COLORADO SPRINGS

OFFICE OF THE CITY CLERK

Received:
CITY CLERK'S OFFICE
2019 OCT -9 P 4:41

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): FCCS LLC	
2. Trade Name (DBA): Miguel's Mexican Bar & Grill	
3. Premises Address: City, State, Zip: 229 S. 8th St Colorado Springs CO 80905	**Location Phone:** (317) 490-8809
Property Tax Schedule No. : 7413404008	**Zoning:** C6P
4. Mailing Address: City, State, Zip: 229 S. 8th St Colorado Springs CO 80905	**Alt Phone:** (720) 595-8322
Primary Contact Name And Title: Manuel Pacheco manager	**Email:** chefmanuelpacheco@gmail.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
Maria Fernanda Martin	Member	50%
Manuel Pacheco	Member	50%

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
Maria F. Martin: Wells Fargo, Colorado Springs CO	Cash in bank from car ins settlement	$ 20,000
Manuel Pacheco: Wells Fargo, Colorado Springs CO	savings	$ 20,000
	TOTAL INVESTMENT IN BUSINESS:	$ 40,000

Section C: PREMISES / LOCATION INFORMATION

8. Registered Manager Name: Manuel Pacheco

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

If leased, provide the terms: START DATE: 09/19/2019 END DATE: 12/31/2024

DIMENSIONS OF PREMISES: 86' x 20' approx TOTAL SQUARE FOOTAGE: 2195

Is there a patio area? ■ Yes ☐ No --- If yes, provide dimensions 27' x 32'

Anticipated number of employees: 12 Anticipated opening date: 12/01/2019

Will training be offered or required? ■ Yes ☐ No --- If yes, through what agency? Liquor Pros

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
Carlos Miguel's Co 80109 3982 W Limelight Ave Castle Rock	Maria F. Martin	management	06/01/2013- 09/2018
P.R. Enterprises LLC 605 Hwy 24 Buena Vista CO 8121	Manuel Pacheco	owner/manager	2007 - 2008
P.R. Enterprises LLC (Pachecos) Canon City CO	Manuel Pacheco	owner/manager	Approx. 2008

ATTACHMENT TO CITY LICENSE APPLICATION

FCCS LLC dba Miguel's Mexican Bar & Grill
229 S. 8th St., Colorado Springs, CO 80905

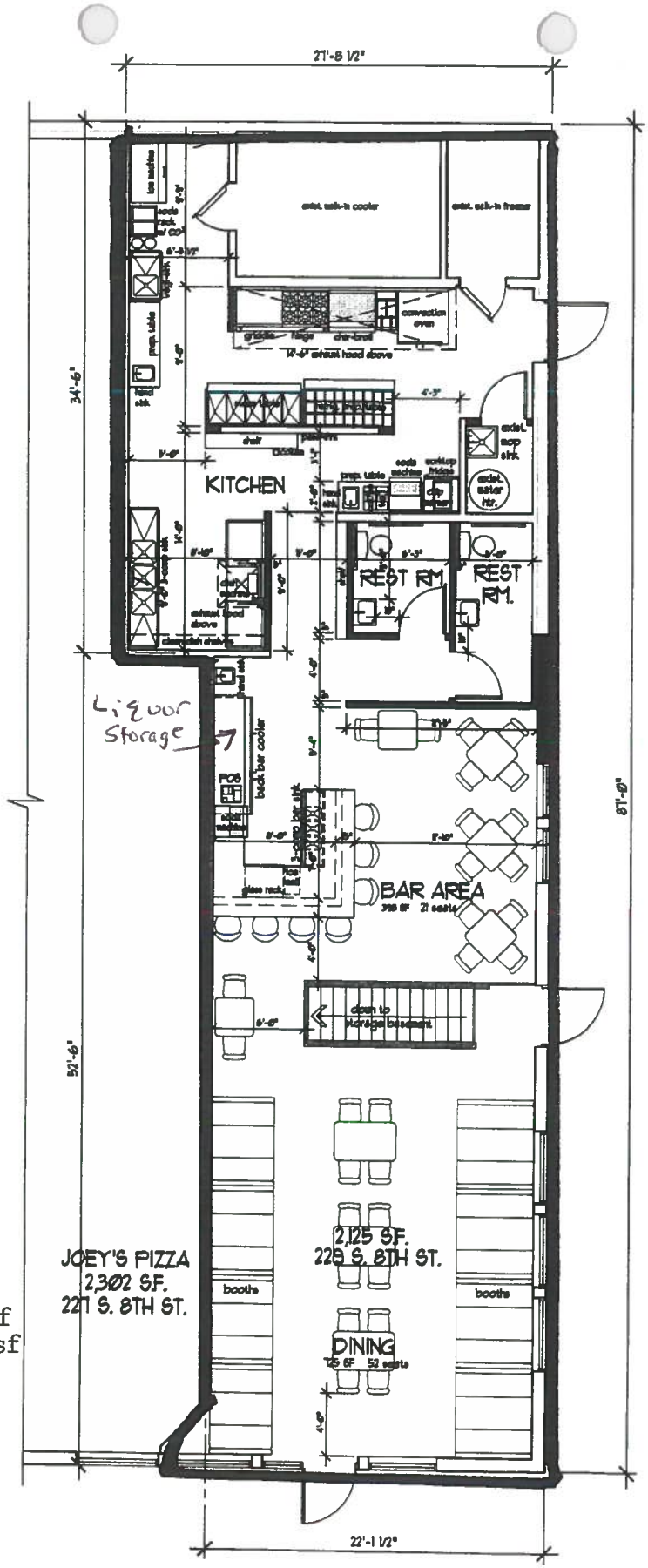
10. Previous and current names of businesses and locations of liquor licenses in Colorado:

