



# Pima County Clerk of the Board

Julie Castañeda

Melissa Manriquez  
Deputy Clerk

Administration Division  
130 W. Congress, 5<sup>th</sup> Floor  
Tucson, AZ 85701  
Phone: (520)724-8449 • Fax: (520)222-0448

Document and Micrographics Mgt. Division  
1640 East Benson Highway  
Tucson, Arizona 85714  
Phone: (520) 351-8454 • Fax: (520) 791-6666

May 31, 2018

Kim Kenneth Kwiatkowski  
Circle K Store No. 2741649  
Licensing DC-36  
P.O. Box 52085  
Phoenix, AZ 85072-2085

RE: Arizona Liquor License No.: Job No. 19889  
d.b.a. Circle K Store No. 2741649

Dear Mr. Kwiatkowski:

Enclosed is a copy of the Affidavit of Posting relative to your Liquor License Application for a Series 10, Beer and Wine, which was received in our office on April 30, 2018. The Hearing before the Pima County Board of Supervisors has been scheduled for Tuesday, June 19, 2018, at 9:00 a.m. or thereafter, at the following location:

Pima County Administration Building  
Board of Supervisors Hearing Room  
130 W. Congress, 1st Floor  
Tucson, AZ 85701

Should you have any questions pertaining to this matter, please contact this office at (520)724-8449.

Sincerely,

A handwritten signature in black ink that reads "Castañeda".

Julie Castañeda  
Clerk of the Board

Enclosure



5/24/19

Arizona Department of Liquor Licenses and Control
800 W Washington 5th Floor
Phoenix, AZ 85007-2934
www.azliquor.gov
(602) 542-5141

AFFIDAVIT OF POSTING

Date of Posting: 5/4/18 Date of Posting Removal: 5/25/18

Applicant's Name: Circle K Store No. 2741649 Kwiatkowski Kim Kenneth Last First Middle

Business Address: 6175 S. Kolb Road Tucson 85716 Street City Zip

License #: Job No. 19889

I hereby certify that pursuant to A.R.S. 4-201, I posted notice in a conspicuous place on the premises proposed to be licensed by the above applicant and said notice was posted for at least twenty (20) days.

STEVE MONTANO Process Server 520-262-6651 Print Name of City/County Official Title Phone Number

Signature Date Signed

Return this affidavit with your recommendations (i.e., Minutes of Meeting, Verbatim, etc.) or any other related documents. If you have any questions please call (602) 542-5141 and ask for the Licensing Division.

Vertical stamp: MAY 23 09 PM 05 POC: JWF: RD and a signature



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TO: Development Services, Zoning Division  
FROM: Alina Bárcenas *ARB*  
Administrative Support Specialist Senior  
DATE: 4/30/2018  
RE: Zoning Report - Application for Liquor License

Attached is the application of:

Kim Kenneth Kwiatkowski  
d.b.a. Circle K Store No. 2741649  
6175 S. Kolb Road  
Tucson, AZ 85716

Arizona Liquor License No. Job No. 19889  
Series 10, Beer and Wine  
New License   
Person Transfer  
Location Transfer

ZONING REPORT

DATE: 5/1/18

Will current zoning regulations permit the issuance of the license at this location?

Yes  No

If No, please explain:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

*[Handwritten Signature]*  
\_\_\_\_\_  
Pima County Zoning Inspector

When complete, please return to [cob\\_mall@pima.gov](mailto:cob_mall@pima.gov)

WAY 01 18 PM 01:10 POC CLK OF RD  
ARB

18-08-9322

IP # 19889



Arizona Department of Liquor Licenses and Control
800 W Washington 5th Floor
Phoenix, AZ 85007-2934
www.azliquor.gov
(602) 542-5141

DLLC USE ONLY

License # 19889
Date Accepted: 04-27-18
CSR: JB

Application for Liquor License
Type or Print with Black Ink

APPLICATION FEE AND INTERIM PERMIT FEES (IF APPLICABLE) ARE NOT REFUNDABLE
A service fee of \$25 will be charged for all dishonored checks (A.R.S. § 44-6852)

SECTION 1 Type of License

- Interim Permit
New License
Person Transfer (series 6, 7 and 9)
Location Transfer (series 6, 7 and 9)
Probate/ Will Assignment/ Divorce Decree (No Fees)
Seasonal

SECTION 2 Type of Ownership

- J.T.W.R.O.S.
Individual
Partnership
Corporation
Limited Liability Co
Club
Government
Trust
Tribe
Other (Explain)

SECTION 3 Type of Privilege

- Add Sampling Privilege for Series 9 and 10 only (Complete Sampling Privilege application)
Add Growler privileges (restaurant, series 12, license only. 300-foot restriction applies)

1.Type of License (Series of license): Beer Wine Series 10
2. LICENSE # JOB # 19889

SECTION 4 Applicants

1. Agent's Name: KWIATKOWSKI KIM KENNETH
2. Individual/Owner Name: CIRCLE K STORES INC.
3. Business Name (Doing Business As-DBA): CIRCLE K STORE # 2741649
4. Business Location Address: 6175 S Kolb Rd Tucson AZ 85706 Pima
5. Mailing Address: LICENSING DC-36, PO BOX 52085 PHOENIX AZ 85072-2085
6. Business Phone: (520) 663-1686 Daytime Contact Phone: (602) 728-4783
7. Email Address: azlicense@circlek.com
8. Is the Business located within the incorporated limits of the above city or town? Yes No
9. Total Price paid for Series 6 Bar, Series 7 Beer & Wine Bar or Series 9 Liquor Store (license only) \$

APR 30 10 05 52 POC K OF RD
AZC

Table with 4 columns: Fees, Application, Interim Permit, Department Use Only (Site Inspection, Finger Prints), Total of All Fees. Values: 100.00, 100.00, 200.00.

**SECTION 5 Interim Permit**

If you intend to operate business while the application is pending, you will need an interim permit pursuant to A.R.S.§4-203.01. For approval of an interim permit:

- There **must** be a valid license of the same series issued to the current location you are applying for, **OR**
- A Hotel/Motel license is being replaced with a restaurant license pursuant to A.R.S.§4-203.01(A)

1. Enter license number currently at the location: 10103095

2. Is the license currently in use?  Yes  No If no, how long has it been out of use? na

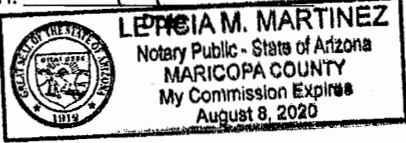
**NOTARY**

I (Print Full Name) Kim Kenneth Kwiatkowski hereby declare that I am the Agent, Current Owner, or Controlling Person on the stated license and location.

Signature: [Signature] State of Arizona County of Maricopa

The foregoing instrument was acknowledged before me this 8/8/20 Day of APR 09 2018 Day Month Year

My Commission Expires on: 8/8/20



[Signature]  
Signature of Notary

**SECTION 6 Background Check**

EACH PERSON LISTED MUST SUBMIT A QUESTIONNAIRE, FINGERPRINT CARD, AND \$22 PROCESSING FEE PER CARD.

1. If the applicant is an entity, and not an individual, answer questions 1a-b.

a) Date Incorporated/Organized: 06/08/1951 State where Incorporated/Organized: Texas

b) AZ Corporation or AZ L.L.C. File No: F-0006598-0 Date authorized to do business in AZ: 04/08/1957

2. List any individual or entity that owns a beneficial interest of 10% or more and/or controls the applicant or licensee. If the applicant is owned by another entity, attach an organizational chart showing the ownership structure. Attach additional sheets as needed. Disclose all controlling persons and members, shareholders or general partners who own a beneficial interest of 10% or more of the applicant or licensee.

Last	First	Middle	Title	%Owned	Mailing Address	City	State	Zip
Haxel	Geoffrey	Charles	Pres/Sec/Dir	0	1130 W Warner Rd, Tempe, AZ 85284			
Cunnington	Kathleen	K	Treas/VP/Dir	0	1130 W Warner Rd, Tempe, AZ 85284			
Lapointe	Francis	(none)	Vice President	0	1130 W Warner Rd, Tempe, AZ 85284			
Kwiatkowski	Kim	Kenneth	Asst Secretary	0	1130 W Warner Rd, Tempe, AZ 85284			

(Attach additional sheet if necessary)

**SECTION 7 Probate, Receiver, Bankruptcy Trustee, Assignment, or Divorce Decree of an existing liquor license A.R.S.§4-204**

EACH PERSON LISTED MUST SUBMIT A QUESTIONNAIRE, FINGERPRINT CARD, AND \$22 PROCESSING FEE PER CARD.

1. Current Licensee's Name: \_\_\_\_\_  
(Exactly as it appears on the license) Last First Middle

2. Assignee's Name: \_\_\_\_\_  
Last First Middle

3. License Number: \_\_\_\_\_

**ATTACH A COPY OF THE DOCUMENT THAT SPECIFICALLY ASSIGNS THE LIQUOR LICENSE TO THE ASSIGNEE.**

**Circle K Stores Inc.**  
**Texas 6/8/51**  
**Charter No. 0010697700**  
**FIN# 74-1149540**

	OFFICE	Name	BUSINESS ADDRESS
AZ DOL	* <b>President and Secretary</b>	<b>Geoffrey C. Haxel</b>	<b>1130 W Warner Rd, Tempe, AZ 85284</b>
AZ DOL	* <b>Vice President &amp; Secretary</b>	<b>Kathleen K Cunnington</b>	<b>1130 W Warner Rd, Tempe, AZ 85284</b>
	* Sr Vice President	Darrell Davis	12911 Telecom Parkway, Tampa, FL 33637
	Sr Vice President	Dennis Tewell	1130 W Warner Rd, Tempe, AZ 85284
	Vice President	Pia Bach Henriksen	495 E Rincon, Suite 150, Corona, CA 92879
	Vice President	Paul Rodriguez	1130 W Warner Rd, Tempe, AZ 85284
AZ DOL	<b>Vice President</b>	<b>Francis Lapointe</b>	<b>1130 W Warner Rd, Tempe, AZ 85284</b>
	Vice President	David Morgan	12911 Telecom Parkway, Tampa, FL 33637
	Vice President	Brian Bednarz	25 W Cedar St, Suite 100, Pensacola, FL 35202
	Vice President	Timothy Alexander Miller	1130 W Warner Rd, Tempe, AZ 85284
	Vice President	Matt McCure	2440 Whitehall Park Dr., #800, Charlotte, NC 28273
	Vice President	Waymon (Butch) Seber	12911 Telecom Parkway, Tampa, FL 33637
	Vice President	Meredith Willard Rice, Jr.	305 Gregson Dr., Cary, NC 28273
	Vice President	Rodney Blanton	2440 Whitehall Park Dr., #800, Charlotte, NC 28273
	Vice President	Mark Tate	1199 S Beltline Rd, #160, Coppell, TX 75019
	Vice President	Steve Lattig	215 Pendelton St, Waycross, GA 61501
	Vice President	Mark Ostoits	2440 Whitehall Park Dr., #800, Charlotte, NC 28273
	Vice President	Kevin Lewis	2440 Whitehall Park Dr., #800, Charlotte, NC 28273
	Vice President	Mathew P Dolan	935 Tallmadge Ave, Akron, OH 44310
	Assistant Secretary	Patrick Panzarella	19500 Bulverde Rd, San Antonio, TX 78259
	Assistant Secretary	Scott J. Stevenson	1130 W Warner Rd, Tempe, AZ 85284
AZ DOL	<b>Assistant Secretary</b>	<b>Kim Kwiatkowski</b>	<b>1130 W Warner Rd, Tempe, AZ 85284</b>
	Assistant Secretary	Christine Anagnostou	4204 Boul. Industriel, Laval (Quebec) Canada H7L 0E3
	Assistant Secretary	Sarah Lynn Longwell	255 E Rincon, Suite 100, Corona, CA 92879
	Assistant Secretary	Michael L Foster	2440 Whitehall Park Dr., #800, Charlotte, NC 28273
	Assistant Secretary	Kyle Poyer	2440 Whitehall Park Dr., #800, Charlotte, NC 28273
	Assistant Secretary	Randy Horne	12911 Telecom Parkway, Tampa, FL 33637
	Assistant Secretary	Luc Langevin	12911 Telecom Parkway, Tampa, FL 33637
	Assistant Secretary	Peter Uhlich	12911 Telecom Parkway, Tampa, FL 33637
	Assistant Secretary	Edward Giunta	12911 Telecom Parkway, Tampa, FL 33637
	Assistant Secretary	Kimberly Andrews	550 S Quebec St., Greenwood Village, CO 80111
	Assistant Secretary	John Little	305 Gregson Dr., Cary, NC 28273
	Assistant Secretary	Aaton Brooks	305 Gregson Dr., Cary, NC 28273

