

CITY AND COUNTY OF DENVER

DEPARTMENT OF EXCISE AND LICENSE

November 16, 2012

Ms. Kelley Kiesling, Paralegal for
Udi's on Colfax, LLC
d/b/a Udi's on Colfax
2550 E. Colfax Avenue
Denver, Colorado 80201

Dear Applicant,

Thank you for the application you recently filed for a new Hotel and Restaurant Liquor License at 2550 East Colfax Avenue, Denver, Colorado. You are notified to appear in this office on **December 19, 2012 at 9:00 am** for a public hearing on this application.

Enclosed herewith for the applicant is a copy of the Findings rendered in this matter. Please be advised that you are required to appear at the Department of Excise and Licenses for a **pre-hearing conference on November 20, 2012 at 10:00 a.m.** At this conference you will be required to submit all of the requirements set forth in the attached findings. Failure to submit these requirements may result in a cancellation of the above-set public hearing date and a need for you to resubmit a new application and application fees. Please do not hesitate to contact this office at (720) 865-2760 should you have any questions regarding the findings.

At the time of the **public hearing on December 19, 2012**, you will be required to prove why said application should be approved. You will be required to present evidence demonstrating the neighborhood need and that the residents and/or business owners or managers in the area around your location desire that the license issue even if the application is not contested. You must also establish that the issuance of this license will not have an adverse effect on the health, welfare or morals of the neighborhood in question. **The Department of Excise & Licenses has designated an area around your location on a map. You must present up to three (3) adult witnesses who are residents or business owners/managers from the designated area to testify as a group in support of this application.**

A manager must have general supervisory authority over the business. The protestants to the application, if there are any, will also be allowed to present up to three (3) witnesses to testify individually and others to testify as a group. Representatives from any registered neighborhood organizations in the area will also be allowed to testify regarding the organization's position.

In addition, you may present petitions that have been signed by residents or business owners/managers in the designated area in support of the application. Petitions that are filed five days prior to the hearing at the Department of Excise and Licenses and accompanied by completed affidavits furnished by the Department will be admitted without testimony. Petitions not filed in this manner will be admitted only through the testimony of the circulators in person at the hearing. The same restrictions apply to protestors' petitions.

Publication of notice of this application will occur on **November 29, 2012** and will be provided by the Department of Excise & Licenses. **Posting** of the premises shall commence on **November 29, 2012 and will continue through the date of your hearing.** **Petitions** may be circulated beginning **December 1, 2012.** Signatures obtained prior to this date will not be accepted.

Udi's on Colfax
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Please be advised that if you are not prepared to proceed with the **hearing on December 19, 2012**, you may be required to reapply with new application forms and the payment of another application fee and reposting of the premises.

Thank you for your attention to these matters.

Yours truly,

Tom Downey, Director of Excise & Licenses

By: _____
Sharon K. Kinvig, Licensing Technician

cc: Councilwoman Jeanne Robb, District 10
Division Chief of Patrol David Quinones
Capitol Hill United Neighborhoods, Inc.
Colfax Business Improvement District
Colfax on the Hill, Inc.
Congress Park Neighbors, Inc.
Inter-Neighborhood Cooperation
Neighborhood Advisory Committee to the Botanic Gardens
Northeast Community Congress for Education
Points Historical Redevelopment Corp
South City Park Neighborhood Association

NOTICE

You are hereby notified that pursuant to the Colorado Liquor and Beer Codes, and the Denver Revised Municipal Code, Udi's on Colfax, LLC, doing business as Udi's on Colfax: Restaurant Holding Company, LLC, Sole Member, 2550 East Colfax Avenue, Denver, Colorado has by application of October 29, 2012, requested the Licensing Authority of the City and County of Denver to grant a Hotel and Restaurant Liquor License to dispense Malt, Vinous and Spirituous Liquor by the drink for consumption ON the premises at this location: 2550 East Colfax Avenue. You are further notified that on December 19, 2012, at the hour of 9:00 a.m. a hearing on such application will be held at 201 West Colfax Ave., Dept. 206, Denver, Colorado 80202. Information may be obtained and questions directed to the Office of the Director of Excise and Licenses relating to this application and the area through which petitions may be circulated. Petitions and remonstrances may be filed with the Director of Excise and Licenses, 201 West Colfax Ave., Dept. 206, Denver, Colorado 80202. Also, any party in interest desiring a night hearing must make application for such at least fifteen (15) days prior to the date of hearing mentioned above.

