

Pima County Clerk of the Board

Robin Brigode

Julie Castañeda Deputy Clerk Administration Division 130 W. Congress, 5th 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

April 14, 2016

Paolo Robert DeFilippis Truland Burgers and Greens 2823 E. Speedway Ste. 201 Tucson, AZ 85716

RE: Arizona Liquor License No.: 12104428 d.b.a. Truland Burgers and Greens

Dear Mr. DeFilippis:

Enclosed is a copy of the Affidavit of Posting relative to your Liquor License Application for a Series 12, Restaurant, which was received in our office on March 21, 2016. The Hearing before the Pima County Board of Supervisors has been scheduled for Tuesday, May 3, 2016, 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

For your information, enclosed is a copy of the Sheriff's Report. Any questions pertaining to the enclosed report should be directed to the Pima County Sheriff's Department at (520) 351-6999. If you have any questions pertaining to the above referenced hearing, please contact this office at (520) 724-8449.

Sincerely,

Robin Bregode

Robin Brigode Clerk of the Board

Enclosure

c: Pima County Sheriff Investigative Support Unit

			4/12	
A REZON A	> 800 ' Ph	nent of Liquor Licenses and Con W Washington 5th Floor oenix, AZ 85007-2934 www.azliquor.gov (602) 542-5141	itrol	RER 13-16PM0304 PC CLK (F ED)
[AI	FFIDAVIT OF POSTING		RE 13-16-MC
le la construcción de la	2.3 // 6 nd Burgers and Gree	_ Date of Posting Removal:	-4/1	2/16
Applicant's Name: DeFili		Paolo		Robert
Last		First		Middle
Business Address: 7332 N Street			Tucson ^{City}	85704 _{Zip}
		notice in a conspicuous place on the s posted for at least twenty (20) days.		ed to be
R. GRENIE	R #G1 of City/County Official	75 PCSD Title	<u>35/-</u> Phon	<u>6000</u> e Number
to Signate	ure		4/12 Døl	e 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.



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TO: Development Services, Zoning Division

FROM: Alina Barcenas Administrative Support Specialist

DATE: March 22, 2016

RE: Zoning Report - Application for Liquor License

Attached is the application of:

Paolo Robert DeFilippis d.b.a. Truland Burgers and Greens 7332 N. Oracle Rd. Tucson, AZ 85704

Arizona Liquor License No. <u>12104428</u> Series <u>12, Restaurant</u> New License X Person Transfer Location Transfer

ZONING REPORT

DATE

NY SELEMOTOR NO

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

Yes 🗹

No 🗌

If No, please explain:

Pirta County Zoning Inspector

When complete, please return to cob mail@pima.gov

A CHARTER OF THE CHART OF THE C	Arizona Department of Liquor Licenses and Contro 800 W Washington 5th Floor Phoenix, AZ 85007 www.azliquor.gov (602) 542-5141 6 - (Application for Liquor License Type or Print with <u>Black</u> Ink	l6 FEB 26 Ligr. Jert PM1228 55 - 9248
Person Transfer (Con Location Transfer (B (Complete Section 2, Probate/ Will Assign (Complete Sections 2 (Fee not required)	LSECTION 2Type of Ownerapplete Section 5)J.T.W.R.O.S. (Complete Section 2, 3, 4, 13, 14, 15, 16)Individual (Complete Section 2, 3, 4, 12, 13, 14, 16)ars and Liquor Stores Only)Corporation (Complete Section 2, 3, 4, 12, 13, 14, 16)3, 4, 11, 13, 14, 16)Limited Liability Co (Corporation (Complete Section 2, 2, 3, 4, 12, 13, 14, 16)	Section 6) Section 6) Section 6) Section 7) mplete Section 7) n 8) e Section 10) n 6)
SECTION 3 Type of lic		2104428
1. Type of License:		
	<u>PPLICATION FEE AND INTERIM PERMIT FEES (IF APPLICABLE) ARE NOT RE</u> A service fee of \$25 will be charged for all dishonored checks (A.R.S. §	
SECTION 4 Applicant	S	aolo Robert
2. Owner Name: <u>G</u>	Burger and Greens on Oracle LL (Ownership name for type of ownership checked on section 2)	<u>C</u>
3. Business Name: T	ruland Burgers and Greens	B1033807
	(Exactly as it appears on the exterior of premises) Address: 7332 N. Oracle Rd. Tucsor Street City State	AZ Pirtu Zip Code County
5. Mailing Address: 2	823 E. Speedway Ste 201 Tu be mailed to this address) Street City State	cson 857/6 AZ
6. Business Phone: P)-907-9591
	aolodef2000@yahoo.com	Iv in the boundaries
	ated within the incorporated limits of the above city or town?	
	ocation address have a street address for a City or Town but is actual	Iy in the boundaries
of another City, Tov	wn or Tribal Reservation? · Hyes No	
If Yes, what City, To	wn or Tribal Reservation is this Business located in:	р
10. Total Price paid for	r Series 6 Bar, Series 7 Beer & Wine Bar or Series 9 Liquor Store (license	only) \$
Fees: <u>IT</u> Application Is Arizona Statement of	Department Use Only	\$ Total of All Fees
		<u>510-1740</u>
5/22/2015	page 1 of 9	_

