



***The Metropolitan Government of Nashville and Davidson County...***

***Metro Beer Board Minutes***

Meeting Date/Location:	Wednesday– June 23, 2021 @ 5:30 P.M. Development Service Center Conference Room 800 Second Avenue South, 1 <sup>st</sup> Floor
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BOARD MEMBERS	STAFF PRESENT	MEMBER ATTENDANCE	OTHERS PRESENT
Mr. Brian Taylor, Chairperson Kia Jarmon, Vice Chairperson Mr. Christopher M. Bellamy Mr. William Conway Mr. Joe Perlen Ms. Bailey Spaulding Ms. Delfine Fox Mr. Matthew Garth, Attorney	Benton McDonough, Director  Terrence Darby Sr, ASO IV  Douglas James Jr, Inspector II  Darrell Hardrick, Inspector I  Melvin Brown Jr., Special Assistant to the Director  Amanda Webb, Office Specialist		

**\* CALL TO ORDER**

- Chairman Taylor called the meeting to order at 5:33 p.m.

**\* APPROVAL OF THE MINUTES**

## APPEAL OF DECISIONS

If you are not satisfied with a decision of the Metropolitan Beer Permit Board regarding your application or your hearing, you may appeal the decision to the Davidson County Chancery or Circuit Court pursuant to the requirements set forth in T.C.A. 57-5-108. The decisions of the Metropolitan Beer Permit Board take effect on a date to be determined by the board. However, you may file an appeal within 60 days of the date of entry of the board's decision. We advise that you seek your own independent legal advice to ensure that your appeal is filed in a timely manner and that all procedural requirements have been met.

## APPROVAL OF MINUTES AND CALL THE MEETING TO ORDER

Approval of the June 10, 2021 Minutes:

Mr. Perlen made a motion to accept the Minutes from June 10, 2021, in their current form. That motion was then seconded by Ms. Jarmon. The board then voted unanimously to approve the Minutes.

Changes:

Approval By:

Signature of Chairman \_\_\_\_\_

Motion: To Approve.

First: Mr. Perlen

Second: Ms. Jarmon

Opposed: Unanimous

## APPLICATIONS FOR APPROVAL

- |   |             |
|---|-------------|
| (1) <i>Reyes Mesican Grill, Inc, 3112 Dickerson Pike 37207, REYES MEXICAN GRILL</i> | T20-27025   |
| ON-SALE (CHANGE OF OWNERSHIP)   | (Dist. #02) |
| (2) <i>Rolf Eagle, LLC, 823 Meridian St 37207, FOLK</i>                             | T21-27120   |

ON-SALE	(EXPANSION)	(Dist. #05)
(3) <i>7-Eleven Inc., 817 Gallatin Pike 37115,</i>	<b>7-ELEVEN 41063H</b>	T21-27280
OFF-SALE	(NAME CHANGE)	(Dist. #07)
(4) <i>7-Eleven Inc., 5430 Old Hickory Blvd 37076,</i>	<b>7-ELEVEN 41072H</b>	T21-27236
OFF-SALE	(NAME CHANGE)	(Dist. #11)
(5) <i>7-Eleven Inc., 4601 Lebanon Pike 37076,</i>	<b>7-ELEVEN 41071H</b>	T21-27237
OFF-SALE	(NAME CHANGE)	(Dist. #11)
(6) <i>Make-A-Wish Middle Tennessee, 3939 Old Hickory Blvd 37138,</i>	<b>GOLF FOR WISHES</b>	T21-27260
SPECIAL		(Dist. #11)
(7) <i>Walker Brothers Beverage Co. LLC, 1420 Donelson Pike #B-11 37217,</i>	<b>WALKER</b>	T20-26427
<b>BROTHERS BEVERAGE CO, LLC</b>		
MNUFACTURE	(EXPANSION - NEW LOCATION)	(Dist. #13)
(8) <i>LNC Nashville, LLC, 45 Lindsley Ave 37210,</i>	<b>THE CORDELLE</b>	T21-27194
ON-SALE	(NEW LOCATION)	(Dist. #19)
(9) <i>CT Nashville, LLC, 308 Broadway 37201,</i>	<b>CASA ROSA</b>	D21-27223
ON-SALE	(NAME CHANGE)	(Dist. #19)

(10) <i>Whole Foods Market Group, Inc., 1202 Broadway 37203</i> , <b>WHOLE FOODS MARKET</b>	T21-27265
DLVRYCRBSD (OTHER)	(Dist. #19)
(11) <i>Nashville Humane Association, 121 4<sup>th</sup> Ave South 37201</i> , <b>THE 20<sup>TH</sup> ANNUAL MUSIC CITY BREWER'S FESTIVAL</b>	T21-27272
SPECIAL (SPECIAL EVENT OLD)	(Dist. #19)
(12) <i>Saigon Cafe, LLC, 6410 Charlotte Pike 37209</i> , <b>SAIGON CAFE</b>	T21-27128
ON-SALE (CHANGE OF OWNERSHIP)	(Dist. #20)
(13) <i>Murphy Road Group Inc., 4425 A Murphy Rd 37209</i> , <b>NEIGHBORS 10 YEAR ANNIVERSARY PARTY</b>	T21-27235
SPECIAL (SPECIAL EVENT NEW)	(Dist. #24)
June 19, 2021	
(14) <i>Whole Foods Market Group, Inc., 4021 Hillsboro Pike 37215</i> , <b>WHOLE FOODS MARKET</b>	T21-27266
DLVRYCRBSD (OTHER)	(Dist. #25)
(15) <i>7-Eleven Inc., 15007 Old Hickory Blvd 37211</i> , <b>7-ELEVEN 41079H</b>	T21-27279
OFF-SALE (NAME CHANGE)	(Dist. #27)
(16) <i>Ruby Tuesday Operations, LLC, 2304 Murfreesboro Pike 37217</i> , <b>RUBY TUESDAY #5185</b>	T21-27192
ON-SALE (CHANGE OF OWNERSHIP)	(Dist. #29)
(17) <i>Alive Hospice Inc., 7007 River Road Pike 37209</i> , <b>ALIVE AND THE BLUEBIRD AT GREEN DOOR GOURMET</b>	T21-27264

