

# CITY COUNCIL REPORT



Meeting Date: August 30<sup>th</sup>, 2016  
General Plan Element: *Land Use*  
General Plan Goal: *Support a diversity of businesses.*

## **ACTION**

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**Bar Liquor License Request for Holiday Inn Club Vacations Scottsdale Resort 56-LL-2016.** To consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 6 (Bar) State liquor license for an existing location and new owner.

## **OWNER**

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Orange Lake Country Club Inc.

## **APPLICANT CONTACT**

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James Marvin Coon Jr.

## **LOCATION**

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7677 E Princess Blvd.

## **BACKGROUND**

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This request is for a Series 6 (Bar) liquor license. This has been a licensed location since 2014, most recently operating with liquor as a hotel/bar.

## **APPLICANT'S PROPOSAL**

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The applicant is seeking a favorable recommendation on a Series 6 (Bar) liquor license. This allows a bar retailer to sell and serve spirituous liquors, primarily by individual portions, to be consumed on the premises and in the original container for consumption on or off the premises. The applicant has indicated that this establishment will serve liquor between the hours of 7:00 am to 11:00 pm; however, due to State liquor license processing requirements, they are not required to notify the City or the State if they change their hours of operation.

## IMPACT ANALYSIS

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### Reliability and Location

**A.R.S. Section 4.-203.A and R19-1-702 Granting a License for a New Owner for a Certain Location.**

The capability, qualifications and reliability of the applicant has been shown.

### Zoning.

The zoning for this site is Multiple-family Residential District, zoned R-5, which allows high density uses, such as public schools and churches and hotels with a CUP (40-UP-1986 #2).

This establishment is 5,561 sq. ft.

### Public Safety

**Police Department:** Recommendation No Opposition

**Major life safety issues:** None noted.

**Code Enforcement:** There are no current cases of code violations at this time in relation to the liquor license.

### Public Notice and Proximity

**A.R.S. Section 4-201.B. Petitions from Persons in Close Proximity.**

The applicant has maintained the required posting notice for the State mandated 20-day period.

No petitions or protests were received during the 20 (twenty) day posting period.

## COUNCIL OPTIONS & STAFF RECOMMENDATION

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### Council Options

The City Council has the option of recommending approval, disapproval or no recommendation to the Arizona Department of Liquor Licenses and Control.

### Staff Recommendation

The City of Scottsdale staff has conducted a review and advises that the license request meets the criteria imposed for determining the capability, qualifications and reliability of the applicant.

### Next Steps

The City Council's recommendation of approval, disapproval or no recommendation will be forwarded to the Department of Liquor Licenses and Control for their consideration. If the application is approved by the Department of Liquor Licenses and Control, the applicant should receive their license from the State within 105 days of original application.

## RESPONSIBLE DEPARTMENT(S)

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Alex Acevedo, Planning Specialist, [acevedo@scottsdaleaz.gov](mailto:acevedo@scottsdaleaz.gov)  
Planning and Development Services

Joseph LeDuc, Lieutenant, [jleduc@scottsdaleaz.gov](mailto:jleduc@scottsdaleaz.gov)  
Public Safety Division

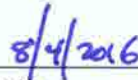
Raun Keagy, Neighborhood Planning Director, rkeagy@scottsdaleaz.gov  
Planning and Development Services

**APPROVED BY**

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\_\_\_\_\_  
Tim Curtis, AICP, Current Planning Director  
480-312-4210, tcurtis@scottsdaleaz.gov



\_\_\_\_\_  
Date



\_\_\_\_\_  
Randy Grant, Director  
Planning and Development Services  
480-312-2664, rgrant@scottsdaleaz.gov

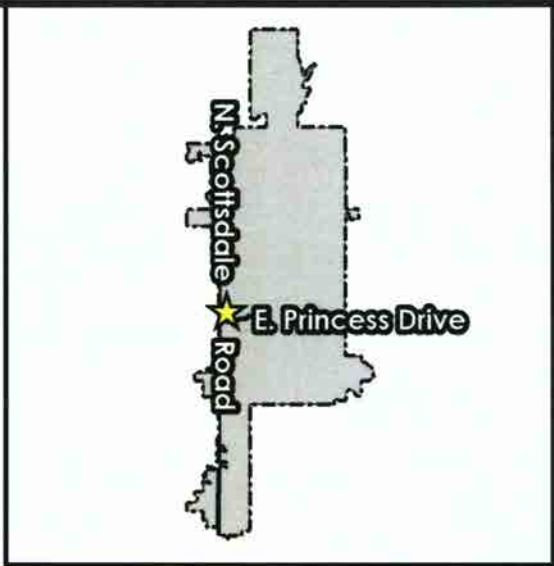


\_\_\_\_\_  
Date

**ATTACHMENTS**

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- #1: Map
- #2: Questionnaire
- #3: State Application