Individuals requiring ADA accommodations please call (602)542-9027

3 **SECTION 5** Interim Permit

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- If you intend to operate business when your application is pending you will need an interim permit pursuant to ARS § 4-203.01
- There MUST be a valid license of the same type you are applying for currently issued to the location or for the replacement of a Hotel/Motel license with a Restaurant license pursuant to A.R.S. § 4-203.01.

1. Enter license number currently at the	location:	

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

Attach a copy of the license currently issued at this location to this application.

I,	declare that I am the CURRENT OWNER, AGENT, OR CONTROLLING				
(Print Full Name)	PERSON on the stated license and location.				
x					
(Signature)			i.		
	State	County of	È		
	Ihe forego	ing instrument was acknowledg	ged before me this		
	day of	<u> </u>			
	Day	Month	Year		
My Commission Expires on://					
) Date	(Signature of Notary Public)				

SECTION 6 Individual, Partnership, J.T.W.R.O.S, Trust, Tribe Ownerships

EACH PERSON LISTED MUST SUBMIT A COMPLETED QUESTIONNAIRE, AN "APPLICA	NT" TYPE FINGERPRINT CARD AND \$22 PROCESSING FEE FOR EACH
CARD.	

Individu			~~ I		-		
<u>Last</u>	First	Middle	%Owned	Mailing Address	Ci	ity State 7	Zip Code
L							l
Is any pe	rson other than a	bove, going to shar	e in profit/losses of⁄fhe	e business?	Yes 🛄 No		
lf Yes, giv	e name, current	address, and teleph	one number of perso	n(s). Use additior	nal sheets if neo	cessary.	
Last	First	Middle	Mailing Address	City State	Zip Code	Phone #	
			· · · · · · · · · · · · · · · · · · ·				
1							

Partnership

Name of Partnership:

General-Limited	Last First	Middle	%Owned	Mailing Address	City	State	Zip Code
							۰.
		/					
		/					

J.T.W.R.O.S (Joint Tenant with Rights of Survivorship)

lame of J.T.W.	R.O.S:/					
Last	<u>First</u>	Middle	Mailing Address	City	State	Zip Code
	/					

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SECTION 6 - continued

<u>TRUST</u>

Name of Trust:_____

Last	First	Middle	Mailing Address	City	State	Zip Code
	· · · · · · · · · · · · · · · · · · ·					
		l				

TRIBE

Name of Tribal Ownership:

Last	First	Middle	Mailing Address	City	State	Zip Code
					· · · · · ·	

SECTION 7 Corporations/ Limited Liability Co

EACH PERSON LISTED MUST SUBMIT A COMPLETED QUESTIONNAIRE AN "APPLICANT" TYPE FINGERPRINT CARD AND \$22 PROCESSING FEE FOR EACH CARD.

Corporation Complete Questions 1, 2, 3, 4, 5, 6, and 7

✓ L.L.C. Complete Questions 1, 2, 3, 4, 5, 6, and 7

1. Name of Corporation/LLC: G Burger and Greens on Oracle, LLC

2. Date Incorporated/Organized: 11/16/2015 State where Incorporated/Organized: AZ

3. AZ Corporation or AZ L.L.C File No: L20476692 Date authorized to do Business in AZ: 11/19/2015

4. Is Corp/L.L.C. Non Profit? ☐ Yes I No

5. List Directors, Officers, Members in Corporation/LL.C:

Last	First	Middle	Title	Mailing Address	City	State	Zip Code
J & P Restaurant Management LLC Manager 2823 E Speedway Ste 201 Tucson AZ 8				son AZ 85	5716		
			·····				

(Atlach additional sheet if necessary)

6. List all Stockholders / percentage owners who own 10% or more:

Last	First	Middle	%Owned	1	Mailing Address	City	State	Zip Code
J & P Re	estaurant Ma	nagement LLC	100	2	823 E Speedway	Ste 201 Tu	cson AZ 8	5716
							_	
							······	

(Attach additional sheet if necessary)

7. If the corporation/L.L.C are owned by another entity, attach an Organizational **FLOWCHART** showing the structure of the ownership. Attach additional sheets as needed in order to disclose the Officers, Directors, Members, Managers, Partners, Stockholders and percentage owners of those entities.

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SECTION 8 Club Applicants

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EACH PERSON LISTED MUST SUBMIT A COMPLETED QUESTIONNAIRE, AN "APPLICANT" TYPE FINGERPRINT CARD, AND \$22 PROCESSING FEE FOR EACH CARD.

1. Name of Club:						
2. Is Club non-profi	t?□Yes □No					
	members (minimum	of four (4) requeste	ed)			. `
					.	
Last	First	Middle	Mailing Address	City	State Zip Code	_
	/					
	{					
	<u>}</u>				100.14	
		(Anach adamond	I sheet If necessary)			
	ang dan kang sang sang sang sang sang sang sang s	/				
SECTION 9 Probate, V	Vill Assignment or D		an existing liquor lic	ense		
<u>SECTION 7</u> FIDDule, V				ense		
1. Current Licensee's N						- 114
(Exactly as it appear or	n the license) La	st	First Mide	dle		•
2. Assignee's Name: _	/					I
-	La	st	First Midd	le		
3. License Type:			License/Number:			
	p ³					
ATTACH TO THIS AP			, PROBATE DISTRIBUTION LIQUOR LICENSE TO THE A		DIVORCE DECREETHAT	
		/				
SECTION 10 Governm	part (for cities town	s or counties only	م ک			
SECTION TO GOVERNM	iem (ior chies, iown	s, or coordies only	()			
1. Government	Entity:	/				`
2. Person/Desigr						
	nee: First	Last	Middle	Day tim	e Contact Phone #	—
A SEDADATE	LICENSE MUSTREOR		PREMISE FROM WHICH			
A SLI AKAIL	LICENSE MOST DE OD	AINEDTOREACH	I REMISE I ROM WHICH	5111110005 ElQ	JOK 13 SERVED.	
SECTION 11 Location	to Location Transfer	: Series 6 Bar, Serie	es 7 Beer & Wine Serie	es 9 Liquor Store	s only)	
				·		
1. Current Business:	Name:					
						·.;
·.	Address:	/		······································		<u> </u>
		(EXO	ctly as it appears on license)			
2. New Business:	Name:					
	/	/				
	Address					
3. License Type:	/	Lice	nse Number:			
	1					

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SECTION 12 Person to Person Transfer

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Questions to be completed by Current Licensee (Bar and Liquor Stores Only- Series, 06, 07, and 09)

1. Individual Owner / Agent Name:			Entit	V *
	Last	First	Middle	(Individual, Agent, Etc)
2. Ownership Name:	/Evently as it a	ppears on license)		
	(exactly as if a	ppears on license)		
3. Business Name:	(Exactly as it a	ppears on license)		
4. Business Location Address:	et	City	State	Zip
5. License Type:		License Number:		
6. Current Mailing Address:	•	City	State	Zip
7. Have all creditors, lien holders, interest l		·		- ; ;
8. Does the applicant intend to operate th	ne business while t	this application is per	nding? 🗌 Yes 🗌	No .
If yes, complete Section 5/(Interim Permit)	of this applicatio	n; attach fee, and cu	urrent license to this	application.
9. , (Print Full Name)	her	eby authorize the dep	partment to process	s this Application to
transfer the privilege of the license to the	applicant provic	led that all terms and	d conditions of sale	are met. Based on
the fulfillment of these conditions, I certify	that the applica	nt now owns or will ov	wn the property righ	nts of the license by
the date of issue.				
				ì
l, (Print Full Name)	, dec	lare that I am the	CURRENT OWNER,	MEMBER, PARTNER
STOCKHOLDER or LICENSEE of the stated lid	cense. I have rea	d the above Section	12 and confirm the	at all statements are

true, correct, and complete.

