

ADA COUNTY ALCOHOL BEVERAGE LICENSE APPLICATION
(Ada County Ordinance Title 4, Ch. 3)

APPLICATION: New Transfer Renew DATE: _____

BUSINESS DBA: _____ Phone Number _____

BUSINESS ADDRESS: _____

CONTACT NAME: _____ Phone Number _____

ADDRESS: _____

Email: _____

I, _____
(Name of applicant: for self, or on behalf of partnership, corporation or association), **UNDER OATH, hereby make application for a license to retail:**

- Beer: *Select one only:***
 - \$ 25.00 Bottled or canned beer **NOT** to be consumed on premises
 - \$ 75.00 Bottled or canned beer **TO BE** consumed on premises
 - \$100.00 Draft beer and/or canned and/or bottled beer (on or off premises)
- Wine: *Select one only:***
 - \$100.00 Retail Wine
 - \$100.00 Wine by the Drink
- Liquor by the Drink (*Wine is included in liquor fees*):**
 - \$187.50 Boise City
 - \$187.50 Eagle City
 - \$187.50 Garden City
 - \$187.50 Meridian City
 - \$187.50 Kuna City
 - \$187.50 Star City
 - \$100.00 Racing Facility
 - \$100.00 Eligible Golf Course
- Transfer:**
 - \$ 5.00

Further, that I am: (*one of the following*):

- The owner of the above-named business to be licensed
- A partner and owner of the above-named business to be licensed
- The active manager of the above-named business to be licensed as a corporation, partnership, or association
- An officer or director of the above-named corporation to be licensed

If applying for a transfer of an existing active license, complete the following:

Name of current license owner (Individual name or business):

Address of current licensed premises:

Business address of current premises (if different from above):

Name of new license owner:

IF AN INDIVIDUAL, please complete the following:

Name: _____

Address: _____

SS#: _____ Date of Birth: _____

Resident of Idaho: Yes _____ No _____ Length of residency: _____

Possess documentation of US legal residency: Yes _____ No _____

I have paid in full all court ordered fines and/or restitution in connection with said felony or any other court case within the jurisdiction of the 4th judicial district of Idaho. Yes _____ No _____

Explain: _____ (attach additional pages, as needed.)

IF A PARTNERSHIP, complete the following:

Name of Partnership: _____

Partnership agent: _____

Agent Address: _____

Name of each partner:

Address of each partner:

Name and address of one partner who has been resident of Idaho at least thirty (30) days immediately preceding the date of this application, is at least 21 years of age and has documentation of US legal residency:

Name: _____

Address: _____

IF A CORPORATION, LLC OR ASSOCIATION, complete the following:

Name of corporation/association: _____

Type of business entity: _____

Date of organization in Idaho: _____

Names of officers and members of the governing board and principal stockholders of the applicant corporation/association:

Name: _____ Title: _____

Name: _____ Title: _____

Name: _____ Title: _____

Name: _____ Title: _____

Name: _____ Title: _____

(Attach additional pages, as needed.)

Name and address of Manager of the business selling alcoholic beverages who has been a resident of Idaho at least thirty (30) days immediately preceding the date of this application, is at least 21 years of age and has documentation of US legal residency:

Name: _____

Address: _____

IF A FOREIGN CORPORATION, complete the following (In addition to Corporation or Association):

The above-named corporation is duly qualified to do business in Idaho: Yes _____ No _____

Name of Idaho agent: _____

Address of Idaho agent: _____

ALL APPLICANTS (individuals or representatives of businesses) please complete the following:

Have you or any partner or corporate officer or governing board member, within in the past five (5) years immediately preceding the filing of this application, been convicted of any felony or completed any sentence of confinement for said felony within the past five (5) years.

Yes ___ No ___ Explain: _____ (attach additional pages, as needed).

Have you or any partner or corporate officer or governing board member, within the three (3) years immediately preceding the filing of this application, been convicted or paid any fine, received a deferred sentence or withheld judgment, suffered the forfeiture of a bond for failure to appear, or completed any sentence of confinement for the violation of any law or regulation of the state of Idaho, any other local or state government, or of the United States regulating, governing or prohibiting the sale, manufacture, transportation or possession of alcoholic beverages or intoxicating liquors.

Yes ___ No ___ Explain: _____ (attach additional pages, as needed.)

Have you or any partner or corporate member, officer or governing board, within the three (3) years immediately preceding the filing of this application, had any license revoked, which was issued by any county or city of this state, by any state, including Idaho, or by the United States, to sell, manufacture, transport or possess alcoholic beverages or intoxicating liquors.

Yes ___ No ___ Explain: _____ (attach additional pages, as needed.)

Have you or any partner or corporate officer or governing board member, ever engaged in the operation of, or have a financial interest in, any house or place for the purpose of prostitution, or been convicted of any crime or misdemeanor opposed to decency or morality.

Yes ___ No ___ Explain: _____ (attach additional pages, as needed.)

List the names and addresses of all persons who have any financial interest in any business to be carried on, in or upon the licensed premises, whether such interest results from open loans, mortgages, conditional sales contracts, trusts or any other basis other than open trade accounts incurred in the ordinary course of business, and the amounts of such interest:

| Name: | Address: | Amount of Interest: |
|-------|----------|---------------------|
| _____ | _____ | \$ _____ |
| _____ | _____ | \$ _____ |

(Attach additional pages, as needed.)

Unincorporated Areas Only:

The entrance to the premises is within three hundred (300) feet of the entrance of any public school or church or other place of worship. Yes ___ No ___

A Certificate of Zoning has been issued by the Ada County zoning department. Yes ___ No ___
(Attach copy)

Unincorporated Area Only:

If this application is for a new establishment, which was not licensed the previous year by Ada County, the written consent of at least 75% of the resident property owners or occupants of properties within a radius of 1,000 feet of any part of the premises upon which alcoholic beverages are to be sold for consumption, with said signatures not more than 180 days old, is submitted with this application.

Yes _____ No _____ Explain: _____

CONDITIONS:

1. Should a license be issued pursuant to this application, such license shall expire at 1:00 a.m., May 1, of the following year and may be renewed, upon re-application.
2. A transfer of a license for the sale of alcohol beverages shall not authorize transferee to retail sales of alcoholic beverages, except by application to and approval of the transfer by the Board of Commissioners of Ada County.
3. Application must be accompanied by requisite fees and all required documentation.
4. Application for and issuance of an Alcohol Beverage License is applicant's consent to allow the Ada County Sheriff, the Ada County Board of Commissioners, and/or the Ada County Prosecuting Attorney's Office, to conduct background investigations, to make inspections, and to determine compliance with ordinances and state laws regulating the sale of alcohol beverages.
5. Application must be accompanied by a copy of the State of Idaho Alcohol Beverage License.
6. If applicant does not own the premises, application must include copy of the premises lease agreement and a document showing that the owner consents to the sale of alcoholic beverages on such premises.
7. If premises are owned by applicant, application must include documentation of ownership.
8. If current license is being leased to third party, application by third party must include copy of the lease agreement.

(Applicant's Signature)

(Applicant's Signature)

(Applicant's Signature)

(Applicant's Signature)

Subscribed and sworn before me this _____ day of _____, 20_____.

Notary Public or County Recorder Deputy

Commission Expires _____

ADA COUNTY SHERIFF:

Reviewed by: _____ Date: _____

Recommend for Licensure: Yes _____ No _____

ADA COUNTY CLERK:

Fees Collected and Application reviewed for completion and compliance with all applicable laws:

By: _____ Date: _____
Ada County Deputy Clerk

Recommend for approval by Board of Commissioners of Ada County: Yes _____ No _____

LANDLORD CONSENT TO RETAIL ALCOHOL

This LANDLORD CONSENT TO RETAIL ALCOHOL (“Consent”) is made and effective as of the ____ day of _____, _____, by:

_____ (“Landlord”), the fee title owner of that certain real property in Ada County, Idaho, the address of which is:

_____ (“Premises”), in favor of:

_____ (“Tenant”).

RECITALS

A. Whereas Tenant has operated a _____ on the Premises pursuant to that certain real property lease described as: _____ (“Restaurant Lease”).

B. In connection with Tenant’s use of the Premises, Tenant has informed Landlord that Tenant is seeking licenses from the State of Idaho, County of Ada, and City of Boise for the retailing of alcoholic beverages (collectively, “Licenses”) on the Premises.

C. In connection with Tenant’s application for the Licenses, and for no other reason whatsoever, Landlord issues the following Consent:

CONSENT

1. **Consent.** Landlord hereby consents to Tenant’s lawful use of the Premises, during the Term of the Restaurant Lease, as amended from time to time, for the purpose of retailing alcoholic beverages pursuant to any validly issued and maintained Licenses. This Consent is issued for the express purpose, and no other purpose, of allowing Tenant to apply for and be issued Licenses. Landlord has no and shall not have any involvement or role whatsoever in Tenant’s operation of the Premises as a restaurant and bar, including the retailing of alcoholic beverages.

2. **Tenant’s Responsibilities.** This Consent is expressly conditioned on Tenant’s performance of all terms in the Restaurant Lease and any and all future leases for any Licenses. Landlord’s Consent is further conditioned on Tenant’s express compliance with all laws and regulations applicable to the sale and service of alcoholic beverages and all purchases and sales of alcohol shall be in accordance with the statutes and regulations of the State of Idaho and all applicable federal, city, and county ordinances.

3. **No Liability/Indemnification.** Notwithstanding this Consent, Tenant shall indemnify and hold Landlord harmless in accordance with the terms of the Premises Lease.

LANDLORD:

By: _____

Its: _____