



OFFICE OF THE CITY CLERK

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

Received

CITY CLERK'S OFFICE

2018 MAR 29 A 8:51

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

NeveahLevi, LLC

2. Trade Name (DBA): Interstate Liquor**3. Premises Address:** 414 Garden of the Gods Rd CO 80907**Location Phone:** (719) 649-1044**Property Tax Schedule No. :** 6319306019**Zoning:** C6 / CR CU**4. Mailing Address:** 622 Southern Cross Drive, Colorado Springs, CO 80906**Alt Phone:****Primary Contact Name And Title:** Gene Jones, Manager/Member**Email:** eljii@hotmail.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			

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
Eugene L Jones II	Manager/Member	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
Gene Jones	Checking	\$ 62,000
US Bank		
TOTAL INVESTMENT IN BUSINESS:		\$ 62,000

Section C: PREMISES / LOCATION INFORMATION

8. Registered Manager Name: Gene Jones

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

If leased, provide the terms: START DATE: 07/01/2018 END DATE: 09/01/2023

DIMENSIONS OF PREMISES: 60' x 45' TOTAL SQUARE FOOTAGE: 2700

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

Anticipated number of employees: 2 Anticipated opening date: 07/01/2018

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

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
Please see attached			

Attachment to Colorado Springs Liquor License Application

Eugene L Jones (Gene)

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?

Lexington, Inc. d/b/a Monument Liquor Mart
15756 Jackson Creek Parkway, Monument, CO 80132
President, 07/2007 – Present
Retail Liquor Store, License # 40995810000

El Paso Company & 7-Eleven, Inc. d/b/a:

7-Eleven Store 39339A
1810 Main Street, Colorado Springs, CO 80911
Owner/Franchisee, 12/2010 – Present
3.2 % Beer Off Premises, License # 42868570000

7-Eleven Store 39457A
408 Garden of the Gods Road, Colorado Springs, CO 80907
Owner/Franchisee, 12/2010 – Present
3.2 % Beer Off Premises, License # 42868540001

7-Eleven Store 39472A
4325 South Carefree Circle, Colorado Springs, CO 80917
Owner/Franchisee, 12/2010 – Present
3.2 % Beer Off Premises, License # 42868540002

Payless Liquor
3472 Research Parkway, Colorado Springs, CO 80920
Owner, 2001 – 2005
Retail Liquor Store

Parker Wine & Liquor
9835 South Parker Road, Parker, CO 80134
Owner, 1995 – 2001
Retail Liquor Store

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?

Parker Wine & Liquor

9835 South Parker Road, Parker, CO 80134

Sale to Minor 12/2000, paid fine in lieu of active suspension

El Paso Company & 7-Eleven, Inc.

4325 South Carefree Circle, Colorado Springs, CO 80917

Sale to minor 03/2012, signed admission of guilt/no violations for one year - completed

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?

1991 – DWAI, Colorado Springs, CO

Completed all terms of sentence.

