

The Shack Breakfast & Lunch 6315



CITY OF LEE'S SUMMIT, MISSOURI APPLICATION FOR BUSINESS LIQUOR LICENSE

Please mark ("x") which one of the following licenses you will need for a Lee's Summit, Missouri establishment. Sunday licenses are a separate application.

- A1 - Manufacturing, brewing malt liquor (\$300.00)
- A3 - Wholesale selling of malt liquor (\$75.00)
- B1 - Manufacturing 22% or less alcohol content intoxicating liquor (\$150.00)
- B2 - Manufacturing, distilling, blending intoxicating liquor of all kinds (\$300.00)
- B3 - Wholesale selling of 22% or less alcohol-content intoxicating liquor (\$150.00)
- B4 - Wholesale selling of intoxicating liquor of all kinds (\$375.00)
- C1 - General retail selling of malt liquors, or wine, or both, by the drink **and** in the original package (\$52.50)
- C2 - Hotel retail selling of malt liquor by the drink and in the original package \$52.50)
- C3 - Restaurant retail selling of malt liquor by the drink **and also** in the original package, **including Sunday sales** (\$75.00)
- D - Retail selling of malt liquor only in the original package, **including Sunday** (22.50)
- G1 - General retail selling of intoxicating liquor of all kinds by the drink **and** in the original package (\$450.00)
- G2 - Hotel retail selling of intoxicating liquor of all kinds by the drink **and also** in the original package (\$450.00)
- G3 - Restaurant retail selling of intoxicating liquor of all kinds by the drink **and** in the original package (\$450.00)
- H - Retail selling of intoxicating liquor of all kinds only in the original package (\$150.00)
- I - **Consuming** intoxicating liquor on premises not licensed to sell (C.O.L.) (\$90.00)
- J - Resort retail selling of intoxicating liquor by the drink (\$450.00)
- J (temp) – Resort temporary retail selling of intoxicating liquor by the drink (\$75.00 in addition to Type J)
- M – Caterer temporary location (7-day) for retail selling of intoxicating liquor by the drink (\$15.00/day)
- N – Caterer temporary location (50-day) for retail selling of intoxicating liquor by the drink (\$500.00)
- O – Caterer temporary location (unlimited) for retail selling of intoxicating liquor by the drink (\$1,000.00)
- P – Fourth of July temporary 7-day selling of wine and malt liquor by the drink (church, school, etc.) (\$150.00)
- Q – Temporary (7-day) picnic retail selling of intoxicating malt liquor by the drink (church, school, etc.) (\$15.00/day)
- R – Temporary (7-day) picnic retail selling of intoxicating liquor by the drink (\$37.50/day)
- S - **Sunday** license retail selling intoxicating liquor of all kinds (\$300.00 in addition to specific type)
- Tasting – yearly fee in addition to specific type (\$25.00)

(Any reference to "Applicant" in this document refers to the Owner/Managing Officer.)

To be completed by applicant as (check one):

Sole Owner & Operator Corporation Partnership LLC

Corporation/LLC Name: WEBSHACKING 12 - LEES SUMMIT, LLC

Business Name: THE SHACK BREAKFAST & LUNCH Phone: _____

Business Address: 860 NW BLUE PARKWAY Lee's Summit, MO 64086

(I), (We), the undersigned, hereby apply to the City of Lee's Summit, MO, for the following described license:

Type 63 for the premises described above.

Applicant's Name: JONATHAN M FOGARTY - MANAGING OFFICER Phone: (314) 608-1675

Home Address: _____

Place of Birth: _____ Date of Birth: _____

Place of Employment (other than business): _____

Employment Address: 2951 DOUGHERTY FERRY #107 Phone: (314) 608-1675

Email address: JON@OGH6STL.COM

1. List all previous addresses, if less than five years at current address: _____

2. Are you a citizen of the United States of America? YES If naturalized, give date and place of naturalization: _____

3. Will you be the person in active control and/or management (managing officer) of this business full-time? YES. If not, give complete details on the planned management and persons involved.

