



**STATE OF ALABAMA**  
**ALCOHOLIC BEVERAGE CONTROL BOARD**  
**ALCOHOL LICENSE APPLICATION**



**Confirmation Number: 20210503155845947**

Type License: 020 - RESTAURANT RETAIL LIQUOR

State: County:

Type License:

State: County:

Trade Name: EL DIABLO TAQUERIA AND CANTINA

Filing Fee:

Applicant: OWA BURGERS LLC

Transfer Fee: \$50.00

Location Address: 104 A SOUTH OWA BLVD FOLEY, AL 36535

Mailing Address: PO BOX 917481 LONGWOOD, FL 32791

County: BALDWIN Tobacco sales: NO

Tobacco Vending Machines:

Product Type:

Type Ownership: LLC

Book, Page, or Document info: BOOK 636 PAGES 778-779

Do you sell Draft Beer?:

Date Incorporated: 4/24/2017 State incorporated: AL

County Incorporated: ESCAMBIA

Date of Authority: 4/24/2017

Federal Tax ID: 82-1316554

Alabama State Sales Tax ID: R009943047

| Name:            | Title:                  | Date and Place of Birth: | Residence Address: |
|------------------|-------------------------|--------------------------|--------------------|
| SUNSHINE TT1 LLC | MEMBER                  |                          | NA                 |
|                  | Incorporated: 1/22/2021 |                          |                    |
| FOLEY HOLDINGS   | MEMBER                  |                          | NA                 |
|                  | Incorporated: 1/27/2016 |                          |                    |
| OWA BURGERS LLC  | MEMBER                  |                          | NA                 |
|                  | Incorporated: 4/24/2017 |                          |                    |

Has applicant complied with financial responsibility ABC RR 20-X-5-.14? YES

Does ABC have any actions pending against the current licensee? NO

Has anyone, including manager or applicant, had a Federal/State permit or license suspended or revoked? NO

Has a liquor, wine, malt or brewed license for these premises ever been denied, suspended, or revoked? NO

Are the applicant(s) named above, the only person(s), in any manner interested in the business sought to be licensed? YES

Are any of the applicants, whether individual, member of a partnership or association, or officers and directors of a corporation itself, in any manner monetarily interested, either directly or indirectly, in the profits of any other class of business regulated under authority of this act? YES

Does applicant own or control, directly or indirectly, hold lien against any real or personal property which is rented, leased or used in the conduct of business by the holder of any vinous, malt or brewed beverage, or distilled liquors permit or license issued under authority of this act? NO

Is applicant receiving, either directly or indirectly, any loan, credit, money, or the equivalent thereof from or through a subsidiary or affiliate or other licensee, or from any firm, association or corporation operating under or regulated by the authority of this act? NO

Contact Person: ANDREW GROSS

Home Phone: 321-439-6400

Business Phone: 321-439-6400

Cell Phone:

Fax:

E-mail: ANDY@SUNSHINE.BZ

PREVIOUS LICENSE INFORMATION:

Previous License Number(s)

Trade Name: TACOS AND MARGARITAS

License 1: 011405902

Applicant: FOLEY SPORTS JV LLC

License 2:



**STATE OF ALABAMA**  
**ALCOHOLIC BEVERAGE CONTROL BOARD**  
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**Initial each**

☐

In reference to law violations, I attest to the truthfulness of the responses given within the application.

☐

In reference to the Lease/property ownership, I attest to the truthfulness of the responses given within the application.

☐

In reference to ACT No. 80-529, I understand that if my application is denied or discontinued, I will not be refunded the filing fee required by this application.

☐ N/A

In reference to Special Retail or Special Events retail license, I agree to comply with all applicable laws and regulations concerning this class of license, and to observe the special terms and conditions as indicated within the application.

☐ N/A

In reference to the Club Application information, I attest to the truthfulness of the responses given within the application.

☐

In reference to the transfer of license/location, I attest to the truthfulness of the information listed on the attached transfer agreement.

☐

In accordance with Alabama Rules & Regulations 20-X-5-.01(4), any social security number disclosed under this regulation shall be used for the purpose of investigation or verification by the ABC Board and shall not be a matter of public record.

☐

The undersigned agree, if a license is issued as herein applied for, to comply at all times with and to fully observe all the provisions of the Alabama Alcoholic Beverage Control Act, as appears in Code of Alabama, Title 28, and all laws of the State of Alabama relative to the handling of alcoholic beverages.

The undersigned, if issued a license as herein requested, further agrees to obey all rules and regulations promulgated by the board relative to all alcoholic beverages received in this State. The undersigned, if issued a license as herein requested, also agrees to allow and hereby invites duly authorized agents of the Alabama Alcoholic Beverage Control Board and any duly commissioned law enforcement officer of the State, County or Municipality in which the license premises are located to enter and search without a warrant the licensed premises or any building owned or occupied by him or her in connection with said licensed premises. The undersigned hereby understands that he or she violate any provisions of the aforementioned laws his or her license shall be subject to revocation and no license can be again issued to said licensee for a period of one year. The undersigned further understands and agrees that no changes in the manner of operation and no deletion or discontinuance of any services or facilities as described in this application will be allowed without written approval of the proper governing body and the Alabama Alcoholic Beverage Control Board.

☐

I hereby swear and affirm that I have read the application and all statements therein and facts set forth are true and correct, and that the applicant is the only person interested in the business for which the license is required.