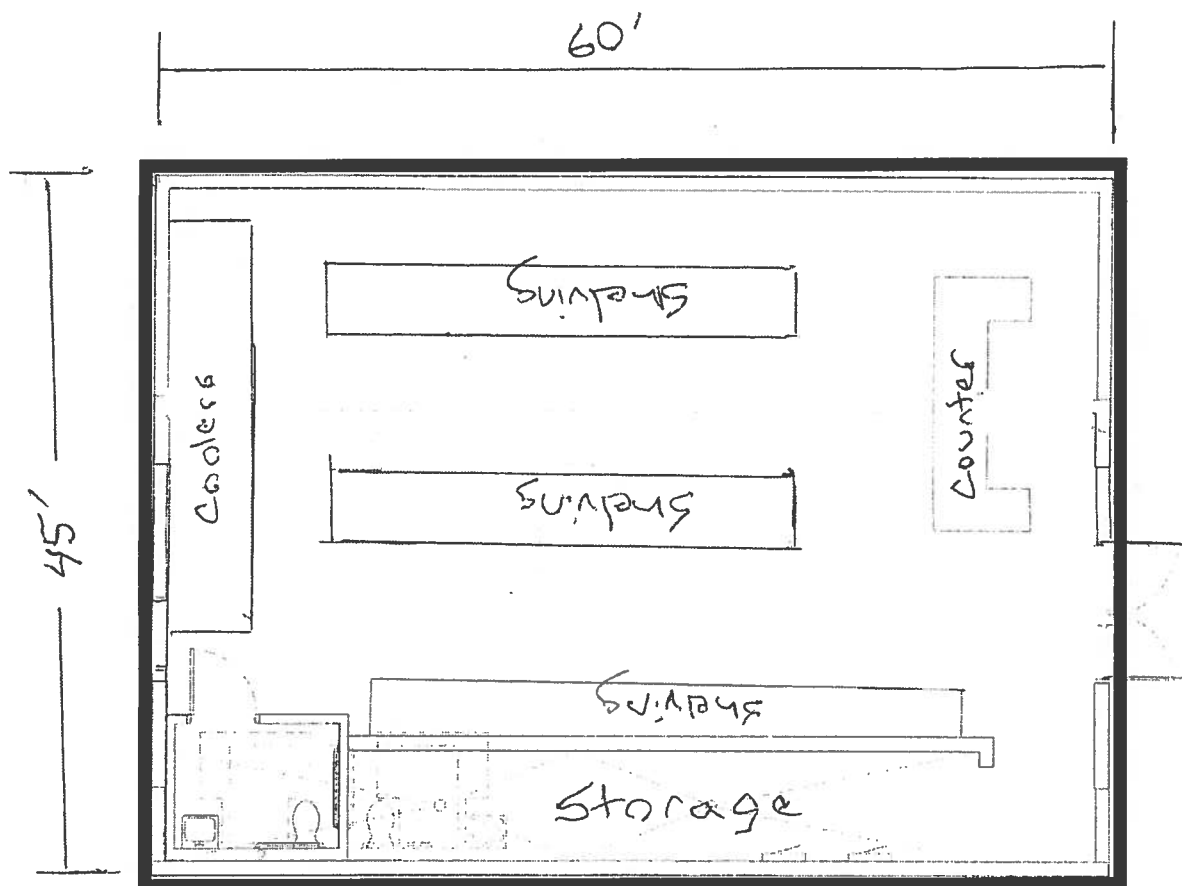
13. List every individual applicant's prior experience in the sale of alcoholic beverages.

1995-2011/2012: Owner of Parker Wine & Liquor, Payless Liquor, Monument Liquor Mart

Daily operation of liquor stores, including point of sale, recognizing intoxication, and checking identification.

2011/2012 – Present: Owner of three 7-Eleven locations and Monument Liquor Mart

Distributes time between locations, visiting each 3-4 times a week or more; experience includes point of sale, recognizing intoxication, and checking identification.



**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 26 P 12:04

▲ CLERK USE ONLY ▲

IN THE MATTER OF:

APPLICANT

NevaehLevi, LLC
d/b/a **Interstate Liquor**
414 Garden of the Gods Road
Colorado Springs, CO 80907
Mailing Address:
622 Southern Cross Drive
Colorado Springs, CO 80906

Application No: N-33718

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 18, 2018 at 9:00 A.M. in Division 2, Municipal Court Building, 224 E. Kiowa Street, Colorado Springs, CO 80903** upon NevaehLevi, LLC d/b/a Interstate Liquor ("Applicant") application for a new Retail Liquor Store License at 414 Garden of the Gods Road, Colorado Springs, CO 80907.

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, May 8, 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 15, 2018.

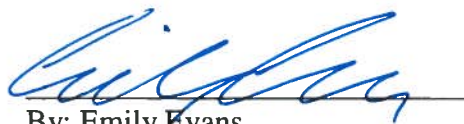
Pursuant to C.R.S. §12-47-312 and City Rule No. 7, the Local Licensing Authority, through the Office of the City Clerk, has conducted an investigation into Applicant's application. NOW THEREFORE these Initial Findings of Fact are presented.

INITIAL FINDINGS OF FACT

- I. Applicant's application was filed on March 29, 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. Pursuant to C.R.S. § 12-47-407(1)(a)(II), this 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 26, 2018.