DIRECTOR OF EXCISE AND LICENSES

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COLORADO LIQUOR RETAIL LICENSE APPLICATION

<input checked="" type="checkbox"/> NEW LICENSE <input type="checkbox"/> TRANSFER OF OWNERSHIP <input type="checkbox"/> LICENSE RENEWAL					
• ALL ANSWERS MUST BE PRINTED IN BLACK INK OR TYPEWRITTEN • APPLICANT MUST CHECK THE APPROPRIATE BOX(ES) • LOCAL LICENSE FEE \$ _____ • APPLICANT SHOULD OBTAIN A COPY OF THE COLORADO LIQUOR AND BEER CODE (Call 303-370-2165)					
1. Applicant is applying as a <input type="checkbox"/> Corporation <input type="checkbox"/> Partnership (includes Limited Liability and Husband and Wife Partnerships)				<input type="checkbox"/> Individual <input checked="" type="checkbox"/> Limited Liability Company <input type="checkbox"/> Association or Other	
2. Applicant If an LLC, name of LLC; if partnership, at least 2 partner's names; if corporation, name of corporation Udi's on Colfax LLC				Fein Number 72-1602503	
2a. Trade Name of Establishment (DBA) Udi's on Colfax			State Sales Tax No. 1288754-0004		Business Telephone 303-657-1600
3. Address of Premises (specify exact location of premises) 2550 E. Colfax Ave					
City Denver		County Denver		State CO	ZIP Code 80201
4. Mailing Address (Number and Street) 101 E. 70th Ave		City or Town Denver		State CO	ZIP Code 80221
5. If the premises currently have a liquor or beer license, you MUST answer the following questions:					
Present Trade Name of Establishment (DBA) N/A		Present State License No. N/A		Present Class of License N/A	Present Expiration Date N/A
LIAB SECTION A NONREFUNDABLE APPLICATION FEES			LIAB SECTION B (CONT.) LIQUOR LICENSE FEES		
2300 <input type="checkbox"/> Application Fee for New License \$1,025.00 2302 <input checked="" type="checkbox"/> Application Fee for New License - w/Concurrent Review \$1,125.00 2310 <input type="checkbox"/> Application Fee for Transfer \$1,025.00			1985 <input type="checkbox"/> Resort Complex License (City) \$500.00 1986 <input type="checkbox"/> Resort Complex License (County) \$500.00 1988 <input type="checkbox"/> Add Related Facility to Resort Complex ... \$ 75.00 X _____ Total _____ 1990 <input type="checkbox"/> Club License (City) \$308.75 1991 <input type="checkbox"/> Club License (County) \$308.75 2010 <input type="checkbox"/> Tavern License (City) \$500.00 2011 <input type="checkbox"/> Tavern License (County) \$500.00 2012 <input type="checkbox"/> Manager Registration - Tavern \$ 75.00 2020 <input type="checkbox"/> Arts License (City) \$308.75 2021 <input type="checkbox"/> Arts License (County) \$308.75 2030 <input type="checkbox"/> Racetrack License (City) \$500.00 2031 <input type="checkbox"/> Racetrack License (County) \$500.00 2040 <input type="checkbox"/> Optional Premises License (City) \$500.00 2041 <input type="checkbox"/> Optional Premises License (County) \$500.00 2045 <input type="checkbox"/> Vintners Restaurant License (City) \$750.00 2046 <input type="checkbox"/> Vintners Restaurant License (County) \$750.00 2220 <input type="checkbox"/> Add Optional Premises to H & R \$100.00 X _____ Total _____ 2370 <input type="checkbox"/> Master File Location Fee \$ 25.00 X _____ Total _____ 2375 <input type="checkbox"/> Master File Background \$250.00 X _____ Total _____		
LIAB SECTION B LIQUOR LICENSE FEES					
1905 <input type="checkbox"/> Retail Gaming Tavern License (City) \$500.00 1906 <input type="checkbox"/> Retail Gaming Tavern License (County) \$500.00 1940 <input type="checkbox"/> Retail Liquor Store License (City) \$227.50 1941 <input type="checkbox"/> Retail Liquor Store License (County) \$312.50 1950 <input type="checkbox"/> Liquor Licensed Drugstore (City) \$227.50 1951 <input type="checkbox"/> Liquor Licensed Drugstore (County) \$312.50 1960 <input type="checkbox"/> Beer and Wine License (City) \$351.25 1961 <input type="checkbox"/> Beer and Wine License (County) \$436.25 1970 <input type="checkbox"/> Hotel and Restaurant License (City) \$500.00 1971 <input checked="" type="checkbox"/> Hotel and Restaurant License (County) \$500.00 1975 <input type="checkbox"/> Brew Pub License (City) \$750.00 1976 <input type="checkbox"/> Brew Pub License (County) \$750.00 1980 <input type="checkbox"/> Hotel and Restaurant License w/opt premises (City) \$500.00 1981 <input type="checkbox"/> Hotel and Restaurant License w/opt premises (County) \$500.00 1983 <input type="checkbox"/> Manager Registration - H & R \$ 75.00					
DO NOT WRITE IN THIS SPACE - FOR DEPARTMENT OF REVENUE USE ONLY					
LIABILITY INFORMATION					
County	City	Industry Type	License Account Number	Liability Date	License Issued Through (Expiration Date)
				FROM	TO
State _____-750 (999)	City 2180-100 (999)	County 2190-100 (999)	Managers Reg _____-750 (999)		
Cash Fund New License 2300-100 (999)		Cash Fund Transfer License 2310-100 (999)		TOTAL	
				\$.	

19. If applicant is a corporation, partnership, association or limited liability company, applicant **must list ALL OFFICERS, DIRECTORS, GENERAL PARTNERS, AND MANAGING MEMBERS.** In addition applicant **must list** any stockholders, partners, or members with **OWNERSHIP OF 10% OR MORE** IN THE APPLICANT. ALL PERSONS LISTED BELOW must also attach form DR 8404-I (Individual History record), and submit finger print cards to their local licensing authority.

NAME	HOME ADDRESS, CITY & STATE	DOB	POSITION	% OWNED*
Restaurant Holding Company LLC	101 E. 70th Ave Denver CO 80221	N/A	Member	100%

*If total ownership percentage disclosed here does not total 100% applicant must check this box

☐ Applicant affirms that no individual other than these disclosed herein, owns 10% or more of the applicant

Additional Documents to be submitted by type of entity

- ☐ CORPORATION ☐ Cert. of Incorp. ☒ Cert. of Good Standing (if more than 2 yrs. old) ☐ Cert. of Auth. (if a foreign corp.)
☐ PARTNERSHIP ☐ Partnership Agreement (General or Limited) ☐ Husband and Wife partnership (no written agreement)
☒ LIMITED LIABILITY COMPANY ☒ Articles of Organization ☒ Cert. of Authority (if foreign company) ☒ Operating Agrmt.
☐ ASSOCIATION OR OTHER Attach copy of agreements creating association or relationship between the parties

Registered Agent (if applicable)

Etai Bar-on

Address for Service

101 E. 70th Ave., Denver, CO 80221

OATH OF APPLICANT

I declare under penalty of perjury in the second degree that this application and all attachments are true, correct, and complete to the best of my knowledge. I also acknowledge that it is my responsibility and the responsibility of my agents and employees to comply with the provisions of the Colorado Liquor or Beer Code which affect my license.

Authorized Signature



Title

Owner

Date

8-16-12

REPORT AND APPROVAL OF LOCAL LICENSING AUTHORITY (CITY/COUNTY)

Date application filed with local authority

Date of local authority hearing (for new license applicants; cannot be less than 30 days from date of application 12-47-311 (1)) C.R.S.

THE LOCAL LICENSING AUTHORITY HEREBY AFFIRMS:

That each person required to file DR 8404-I (Individual History Record) has:

Yes No

- ☐ Been fingerprinted ☐ Yes ☐ No
☐ Been subject to background investigation, including NCIC/CCIC check for outstanding warrants ☐ Yes ☐ No

That the local authority has conducted, or intends to conduct, an inspection of the proposed premises to ensure that the applicant is in compliance with, and aware of, liquor code provisions affecting their class of license ☐ Yes ☐ No

(Check One)

- ☐ Date of Inspection or Anticipated Date _____
☐ Upon approval of state licensing authority.

The foregoing application has been examined; and the premises, business to be conducted, and character of the applicant are satisfactory. We do report that such license, if granted, will meet the reasonable requirements of the neighborhood and the desires of the adult inhabitants, and will comply with the provisions of Title 12, Article 46 or 47, C.R.S. **THEREFORE, THIS APPLICATION IS APPROVED.**