Q.S.  
37-46

G.I.S. Orthophoto 2014

56-LL-2016

Holiday Inn Club Vacations Scottsdale Resort



# Liquor License Questionnaire

Restaurants & Bars (Series 11, 12, 6, 3, 7, 13)

Please complete all questions and return within 3 business days.

Name of Business: Holiday Inn Club Vacations Scottsdale Resort

Business Address: 7677 E. Princess Blvd., Scottsdale, Arizona 85255

Total Gross Square Footage of Establishment: 5,561

Was liquor sold at this location prior to this application?  Yes  No

If **yes**, what type of license? Bar-Series 6

Is this business currently open?  Yes  No

If **yes**, is this business operating with an Interim license?  Yes  No

If **no**, what is the proposed opening date? \_\_\_\_\_

Is this business under construction or being remodeled?  Yes  No

Does this business have an existing patio?  Yes  No Dimensions of patio 55' x 29'

Does this business have a proposed patio?  Yes  No Dimensions of patio \_\_\_\_\_

### For Restaurants, Bars and Restaurants/Bars:

Will the bar service area be in excess of 15% of the gross floor area?  Yes\*  No

Gross square footage of bar service area: 5,561 sq. ft. - Service will be provided throughout the licensed premises by way of cart(s) and/or qualified personnel.  
*(includes the floor area under indoor and outdoor bars and the floor area behind the bars used for storage, prep and serving of food or drinks)*

Will the kitchen be less than 15% of the gross floor area?  Yes\*  No

Gross square footage of kitchen: TBD - Restaurant itself is under construction  
*(do not include refrigerators or areas used for storage of food or beverages)*

During what hours will the establishment provide full kitchen service? 7 AM - 11 PM

During what hours will the establishment offer liquor sales? 7 AM - 11 PM

Will age verification be required/requested for admittance at any time during business operations? *Please see attached*  Yes\*  No

Is a cover charge required for admittance at any time during business operations?  Yes\*  No

Will less than 40% of gross revenues be derived from the sale of prepared food?  Yes\*  No

**\*May require a Conditional Use Permit**

Please check **one** of the following that best describes the primary business operation:

packaged retail  restaurant  bar  personal service  education service

manufacturing  hotel / tourist accommodation  residential facility  sports / theater

## Planning and Development Services

7447 E. Indian School Road, Suite 105, Scottsdale, AZ 85251 ♦ Phone: 480-312-7000 ♦ Fax: 480-312-7088



# Liquor License Questionnaire

Restaurants & Bars (Series 11, 12, 6, 3, 7, 13)

Please complete all questions and return within 3 business days.

Will this business feature any of the following:

Patron Dancing?	<input type="checkbox"/> Yes*	<input checked="" type="checkbox"/> No	Karaoke?	<input type="checkbox"/> Yes*	<input checked="" type="checkbox"/> No
Live Bands?	<input type="checkbox"/> Yes*	<input checked="" type="checkbox"/> No	DJ?	<input type="checkbox"/> Yes*	<input checked="" type="checkbox"/> No
Amplified music?	<input type="checkbox"/> Yes*	<input checked="" type="checkbox"/> No	Games?	<input type="checkbox"/> Yes*	<input checked="" type="checkbox"/> No
Adult Entertainment?	<input type="checkbox"/> Yes*	<input checked="" type="checkbox"/> No	Four or more pool tables?	<input type="checkbox"/> Yes*	<input checked="" type="checkbox"/> No
After hours?	<input type="checkbox"/> Yes*	<input checked="" type="checkbox"/> No			

\*May require a Conditional Use Permit

### Applicant Narrative:

ARS 4-201-G: In all proceedings before the governing body of a city or town, the Board of Supervisors of a County or the Board, the applicant bears the burden of showing that the public convenience requires and that the best interest of the community will be substantially served by the issuance of this license.

- I have the capability, qualifications and reliability to hold a liquor license because:  
The officers of the Owner (Orange Lake Country Club, Inc.) have prior experience with the operation and management of liquor sales as each one of them has served or currently serves as a controlling person on at least one liquor license throughout the US. None of their licenses have ever been suspended or revoked.
- The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:  
The Owner will be offering guests and timeshare owners a complete vacation experience while at the Resort including restaurant and bar service. The Resort will draw numerous guests to the area and will create jobs, both of which will positively impact the City of Scottsdale.
- Please describe your business:  
Hospitality company involved in timeshare resort development, management, and sales.

The City's forwarding of a recommendation to the AZ Department of Liquor Licenses and Control does not waive and is not a substitute for the Licensee's obligation to comply with all state, local and federal laws, policies and regulations applicable to the license. The Recommendation is not a permit or regulatory approval to hold any events or construct or demolish any improvements. Zoning processes, building permit processes, and similar regulatory requirements may apply to Licensee's contemplated Improvements and are completely separate from the Recommendation. Licensee shall be responsible to, separate and apart from this Recommendation, directly obtain all necessary permits and approvals from any and all governmental or other entities including the City's having standing or jurisdiction over the subject areas. For more information regarding zoning processes, building permit processes, and similar regulatory requirements and approvals please call 480-312-2611.

Print Name: Michael J. Thompson Signature: [Signature] Date: 8/4/16

Submit

### Planning and Development Services

7447 E. Indian School Road, Suite 105, Scottsdale, AZ 85251 ♦ Phone: 480-312-7000 ♦ Fax: 480-312-7088

**City of Scottsdale - Liquor License Questionnaire  
Holiday Inn Club Vacation Scottsdale Resort**

**Age verification will be required/requested, as appropriate, in connection with any sales and service to be provided to guests within the licensed premises.**



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

\*16 JUN 10 Lic. Lic. PM 4 134

**Application for Liquor License**  
**Type or Print with Black Ink**

**SECTION 1** This application is for a:

- Interim Permit (Complete Section 5)
- New License (Complete Sections 2, 3, 4, 13, 14, 15, 16)
- Person Transfer (Complete Section 2, 3, 4, 12, 13, 14, 16)
- Location Transfer (Bars and Liquor Stores Only)  
(Complete Section 2, 3, 4, 11, 13, 14, 16)
- Probate/ Will Assignment/ Divorce Decree  
(Complete Sections 2, 3, 4, 9, 13, 14, 16)  
(Fee not required)
- Government (Complete Sections 2, 3, 4, 10, 13, 16)
- Seasonal

**SECTION 2** Type of Ownership:

- J.T.W.R.O.S. (Complete Section 6)
- Individual (Complete Section 6)
- Partnership (Complete Section 6)
- Corporation (Complete Section 7)
- Limited Liability Co (Complete Section 7)
- Club (Complete Section 8)
- Government (Complete Section 10)
- Trust (Complete Section 6)
- Tribe (Complete Section 6)
- Other (Explain) \_\_\_\_\_

**SECTION 3** Type of license

**LICENSE #** 06070747

1. Type of License: Series 06, Bar License

**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 4** Applicants

1. Individual Owner/Agent's Name: Coon, James Marvin, Jr. 81076373  
Last First Middle

2. Owner Name: Orange Lake Country Club, Inc. B1052569  
(Ownership name for type of ownership checked on section 2)

3. Business Name: Holiday Inn Club Vacations Scottsdale Resort B1002845  
(Exactly as it appears on the exterior of premises)

4. Business Location Address: 7677 East Princess Boulevard, Scottsdale, Arizona 85255 Maricopa  
(Do not use PO Box) Street City State Zip Code County

5. Mailing Address: 8505 West Irlo Bronson Memorial Highway, Kissimmee, Florida 34747  
(All correspondence will be mailed to this address) Street City State Zip Code

6. Business Phone: 480-585-1526 Daytime Contact Phone: 480-454-4066

7. Email Address: jcoon@orangelake.com

8. Is the Business located within the incorporated limits of the above city or town?  Yes  No

9. Does the Business location address have a street address for a City or Town but is actually in the boundaries of another City, Town or Tribal Reservation?  Yes  No

If Yes, what City, Town or Tribal Reservation is this Business located in: N/A

10. Total Price paid for Series 6 Bar, Series 7 Beer & Wine Bar or Series 9 Liquor Store ( license only) \$ -0-

Fees:	<u>100.00</u>	<u>100.00</u>	<u>22.00</u>	<u>\$ 222.00</u>
	<small>Application</small>	<small>Interim Permit</small>	<small>Department Use Only Site Inspection</small>	<small>Finger Prints Total of All Fees</small>
Is Arizona Statement of Citizenship & Alien Status for State Benefits complete? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No				
Accepted by: <u>SG</u>		Date: <u>6/11/14</u>		License # <u>06070747</u>



**SECTION 5 Interim Permit**

- 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.

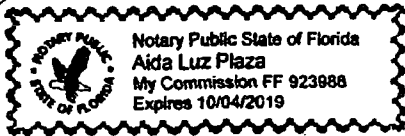
1. Enter license number currently at the location: 06070747

2. Is the license currently in use?  Yes  No If no, how long has it been out of use? 18 months

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

I, Thomas Russel Nelson declare that I am the CURRENT OWNER, AGENT, OR CONTROLLING PERSON on the stated license and location.

X *Thomas Russel Nelson*  
(Signature)



State Florida County of Orange  
The foregoing instrument was acknowledged before me this 7<sup>th</sup> day of June, 2016  
Day Month Year  
*Aida Luz Plaza*  
(Signature of Notary Public)

My Commission Expires on: 10 / 4 / 19  
Date

**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.

**Individual**

Last	First	Middle	%Owned	Mailing Address	City	State	Zip Code
N/A							

Is any person other than above, going to share in profit/losses of the business?  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	State	Zip Code	Phone #
N/A							

**Partnership**

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

General-Limited	Last	First	Middle	%Owned	Mailing Address	City	State	Zip Code
<input type="checkbox"/> <input type="checkbox"/>	N/A							
<input type="checkbox"/> <input type="checkbox"/>								
<input type="checkbox"/> <input type="checkbox"/>								
<input type="checkbox"/> <input type="checkbox"/>								

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

Name of J.T.W.R.O.S: N/A

Last	First	Middle	Mailing Address	City	State	Zip Code
N/A						

**SECTION 6 - continued**

**TRUST**

Name of Trust: N/A

Last	First	Middle	Mailing Address	City	State	Zip Code
N/A						

**TRIBE**

Name of Tribal Ownership: N/A

Last	First	Middle	Mailing Address	City	State	Zip Code
N/A						

**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/ L.L.C: Orange Lake Country Club, Inc.  
 2. Date Incorporated/Organized: August 28, 2015 State where Incorporated/Organized: Florida  
 3. AZ Corporation or AZ L.L.C File No: F20299495 Date authorized to do Business in AZ: ~~August 28, 2015~~  
 4. Is Corp/L.L.C. Non Profit?  Yes  No October 7, 2015  
 5. List Directors, Officers, Members in Corporation/L.L.C:

Last	First	Middle	Title	Mailing Address	City	State	Zip Code
Harrill	Donald	Leslie	CEO	8505 West Irla Bronson Memorial Highway, Kissimmee, Florida			34747
Nelson	Thomas	Russel	President	8505 West Irla Bronson Memorial Highway, Kissimmee, Florida			34747
Lower	Brian	Taylor	Ex. Vice Pres.	8505 West Irla Bronson Memorial Highway, Kissimmee, Florida			34747
Thompson	Michael	John	Sen. Vice Pres.	8505 West Irla Bronson Memorial Highway, Kissimmee, Florida			34747

(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
Orange	Lake	Holdings, LLP	100%	8505 West Irla Bronson Memorial Highway, Kissimmee, Florida			34747

(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.

**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: N/A
2. Is Club non-profit?  Yes  No
3. List all controlling members (minimum of four (4) requested)

Last	First	Middle	Mailing Address	City	State	Zip Code
N/A						

(Attach additional sheet if necessary)

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

1. Current Licensee's Name: N/A  
(Exactly as it appear on the license) Last First Middle
2. Assignee's Name: N/A  
Last First Middle
3. License Type: N/A License Number: \_\_\_\_\_

**ATTACH TO THIS APPLICATION A CERTIFIED COPY OF THE WILL, PROBATE DISTRIBUTION INSTRUMENT, OR DIVORCE DECREE THAT SPECIFICALLY DISTRIBUTES THE LIQUOR LICENSE TO THE ASSIGNEE.**

**SECTION 10 Government (for cities, towns, or counties only)**

1. Government Entity: N/A
2. Person/Designee: N/A  
First Last Middle Day time Contact Phone #

**A SEPARATE LICENSE MUST BE OBTAINED FOR EACH PREMISE FROM WHICH SPIRITUOUS LIQUOR IS SERVED.**

**SECTION 11 Location to Location Transfer: Series 6 Bar, Series 7 Beer & Wine Series 9 Liquor Stores only)**

1. Current Business: Name: N/A  
Address: \_\_\_\_\_  
(Exactly as it appears on license)
2. New Business: Name: N/A  
Address: \_\_\_\_\_
3. License Type: N/A License Number: \_\_\_\_\_

**ORANGE LAKE COUNTRY CLUB, INC.**  
**(FEI # 58-1434701)**

**8505 West Irlo Bronson Memorial Highway**  
**Kissimmee, FL 34747**

**Officers**

Donald Leslie Harrill  
Thomas Russel Nelson  
Brian Taylor Lower  
Michael John Thompson

CEO  
President  
Executive VP  
Sr. VP

**ORANGE LAKE HOLDINGS, LLP**  
**(FEI # 45-1537008)**

**100% Owner – Shareholder of Orange Lake Country Club, Inc.**

**8505 West Irlo Bronson Memorial Highway**  
**Kissimmee, FL 34747**

**Officers of Orange Lake Holdings, LLP:**

Thomas Russel Nelson, President  
Brian Taylor Lower, Executive VP

**Limited Partners**

OLH-SLW FLORIDA, LLC, a Florida limited liability company- Limited Partner

- Member (100% Owner): Spence L. Wilson – but has no control over liquor license
- Officers: Thomas Russel Nelson, President  
Brian Taylor Lower, Executive VP

-CKW FLORIDA, LLC, a Florida limited liability company – Limited Partner

- Member (100% Owner): Charles Kemmons Wilson, Jr. – but has no control over liquor license
- Officers: Thomas Russel Nelson, President  
Brian Taylor Lower, Executive VP

-OLH-RAW, LLC, a Florida limited liability company – Limited Partner

- Member (100% Owner): Robert A. Wilson – but has no control over liquor license
- Officers: Thomas Russel Nelson, President  
Brian Taylor Lower, Executive VP

-EWM FLORIDA, LLC, a Florida limited liability company – Limited Partner

- Member (100% Owner): Elizabeth Wilson Moore – but has no control over liquor license
- Officers: Thomas Russel Nelson, President  
Brian Taylor Lower, Executive VP

-OLH-CWW FLORIDA, LLC, a Florida limited liability company – Limited Partner

- Member (100% Owner): Carole Wilson West – but has no control over liquor license
- Officers: Thomas Russel Nelson, President  
Brian Taylor Lower, Executive VP

**Orange Lake Holdings, LLP is a holding company used only for real estate planning purposes, not for either control or business activities.**

**SECTION 12 Person to Person Transfer**

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

1. Individual Owner / Agent Name: Fusco Stacey Leigh Entity: Agent President  
Nelson Thomas Russel (Individual, Agent, Etc)  
Last First Middle
2. Ownership Name: OLCC Arizona, LLC  
(Exactly as it appears on license)
3. Business Name: Zona Hotel & Suites  
(Exactly as it appears on license)
4. Business Location Address: 7677 East Princess Boulevard, Scottsdale, Arizona 85255  
Street City State Zip
5. License Type: 06 Bar License Number: 06070747
6. Current Mailing Address: 8505 West Irlo Bronson Memorial Highway, Kissimmee, Florida 34747  
Street City State Zip
7. Have all creditors, lien holders, interest holders; etc. been notified?  Yes  No
8. Does the applicant intend to operate the business while this application is pending?  Yes  No
- If yes, complete Section 5 (Interim Permit) of this application; attach fee, and current license to this application.

9. I, (Print Full Name) Thomas Russel Nelson hereby authorize the department to process this Application to transfer the privilege of the license to the applicant provided that all terms and conditions of sale are met. Based on the fulfillment of these conditions, I certify that the applicant now owns or will own the property rights of the license by the date of issue.

I, (Print Full Name) Thomas Russel Nelson, declare that I am the **CURRENT OWNER, MEMBER, PARTNER STOCKHOLDER or LICENSEE** of the stated license. I have read the above Section 12 and confirm that all statements are true, correct, and complete.

**NOTARY**

X (Signature) [Signature]

State of Florida County of Orange  
The foregoing instrument was acknowledged before me this

7<sup>th</sup> of June, 2016  
Day Month Year

[Signature]  
Signature of NOTARY PUBLIC

Notary Public State of Florida  
Alda Luz Plaza  
My Commission FF 923988  
Expires 10/04/2019

My commission expires on: 10/4/2019

**SECTION 13 Proximity to Church or School**

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

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) Restaurant license (§ 4-205.02)
- b) Hotel/motel license (§ 4-205.01)
- c) Government license (§ 4-205.03)
- d) Fenced playing area of a golf course (§ 4-207(B)(5))

1. Distance to nearest School: 3 miles Name of School: Scottsdale Preparatory Academy  
(If less than one (1) mile note footage)  
 Address: 15650 N. 83rd Way, Scottsdale, AZ 85260

2. Distance to nearest Church: 4 miles Name of Church: Impact Church  
(If less than one (1) mile note footage)  
 Address: 15650 N. 83rd Way, Scottsdale, AZ 85260

**SECTION 14 Business Financials**

1. I am the:  Lessee  Sub-lessee  Owner  Purchaser  Management Company

2. If the premise is leased give lessors: Name: Orange Lake in Scottsdale Owners' Association, Inc.  
 Address: 677 East Princess Blvd, Scottsdale, AZ 85255  
Street City State Zip

3. Monthly Rent/ Lease Rate: \$ \$1.67

4. What is the remaining length of the lease? 10 Years \_\_\_\_\_ Months

5. What is the penalty if the lease is not fulfilled? \$ termination of lease or other: \_\_\_\_\_  
(Give details-attach additional sheet if necessary)

6. Total money borrowed for the Business not including lease? \$ N/A -0-  
 Please List Lenders/People you owe money to for business.

Last	First	Middle	Amount Owed	Mailing Address	City	State	Zip
N/A							

(Attach additional sheet if necessary)

7. What type of business will this license be used for (be specific)?  
Hotel & Resort, Restaurant and Bar

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?  Yes  No If yes, attach explanation.

9. Does any spirituous liquor manufacture, wholesaler, or employee have an interest in your business?  Yes  No

10. Is the premises currently license with a liquor license?  Yes  No

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

License #: 06070747 Individual Owner /Agent Name: Thomas Russel Nelson, President of OLCC Arizona, LLC  
(Exactly as it appears on license)

**SECTION 15 Restaurant or hotel/motel license applicants**

- 1. Is there an existing Restaurant or Hotel/Motel Liquor License at the proposed location?  Yes  No
- 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 Restaurant Hotel/Motel Records Required for Audit form 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:

- |   |  |               |  |
|---|--|---------------|--|
| <input checked="" type="checkbox"/> Entrances/Exits | <input checked="" type="checkbox"/> Liquor storage areas | <b>Patio:</b> | <input checked="" type="checkbox"/> Contiguous |
| <input type="checkbox"/> Walk-up windows            | <input type="checkbox"/> Drive-through windows           |               | <input type="checkbox"/> 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? \_\_\_\_\_

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.
- 3. 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).
- 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