FOR
THE CITY OF COLORADO SPRINGS
LOCAL LICENSING AUTHORITY



By: Emily Evans
Deputy City Clerk

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

Liquor Survey Boundaries

NEVAEHLEVI, LLC

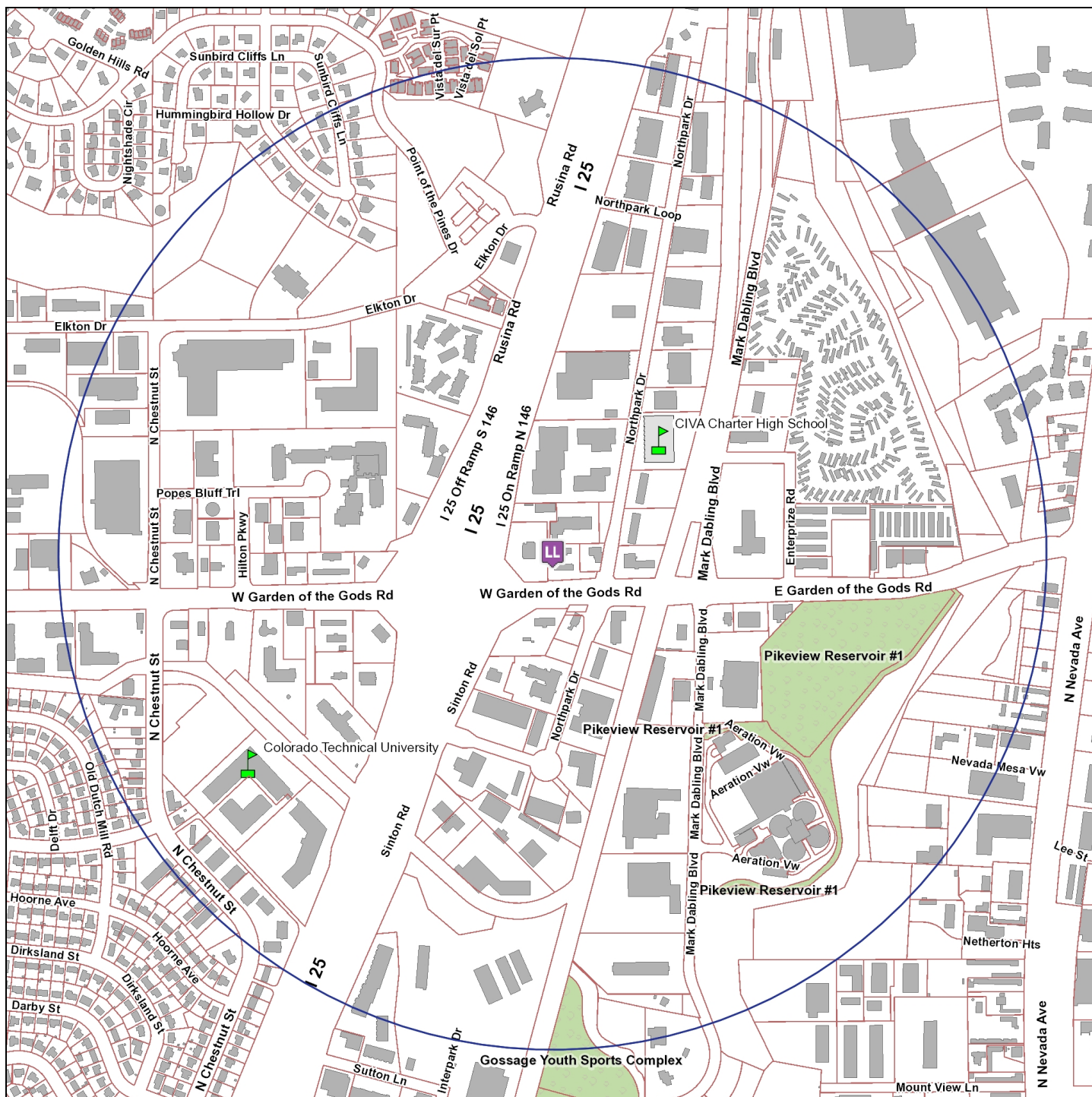
d/b/a INTERSTATE LIQUOR

414 GARDEN OF THE GODS RD



OFFICE OF THE CITY CLERK

License ID: 33718



The survey boundary is 0.5 miles from the establishment

Map Prepared: 4/25/2018 11:03 AM

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OFFICE OF THE CITY CLERK

HEARING LETTER ATTACHMENT

License ID: 33718

NEVAEHLEVI, LLC

d/b/a INTERSTATE LIQUOR

414 GARDEN OF THE GODS RD

COLORADO SPRINGS, CO 80907

EXISTING SIMILAR LICENSES WITHIN BOUNDARY AREA

<u>Business d/b/a</u>	<u>Business Address</u>	<u>License Type</u>	
1) GARDEN OF THE GOD'S LIQUOR	777 GARDEN OF THE GODS RD	Retail	2,528.62 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 27, 2018 to the following address of record:

NevaehLevi, LLC
dba Interstate Liquor
622 Southern Cross Drive
Colorado Springs, CO 80906



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

CC: eljii@hotmail.com
Kevin Coates <kcoates@dillanddill.com>
Courtney Glaha <cglaha@dillanddill.com>