\* Director

Business Address: 1130 W. Warner Road, Bldg B, Tempe, AZ 85284 (602) 728-8000

Domicile Address: % CSC-Lawyers Incorporating Service Company, 701 Brazos Street, Suite 1050, Austin, TX 78701

12,000,000 Shares Authorized, 1,000 issued at \$1.00 Par. 100% owned by Circle K Delaware Inc. (FIN: 46-0520672)

Circle K Stores Inc. is qualified in:

AL, AZ, AR, CA, CO, FL, GA, , ID, KS, LA, MS,  
 MO, NV, NM, NC, OK, OR, SC, TN, TX, UT, WA

Corporate Structure:

Circle K Delaware Inc. is 100% owned by The Circle K Corporation (**Geoffrey Haxel - President/Director**)

The Circle K Corporation is 100% owned by Couche-Tard US Inc. (**Geoffrey Haxel - President/Director**)

Couche-Tard US Inc. is 100% owned by Mac's Convenience Stores Inc. (**Geoffrey Haxel - President/Director**)

Mac's Convenience Stores Inc. is 100% owned by Couche-Tard Inc. (**Geoffrey Haxel - Sr. Vice President**)

Couche-Tard Inc. is 100% owned by Depan-Escompte Couche-Tard Inc. (**Geoffrey Haxel - Sr. Vice President**)

Depan-Escompte Couche-Tard Inc. is 100% owned by Alimentation Couche-Tard Inc. (**Geoffrey Haxel - Sr. Vice President**)

Alimentation Couche-Tard Inc. is a publicly traded company (**Geoffrey Haxel - Sr. Vice President**)

**SECTION 8 Government (for Cities, Towns or Counties only)**

1. Government Entity: \_\_\_\_\_

2. Person/Designee: \_\_\_\_\_  
Last First Middle Daytime Contact Phone #

**SECTION 9 Person to Person Transfer ARS§4-203(C), (D), (G)  
(Bar and Liquor Stores only – Series 06, 07, and 09)**

1. License #: \_\_\_\_\_

2. Individual Owner/Agent Name: \_\_\_\_\_  
Last First Middle

3. Ownership Name: \_\_\_\_\_  
(Exactly as it appears on the license)

4. Current Business Name: \_\_\_\_\_  
(Exactly as it appears on the license)

5. Business Location Address: \_\_\_\_\_  
Street City State County Zip

6. Current Daytime Phone: \_\_\_\_\_ Primary Email Address: \_\_\_\_\_

7. Does current licensee intend to operate the business while this application is pending?  Yes  No

8. I, (Signature): \_\_\_\_\_ authorize the transfer of this license to the applicant.

**NOTARY**

I (Print Full Name) \_\_\_\_\_ hereby declare that I am the Individual Agent, Owner, Or Controlling Person on the stated license and location.