	NOTARY			
X (Signature)	State ofCounty of The foregoing instrument was acknowledged before me th			
	Of,, Day Month Year			
My commission expires on:	Signature of NOTARY PUBLIC			

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SECTION 13 Proximity to Church or School

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Questions to be completed by all in-state applicants <u>EXCLUDING those applying for a Series 5 Government</u>, <u>Series 11 Hotel/Motel, and Series 12 Restaurant licenses</u>,

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:

boliding. The above paragraph boes not app	oly 10.				
a) Restaurant license (§ 4-205.02) b) Hotel/motel license (§ 4-205.01)	c) Government licens d) Fenced playing are		ırse (§ 4-207 (B	·)(5))	
1. Distance to nearest School:	Name of School:				
(if less than one (1) mile note footage)	Address:				
2. Distance to nearest Church:	Name of Church:				
(if less than one (1) mile note footage)	Address:			:	
<u>SECTION 14</u> Business Financials					
1.1 am the: 🗹 Lessee 🗌 Sub-lessee 🗌 Owner	Purchaser Management Com	pany		÷	
2. If the premise is leased give lessors:	Name: Cottonwood properties IIc, c/		eal estate co	orp.	
	Address: 3900 E. Via Palomita			85718	
3. Monthly Rent/ Lease Rate: \$ 6,232.75	Street	City	State	Zip	
4. What is the remaining length of the lease?	5Years 0	Months			
5. What is the penalty if the lease is not fulfilled? \$ or other: remaining term, otherwise \$0					
	(Give details-attach additional sheet	if necessary)		· ·	
6. Total money borrowed for the Business not in Please List Lenders/People you owe money to	ncluding lease? \$ for business.		· · · · · · · · · · · · · · · · · · ·		
Last First Middle	Amount Owed Mailing Address	City	State	Zip t	
(Attach a	dditional sheet if necessary)				
7. What type of business will this license be use Full service restaurant with bar, serving burgers	· · · · · · · · · · · · · · · · · · ·	se, ice crear	n beer win	e cocktails	
8. Has a license or a transfer license for the pre	emises on this application been den	ied by the st	ate with in	the past (1)	
year? 🗌 Yes 🗹 No If yes, attach explanation.		·		,	
9. Does any spirituous liquor manufacture, whole 10. Is the premises currently license with a liquor		n your busine	ss? [Yes	No	
If yes, give license number and licensee's name	e:				
License #:Individual Own	ner /Agent Name:(Exactly	as it appears on	license)		
	1				

5/22/2015

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SECTION 15 Restaurant or hotel/motel license applicants

1. Is there an existing Restaurant or Hotel/Motel Liquor License at the proposed location? Yes XNo

2. If the answer to Question 1 is YES, you may qualify for an Interim Permit to operate while your application is pending; consult A.R.S. § 4-203.01; and complete SECTION 5 of this application.

3. All Restaurant and Hotel/Motel applicants must complete a Restaurant Operation Plan form provided by the Department of Liquor Licenses and Control.

4. As stated in A.R.S. § 4-205.02. (H)(2), a Restaurant is an establishment which derives at least forty (40) percent of its gross revenue from the sale of food. Gross revenue is the revenue derived from sales of food and spirituous liquor on the licensed premises. By applying for this Restaurant Hotel/Motel, I certify that I understand that I must maintain a minimum of forty (40) percent food sales based on these definitions and have included the <u>Restaurant Hotel/Motel Records Required for Audit form</u> with this application.

(Applicant's Signature)

5. I understand it is my responsibility to contact the Department of Liquor Licenses and Control to schedule an inspection when all tables and chairs are on site, kitchen equipment, and, if applicable, patio barriers are in place on the licensed premises. With the exception of the patio barriers, these items are not required to be properly installed for this inspection. Failure to schedule an inspection will delay issuance of the license. If you are not ready for your inspection 90 days after filing your application, please request an extension in writing; specify why the extension is necessary; and the new inspection date you are requesting.