Manuel Pacheco was the principal of the following entities which held hotel & restaurant liquor licenses in Colorado:

P. R. Enterprises, LLC dba Pacheco's, 605 Hwy 24 South, Buena Vista, CO 81211 (2007 -2008)

P. R. Enterprises, LLC dba Pacheco's, Canon City, CO 2008 (6 months only)

Amended Diagram



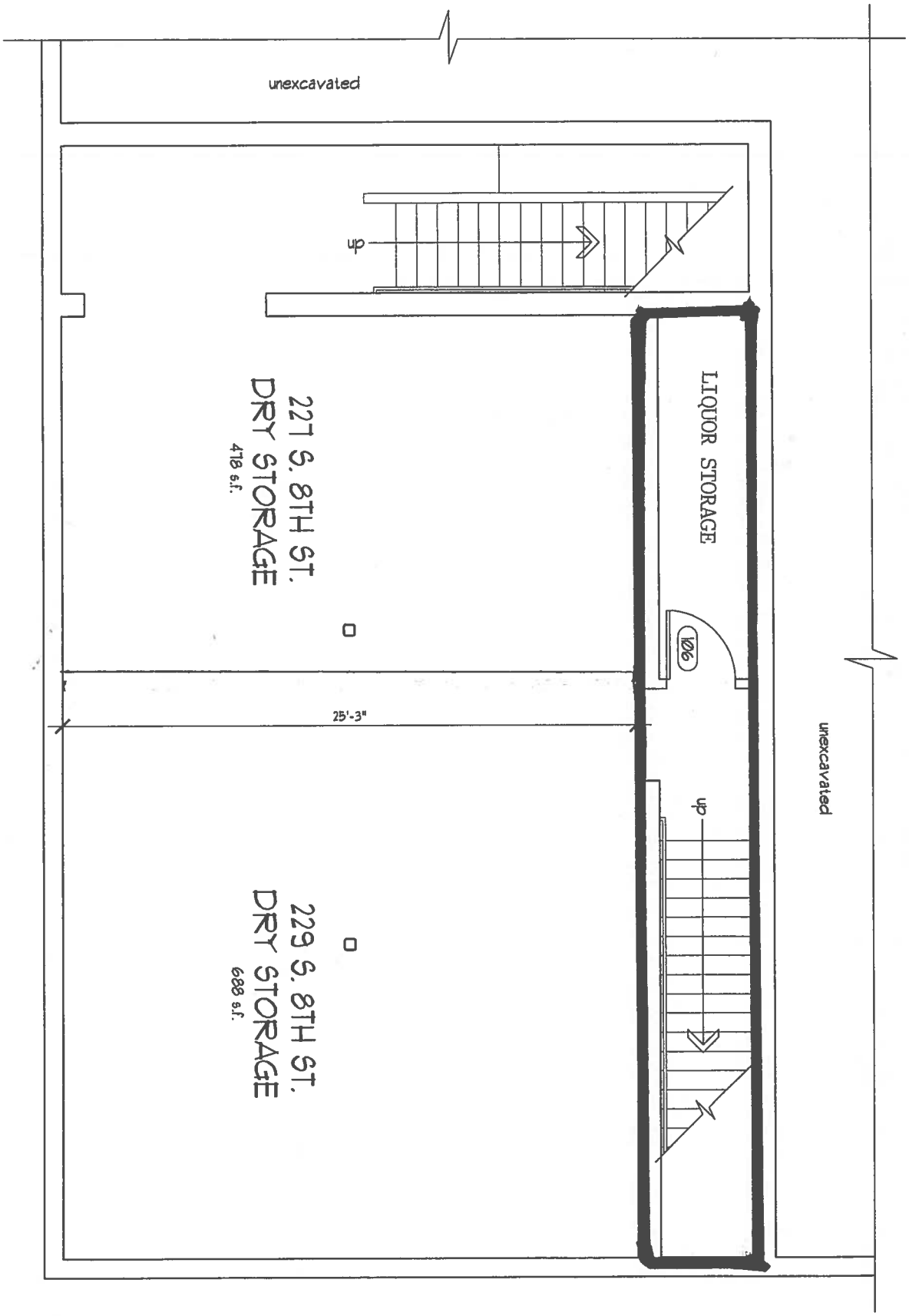
FCCS LLC dba
MIGUEL'S MEXICAN BAR & GRILL
229 S. 8th St. Colorado Springs CO 80905

Bar area 398 sf
Dining area 725 sf
Kitchen 952 sf
Basement storage 688 sf
Total main floor 2125 sf

FIRST FLOOR
FLOOR PLAN

NORTH

SCALE 1' 3' 2' 4'



BASEMENT PLAN

SCALE: 3/16" = 1'-0"

FCCS LLC dba Miguel's Mexican Bar & Grill, 229 S. 8th St. Colorado Springs, CO 80905

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 NOV 14 A 11:44 ▲ CLERK USE ONLY ▲
IN THE MATTER OF: **APPLICANT** FCCS, LLC d/b/a **Miguel's Mexican Bar & Grill** 229 S. 8th Street Colorado Springs, CO 80905 Mailing Address: 229 S. 8th Street Colorado Springs, CO 80905	Application No: N-36480
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 FCCS, LLC d/b/a Miguel's Mexican Bar & Grill ("Applicant") application for a new Hotel and Restaurant Liquor License at 229 S. 8th Street, Colorado Springs, CO 80905.

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 9, 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 evidence 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.

ON BEHALF OF THE LOCAL LICENSING AUTHORITY done November 14, 2019.

FOR
THE CITY OF COLORADO SPRINGS
LOCAL LICENSING AUTHORITY

Dena Lozano

By: Dena Lozano
Deputy City Clerk

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

Liquor Survey Boundaries

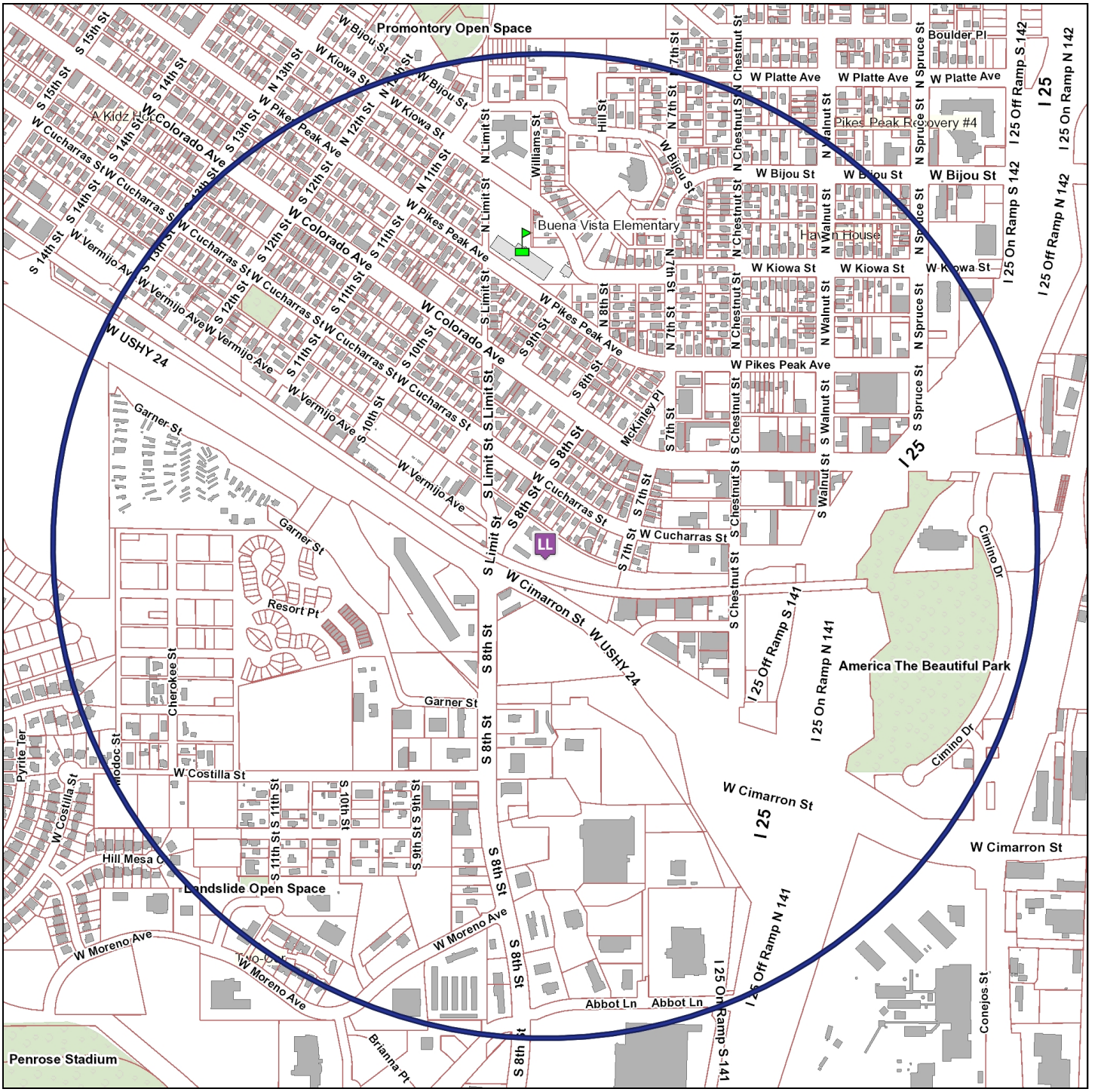
FCCS LLC

d/b/a MIGUEL'S MEXICAN BAR & GRILL

229 S 8TH ST

OFFICE OF THE CITY CLERK

License ID: 36480



0 0.25 0.5 1 Mile

The survey boundary is 0.5 miles from the establishment

Map Prepared: 11/14/2019 10:13 AM

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OFFICE OF THE CITY CLERK

HEARING LETTER ATTACHMENT

