to the City of Maple Grove for failure to properly verify the age of someone under the age of 21 and for the sale to a minor (decoy) on October 20, 2011. 3) Resolution No. 13-098 - A five day suspension was served and a fine of \$2,000.00 was paid in September 2013 to the City of Maple Grove for failure to properly verify the age of someone under the age of 21 and sale to minor (decoy) on June 18, 2013. Violations are listed as a resolution within the city's ordinances.

Whse No.	Address	License No.	Action
642	16616 Twin Lakes Ave Marysville, WA 98274-7248	400099-3H	A fine of \$300.00 was paid in March 2008 to the State of Washington Liquor Control Board for furnishing liquor to a minor that occurred on December 13, 2007.
377	5801 W. 16th Street St. St. Louis Park, MN 55416	8457	A fine of \$2,000.00 was paid in June 2008 to the City of St. Louis Park for failure to properly verify the age of someone under the age of 21 and for the sale to minor (decoy) on May 6, 2008. This was the first violation for this location. Manager went to a hearing on the violation and opted to pay the fine.
647	9915 W. 159th Orland Park, IL 60462	07-1A0074721	A fine of \$500.00 was paid in August 2008 to the Illinois Liquor Control Commission for retail sale to another retail liquor licensee. Violation occurred July 31, 2008. Case in Compromise through Settlement Agreement with the Liquor Control Commission.
128	2660 Park Center Drive Simi Valley, CA 93065	21-317199	A fine of \$250.00 was paid in January 2009 to the California Department of Alcoholic Beverage Control for failure to check ID of a person under the age of 21 years old, in violation of Business and Professions Code Section 25658(a). Violation occurred July 9, 2008. Manager went to hearing, fine was established and warning was given, the location will be on probation for one year from the date of the violation.
221	77 Willowbrook Blvd. Wayne, NJ 07470	PRDL 1205-44-021-005	A fine of \$5,000 was paid in July 2009 to the state of New Jersey Division of Alcoholic Beverage Control for violation of prohibited sale (resale) N.J.A.C. 13:2-23.12(b)
323	2210 Route 27 North Edison, NJ 08817	PRDL 1614-44-019-008	A fine of \$5,000 was paid in July 2009 to the state of New Jersey Division of Alcoholic Beverage Control for violation of prohibited sale (resale) N.J.A.C. 13:2-23.12(b)
388	1901 West 22nd Street Oak Brook, IL 60523	08-1A-36782	A fine of \$500 was paid in September 2009 to the state of Illinois Liquor Control Commission for violation of sale to another retailer. (5/1-3.17)
144	450 10th Street San Francisco, CA 94103	21-284273	A fine of \$3,000 was paid in November 2011 to the state of California Department of Alcoholic Beverage Control for violation of Business & Professions Code Section(s) 25502, 25600, and 25504 (related to advertising) that occurred August 8, 2011.
471	1600 Expo Parkway Sacramento, CA 95815	21-380960	A fine of \$3,000 was paid in November 2011 to the state of California Department of Alcoholic Beverage Control for violation of Business & Professions Code Section(s) 25502, 25600, and 25504 (related to advertising) that occurred August 9, 2011.

