

# **Pima County Clerk of the Board**

**Robin Brigode** 

Julie Castañeda 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

April 14, 2016

Clare Hollie Abel Dollar General Store No. 14973 100 Mission Ridge Goodlettsville, TN 37072

RE: Arizona Liquor License No.: 10103804 d.b.a. Dollar General Store No. 14973

Dear Ms. Abel:

Enclosed is a copy of the Affidavit of Posting relative to your Liquor License Application for a Series 10, Beer and Wine Store, 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

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

Sincerely,

Robin Brigede

Robin Brigode Clerk of the Board

Enclosure

		4/12	
Phoenix, AZ www.azli	quor Licenses and Cont Igton 5th Floor 85007-2934 iquor.gov 42-5141	rol	RPR 13716PMC004 PC CLK CF ED <b>AFCS</b>
AFFIDAVIT	OF POSTING		R LT LEMOS
	ate of Posting Removal:	4/12/16	<u>.</u>
Dollar General Store No. 14973	Clara		
Applicant's Name: Abel	Clare First	<u> </u>	Hollie
Business Address: 16355 N. Oracle Road Street License #: 10103804		Tucson 85 <sup>City</sup>	7 <b>39</b> <sub>Zip</sub>
I hereby certify that pursuant to A.R.S. 4-201, I posted notice in a licensed by the above applicant and said notice was posted for		premises proposed to be	,
RCANIER #G175	ProD	351- ( 00)	
IC CRENIER GIN C	Title	<u></u>	
	inc	Hone Hombe	-
Signature		4/12/16 Date Signed	, d
Return this affidavit with your recommendations (i.e., Minutes	of Meeting, Verbatim, etc.	.) or any other related doc	uments.

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 Bárcenas AG Administrative Support Specialist

DATE: March 22, 2016

RE: Zoning Report - Application for Liquor License

Attached is the application of:

Clare Hollie Abel d.b.a. Dollar General Store No. 14973 16355 N. Oracle Road Tucson, AZ 85739

Arizona Liquor License No. <u>10103804</u> Series <u>10, Beer and Wine Store</u> New License X Person Transfer Location Transfer

ZONING REPORT

DATE:

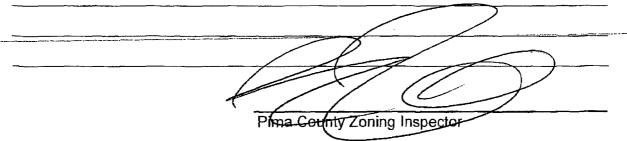
PR 231 GRIOI (33 PC CL K CF EI)

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

Yes 🕏

No 🗌

If No, please explain:



When complete, please return to cob\_mail@pima.gov



# Pima County Clerk of the Board

# Robin Brigode

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

Julie Castañeda Deputy Clerk

TO:

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

Pima County Sheriff's Department Investigative Support Unit

- FROM: Alina Bárcenas AB Administrative Support Specialist
- DATE: March 22, 2016

RE: Sheriff's Report - Application for Liquor License

Attached is the application of:

Clare Hollie Abel d.b.a. Dollar General Store No. 14973 16355 N. Oracle Road Tucson, AZ 85739

Arizona Liquor License No. <u>10103804</u> Series <u>10, Beer and Wine Store</u> New License <u>X</u> Person Transfer Location Transfer

SHERIFF'S REPORT

DATE: 03	125	116	
		<u> </u>	

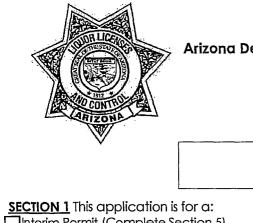
2516PM0144FC QLK GF BD

Is there any reason this application should not be recommended for approval?

MALING NOTES.