License ID: 36480

FCCS LLC

d/b/a MIGUEL'S MEXICAN BAR & GRILL

229 S 8TH ST

COLORADO SPRINGS, CO 80905

EXISTING SIMILAR LICENSES WITHIN BOUNDARY AREA

	Business d/b/a	Business Address	License Type	
1)	LA CASITA MEXICAN GRILL	306 S 8TH ST	Hotel & Restaurant	522.64 ft
2)	SUSHI RING II	308 S 8TH ST	Hotel & Restaurant	663.71 ft
3)	WESTSIDE BILLIARDS	310 S 8TH ST	Tavern	674.28 ft
4)	BILLY'S OLD WORLD PIZZA	308 S 8TH ST	Beer & Wine	686.47 ft
5)	N3 TAPHOUSE	817 W COLORADO AVE	Hotel & Restaurant	757.08 ft
6)	CERBERUS BREWING	702 W COLORADO AVE	Brew Pub	824.70 ft
7)	BENNY'S RESTAURANT & LOUNGE	517 W COLORADO AVE	Tavern	1,424.58 ft
8)	SHERPA GARDEN	1005 W COLORADO AVE	Hotel & Restaurant	1,426.51 ft
9)	503W	503 W COLORADO AVE	Hotel & Restaurant	1,473.23 ft
10)	BLADES AND BREWS	501 W COLORADO AVE	Beer & Wine	1,510.16 ft
11)	EUROPEAN CAFE & RESTAURANT	1015 W COLORADO AVE	Hotel & Restaurant	1,516.18 ft
12)	WESTERN OMELETTE	16 S WALNUT ST	Hotel & Restaurant	1,565.65 ft
13)	TEXAS ROADHOUSE	595 S 8TH ST	Hotel & Restaurant	2,013.03 ft
14)	THE PINERY AT THE HILL	775 W BIJOU ST	Hotel & Restaurant	2,050.60 ft
15)	THE PEPPER TREE RESTAURANT	888 W MORENO ST	Hotel & Restaurant	2,245.42 ft
16)	ENGLISH DOCKSIDE FRESH SEAFOOD & GRILL WEST	1201 W COLORADO AVE	Hotel & Restaurant	2,329.30 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 November 14, 2019 to the following address of record:

FCCS, LLC
d/b/a Miguel's Mexican Bar & Grill
229 S. 8th Street
Colorado Springs, CO 80905

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

CC: erikakaiser1@msn.com
chefmanuelpacheco@gmail.com