Local Licensing Authority for

Telephone Number

- ☐ TOWN, CITY
☐ COUNTY

Signature

Title

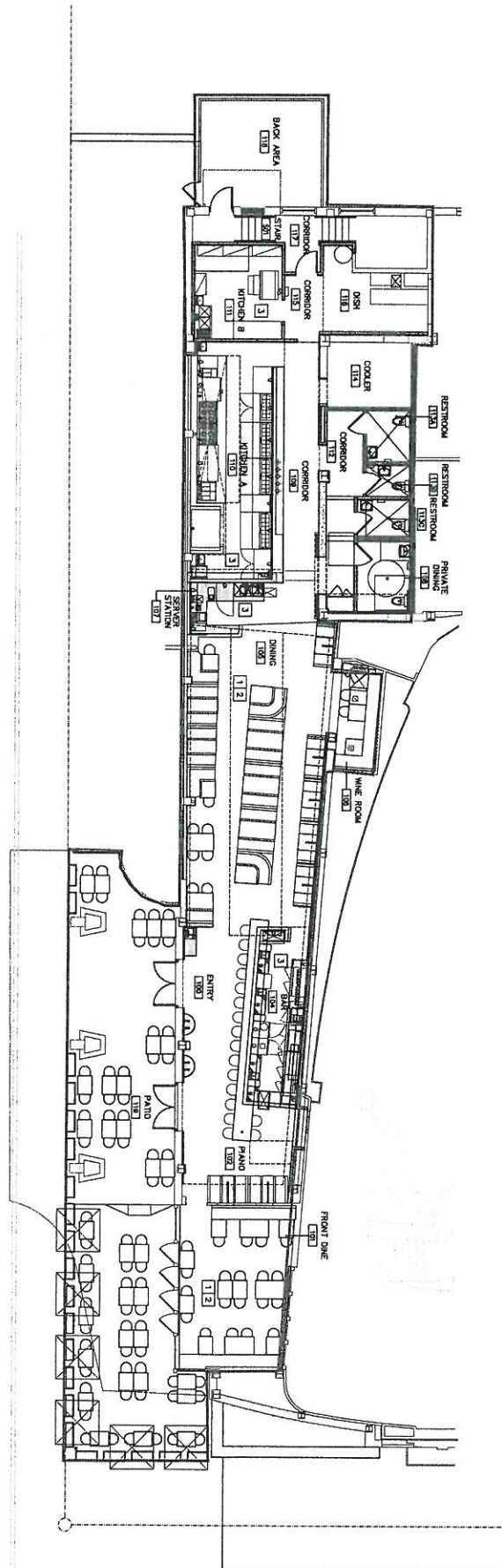
Date

Signature (attest)

Title

Date

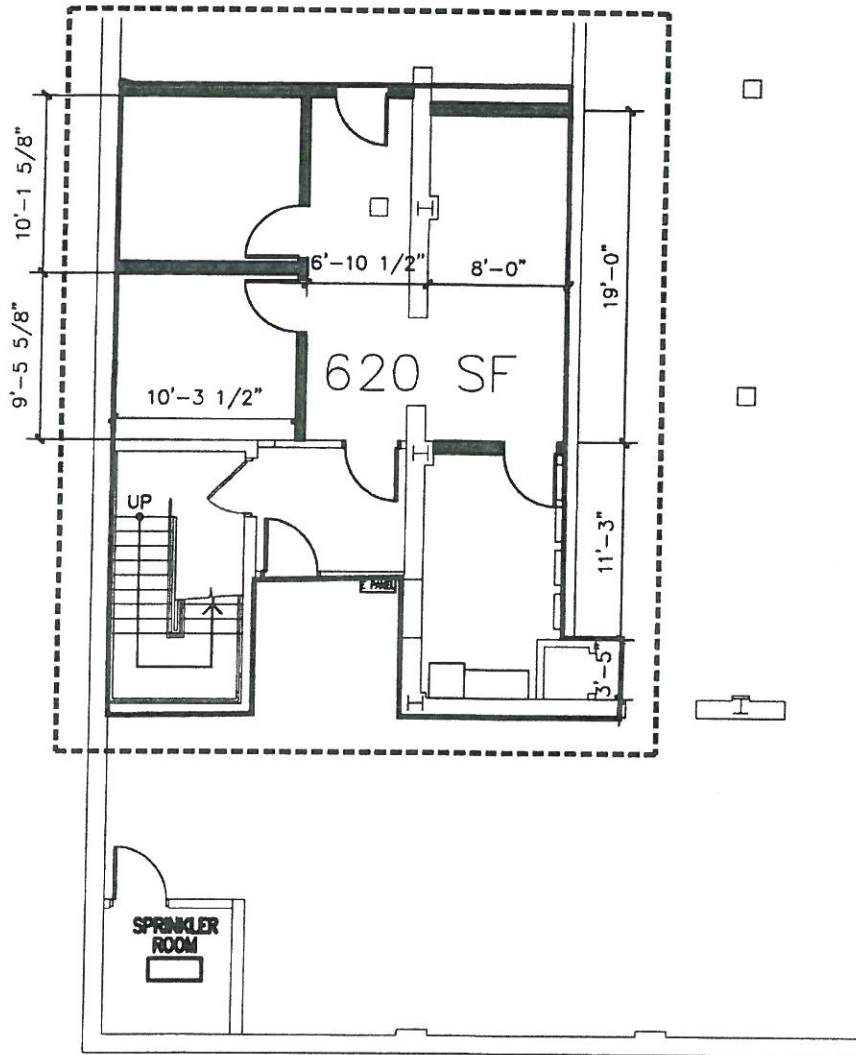
Udi's on Colfax



1 GROUND LEVEL FURN/EQUIP PLAN
1/8"=1'-0"

name-fp1.dwg

Udis on Colfax



BASEMENT FLOOR PLAN

1/8"=1'-0"

xenc-fp0.dwg

Uchi's on Colfax

Basement Floor