225 Investigative Support Unit Supervisor

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



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Arizona Department of Liquor Licenses and Control 800 W Washington 5th Floor Phoenix, AZ 85007 16-07-9250 www.azliquor.gov (602) 542-5141

# **Application for Liquor License** Type or Print with <u>Black</u> Ink

ARIZONA		(602) 54	42-5141		- • •	
× [			<sup>.</sup> Liquor Licenso with <u>Black</u> Ink	e		
SECTION 1 This application is Interim Permit (Complete Sec Person Transfer (Complete S Location Transfer (Bars and (Complete Section 2, 3, 4, 11, Probate/ Will Assignment/ D (Complete Sections 2, 3, 4, 9, 7 (Fee not required) Government (Complete Sec Seasonal	ection 5) ections 2, 3, 4, 13, 14 ection 2, 3, 4, 12, Liquor Stores Only 13, 14, 16) ivorce Decree 13, 14, 16)	13, 14,16) )	U.T.W.R.O.S Individual Partnership Corporatio Limited Lic Club (Con Governme	ype of Owner S. (Complete Sec o (Complete Sec on (Complete Sec ability Co (Com nplete Section ent (Complete nplete Section onplete Section onplete Section	ection 6) ction 6) section 6) Section 7) splete Section 8) Section 10) 6)	
SECTION 3 Type of license	beer wine store)	L	ICENSE #	103804	<u> </u>	
APPLICATIO	N FEE AND INTER					
	e fee of \$25 will be	charged for	<u>all dishonored cl</u>	hecks (A.R.S. §	44-6852)	
SECTION 4 Applicants 1. Individual Owner/Agent's 1	Name: ABEL C	LARE HO	LLIE First		Middle	
2. Owner Name: DG RETAI	_ LLC				4311492	96
	(Ownershi		of ownership checked	on section 2)		······································
3. Business Name: DOLLAR	GENERAL STO	RE #14973	on the exterior of prer	mises)		
4. Business Location Address	16355 NORTH	ORACLE R	DAD, TUCSON	, AZ 85739	PIN	ЛА
(Do not use PO Box)	Street		City	State	Zip Code	County
5. Mailing Address: 100 MISS (All correspondence will be mailed	SION RIDGE, G to this address) Street	OODLETTS	VILLE, TN 3707 City	72 State	Zip Code	
6. Business Phone: 520-257-	2678	Dav	rtime Contact Pl	hone. 602-234	-9920	
7. Email Address: CHABEL@		/S.COM				
8. Is the Business located with			he above city o	r town?[]Yes[		
9. Does the Business location	-		-			aries
of another City, Town or Trik						
If Yes, what City, Town or Tri	bal Reservation is	this Business I	ocated in: PIMA	COUNTY		
10. Total Price paid for Series 6	Bar, Series 7 Beer	& Wine Bar c	r Series 9 Liquor S	Store ( license o	only) <u>\$ N/A.</u>	
Fees: 100	、		nt Use Only		\$ 100	T
Application In Is Arizona Statement of Citizen	terim Permit ship & Alien Status fo	Site Inspect		nger Prints Is 🔲 No	Total	of All Fees
Accepted by:	<u>7-</u> S.			License # <i>14</i>	10.3804	

### 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.

questing Interim Permit)
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Year

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

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

# <u>Individual</u>

Last	First	Middle	%Owned	ned Mailing Address			City	State	Zip Code
									İ
	Is any person other than above, going to share in profit/losses of the business? If Yes No								
If Yes, give name, current address, and telephone number of person(s). Use additional sheets if necessary.									
Last	First	Middle	Mailing Address	City	<u>State</u>	Zip Code		Phone	#
ļ		ļ							

### **Partnership**

Name of Partnership: \_\_\_\_\_

Gener	al-Limi	ted	Last	First	Middle	%Owned	Mailing Address	City	State	Zip Code

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

### Name of J.T.W.R.O.S:\_\_\_

Last	First	Middle	Mailing Address	City	<u>State</u>	Zip Code
	······································	<u></u>				

### SECTION 6 - continued

### <u>TRUST</u>

Name of Trust: \_\_\_\_

Last	First	Middle	Mailing Address	City	State Zip Code

### **TRIBE**

### Name of Tribal Ownership:

	 		Zip Code
<u> </u>	 	 	

### 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 Question	is 1, 2, 3, 4, 5, 6, and 7
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X L.L.C. Complete Questions 1, 2, 3, 4, 5, 6, and 7

1. Name of Corporation/L.L.C: DG Retail, LLC

3. AZ Corporation or AZ L.L.C File No: R-1226423-6 Date authorized to do Business in AZ: 09/01/2015

4. Is Corp/L.L.C. Non Profit? □ Yes X No

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

Last	First	Middle		Title	e	Mailing A	ddress	City	State	2	Zip Code
See	attached	list of	officer	s and	direct	tors.					
DG	Promotions	, Inc.		Membe	er	100 Mission	Ridge,	Goodletts	ville,	TN	37072
				- u						-	
									_		

#### (Attach additional sheet if necessary)

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

Last	First	Middle	%Owned	Mailing Address	City	State	Zip Code
DG	Promotions,	Inc/Member	100	100 Mission Ridge,	Goodlettsv	ille, TN	37072
NO	individual own	s 10% or more of	the stock in D	G Promotions, Inc	•		
See	attached Stock	Affidavit.					

#### (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.

# DG RETAIL, LLC – a Tennessee limited liability company

John Garratt Larry Gatta James W. Thorpe Chief Financial Officer Senior Vice President, General Merchandise Manager Secretary and Chief Merchandising Officer

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# DG RETAIL, LLC RESOLUTIONS OF THE SOLE MEMBER TAKEN BY WRITTEN CONSENT

### **SEPTEMBER 1, 2015**

The undersigned, DG Promotions, Inc., a Tennessee corporation (the "Parent") and the sole member of DG Retail, LLC (the "Company"), a Tennessee limited liability company and a wholly owned subsidiary of the Parent, acting by written consent in lieu of a formal meeting, pursuant to the Tennessee Limited Liability Company Act, hereby consents to, approves and ratifies the following actions permitted to be taken on behalf of the Company:

WHEREAS, pursuant to the Operating Agreement, the Parent shall manage the affairs of the Company; and

WHEREAS, the Parent believes that it is in the best interest of the Company to appoint certain managers of the Company; and

WHEREAS, effective June 30, 2015, David M. Tehle resigned as officer of the Company and effective August 27, 2015, Steven R. Deckard and Robert R. Stephenson resigned as officers of the Company.

IT IS THEREFORE RESOLVED that the following named persons be elected to the managerial offices listed below to serve until their successors shall be elected and qualify, or until their earlier resignation or removal.

John Garratt Larry Gatta James W. Thorpe Chief Financial Officer Senior Vice President, General Merchandise Manager Secretary and Chief Merchandising Officer

IN WITNESS WHEREOF, the undersigned has executed this Written Consent of the Sole Member of Company as of this 1<sup>st</sup> day of September, 2015.

DG PROMOTIONS, INC., a Tennessee corporation

Ash Manth

John Garratt, Chief Financial Officer

### AFFIDAVIT

DG Promotions, Inc., a C Corporation incorporated in the State of Tennessee, is a wholly owned subsidiary of Dollar General Corporation. The stock of Dollar General Corporation is publicly traded on the New York Stock Exchange with 1,000,000,000 shares of common stock authorized and 290,934,510 shares of common stock outstanding as of November 27, 2015.

John Mank

John Garratt, Chief Financial Officer DG Promotions, Inc.

STATE OF

Promotions, Inc.

Javidson County of

Sworn to and subscribed before me this  $\frac{1}{10}$  day of  $\frac{4}{10}$ , 2016, by *JeHN BARKATT*, who is personally known to me as the Chief Financial Officer, of DG

)

) ss.

... to me as MMESSE mission Expires

-16 MAR 17 Liv. Lic. M 9-29

# **SECTION 8** Club Applicants

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

1. Name of Club:

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- 2. Is Club non-profit? 🗆 Yes 🛛 No
- 3. List all controlling members (minimum of four (4) required)

Last	First	Middle	Mailing Address	City	State Zip Code		
					······		
(Attach additional sheet if necessary)							

SECTION 9 Probate, Will Assignment or Divorce Decree of an existing Bar or Liquor Store License

1. Current Licensee's Name:				
(Exactly as it appear on the license	e) Last	First	Middle	
2. Assignee's Name:	Last	First	Middle	
3. License Type:		License	Number:	
ATTACH TO THIS APPLICATION A CE THAT SPECIFICALLY DISTRIBUTES THE		•	TRIBUTION INSTRUME	IT, OR DIVORCE DECREE
<u>SECTION 10</u> Government (for c			-	
1. Government Entity:				
2. Person/Designee:	First	Last	(	) Day time Contact Phone #
A SEPARATE LICENSE N	UST BE OBTAINED	FOR EACH PREMISE	FROM WHICH SPIRI	IUOUS LIQUOR IS SERVED.
SECTION 11 Location to Locatio	n Transfer: Serie	s 6 Bar, Series 7 Bee	er & Wine Series 9 Li	quor Stores only)
1. Current Business:	Name:			
	Address:			
		(Exactly as it a	ppears on license)	
2. New Business:	Name:			
	Address:			
3. License Type:		License Nur	nber:	

# 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: Last	First	Entity:Entity:	(Individual, Agent, Etc)
2. Ownership Name:	(Exactly as it appears on licen	se)	
3. Business Name:	(Exactly as it appears on licen	se)	
4. Business Location Address:	City	State	Zip
5. License Type:	License Number:		
6. Current Mailing Address:	City	State	Zip
<ul> <li>7. Have all creditors, lien holders, interest ho</li> <li>8. Does the applicant intend to operate the</li> <li>If yes, complete Section 5 (Interim Permit) of</li> </ul>	e business while this applicat	ion is pending? 🛛 Yes	
9. l, (Print Full Name) transfer the privilege of the license to the a the fulfillment of these conditions, I certify the the date of issue.	pplicant provided that all to	erms and conditions of s	ale are met. Based on
l, (Print Full Name) STOCKHOLDER or LICENSEE of the stated licentry of the state of the s	, declare that I an nse. I have read the above S		
X(Signature of CURRENT Individual Owner/Agent)			
	NOTARY		
State ofCounty of State The foregoing instrument was acknowledg	County ged before me this c Day	lay of Month	, <u>Year</u> . Year
My commission expires on Day/ Month/Year	Signature of NC	DTARY PUBLIC	

# SECTION 13 Proximity to Church or School

### 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 couch school building. The above paragraph DOES NOT apply to:

a) Restaurant license (§ 4-205.02) b) Hotel/motel license (§ 4-205.01)	c) Government license (§ 4-205.03) d) Fencedplaying area of a golf course (§ 4-207 (B) (5))	
1. Distance to nearest School: 9249 ft (if less than one (1) mile note footage)	Address: 3401 East Wilds [ULSM & 2 85739] Name of School: Coronade K-8 School	
2. Distance to nearest Church: 984 ft (if less than one (1) mile note footage)	Address: 3137 E Everett Street Name of Church: Lifepoint Community Church	139 ]
SECTION 14 Business Financials		
1. I am the: X Lessee Sub-lessee Owner		
2. If the premise is leased give lessors:	Name: DCM Development Company, LLC	
2. If the premise is leased give lessors:	4122 East Grant Road, Tucson A7 85712	
	Nume.	
<ul> <li>2. If the premise is leased give lessors:</li> <li>3. Monthly Rent/ Lease Rate: \$ 8,967.13</li> <li>4. What is the remaining length of the lease? _</li> </ul>	Address: 4122 East Grant Road, Tucson, AZ 85712	
3. Monthly Rent/ Lease Rate: \$ 8,967.13	Address: 4122 East Grant Road, Tucson, AZ 85712 Street City State Zip 14 yrs 9 months	
<ul> <li>3. Monthly Rent/ Lease Rate: \$ 8,967.13</li> <li>4. What is the remaining length of the lease? _</li> </ul>	Address: 4122 East Grant Road, Tucson, AZ 85712 Street City State Zip 14 yrs 9 months \$ \$0 or other: (Give details-attach additional sheet if necessary) hcluding lease? \$	
<ul> <li>3. Monthly Rent/ Lease Rate: \$ 8,967.13</li> <li>4. What is the remaining length of the lease? _</li> <li>5. What is the penalty if the lease is not fulfilled?</li> <li>6. Total money borrowed for the Business not in</li> </ul>	Address: 4122 East Grant Road, Tucson, AZ 85712 Street City State Zip 14 yrs 9 months \$ \$0 or other: (Give details-attach additional sheet if necessary) hcluding lease? \$	

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Nime					
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	3	3	<b>b</b>		

(Attach additional sheet if necessary)

7. What type of business will this license be used for (be specific)? Discount General Merchandise Retailer

8. Has a license or a transfer license for the premises on this application been denied by the state with in the past (1) year? The X No If yes, attach explanation.

9. Does any spirituous liquor manufacture, wholesaler, or employee have an interest in your business? <sup>[]</sup>Yes <sup>[]</sup>No 10. Is the premises currently license with a liquor license? <sup>[]</sup>Yes <sup>[]</sup>No

If yes, give license number and licensee's name:

License #: \_\_\_\_\_ Individual Owner /Agent Name: \_\_

(Exactly as it appears on license)

# SECTION 15 Restaurant or hotel/motel license applicants

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  $\Box$  Restaurant  $\Box$  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.

