



LIQUOR LICENSE OR FERMENTED MALT BEVERAGE LICENSE (ALCOHOL BEVERAGE) APPLICATION

OFFICE OF THE CITY CLERK

Received

CITY CLERK'S OFFICE

2021 FEB 26 P 4: 38

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 (includes Resort & Campus Complex) ☐ Hotel/Restaurant w/Optional ☐ Tavern
☐ Brew Pub ☐ Distillery Pub ☐ Vintner's Restaurant ☐ Beer and Wine
☐ Optional Premises ☐ Retail Liquor Store* ☐ Liquor 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):

Pop LLC

2. Trade Name (DBA):

Pop Kitchen & Events

3. Premises Address: 2902 West Colorado Avenue
City, State, Zip: Colorado Springs, Colorado 80904

Location
Phone: (719) 671-0820

Property Tax Schedule No. : 7410103019

Zoning: C-5

4. Mailing Address: 315 West Cheyenne Road
City, State, Zip: Colorado Springs, Colorado 80906

Alt Phone: (719) 203-6801

Primary Contact
Name And Title: Amy M. Kunstle, Managing Member

Email: j.a.kunstle@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

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
Amy M. Kunstle	Managing 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
US Bank (Account Holder: Amy Kunstle) 815 Cheyenne Meadows Rd., Colo. Spgs., CO 80906	Checking Account	\$100,00.00
Charles Schwab (Account Holder: Amy Kunstle) 111 S. Tejon St., #109, Colo. Spgs., CO 80903	Investment Account	\$1,058,151.96
TOTAL INVESTMENT IN BUSINESS:		\$ 1,158,151.96

Section C: PREMISES / LOCATION INFORMATION

8. Registered Manager Name: Amy M. Kunstle

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: 60.3 ft x 30 ft TOTAL SQUARE FOOTAGE: 3,018

Is there a patio area? ☒ Yes ☐ No --- If yes, provide dimensions L-Shaped: Horizontal Leg: 39'3" x 11'8" and Vertical Leg: 9'3" x 30'4"

Anticipated number of employees: 3 Anticipated opening date: June 2021

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

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).

