



OFFICE OF THE CITY CLERK

Received:

CITY CLERK'S OFFICE

2019 OCT -7 A 9:03

**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 Liquor
 ☐ Beer and Wine
 ☐ Optional Premises
☐ Retail Liquor Store*
 ☐ Licensed Drugstore*
 ☐ Racetrack
 ☐ Arts
☐ Lodging & Entertainment
 ☐ FMB (Beer) On Premises
 ☒ FMB (Beer) 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):

Family Dollar Stores of Colorado, LLC

2. Trade Name (DBA): Family Dollar #24088

3. Premises Address: 2325 E. Boulder St., Colorado Springs, CO 80909
City, State, Zip:

Location Phone: (719) 633-7189

Property Tax Schedule No. : 6416210021

Zoning: C6

4. Mailing Address: 500 Volvo Parkway, Chesapeake, VA 23320
City, State, Zip:

Alt Phone: (757) 321-5000

Primary Contact Name And Title: Kayla Brown, Licensing Manager

Email: kbrow700@familydollar.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
Lonnie W. McCaffety	President	0
Roger Wayne Dean	VP/Treasurer	0
Sandra Loftis Boscia	Assistant Secretary	0
Family Dollar, Inc.	Stockholder	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
Family Dollar, Inc. 500 Volvo Pkwy., Chesapeake, VA 23320	Internal Operating Funds	\$ 6,800
TOTAL INVESTMENT IN BUSINESS:		\$ 6,800

Section C: PREMISES / LOCATION INFORMATION

8. Registered Manager Name:

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

If leased, provide the terms: START DATE: 11/23/1999 END DATE: 12/31/2029
store: 62.4' x 118'

DIMENSIONS OF PREMISES: stockroom: 22.7' x 49.10' TOTAL SQUARE FOOTAGE: 8,130

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

Anticipated number of employees: 5 Anticipated opening date: Store is open

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. *See attachment

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
Family Dollar, Inc. 500 Volvo Pkwy., Chesapeake, VA	Applicant's parent currently holds or is applying for off-premise beer and wine licenses in AZ, CA, ID, IL, KS, ME, MN, MT, NE, NH, UT & WY		

Attachment to Colorado Springs City FMB License Application
For
Family Dollar Stores of Colorado, LLC d/b/a Family Dollar #24088
2325 E. Boulder Street, Colorado Springs, CO 80909