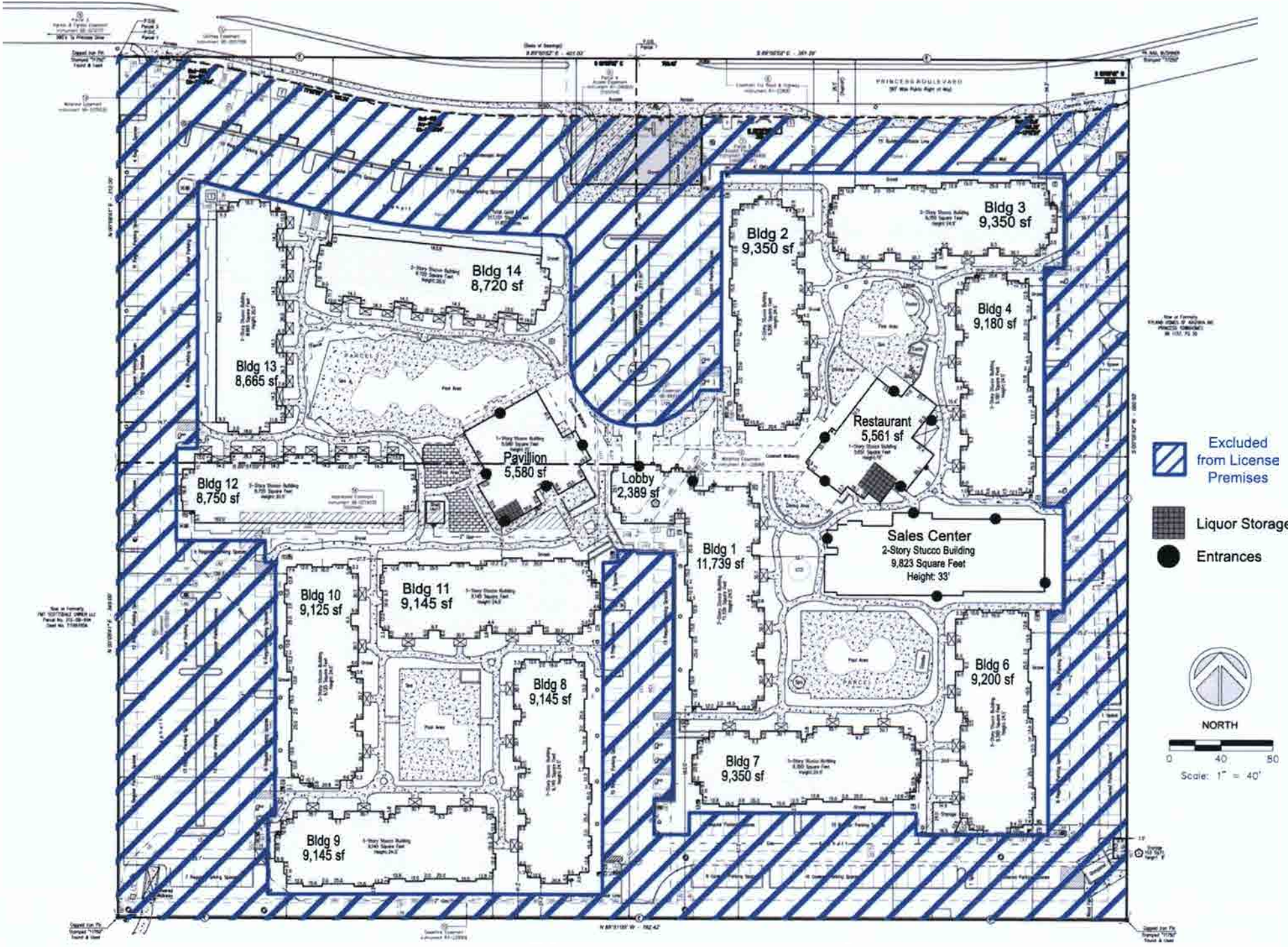
6. On the diagram please show only the areas where spirituous liquor is to be sold, served, consumed, dispensed, possessed or stored. It must show all entrances, exits, interior walls, bars, hi-top tables, dining tables, dining chairs, dance floor, stage, game room, and the kitchen. DO NOT include parking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

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**

Diagram Attached

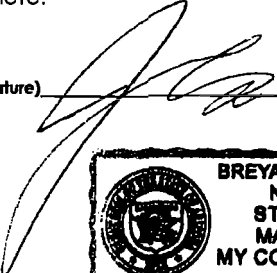
# HOLIDAY INN CLUB VACATIONS SCOTTSDALE RESORT



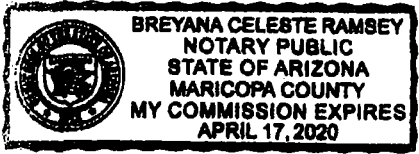
**SECTION 17 SIGNATURE BLOCK**

**NOTARY**

I, (Print Full Name) James Marvin Coon, Jr., 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.

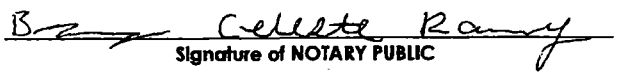
X (Signature) 

State of Arizona County of Maricopa



The foregoing instrument was acknowledged before me this 7 of June, 2016  
Day Month Year

My commission expires on: 4/17/2020

  
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.