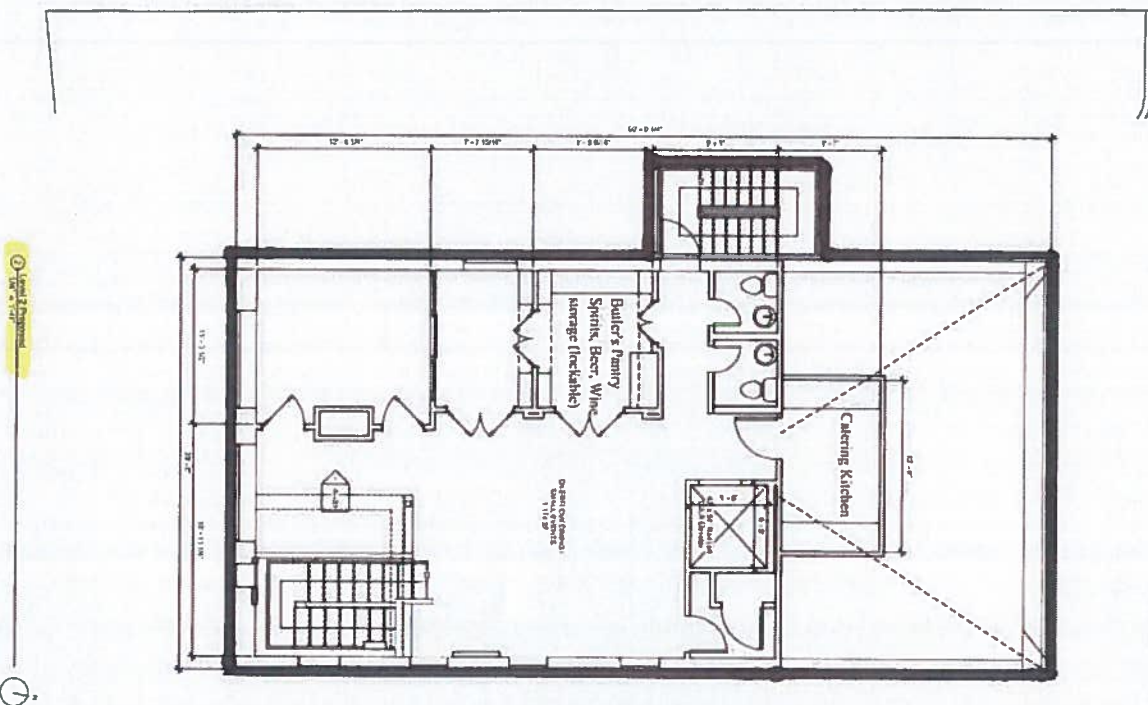
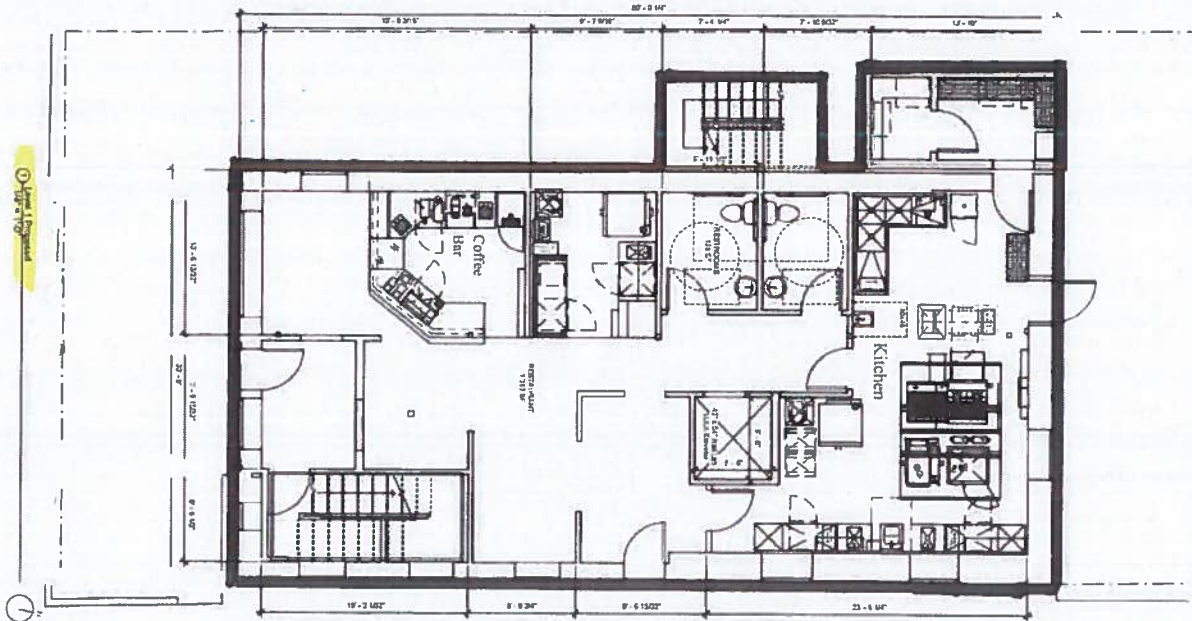
12. Has the applicant/licensee, any partners, any officers, any stockholders or directors, or any manager of said applicant ever been convicted of any crime, received a suspended sentence, a deferred sentence, or have charges pending?

☐ 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
N/A			

Amended



PoP LLC Improvements

2902 W. Colorado Ave
Colorado Springs, CO 80904

Bob McGrath

2902 W. Colorado Ave
Colorado Springs, CO 80904

Architect: [blank] Designer: [blank] Date: [blank]

Proposed Floor Plans

PoP LLC Improvements
2902 W. Colorado Ave
Colorado Springs, CO 80904

A-103

**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

2021 MAY 27 A 8:30

▲ CLERK USE ONLY ▲

IN THE MATTER OF:

APPLICANT

Pop, LLC
d/b/a **Pop Kitchen & Events**
2902 W Colorado Avenue
Colorado Springs, CO 80904
Mailing Address:
315 W Cheyenne Road
Colorado Springs, CO 80906

Application No: N-0850589

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, June 18, 2021 at 9:00 A.M. in Division 2, Municipal Court Building, 224 E. Kiowa Street, Colorado Springs, CO 80903** upon Pop, LLC d/b/a Pop Kitchen & Events ("Applicant") application for a new Hotel and Restaurant Liquor License at 2902 W Colorado Avenue, Colorado Springs, CO 80904.

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, June 8, 2021. 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, June 15, 2021.

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 February 26, 2021, 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 May 27, 2021.

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.

Liquor Survey Boundaries



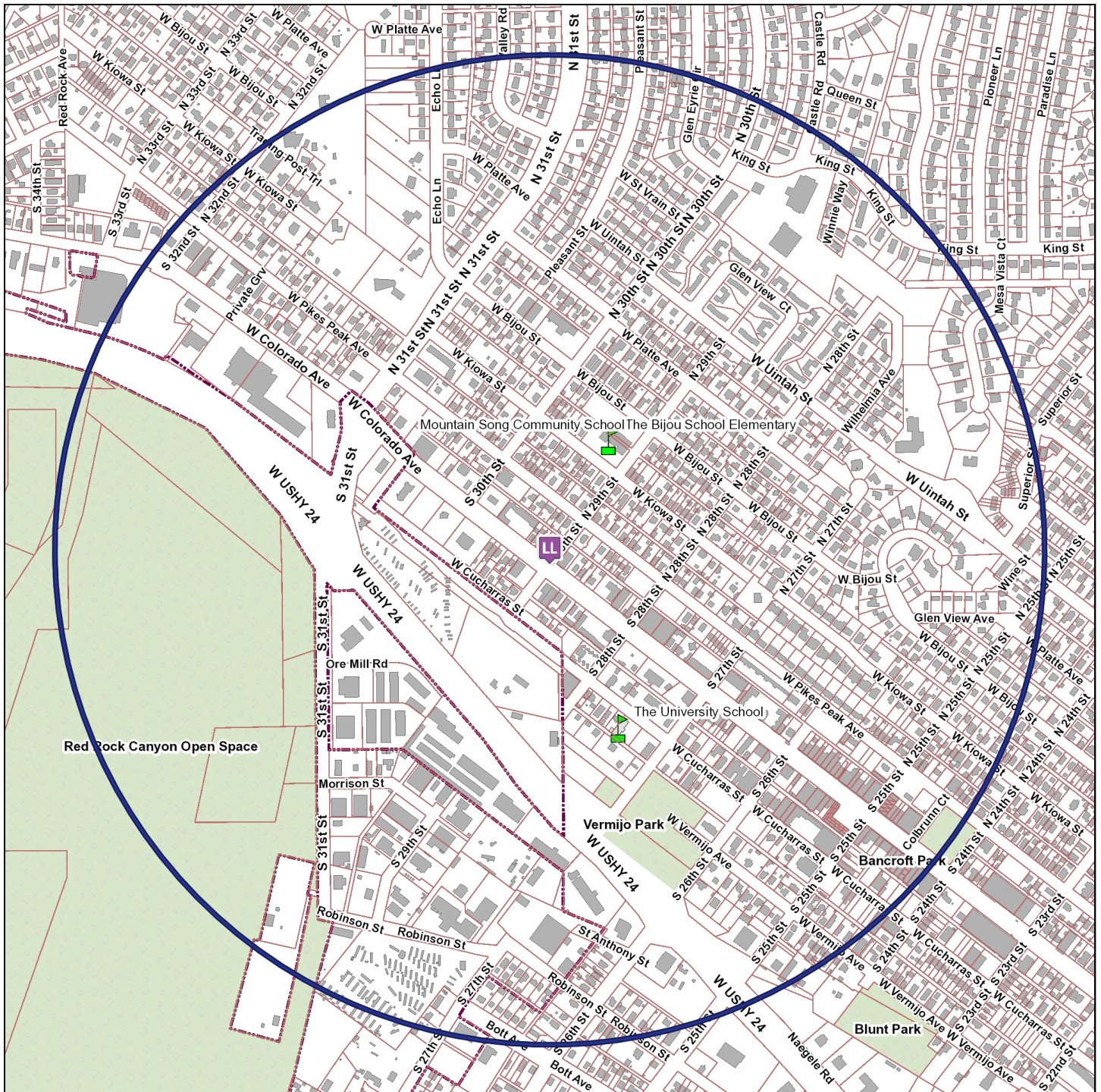
POP LLC

d/b/a POP KITCHEN & EVENTS

2902 W COLORADO AVE

OFFICE OF THE CITY CLERK

License ID: 0850589



The survey boundary is 0.5 miles from the establishment

Map Prepared: 5/27/2021 10:30 AM

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OFFICE OF THE CITY CLERK

HEARING LETTER ATTACHMENT

License ID: 0850589

POP LLC

d/b/a POP KITCHEN & EVENTS

2902 W COLORADO AVE

COLORADO SPRINGS, CO 80904

EXISTING SIMILAR LICENSES WITHIN BOUNDARY AREA

<u>Business d/b/a</u>	<u>Business Address</u>	<u>License Type</u>	
1) MASON JAR, THE	2925 W COLORADO AVE	Hotel & Restaurant Liquor License	453.88 ft
2) PARAVICINI ITALIAN BISTRO	2802 W COLORADO AVE	Hotel & Restaurant Liquor License	531.70 ft
3) RUDY'S COUNTRY STORE & BAR-B-Q	315 S 31ST ST	Fermented Malt Beverage License On Premises	1,152.08 ft
4) ALCHEMY	2625 W COLORADO AVE	Hotel & Restaurant Liquor License	1,244.93 ft
5) WILD GINGER THAI RESTAURANT	2628 W COLORADO AVE	Hotel & Restaurant Liquor License	1,265.01 ft
6) JAKE & TELLY'S GREEK TAVERNA	2616 W COLORADO AVE	Hotel & Restaurant Liquor License	1,424.23 ft
7) THE WOBBLY OLIVE	2611 W COLORADO AVE	Hotel & Restaurant Liquor License	1,471.80 ft
8) TRAILS END TAPROOM	3103A/B & 3105A W COLORADO AVE	Tavern Liquor License	1,488.21 ft
9) TAPATERIA	2607 W COLORADO AVE	Hotel & Restaurant Liquor License	1,531.12 ft
10) BON TON'S CAFE	2601 W COLORADO AVE	Hotel & Restaurant Liquor License	1,609.71 ft
11) PIZZERIA RUSTICA	2527 W COLORADO AVE	Hotel & Restaurant Liquor License	1,731.71 ft
12) SUPERNOVA WEST	2521 W COLORADO AVE	Hotel & Restaurant Liquor License	1,829.36 ft
13) DAT'S ITALIAN	2514 W COLORADO AVE	Hotel & Restaurant Liquor License	1,989.77 ft
14) SLICE420	2501 W COLORADO AVE	Hotel & Restaurant Liquor License	2,124.15 ft
15) MOTHER MUFF'S	2432 W COLORADO AVE	Hotel & Restaurant Liquor License	2,251.16 ft
16) MONSE'S TASTE OF EL SALVADOR	115 S 25TH ST	Tavern Liquor License	2,299.39 ft



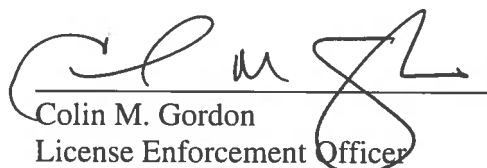
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17) JORGE'S	2427 W COLORADO AVE	Hotel & Restaurant Liquor License	2,391.26 ft
18) JIVES COFFEE LOUNGE	16 COLBRUNN CT	Hotel & Restaurant Liquor License	2,424.91 ft
19) LA BAGUETTE	2417 W COLORADO AVE	Hotel & Restaurant Liquor License	2,467.74 ft
20) THUNDER AND BUTTONS II	2415 W COLORADO AVE	Hotel & Restaurant Liquor License	2,494.79 ft
21) THE FIFTY-NINER	2409 W COLORADO AVE	Hotel and Restaurant	2,599.48 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 May 27, 2021 to the following address of record:

Pop, LLC
d/b/a Pop Kitchen & Events
315 W Cheyenne Road
Colorado Springs, CO 80906



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

CC: debra@eilandlawfirm.com
 j.a.kunstle@gmail.com