SPECIAL

(SPECIAL EVENT NEW)

(Dist. #35)

August 19, 2021

Chairman Taylor read the applications recommended for final approval by staff. Ms. Jarmon made a motion to accept the staff's recommendation for final approval of the aforementioned applicants. Mr. Perlen seconded the motion. The board then voted unanimously to grant final approval.

### **DEFER INDEFINITELY**

(18) *RACETRAC #2546, 1804 Gallatin Pike N 37115, RACETRAC #2546*

T21-27271

OFF-SALE

(Dist. #10)

**(Need Initial Inspection, TN Dept of Agriculture Approval (615) 837-5103, Background Check, Violation Check, Property Ownership Verification, Business License Verification, Current Permit Verification, U & O Verification, Registration/Tax Exempt Letter, Council Notification Letter, Residency Verification, Certificate of Existence Authorization, Floor Plan, and Beer Buy Compliance Check)**

(19) *Carroll Holdings 2, LLC, 4957 Lebanon Pike 37138, DOUBLE E'S BAR AND GRILL*

T21-27276

ON-SALE

(CHANGE OF OWNERSHIP)

(Dist. #11)

**(Need Health Inspection, Fire Inspection, Initial Inspection, Background Check, Residency Verification, Floor Plan, Beer Buy Compliance Check, and Mark Old Permit - Out of Business)**

(20) *ALDAMA LLC, 3922 Lebanon Pike 37076, MEXICALI MARKET*

T21-27270

OFF-SALE

(CHANGE OF OWNERSHIP)

(Dist. #14)

**(Need Initial Inspection, TN Dept of Agriculture Approval (615) 837-5103, Residency Verification, Floor Plan, Mark Old Permit - Out of Business, and Temporary Permit Issued)**

(21) *Amir Keriakes, 563 Stewarts Ferry Pike 37214, SMOKE DEPOT* T21-27274

OFF-SALE (Dist. #14)

**(Need Initial Inspection, TN Dept of Agriculture Approval (615) 837-5103, Background Check, Violation Check, Property Ownership Verification, Business License Verification, Current Permit Verification, U & O Verification, Registration/Tax Exempt Letter, Residency Verification, Certificate of Existence Authorization, Floor Plan, and Beer Buy Compliance Check)**

(22) *Francisco Velasquez, 825 A Murfreesboro Pike 37217, INFINITE BAR AND* D21-27268

**RESTAURANT**

ON-SALE (Dist. #16)

**(Need Health Inspection, Fire Inspection, Initial Inspection, Background Check, Violation Check, Property Ownership Verification, Business License Verification, Current Permit Verification, U & O Verification, Registration/Tax Exempt Letter, Application Information, Residency Verification, Certificate of Existence Authorization, Floor Plan, Council Notification Letter, and Beer Buy Compliance Check)**

(23) *Latinuisine, LLC, 13 The Arcade 37219, LATINAMERICAN CUISINE* T21-27267

ON/OFF-SALE (NEW LOCATION) (Dist. #19)

**(Need Health Inspection, Fire Inspection, Initial Inspection, Background Check, Property Ownership Verification, U & O Verification, Registration/Tax Exempt Letter, Floor Plan, Council Notification Letter, and Certificate of Existence Authorization)**

**(Need Fire Inspection, U & O Verification, Letter of Security, and Beer Buy Compliance Check)**

(24) *Four Daughters Market, 141 A Charles E Davis Blvd 37210, FOUR* T21-27281

**DAUGHTERS MARKET**

OFF-SALE (Dist. #19)

**(Need Initial Inspection, TN Dept of Agriculture Approval (615) 837-5103, Background Check, Violation Check, Property Ownership Verification, Business License Verification, Current Permit Verification, U & O Verification, Zoning Review, Registration/Tax Exempt Letter, Application Information, Residency Verification, Certificate of Existence Authorization, Floor Plan, Council Notification Letter, and Beer Buy Compliance Check)**

(25) *RARE Hospitality International, Inc., 6804 Charlotte Pike 37209, LONGHORN* T21-27275

**STEAKHOUSE #5639**

ON/OFF-SALE (NEW LOCATION) (Dist. #20)

**(Need Health Inspection, Fire Inspection, Initial Inspection, U & O Verification, Residency Verification, Beer Buy Compliance Check, Mark Old Permit - Out of Business, and Council District Resolution)**

(26) *Nashville Humane Association, 2500 West End Ave 37203, DOG DAY* T21-27278

SPECIAL (SPECIAL EVENT OLD) (Dist. #21)

October 16, 2021

**(Need Health Inspection, