

Original Alcohol Beverage Retail License Application

(Submit to municipal clerk.)

For the license period beginning: 07/01/2021 ending: 06/30/2022
(mm dd yyyy) (mm dd yyyy)

To the Governing Body of the: Town of } Appleton
 Village of }
 City of }

County of Outagamie Aldermanic Dist. No. _____
 (if required by ordinance)

Check one: Individual Limited Liability Company
 Partnership Corporation/Nonprofit Organization

Applicant's Wisconsin Seller's Permit Number ●●●●●●●●●●	
FEIN Number ●●●●●●●●	
TYPE OF LICENSE REQUESTED	FEE
<input type="checkbox"/> Class A beer	\$
<input checked="" type="checkbox"/> Class B beer	\$ 100.00
<input type="checkbox"/> Class C wine	\$
<input type="checkbox"/> Class A liquor	\$
<input type="checkbox"/> Class A liquor (cider only)	\$ N/A
<input type="checkbox"/> Class B liquor	\$
<input checked="" type="checkbox"/> Reserve Class B liquor	\$ 10,500.00
<input type="checkbox"/> Class B (wine only) winery	\$
Publication fee	\$ 60.00
TOTAL FEE	\$

Name (individual / partners give last name, first, middle; corporations / limited liability companies give registered name)
Foster Cocktail Company LLC

An "Auxiliary Questionnaire," Form AT-103, must be completed and attached to this application by each individual applicant, by each member of a partnership, and by each officer, director and agent of a corporation or nonprofit organization, and by each member/manager and agent of a limited liability company. List the full name and place of residence of each person.

President / Member Last Name <u>Frawley</u>	(First) <u>Patrick</u>	(Middle Name) <u>Joseph</u>	Home Address (Street, City or Post Office, & Zip Code) <u>803. W Winnebago St. Appleton 54914</u>
Vice President / Member Last Name <u>Jones</u>	(First) <u>Zachary</u>	(Middle Name) <u>James</u>	Home Address (Street, City or Post Office, & Zip Code) <u>181 S Riverheath Way Apt. 403 Appleton 54915</u>
Secretary / Member Last Name <u>Witchell</u>	(First) <u>Stephan</u>	(Middle Name) <u>David</u>	Home Address (Street, City or Post Office, & Zip Code) <u>161 S Riverheath Way Apt 621 Appleton 54915</u>
Treasurer / Member Last Name	(First)	(Middle Name)	Home Address (Street, City or Post Office, & Zip Code)
Agent Last Name <u>Frawley</u>	(First) <u>Patrick</u>	(Middle Name) <u>Joseph</u>	Home Address (Street, City or Post Office, & Zip Code) <u>803. W Winnebago St. Appleton WI 54914</u>
Directors / Managers Last Name	(First)	(Middle Name)	Home Address (Street, City or Post Office, & Zip Code)

1. Trade Name Commodore Club Business Phone Number (920) 858-9352
 2. Address of Premises 231/233 E College Ave Post Office & Zip Code ~~54914~~ 54911

3. Premises description: Describe building or buildings where alcohol beverages are to be sold and stored. The applicant must include all rooms including living quarters, if used, for the sales, service, consumption, and/or storage of alcohol beverages and records. (Alcohol beverages may be sold and stored only on the premises described.)
Alcohol will be served from the bar or carried to table by employee. It will be stored behind the bar on display or in cooler in prep area, as well as additional storage in secure room in the basement. It will be consumed on sidewalk cafe seating area as well as on the main floor of 231/233 E College Ave and the mezzanine on the 233 side of the building. Alcohol may occasionally be stored in kitchen for food prep.

4. Legal description (omit if street address is given above): _____
 5. (a) Was this premises licensed for the sale of liquor or beer during the past license year? Yes No
 (b) If yes, under what name was license issued? _____

6. Is individual, partners or agent of corporation/limited liability company subject to completion of the responsible beverage server training course for this license period? **If yes, explain** Yes No
Patrick Frawley has a valid Operator's License for Appleton.
7. Is the applicant an employe or agent of, or acting on behalf of anyone except the named applicant? Yes No
If yes, explain.
8. Does any other alcohol beverage retail licensee or wholesale permittee have any interest in or control of this business? **If yes, explain** Yes No
Stephan Witchell owns Lawless Coffee Sturgeon Bay LLC and holds a class A+B license in Sturgeon Bay.
9. (a) Corporate/limited liability company applicants only: Insert state Wisconsin and date 6/19/2022 of registration.
- (b) Is applicant corporation/limited liability company a subsidiary of any other corporation or limited liability company? **If yes, explain** Yes No
- (c) Does the corporation, or any officer, director, stockholder or agent or limited liability company, or any member/manager or agent hold any interest in any other alcohol beverage license or permit in Wisconsin? **If yes, explain.** Yes No
10. Does the applicant understand they must register as a Retail Beverage Alcohol Dealer with the federal government, Alcohol and Tobacco Tax and Trade Bureau (TTB) by filing (TTB form 5630.5d) before beginning business? [phone 1-877-882-3277] Yes No
11. Does the applicant understand they must hold a Wisconsin Seller's Permit? [phone (608) 266-2776] Yes No
12. Does the applicant understand that they must purchase alcohol beverages only from Wisconsin wholesalers, breweries and brewpubs? Yes No

READ CAREFULLY BEFORE SIGNING: Under penalty provided by law, the applicant states that each of the above questions has been truthfully answered to the best of the knowledge of the signer. Any person who knowingly provides materially false information on this application may be required to forfeit not more than \$1,000. Signer agrees to operate this business according to law and that the rights and responsibilities conferred by the license(s), if granted, will not be assigned to another. (Individual applicants, or one member of a partnership applicant must sign; one corporate officer, one member/manager of Limited Liability Companies must sign.) Any lack of access to any portion of a licensed premises during inspection will be deemed a refusal to permit inspection. Such refusal is a misdemeanor and grounds for revocation of this license.

Contact Person's Name (Last, First, M.I.) <u>Frawley Patrick J</u>	Title/Member <u>Manager</u>	Date <u>02/18/22</u>
Signature <u>Patrick Frawley</u>	Phone Number <u>[REDACTED]</u>	Email Address <u>[REDACTED]</u>

TO BE COMPLETED BY CLERK

Date received and filed with municipal clerk <u>2-18-22</u>	Date reported to council / board	Date provisional license issued	Signature of Clerk / Deputy Clerk
Date license granted	Date license issued	License number issued	



City of Appleton

Alcohol License Questionnaire

1. Name of Applicant: Patrick J. Frawley

2. Name of Business: Foster Cocktail Company DBA Commodore Club
 (Check Applicable Box(s) to identify primary business activity)

- Restaurant
- Tavern/Night Club/Wine Bar
- Microbrewery/Brewpub
- Painting/Craft Studio
- Other (describe) _____

3. Address of Business: 231/233 E College Ave Appleton WI 54911

4. Have you or any member of your organization ever been convicted of a misdemeanor or ordinance violation? Yes X No _____

AND/OR been convicted of a felony? Yes _____ No X

If yes to either question, please explain in detail below:

Zachary Jones - Negligent Operation of a Motor Vehicle & Operate with a Restricted Controlled Substance (not criminal offense)

5. List all partners, shareholders or investors of your business. Include full name, middle initial and date of birth. Please use additional sheets if necessary.

<u>Patrick</u>	<u>J</u>	<u>Frawley</u>	●	/	●	/	●	●
First name	M.I.	Last name						Date of Birth
<u>Zachary</u>	<u>J</u>	<u>Jones</u>	●	/	●	/	●	●
First name	M.I.	Last name						Date of Birth
<u>Stephan</u>	<u>D</u>	<u>Witchell</u>	●	/	●	/	●	●
First name	M.I.	Last name						Date of Birth
First name	M.I.	Last name						Date of Birth

6. Name of person/corporation you are ^{leasing}~~buying~~ the premise and equipment from?

Name: Amanda Furman (Furman Properties LLC)
 First name Middle Initial Last name

Address: 1050 N. Lynndale Drive Appleton WI 54914
 City State ZIP

7. What was the previous name and primary nature of the business operating at this location?

Name: Louis Brew

(Check Applicable Box(s) to identify primary business activity)

- Restaurant
- Tavern/Night Club/Wine Bar
- Microbrewery/Brewpub
- Painting/Craft Studio
- Other (describe) Coffee Shop / Cafe

8. Was this premise licensed for alcohol sales/consumption during the past license year?

Yes If yes, please contact the Community and Economic Development Department at 832-6468 about obtaining a copy of an existing Special Use Permit and related requirements that may run with property.

No If no, please contact the Community and Economic Development Department at 832-6468 about obtaining a Special Use Permit. A Special Use Permit may be required for your business activity prior to the issuance of a Liquor License, pursuant to the City of Appleton Zoning Ordinance.

9. If alcohol sales were a previous use in this building, when did the operation cease?

12+ months ago.

10. Seating capacity: Inside TBD Outside

11. Operating hours (Inside the building): 3PM - 2AM
Operating hours (Outdoor seating areas): 3PM - 9PM

12. Employees/Staff
Number of floor personnel 2-4 Number of door checkers 1

13. In general, state the size and operational details of the proposed establishment:

- a. Gross floor building area of the premises to be licensed: 11,100 square feet.
- b. Gross outdoor seating areas of the premises to be licensed: TBD square feet.
- c. Below, identify the operational details of the proposed establishment:

Preparation and sale of craft cocktails, sale of craft beer and of wine. Preparation ^{and sale} of small simple dishes/ appetizers. Host live music (small acts), host events/fundraisers.

Pat Young
Signature

02/18/22
Date

Schedule for Appointment of Agent by Corporation / Nonprofit Organization or Limited Liability Company

Submit to municipal clerk.

All corporations/organizations or limited liability companies applying for a license to sell fermented malt beverages and/or intoxicating liquor must appoint an agent. The following questions must be answered by the agent. The appointment must be signed by an officer of the corporation/organization or one member/manager of a limited liability company and the recommendation made by the proper local official.

To the governing body of: Town Village of APPLETON County of Outagamie
 City

The undersigned duly authorized officer/member/manager of Foster Cocktail Company
(Registered Name of Corporation / Organization or Limited Liability Company)

a corporation/organization or limited liability company making application for an alcohol beverage license for a premises known as Commodore Club
(Trade Name)

located at 231/233 E College Ave Appleton WI 54911

appoints Patrick Joseph Frawley
(Name of Appointed Agent)

803 W. Winnebago St. Appleton WI 54914
(Home Address of Appointed Agent)

to act for the corporation/organization/limited liability company with full authority and control of the premises and of all business relative to alcohol beverages conducted therein. Is applicant agent presently acting in that capacity or requesting approval for any corporation/organization/limited liability company having or applying for a beer and/or liquor license for any other location in Wisconsin?

Yes No If so, indicate the corporate name(s)/limited liability company(ies) and municipality(ies).

Is applicant agent subject to completion of the responsible beverage server training course? Yes No Holds Appleton Operator's License
 How long immediately prior to making this application has the applicant agent resided continuously in Wisconsin? 6 years 9 months

Place of residence last year 803 W Winnebago St. Appleton WI 54914

For: Foster Cocktail Company
(Name of Corporation / Organization / Limited Liability Company)

By: Pat J Frawley
(Signature of Officer / Member / Manager)

Any person who knowingly provides materially false information in an application for a license may be required to forfeit not more than \$1,000.

ACCEPTANCE BY AGENT

I, Patrick Joseph Frawley, hereby accept this appointment as agent for the
(Print / Type Agent's Name)
 corporation/organization/limited liability company and assume full responsibility for the conduct of all business relative to alcohol beverages conducted on the premises for the corporation/organization/limited liability company.

Pat J Frawley 02/18/2022 Agent's age
(Signature of Agent) (Date)
803 W Winnebago St Appleton WI 54914 Date of birth
(Home Address of Agent)

APPROVAL OF AGENT BY MUNICIPAL AUTHORITY (Clerk cannot sign on behalf of Municipal Official)

I hereby certify that I have checked municipal and state criminal records. To the best of my knowledge, with the available information, the character, record and reputation are satisfactory and I have no objection to the agent appointed.

Approved on _____ by _____ Title _____
(Date) (Signature of Proper Local Official) (Town Chair, Village President, Police Chief)