Signature: \_\_\_\_\_ State of \_\_\_\_\_ County of \_\_\_\_\_  
The foregoing instrument was acknowledged before me this

My Commission Expires on: \_\_\_\_\_ Date \_\_\_\_\_ Day \_\_\_\_\_ Day of \_\_\_\_\_ Month \_\_\_\_\_ Year \_\_\_\_\_

\_\_\_\_\_  
Signature of Notary

**SECTION 10 Location Transfer– Current Licensee Information ARS§4-203(C), (D), (G)  
(Bar and Liquor Stores only – Series 06, 07, and 09)**

1. Current Business: Name: \_\_\_\_\_

Address: \_\_\_\_\_  
(exactly as it appears on license)

2. New Business: Name: \_\_\_\_\_

Address: \_\_\_\_\_

**SECTION 11 Proximity to Church or School - Questions to be completed by 6, 7, 9, 10 and 12G applicants.**

**A.R.S.§4-207.** (A) and (B) state that no **retailer's license** shall be issued for any premises which are at the time the license application is received by the director, within three hundred (300) horizontal feet of a church, within three hundred (300) horizontal feet of a public or private school building with kindergarten programs or grades one (1) through (12), or within three hundred (300) horizontal feet of a fenced recreational area adjacent to such school building.

**The above paragraph DOES NOT apply to:**

- a) Restaurants that do not sell growlers (A.R.S.§4-205.02) Series 12
- b) Hotel/motel license (A.R.S.§4-205.01) Series 11
- c) Microbrewery (A.R.S.§4-205.08) Series 03
- d) Craft Distillery (A.R.S.§4-205.10) Series 18
- e) Government license (A.R.S.§4-205.03) Series 05
- f) Playing area of a golf course (A.R.S.§4-207 (B)(5))
- g) Wholesaler/Distributor Series 04
- h) Farm Winery Series 13
- i) Producer Series 01

1. Distance to nearest School: 2.1 Miles Name of School: Billie Lane Lauffer Middle School  
 (If less than one (1) mile, note footage) Address: 5385 E Littletown Rd, Tucson, AZ 85756

2. Distance to nearest Church: 3.1 Miles Name of Church: Jehovah's Witnesses  
 (If less than one (1) mile, note footage) Address: 4616 E Rex St, Tucson, AZ 85706

**SECTION 12 Business Financials A.R.S.§4-202(F)**

**1. I am the:**

- Tenant: a person who holds the lease of a property; a lessee.
- Sub-tenant: a person who holds a lease which was given to another person (tenant) for all or part of a property.
- Owner
- Purchaser
- Management Company

2. If the premises is leased give lessors: Name: na  
 Address: na  
Street City State Zip

3. What is the penalty if the lease is not fulfilled? \$ na or Other: \_\_\_\_\_

4. Total money borrowed for the Business, not including lease? \$ 3,500,000

Please List Lenders/People you owe money to for business.

Last	First	Middle	Amount Owed	Mailing Address	City	State	Zip
Wells Fargo Bank	Acct-4123020789		\$3,500,000	333 S Grand Ave, 12th fl,	Los Angeles,	CA	90071

(Attach additional sheet if necessary)

5. Has a license or a transfer license for the premises on this application been denied by the state within the past year?  
 Yes  No If yes, attach explanation.

6. Does any spirituous liquor manufacturer, wholesaler, or employee have an interest in your business?  
 Yes  No If yes, attach explanation.