(Applicant's Initials)

SECTION 16 Diagram of Premises Check ALL boxes that apply to your business: ~ Entrances/Exits V Liquor storage areas Patio: Contiguous Walk-up windows Drive-through windows Non Contiguous 1. Is your licensed premises currently closed due to construction, renovation or redesign? 🗹 Yes 🗌 No If yes, what is your estimated completion date? 05/15/2016 Month/Day/Year 2. Restaurants and Hotel/Motel applicants are required to draw a detailed floor plan of the kitchen and dining areas including the locations of all kitchen equipment and dining furniture. Place for diagram is on section 16 number 6. The diagram (a detailed floor plan) you provide is required to disclose only the grea(s) where spirituous liquor is to be sold, served, consumed, dispensed, possessed or stored on the premises unless it is a restaurant (see # 3 above). 4. Provide the square footage or outside dimensions of the licensed premises. Please do not include non-licensed premises such as parking lots, living quarters, etc.

As stated in A.R.S. § 4-207.01 (B), I understand it is my responsibility to notify the Department of Liquor Licenses and Control when there are changes to the boundaries, entrances, exits, added or deleted doors, windows, service windows or increase or decrease to the square footage after submitting this initial diagram.

Applicant's initials)

SECTION 16 Diagram of Premises - continued

6. On the diagram please show only the areas where spirituous liquor is to be sold, served, consumed, dispensed, possessed or stored. It must show all entrances, exits, interior walls, bars, hi-top tables, dining tables, dining chairs, dance floor, stage, game room, and the kitchen. DO NOT include parking lots, living quarters, etc. When completing diagram, North is up \uparrow .

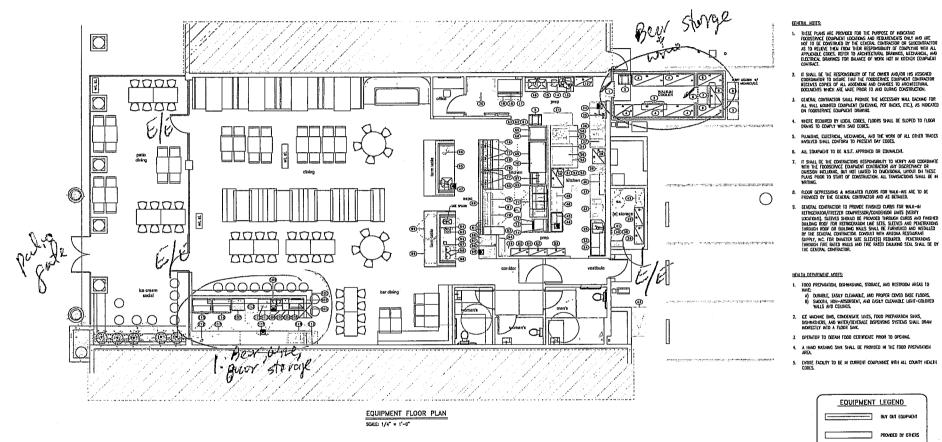
If a legible copy of a rendering or drawing of your diagram of the premises is attached to this application, please write the words "DIAGRAM ATTACHED" in the box provided for the diagram on the application.

Diagram Attached

DIAGRAM OF PREMISES

page 8 of 9 Individuals requiring ADA accommodations please call (602)542-9027

Section 16 Diagram



3,200 sy.ft.

PROVIDED BY OTHERS EXISTING EQUIPMENT -----..... HODDEN FOURNENT OMERIHEAD EDUPWENT



245 E. Congress Si Suite #135 Turtson, AZ 85701 520.795.6888

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15. St. 11.

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Alexandre Sa

NOTARY				
I, (Print Full Name) PAOLO ROBERT DEFILTPRES, hereb application as stated in Section 4 # 1. I have read this applic complete.				
Notary Public - Arizona Pima County Expires May 30, 2019	Toregoing instrument was acknowledged before me this and of MMMMy , 2016 Day Month Year Signature of NOTARY PUBLIC			

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.