- GENERAL MANAGER ON SITE, DISTRICT MANAGER ALSO IN LEES SUMMIT ONCE A WEEK.
ALSO AN ASST. MANAGER. WE HAVE A TEAM OF "ADMIN" MANAGERS INCLUDING HR,
COMPTROLLER, MARKETING AND OWNER/OPERATORS (JON FOGARTY + BRANT BALDANZA)

4. Have you or any person employed by you ever held any type of liquor license issued by the City of Lee's Summit or by the licensing authority of any state, county or city? YES

Provide details: PLEASE SEE ATTACHED

5. Has any such license listed in question #4 ever been suspended or revoked? NO If so, please give complete details: _____

6. Have you ever made application for a liquor license that was denied by the City of Lee's Summit or by the licensing authority of any state, county or city? NO If so, please give complete details: _____

7. Have you or anyone interested either directly or indirectly in the premises to be licensed hereunder or the operation thereon ever been convicted of a felony? NO If so, please give complete details: _____

8. If not a corporation/LLC, give names and business addresses of employers for the past five years. (If self-employed, state nature of business and location.): (NA)

9. Is the proposed location within 300 feet of a church or school? NO
10. If existing business, from whom and when was the business purchased? (NA)

Effective date of possession: _____. Name of mortgage holder, if any: _____

11. Will any distiller, wholesaler, wine maker, brewer, or supplier, or coin operated, commercial, manual or mechanical amusement devices or the employees, officers or agents thereof, have any financial interest in the retail business of the applicant for the sale of alcoholic beverages, or "C.O.L.", and will the applicant directly or indirectly borrow or accept from any such persons equipment, money, credit, or property of any kind except ordinary commercial credit for liquor sold? NO If so, please explain: _____

12. Will applicant either directly or indirectly borrow or accept from any person identified in #11 either equipment, money, credit or property of any kind except ordinary commercial credit for liquor sold? NO If so, please explain: _____

13. Will you at all times permit the entry of any officer or investigator who may have legal supervisory authority for the purpose of inspection or search; and will you permit the removal of all things and articles which may be in violation of the ordinances of Lee's Summit, Missouri, and the laws of the State of Missouri; and do you promise and agree not to violate any of the ordinances of Lee's Summit, Missouri, the laws of the State of Missouri, or the United States in the conduct of the business for which the license is sought? YES

IF BUSINESS IS OWNED BY A CORPORATION. COMPLETE THIS SECTION:

Name of corporation/LLC: WEBSHACKING 12 - LEES SUMMIT LLC

State in which incorporated: MO Date of incorporation: 2/15/2021

If not a Missouri corporation/LLC, date authorized to do business in Missouri: _____

Full name, complete residential address, date of birth and Social Security Number of the President, Vice President, Treasurer and Secretary of the corporation (or Members of the LLC): _____

SEE ATTACHED

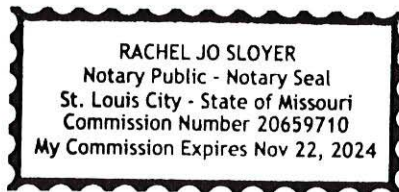
If stock is not publicly held, give names and residential addresses of all stockholders who hold 10% or more of the capital stock: SEE ATTACHED

X I wish to have my home address, Date of Birth, and place of birth withheld from public disclosure (initials)

(County of Jackson)

ss

(State of Missouri)



I, SONATHAN M FOGARTY, being of lawful age and duly sworn upon my oath,
(Print Applicant's Name)

do swear that the answers, information, and documents provided with this application are true and complete to the best of my knowledge and belief.

[Signature]
Applicant's Signature

Subscribed and sworn to before me this 25th day of March, 2021

[Signature]
Notary Public

My commission expires: NOV. 22, 2024
LSPD FORM #333 (Revised 08/20)

To Be Provided By Applicant:


1) The Applicant and/or Managing Officer (if different) shall provide:

- ✓ a) Copy of State or US Government issued ID and a recent photograph if different than ID picture;
 - ✓ b) Copy of Missouri voter registration card;
 - ✓ c) Copy of paid Missouri personal property tax receipt for year immediately preceding date of application
 - NA d) Fingerprints (obtained at the Lee's Summit Police Department, Main Lobby, 10 NE Tudor Rd., Lee's Summit, MO). The Applicant and/or Managing Officer (if different) will be fingerprinted as will all officers, directors and any shareholder holding more than a ten percent (10%) interest in the business.
- ✓ 2) **Copy of Business License** (contact Treasury Department at 816-969-1139).
- 3) **Copy of Zoning Approval** (contact Planning & Development at 816-969-1600).
- 4) **Business Location Documents:**
- ✓ a) Copy of lease or mortgage showing Proof of Occupancy.
 - ✓ b) Recent photographs of the interior and exterior of the premises to be licensed.
 - ✓ c) Complete description of the plans, specifications, and fixtures of the proposed place of business. This shall include measurements of the dimensions of the premises where alcohol will be served and sold.
 - d) For newly constructed or remodeled businesses: Certificate of Occupancy Permit shall be obtained prior to the actual issuance of a city liquor license (contact Codes Administration at 816-969-1200)
- 5) **Package Liquor Only:** Inventory Affidavit, notarized by the applicant, stating the type of business presently engaged in, or in conjunction with, which the license shall be used; **AND** stating that in his place of business the applicant has, and at all times keeps, a stock of goods having an invoice of at least \$1,000, exclusive of fixtures and intoxicating liquors.
- 6) **Appropriate license fee:** Make checks and money orders payable to the City of Lee's Summit.
- 7) **Estimated date of opening?** 05/15/2021

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For Office Use Only:

It is recommended this application be **APPROVED** / ~~DISAPPROVED~~ this 31st day of March, 2021.



Director of Liquor Control

City Council Action: Approved Disapproved Date: _____



APPLICATION FOR LIQUOR LICENSE
TYPE "S" - SUNDAY RETAIL (\$300)

The following is to be completed by the owner or managing officer:

Sole Owner & Operator

Corporation

Partnership

Applicant's Name: WEBSHACKING12- LEES SUMMIT LLC

Business Name: THE SHACK BREAKFAST & LUNCH Phone: (314) 608-1475

Business Address: 860 NW BLUE PARKWAY Lee's Summit, MO 64086

I, the undersigned, hereby make application to the City of Lee's Summit, Missouri, for a Type "S" liquor license in accordance with Chapter 4, "Alcoholic Beverages" Ordinance of the City of Lee's Summit, Missouri.

County of Jackson)

SS

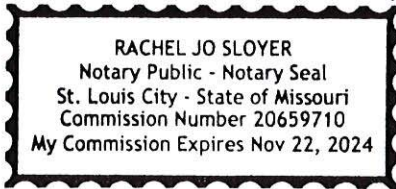
State of Missouri)

I, (please print) Jonathan M Fogarty, being of lawful age and duly sworn upon my oath, do swear that the answers, information, and documents provided with this application are true and complete to the best of my knowledge and belief.

[Signature]
Applicant's Signature

Subscribed and sworn to before me this 25th day of MARCH 2021

My commission expires: NOV. 22, 2024



[Signature]
Notary Public

It is recommended this application be **APPROVED** / ~~DISAPPROVED~~ this 21st day of April, 2021.

[Signature]
Director of Liquor Control

City Council Action: Approved Disapproved Date: _____

WEBSHACKING12-LEE'S SUMMIT, LLC

OWNED 100% BY

Shack Holding Company LLC which is owned by OG Hospitality Group LLC 100%

OG Hospitality Group LLC OWNERSHIP INCLUDES:

Jonathan Fogarty - Managing Member/Officer 20% ownership

Gary Drake Owens - Limited Member 5% ownership

Brant Baldanza – Managing Member 45% ownership

Brian Benson - Limited Member 2.5% ownership

John Cain – Limited Member 10% ownership

Pat McNichols - Limited Member 2.5% ownership

John Greeson III - Limited Member 10% ownership

David Owens - Limited Member 5% ownership