**SECTION 13 Diagram of Premises**

Check ALL boxes that apply to your business:

Walk-up or drive-through windows

Patio: Contiguous

Patio: Non-Contiguous within 30 feet

1. Is your licensed premises now closed due to construction, renovation or redesign or rebuild?

Yes  No If yes, what is your estimated completion date? \_\_\_\_/\_\_\_\_/\_\_\_\_

2. What type of business will this license be used for? (be Specific) Convenience Store

3. Please attach a diagram of the premises which clearly shows only the areas where spirituous liquor will be sold, served, consumed, dispensed, possessed or stored. Include entrances, exits, interior walls, bar areas, dining areas, dance floor, stage, game room and kitchen.

**DO NOT INCLUDE**

Parking lots, living quarters or areas where business is not conducted under this liquor license. Please identify which orientation is North on the diagram.

4. Provide the square footage or outside dimensions of the licensed premises. Please do not include non-licensed areas such as parking lots, living quarters, etc.

**ATTACH DIAGRAM**

**IMPORTANT NOTE:** As stated in A.R.S.§4-207.01 (B), it is the licensee's responsibility to notify the Department of Liquor Licenses and Control when there are changes to the service areas or the square footage of the licensed premises, either by increase or decrease.

**RESTAURANTS AND HOTELS/MOTELS ONLY**

(IMPORTANT NOTE: A site inspection must be conducted prior to activation of the license. A \$50.00 fee for the inspection will be due and payable upon submitting this application.)

5a. Provide a detailed drawing of the kitchen and dining areas, including the locations of all kitchen equipment and dining furniture. These are required as part of the diagram. A.R.S.§4-205.02(C)

5b. Provide a restaurant operation plan.



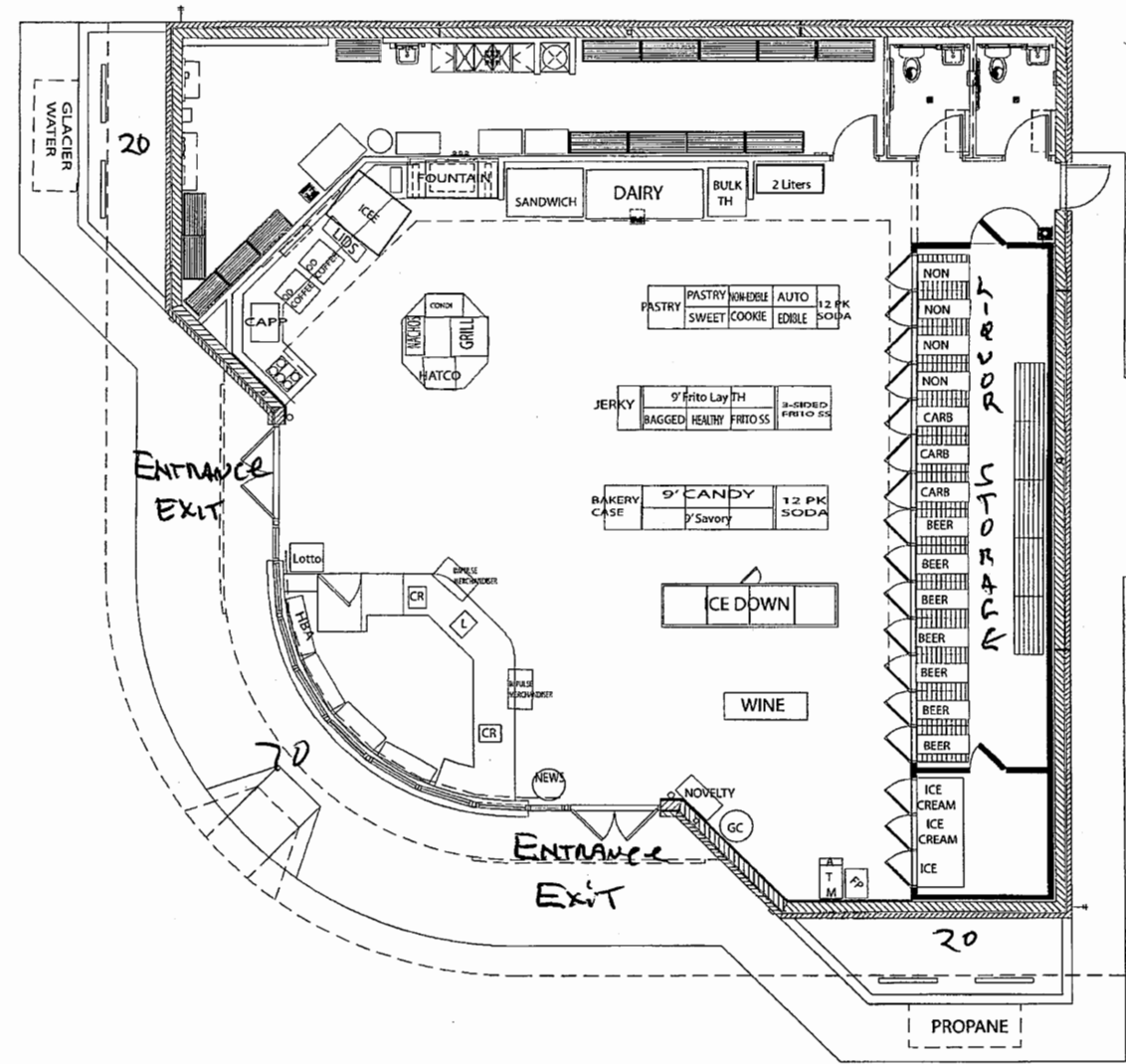
65

# STORE #1649

6175 SOUTH KOLB RD. TUCSON, AZ.

UPDATED: MAY 2016

3200 Sq. Ft.



65

20

20

20

ENTRANCE  
EXIT

ENTRANCE  
EXIT

PROPANE


**SECTION 14 SIGNATURE BLOCK**

**NOTARY**

I (Print Full Name) Kim Kenneth Kwiatkowski hereby declare that I am the Individual Agent, Owner,  
Or Controlling Person on the stated license and location.

Signature: *Kim Kenneth Kwiatkowski* State of Arizona County of Maricopa  
The foregoing instrument was acknowledged before me this

My Commission Expires on: 8/8/20 Day of APR 09, 2018  
Date Month Year

 <b>LETICIA M. MARTINEZ</b> Notary Public - State of Arizona MARICOPA COUNTY My Commission Expires August 8, 2020	<u><i>Leticia M. Martinez</i></u> Signature of Notary
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**A.R.S. §41-1030. Invalidity of rules not made according to this chapter; prohibited agency action; prohibited acts by state employees; enforcement; notice**

B. An agency shall not base a licensing decision in whole or in part on a licensing requirement or condition that is not specifically authorized by statute, rule or state tribal gaming compact. A general grant of authority in statute does not constitute a basis for imposing a licensing requirement or condition unless a rule is made pursuant to that general grant of authority that specifically authorizes the requirement or condition.

D. THIS SECTION MAY BE ENFORCED IN A PRIVATE CIVIL ACTION AND RELIEF MAY BE AWARDED AGAINST THE STATE. THE COURT MAY AWARD REASONABLE ATTORNEY FEES, DAMAGES AND ALL FEES ASSOCIATED WITH THE LICENSE APPLICATION TO A PARTY THAT PREVAILS IN AN ACTION AGAINST THE STATE FOR A VIOLATION OF THIS SECTION.

E. A STATE EMPLOYEE MAY NOT INTENTIONALLY OR KNOWINGLY VIOLATE THIS SECTION. A VIOLATION OF THIS SECTION IS CAUSE FOR DISCIPLINARY ACTION OR DISMISSAL PURSUANT TO THE AGENCY'S ADOPTED PERSONNEL POLICY.

F. THIS SECTION DOES NOT ABROGATE THE IMMUNITY PROVIDED BY SECTION 12-820.01 OR 12-820.02.