



# Liquor/Beer License Application

(Agenda Item Number)

(Legistar file number)

4441B-2019-01224  
(License number)

2      40  
(Alder District #)      (Police Sector)  
Office Use Only

City of Madison Clerk  
210 MLK Jr Blvd, Room 103  
Madison, WI 53703

[licensing@cityofmadison.com](mailto:licensing@cityofmadison.com)  
608-266-4601

Class A:  Beer,  Liquor,  Cider  
Class B:  Beer,  Liquor,  
Class C Wine

## Section A - Applicant

- List the name of your  Sole Proprietor,  Partnership,  Corporation/Nonprofit Organization or  Limited Liability Company exactly as it appears on your State Seller's Permit.  
Black Sheep Six LLC
- Trade Name (doing business as) Dark Horse
- Address to be licensed 10 N Livingston Street Madison, WI 53703
- Mailing address 121 E Main Street Sun Prairie WI 53590
- Anticipated opening date Feb 1, 2020
- Is the applicant an employee or agent of, or acting of behalf of anyone except the applicant named in question 1?  
 No     Yes (explain)
- Does another alcohol beverage licensee or wholesale permittee have interest in this business?  No     Yes (explain)  
Salvatoris Tomato Pub LLC

## Section B - Premises

- Describe in words the building or buildings where alcohol beverages are to be sold and stored. Include all rooms including living quarters, if used, and any outdoor seating used for the sales, service, and/or storage of alcohol beverages and receipts. Alcohol beverages may be sold and stored only on the premises as approved by Common Council and described on license.

Recent, modern construction formerly known as the restaurant Suiza. Dark Horse is primarily a restaurant. Liquor will be served at the bar, dining room + patio weather permitting within sight of servers. Alcohol will be stored in a locked bar cabinet, locked bar cabinet + on the back bar. (see attached

Premises: approx. 2800 sq. ft. indoor area and with outdoor patio. Included are a full service bar with ~~10-12~~<sup>23-24</sup> seats, a noodle bar with ~~8-10~~ seats, a full service dining room with @~~40~~<sup>85</sup> seats kitchen and back areas as well as a full service patio with @40 seats. Alcohol stored behind full service bar and in back storage area.

9. Applicants for on-premises consumption only. Estimated capacity (patrons and employees):

Indoor: 120 Outdoor: 40

10. Describe existing parking and how parking lot is to be monitored.

inside parking garage monitored by  
landlord

11. Was this premises licensed for the sale of liquor or beer during the past license year?

No  Yes, license issued to D'Asia food (name of licensee)

### Section C—Corporate Information

This section applies to corporations, nonprofit organizations, and Limited Liability Companies only. Sole proprietorships and partnerships, skip to Section D.

12. Name of liquor license agent Patrick DePula

13. City, state in which agent resides Monona, WI

14. How long has the agent continuously resided in the State of Wisconsin? 23 years

15. Has the liquor license agent completed the responsible beverage server training course?

No, but will complete prior to ALRC meeting  Yes, date completed \_\_\_\_\_

16. State and date of registration of corporation, nonprofit organization, or LLC.

Wisconsin 9/27/19

17. In the table below list the directors of your corporation or the members of your LLC.

Attach background check forms for each director/member.

Title	Name	City and State of Residence
<u>vice president</u>	<u>Nichole DePula</u>	<u>Monona, WI</u>

18. Registered agent for your corporation or LLC. This is your agent for service of process, notice or demand required or permitted by law to be served on the corporation. This is not necessarily the same as your liquor agent.

Patrick DePula

19. Is applicant a subsidiary of any other corporation or LLC?

No  Yes (explain) \_\_\_\_\_

20. Does the corporation, any officer, any director, any stockholder, liquor agent, LLC, any member, or any manager hold any interest in any other alcohol beverage license or permit in Wisconsin?

No  Yes (explain) owners Salvatore's Tomato Pies LLC

**Section D—Business Plan**

21. What type of establishment is contemplated?

- Tavern  
  Nightclub  
  Restaurant  
  Liquor Store  
  Grocery Store  
 Convenience Store without gas pumps  
  Convenience Store with gas pumps  
 Other \_\_\_\_\_

22. Private organizations (clubs): Do your membership policies contain any requirement of "invidious" (likely to give offense) discrimination in regard to race, creed, color, or national origin?  No    Yes

23. Hours of operation: please enter opening and closing times in the table below.

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
4pm - 9pm	closed	11-2pm 4pm-10pm	11-2pm 4-10pm	11-2pm 4-10pm	11-2pm 4-12am	11-2pm 4pm-12am
<i>(Class B only) Enter below any hours when food service will not be available, if applicable</i>						
-	-	-	-	-	-	-

**Section E—Consumption on Premises**

*This section applies to Class B and Class C applicants only. Class A license applicants (consumption off premises) may skip to Section F.*

24. Indicate any other product/service offered. food, full service restaurant.

25. All restaurants and taverns serving alcohol must substantiate their gross receipts for food and alcohol beverage sales broken down by percentage. (Note: Non-alcoholic drinks are classified as "Food.") New establishments estimate percentages:

20 % Alcohol   79 % Food   1 % Other

If applicable, describe "Other": merchandise, gift cards

Do you have written records to document the percentages shown?  No    Yes  
 You may be required to submit documentation verifying the percentages indicated.

26. Do you plan to have live entertainment?  No    Yes—what kind? \_\_\_\_\_

If planned entertainment includes live music (except solo acoustic), a DJ, or a designated dance floor, please also complete an Entertainment License.

**Section F—Required Contacts and Filings**

27. I understand that liquor/beer license renewal applications are due April 15 of every year, regardless of when license was initially granted.  No    Yes

28. I understand that I am required to host an information session at least one week before the ALRC meeting.  No    Yes

29. I agree to contact the Alderperson for this location to discuss my application and to invite the Alderperson to my information session.  No    Yes

30. I agree to contact the Police Department District Captain for this location prior to the ALRC meeting.  No  Yes
31. I agree to contact the Deputy Clerk prior to the ALRC meeting.  No  Yes
32. I agree to contact the neighborhood association representative prior to the ALRC meeting.  No  Yes
33. I intend to operate under the alcohol license within 90 days of the Common Council granting this license. The license shall be considered surrendered if not issued within 90 days of being granted.  No  Yes
34. I understand we must file a Special Occupational Tax return (TTB form 5630.5) before beginning business. [phone 1-800-937-8864]  No  Yes
35. I understand a Wisconsin Seller's Permit must be applied for and issued in the same name as that shown in question 1, above. [phone 608-266-2776]  No  Yes
36. Is the applicant indebted to any wholesaler beyond 15 days for beer or 30 days for liquor?  No  Yes

### Section G—Information for Clerk's Office

37. This application is for the license period ending June 30, 2020.

38. State Seller's Permit 4 5 6 - 1 0 3 0 4 7 5 1 0 6 - 0 4

39. Federal Employer Identification Number 84-3816570

40. Who may we contact between 8 a.m. and 4:30 p.m. regarding this license?

Contact person Patrick DePula

Business phone 608 345 8083 Business e-mail address patrick@salstomatopics.com

Preferred language english

If needed, a qualified interpreter can be provided at no charge to you. Would you like an interpreter?

Yes (language: \_\_\_\_\_)

No (If you answer no and you do require an interpreter, the ALRC will refer your application to a subsequent meeting and this may delay your application process)

Si usted requiere o necesita un/a intérprete, nosotros podemos proveer un/a intérprete sin costo alguno. ¿Le gustaría tener un/a intérprete?

Sí, lenguaje: \_\_\_\_\_

No. Si usted escoge "no" en la solicitud/aplicación, y usted sí requiere un/a intérprete, el comité remitirá su solicitud para una nueva junta y esto puede atrasar el proceso de su solicitud.

41. Corporate attorney, if applicable: Name N/A

Phone \_\_\_\_\_ E-mail \_\_\_\_\_

**NOTICE:** Completed application are due by noon of the third Monday (fourth, if the Clerk's office is closed on the third Monday) to get on the agenda for the proceeding months Alcohol License Review Committee. A completed application **must** be accompanied by the following items:

- Copy of State Seller's Permit (Not Business Tax Registration Certificate),  Appointment of Agent (if Corp/LLC),
- Member background investigation forms,  Articles of Incorporation (if Corp/LLC),  Floor Plans,
- Copy of Lease,  Business Plan, and  Sample Menu (if applying for Class B license)

If required items are missing, the application will not be considered complete and will not be accepted by the Clerk's Office until all requirements are submitted. No exceptions are made.

**Read carefully before signing:** Under penalty provided by law, the applicant states that the above information has been truthfully completed to the best of the knowledge of the signer. Signer agrees to operate the business according to law, and that the rights and responsibilities conferred by the license(s), if granted, will not be assigned to another. Lack of access to any portion of licensed premises during inspection will be deemed a refusal to permit inspection. Such refusal is a misdemeanor and grounds for revocation of this license.

Penalty for materially false application information: Any person who knowingly provides materially false information on this application may be required to forfeit not more than \$1,000.

Marshall De  
(Officer of Corporation/Member of LLC/Partner/Sole Proprietor)

11/21/19  
(Date)

**Clerk's Office checklist for complete applications**

- WI Seller's Permit Certificate (matching articles of incorporation)
- FEIN
- Written description of premises

- Background investigation form(s)
- Form for surrender of previous license
- \*Articles of Incorporation
- \*Appointment of Agent
- \* Corporation/LLC only

- Floor Plans
- Lease
- Business Plan
- \*\*Sample Menu
- \*\* Class B only

**Upon Application Submission, the Clerk's Office issued to the application:**

- Orange sign  Orange business card
- "Applying for a Liquor/Beer License in the City of Madison" brochure with contact information

Date complete application filed with Clerk's Office \_\_\_\_\_

Date of ALRC meeting \_\_\_\_\_ Date license granted by Common Council \_\_\_\_\_

Date provisional issued \_\_\_\_\_ Date license issued \_\_\_\_\_