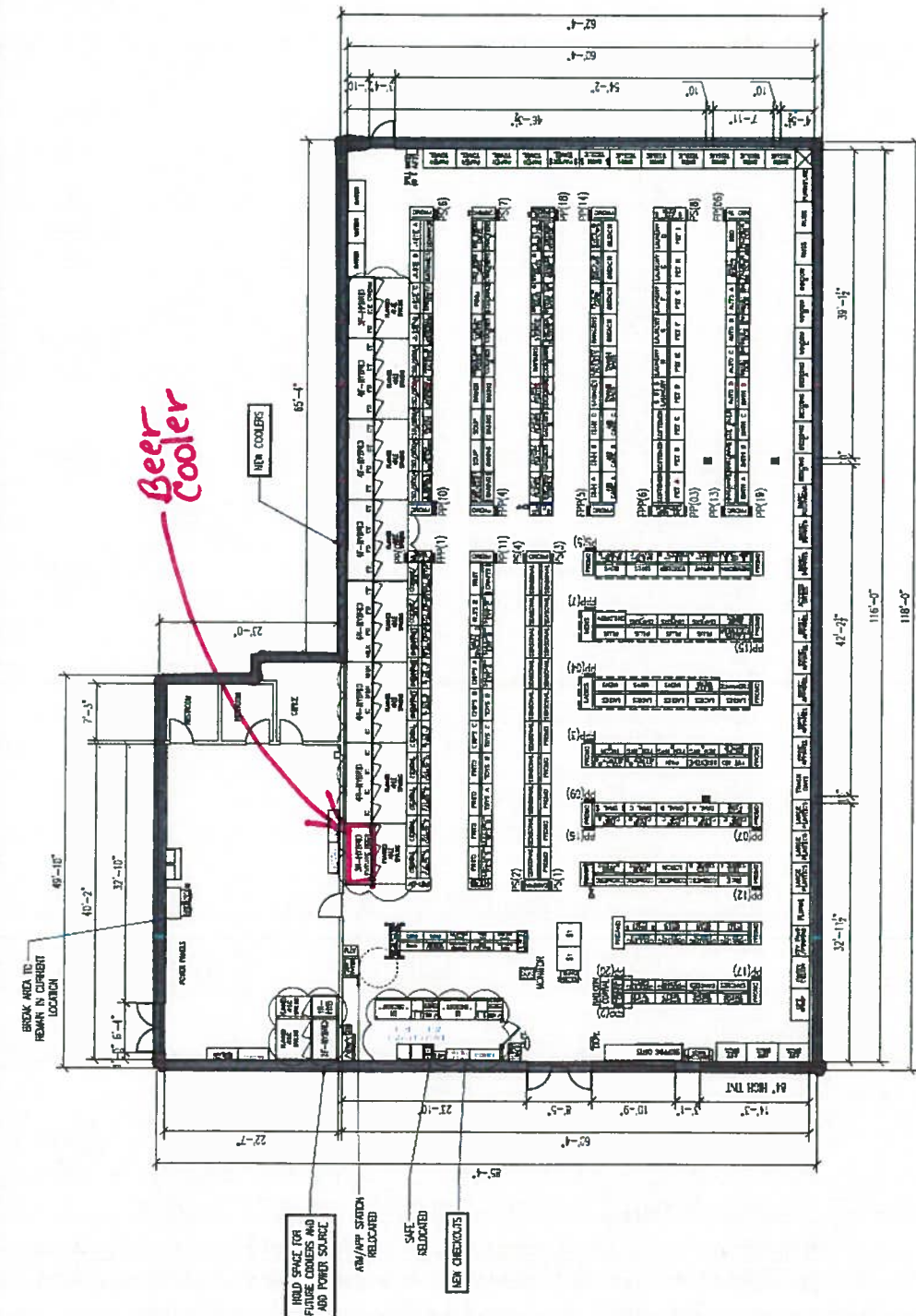
Section D: Background Information
Question #10

Yes. Family Dollar Stores of Colorado, LLC holds FMB licenses at (1) Family Dollar #31666, 1001 Goddard Ave., Ignacio, Colorado; and (2) Family Dollar #25149, 9131 E. Colfax Ave., Aurora, CO.

There are no loans to or from a licensee for Family Dollar Stores of Colorado, LLC's FMB license at this location.

TRANSITIONING 7 BASIC
POWER PANELS TO
FASHION POWER PANELS

POWER PANEL LIST	
PP(03)	PETS - ACCESSORIES
PP(04)	BELTS & WAISTERS
PP(06)	LITTLE TREASURES
PP(07)	BOYS' SPRAY
PP(08)	TOYS
PP(09)	SPECIALTY BATH
PP(10)	PUZZLE BOOKS
PP(11)	LIGHTERS
PP(12)	12 CAR
PP(13)	NOSE GLOVES
PP(14)	SEWING MACHINES
PP(15)	SHOE CARE
PP(16)	BEAUTY CARE
PP(17)	INTERIORS
PP(18)	PLACEMATS
PP(19)	RED SHIRT
PP(20)	BATTERIES
PP(21-27)	FASHION
PP(28)	SEASONAL



PP(03) PETS - ACCESSORIES

PP(04) BELTS & WAISTERS

PP(06) LITTLE TREASURES

PP(07) BOYS' SPRAY

PP(08) TOYS

PP(09) SPECIALTY BATH

PP(10) PUZZLE BOOKS

PP(11) LIGHTERS

PP(12) 12 CAR

PP(13) NOSE GLOVES

PP(14) SEWING MACHINES

PP(15) SHOE CARE

PP(16) BEAUTY CARE

PP(17) INTERIORS

PP(18) PLACEMATS

PP(19) RED SHIRT

PP(20) BATTERIES

PP(21-27) FASHION

PP(28) SEASONAL

PP(29) NEW COOLERS

PP(30) NEW CHECKOUTS

PP(31) SALE RELOCATED

PP(32) NEW/APP STATION RELOCATED

PP(33) INDU SPACE FOR FUTURE COOLERS AND ADD POWER SOURCE

PP(34) BREAK AREA TO REMAIN IN CURRENT LOCATION

PP(35) 40'-2"