Whse No.	Address	License No.	Action
149	220 Sylvania Avenue Santa Cruz, CA 95060	21-295558	A ten-day suspension for sell of beer to a person under the age of 21 years, in violation of Business and Professions Code Section 25658(a) has been permanently stayed on November 21, 2011. Violation occurred on August 26, 2011.
744	4901 SW Wilson Wyoming, MI 49418	SDD-137503 Bus ID155957	A fine of \$522.65 was paid in February 2012 to the Michigan Liquor Control Commission for selling liquor to a minor on September 16, 2011.
342	1320 South Route #59 Naperville, IL 60564	12-1A-57419	A fine of \$100 was paid on June 28, 2012 to the Illinois Liquor Control Commission for IBT certificate that was not available.(100.260(e)) during an inspection that place on June 12, 2012.
6	400 Costco Drive, Suite 150 Tukwila, WA 98188	369618 UBI:601246740010004	A fine of \$500 was paid on December , 2012 to the WA Liquor Control Board for violation of RCW code 66.44.270(1)Sale of Alcohol to a Minor. Violation occurred November 19, 2012
110	1801 10th Ave. NW Issaquah, WA 98027	078527 UBI:601246740010018	A fine of \$500 was paid on December 6, 2012 to the WA Liquor Control Board for violation of RCW code 66.44.270(1)Sale of Alcohol to a Minor. Violation occurred November 20, 2012
246	900A Center Boulevard Christiana Retail Center Newark, DE 19702	12728	A fine of \$600 was paid on April 10, 2014 to the DE Alcoholic Beverage Control Commission for DEL.T-4/561(B)(1),T-4/904(A)1 Sell or Deliver to Underage. Violation occurred April 26, 2013
65	3639 Crater Lake Highway Medford, OR 97504	20749	A fine of \$990 was paid on January 10, 2014 to the Oregon Liquor Control Commission for failure to properly verify the age of someone who appears under the age of 26 or in the alternative selling alcohol to a minor on October 23, 2013. Employee that committed the violation was required to complete server training course within 45 days.
114	375 Highline Drive S East Wenatchee, WA 98802	079196 UBI:601246740010023	A fine of \$500 was paid on March 18, 2014 to the WA Liquor Control Board for violation of RCW code 66.44.270(1)Sale of Alcohol to a Minor. Violation occurred February 25, 2014
1147	3900 Dublin Street New Orleans, LA 70118	3690010098	A fine of \$5000 was paid on August 14, 2014 to the Louisiana ATC for violation of code La. R.S. 26:150B(4)-Unfair Trade Practices Violation for selling alcohol below cost on May 19, 2014
1156	1500 Fitzgerald Ct, Ste 100 Lexington, KY 40509	034-NQ-3843	A fine of \$1250 was paid on August 21, 2014 to the Kentucky Dept of Alcoholic Beverage Control for violation of code KRS 244.050 Treating -Violation for selling alcohol below cost on October 18, 2013

Whse No.	Address	License No.	Action
640	4300 Nuhou Street Lihue, HI 96766	4G-030	A fine of \$1000 was paid on September 15, 2014 to the Kauai County Dept. of Liquor Control for violation of code Section 281-78(b)(1)(A) of the Hawaii Revised Statutes. Sale to Minor on July 25, 2014.
301	11 Newbury Street Danvers, MA 01923	26400043	Licensee is Costco Atlantic Liquors, Inc. (a subsidiary of Costco Wholesale Corporation) dba Costco Liquors. In lieu of a fine, a 12 month hold on a three day suspension was issued for a failed compliance check by the Denver's Police Department wherein alcohol was sold to a minor on November 2014. Penalty was cited on February 3, 2015.
383	7311 Melvina Ave. Niles, IL 60714	1A-0042706	September 2016, the IL Liquor Control Commission cited Costco for the resale of liquor to another retailer. We paid the fine of \$500.00 to dismiss the citation without a finding of guilt.
348	2900 Patriot Boulevard Glenview, IL 60026	1A-0067373	September 2016, the IL Liquor Control Commission cited Costco for the resale of liquor to another retailer. We paid the fine of \$500.00 to dismiss the citation without a finding of guilt.
1020	2150 Deming Way Middleton, WI 53562	AC-002	November 2016, City of Middleton fined Costco \$124 for not having a licensed manager on the premises.



**BEFORE THE LOCAL LIQUOR AND BEER
LICENSING AUTHORITY,
CITY OF COLORADO SPRINGS,
STATE OF COLORADO**

Address: 30 South Nevada Avenue, Suite 101
Colorado Springs, CO 80903
Telephone: (719) 385-5901
Fax Number: (719) 385-5114
Email: cityclerk@springsgov.com

CITY CLERK'S OFFICE

2018 APR 12 A 9:21

▲ CLERK USE ONLY ▲

IN THE MATTER OF:

APPLICANT

Costco Wholesale Corporation
d/b/a **Costco Wholesale #1030**
5050 N. Nevada Avenue
Colorado Springs, CO 80918
Mailing Address:
999 Lake Drive
Issaquah, WA 98027

Application No: N-33682

NOTICE OF HEARING AND INITIAL FINDINGS OF FACT

NOTICE OF HEARING

This matter comes before the Local Licensing Authority Hearing Officer for hearing on **Friday, May 4, 2018 at 9:00 A.M. in Division 2, Municipal Court Building, 224 E. Kiowa Street, Colorado Springs, CO 80903** upon Costco Wholesale Corporation d/b/a Costco Wholesale #1030 ("Applicant") application for a new Liquor Licensed Drugstore License at 5050 N. Nevada Avenue, Colorado Springs, CO 80918.

At this meeting, the Hearing Officer will consider the factors outlined in Rule No. 9.08 of the Liquor and Beer Rules and Regulations for the City of Colorado Springs ("City Rules"), and it is the Applicant's burden to provide the necessary evidence to satisfy the Local Licensing Authority.

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, April 24, 2018. 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, May 1, 2018.


Pursuant to C.R.S. §12-47-312 and City 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 February 9, 2018, 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, pursuant to C.R.S. §12-47-313(1)(a)(I) and City Rule 7.00(A)(1).
- 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, pursuant to C.R.S. §12-47-313(1)(b) and City Rule 7.00(A)(2).
- 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, pursuant to C.R.S. §12-47-313(1)(c) and City Rule 7.00(A)(3).
- 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, pursuant to C.R.S. §12-47-313(1)(d) and City Rule 7.00(A)(4).
- V. Pursuant to C.R.S. §12-47-307(1)(a)(VI), 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 City 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.
- IX Applicant appears to be in compliance with the provisions concerning transfer and purchase of two Retail Liquor Store licenses pursuant to C.R.S. § 12-47-408(1)(b)(I), and the resulting location is not within 1500 feet of another licensed Retail Liquor Store or Liquor Licensed Drugstore.

ON BEHALF OF THE LOCAL LICENSING AUTHORITY done April 12, 2018.

FOR
THE CITY OF COLORADO SPRINGS
LOCAL LICENSING AUTHORITY


By: Sarah B. Johnson, City Clerk

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

Liquor Survey Boundaries



COSTCO WHOLESALE CORPORATION
d/b/a COSTCO WHOLESALE #1030
5050 N NEVADA AVE

OFFICE OF THE CITY CLERK
License ID: 33682



0 0.25 0.5 1 Mile

The survey boundary is 0.5 miles from the establishment

Map Prepared: 4/11/2018 8:32 AM

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OFFICE OF THE CITY CLERK

HEARING LETTER ATTACHMENT

License ID: 33682

COSTCO WHOLESALE CORPORATION

d/b/a COSTCO WHOLESALE #1030

5050 N NEVADA AVE

COLORADO SPRINGS, CO 80918

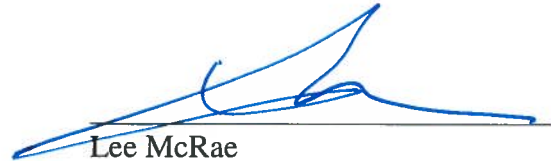
EXISTING SIMILAR LICENSES WITHIN BOUNDARY AREA

<u>Business d/b/a</u>	<u>Business Address</u>	<u>License Type</u>	
1) DSH LIQUORS	5046 N NEVADA AVE	Retail	91.38 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 April 13, 2018 to the following address of record:

Costco Wholesale Corporation
dba Costco Wholesale #1030
Attn: Licensing
999 Lake Drive
Issaquah, WA 98027



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

CC: dnakashima@costco.com
Adam Clark <aclark@fostergraham.com>
Brian Proffitt <brian@fostergraham.com>