					(Applic	cant's In	ifials)	
		Diagram of Premises	' busi	ness:				
	$\boxtimes$	Entrances/Exits	$\mathbf{X}$	Liquor storage areas	Patio:		Contiguous	
		Service windows		Drive-in windows			Non Contiguous	
1.		our licensed premises cu s, what is your estimated		y closed due to construction	on, renovation (	or red	lesign? Yes No	
	ii ye	s, which is your estimated	com	•	nth/Day/Year			
2.	area		• •	icants are required to draw Il kitchen equipment and di		•	•	
3.	<ol> <li>The diagram (a detailed floor plan) you provide is required to disclose only the area(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).</li> </ol>							
4.	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.							
Contro	whe	n there are changes to t	he bo	and it is my responsibility to oundaries, entrances, exits, quare footage after submitti	added or delete ing this initial dic	ed do	ors, windows, service	
					(Applica	ant's initio	als)	

### SECTION 16 Diagram of Premises - continued

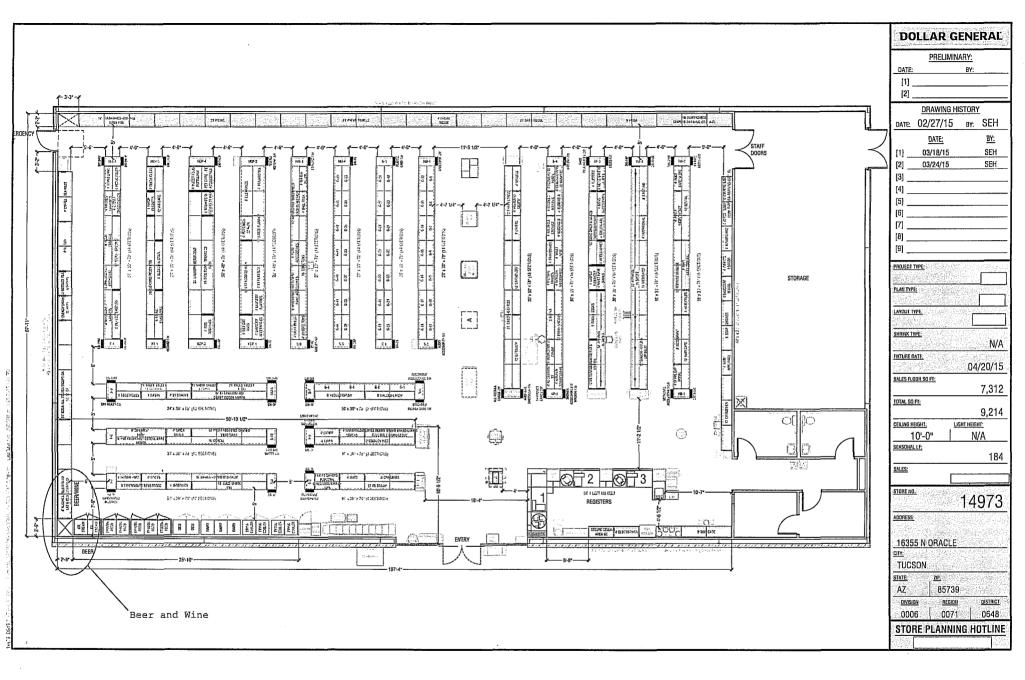
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6. On the diagram please show only the areas where spirituous liquor is to be sold, served, consumed, dispensed, possessed or stored. It must show all entrances, exits, interior walls, bars, hi-top tables, dining tables, dining chairs, dance floor, 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 OF PREMISES**

Total Sq. Footage: 73 Public: 73 Non-Public 98				
Diagram attached.				
	<i></i>		. u	
	•			
		1940 -		



### SECTION 17 SIGNATURE BLOCK

Clare Hollie Abel

\_, hereby declare that I am the Owner/Agent filing this application as stated in Section 4 # 1.

I have read this application and verify all statements to be true, correct and complete.

(Signature)

ARICOPT 12DNA County of

The foregoing instrument was acknowledged before me this



My commission expires on:

2514 of FEBRUARY	2016
Day 2 12 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.