PP(36) 37'-10"

PP(37) 40'-2"

PP(38) 37'-10"

PP(39) 40'-2"

PP(40) 37'-10"

PP(41) 40'-2"

PP(42) 37'-10"

PP(43) 40'-2"

PP(44) 37'-10"

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PP(235) 40'-2"

PP(236) 37'-10"

PP(237) 40'-2"

PP(238) 37'-10"

PP(239) 40'-2"

PP(240) 37'-10"

PP(241) 40'-2"

PP(242) 37'-10"

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 2019 OCT 28 P 12:58 ▲ CLERK USE ONLY ▲
IN THE MATTER OF: APPLICANT Family Dollar Stores of Colorado, LLC d/b/a Family Dollar #24088 2325 E. Boulder Street Colorado Springs, CO 80909 <u>Mailing Address:</u> 500 Volvo Parkway Chesapeake, VA 23320	Application No: N-36478
AMENDED 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, December 6, 2019 at 9:00 A.M. in Division 2, Municipal Court Building, 224 E. Kiowa Street, Colorado Springs, CO 80903** upon Family Dollar Stores of Colorado, LLC d/b/a Family Dollar #24088 ("Applicant") application for a new Fermented Malt Beverage Off Premises License at 2325 E. Boulder Street, Colorado Springs, CO 80909.

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, November 26, 2019. 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, December 3, 2019.

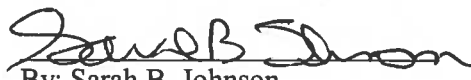
Pursuant to C.R.S. §44-3-312 and City Rule No. 7, the Local Licensing Authority, through the Office of the City Clerk, has conducted an investigation into Applicant's application. NOW THEREFORE these Initial Findings of Fact are presented.

INITIAL FINDINGS OF FACT

- I. Applicant's application was filed on October 7, 2019, 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. §44-3-313(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 evidenced by the possession documents submitted by Applicant and contained in the administrative file, pursuant to C.R.S. §44-3-313(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. §44-3-313(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. §44-3-313(1)(d) and City Rule 7.00(A)(4).
- V. Pursuant to C.R.S. §44-3-307(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. §44-3-308.
- VII. Applicant is not a person prohibited as a licensee pursuant to C.R.S. §44-3-307.
- 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. §44-3-301(12)(a.5), this location is not within 500 feet of a licensed Retail Liquor Store.

ON BEHALF OF THE LOCAL LICENSING AUTHORITY done October 28, 2019.

FOR
THE CITY OF COLORADO SPRINGS
LOCAL LICENSING AUTHORITY

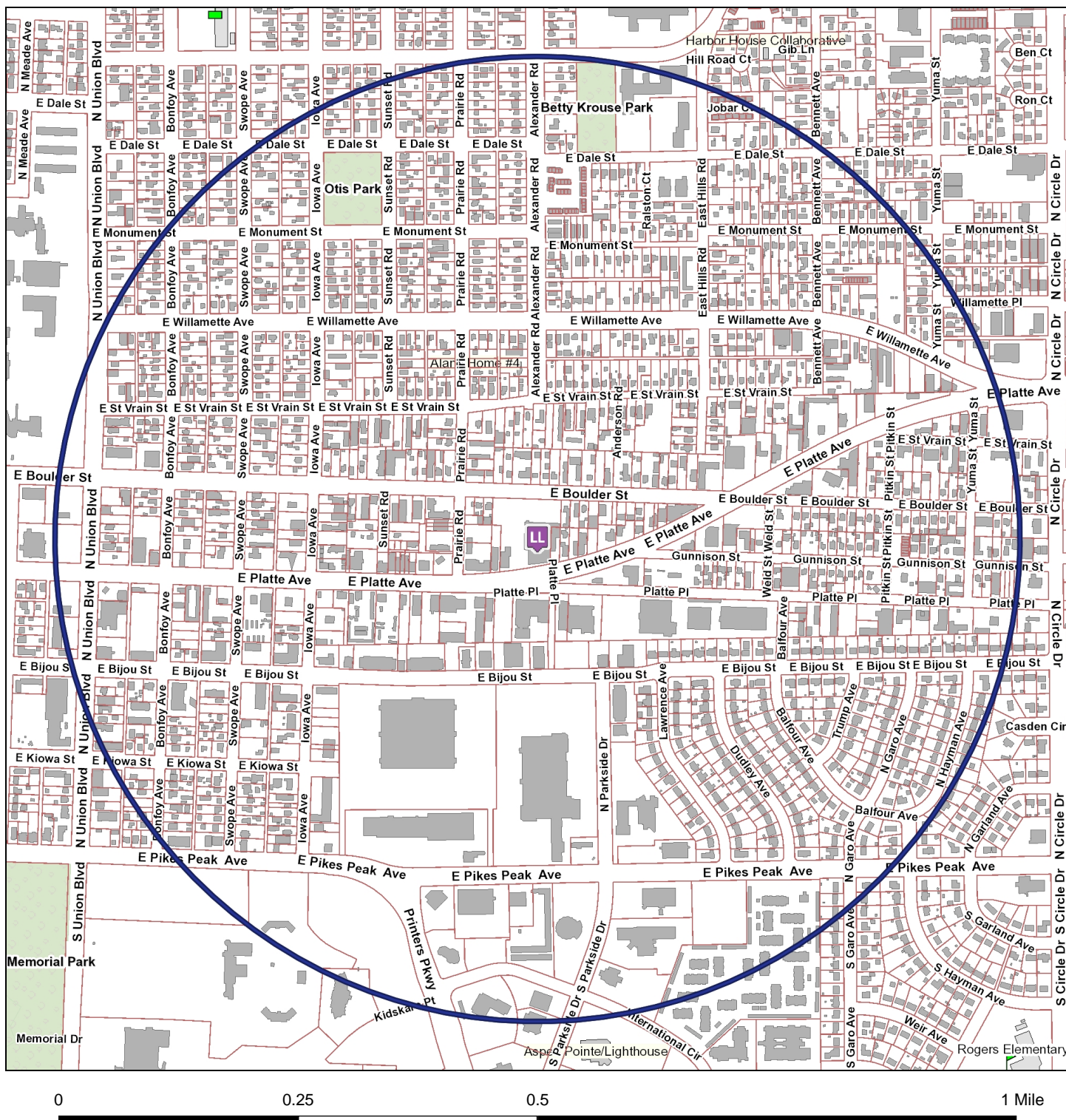

By: Sarah B. Johnson
City Clerk

Direct questions regarding this notice and hearing to Colin M. Gordon at 719-385-5107.



2325 E BOULDER ST

License ID: 36478



Map Prepared: 10/23/2019 3:20 PM

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OFFICE OF THE CITY CLERK

HEARING LETTER ATTACHMENT

License ID: 36478

FAMILY DOLLAR STORES OF COLORADO, LLC

d/b/a FAMILY DOLLAR #24088

2325 E BOULDER ST

COLORADO SPRINGS, CO 80909

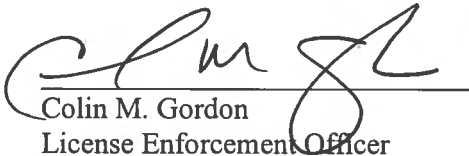
EXISTING SIMILAR LICENSES WITHIN BOUNDARY AREA

<u>Business d/b/a</u>	<u>Business Address</u>	<u>License Type</u>	
1) 7-ELEVEN STORE 26644B	1801 E PLATTE AVE	Fermented Malt Beverage Off Premises	2,352.84 ft
2) ODDONES LIQUOR	441 N UNION BLVD	Retail Liquor Store	2,384.76 ft
3) 7-ELEVEN STORE 22059B	525 N UNION BLVD	Fermented Malt Beverage Off Premises	2,519.76 ft

CERTIFICATE OF MAILING

I, Colin M. Gordon, 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 28, 2019 to the following address of record:

Family Dollar Stores of Colorado, LLC
d/b/a Family Dollar #24088
500 Volvo Parkway
Chesapeake, VA 23320


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

CC: vicki.thomas@gray-robinson.com
kbrow700@familydollar.com
tinalatina@comcast.net