Applicant Name (print):

OWA BURGERS LLC

Signature of Applicant:

BY:

Notary Name (print):

DAO HADLEY

Notary Signature:

Dao Hadley

Commission Expires:



Application Taken:

App. Inv. Completed:

Forwarded to District Office:

Submitted to Local Government:

Received from Local Government:

Received in District Office:

Reviewed by Supervisor:

Forwarded to Central Office:



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If applicant is leasing the property, is a copy of the lease agreement attached? **YES**

Name of Property owner/lessor and phone number: **FOLEY HOLDINGS LLC 251-923-2111**

What is lessors primary business? **REAL ESTATE**

Is lessor involved in any way with the alcoholic beverage business? **NO**

Is there any further interest, or connection with, the licensee's business by the lessor? **NO**

Does the premise have a fully equipped kitchen? **YES**

Is the business used to habitually and principally provide food to the public? **YES**

Does the establishment have restroom facilities? **YES**

Is the premise equipped with services and facilities for on premises consumption of alcoholic beverages? **YES**

Will the business be operated primarily as a package store? **NO**

Building Dimensions Square Footage: **7642** Display Square Footage:

Building seating capacity: **200** Does Licensed premises include a patio area? **YES**

License Structure: **ONE STORY** License covers: **PORTION OF**

Number of licenses in the vicinity: **0** Nearest:

Nearest school: **1 blocks** Nearest church: **1 blocks** Nearest residence: **1 blocks**

Location is within: **CITY LIMITS** Police protection: **CITY**

Has any person(s) with any interest, including manager, whether as sole applicant, officer, member, or partner been charged (whether convicted or not) of any law violation(s)?

**Name: Violation & Date: Arresting Agency: Disposition:**

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**STATE OF ALABAMA**  
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**NOTICE OF TRANSFER OF ABC LICENSED BUSINESS**

**NOTE: A Copy of Operating Agreement Must be Attached To Application**

**CURRENT LICENSEE:**

**FOLEY SPORTS JV LLC**

Address: 104 A SOUTH OWA BLVD  
FOLEY, AL 36535  
Telephone: 251-999-4628

**NEW APPLICANT:**

**OWA BURGERS LLC**

Address: PO BOX 917481  
LONGWOOD, FL 32791  
Telephone: 321-439-6400

Current License No: 011405902

**LICENSED PREMISES ADDRESS:** 104 A SOUTH OWA BLVD FOLEY, AL 36535

**THE AFORENAMED HEREBY SERVE NOTICE TO THE ABC BOARD OF THE ATTACHED CONTRACTUAL AGREEMENT GOVERNING THE CONTINUATION OF SALES OF ALCOHOLIC BEVERAGES ON THE LICENSED PREMISES.**

The Parties to this agreement hereby acknowledge and affirm that the New (Applicant) Licensee will, at all times, act as the AGENT for the Current (Named) Licensee, and the Current Licensee shall act as PRINCIPAL for the purposes of the attached Agreement. The Principal shall be bound by all acts and/or omissions of the Agent in the operation of the licensed premises.

The Current Licensee is now and shall remain liable for any violations of ABC Rules and Regulations or other Alabama Law for the duration of the attached Agreement; and, further, that the Current Licensee has the right and authority, under Alabama Law, to surrender the ABC License to the ABC Board at any time.

The parties acknowledge that the operation of the licensed premises shall remain subject to inspection by ABC Enforcement, and must comply with all State and Local regulations and Laws, and that the local ABC Enforcement District Office must be immediately notified of any change in the attached Agreement.

**THE CURRENT LICENSE WILL NOT BE RENEWED.**

WITNESS our hands and seals on this the 3<sup>rd</sup> day of MAY, 2021.

CURRENT LICENSEE (NAMED ON LICENSE)

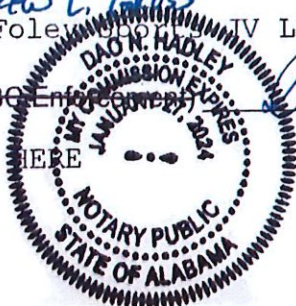
NEW LICENSEE (APPLICANT)

Print Name: Andrew L. Gross  
Title: Member, Foley Sports JV LLC  
PRESIDENT

Print Name: Andrew L. Gross  
Title: Member, OWA Burgers LLC  
MANAGER

WITNESS: (By ABC Enforcement)  
Revised 9/08

\*NOTARY INFO HERE



Receipt Confirmation Page

Receipt Confirmation Number: **20210503155845947**  
Application Payment Confirmation Number: **73963176**

| Payment Summary              |         |
|------------------------------|---------|
| Payment Item                 | Fee     |
| Transfer Fee for License 020 | \$50.00 |
| Total Amount to be Charged   | \$50.00 |

Application Type

Application Type: **TRANSFER**

Applicant Information

License Type 1: **020 - RESTAURANT RETAIL LIQUOR**

License Type 2:

License County: **BALDWIN**

Business Type: **LLC**

Trade Name: **EL DIABLO TAQUERIA AND CANTINA**

Applicant Name: **OWA BURGERS LLC**

Location Address: **104 A SOUTH OWA BLVD  
FOLEY, AL 36535**

Mailing Address: **PO BOX 917481  
LONGWOOD, FL 32791**

Contact Person: **ANDREW GROSS**

Contact Home Phone: **321-439-6400**

Contact Business Phone: **321-439-6400**

Contact Fax:

Contact Cell Phone:

Contact Email Address:

Contact Web Address: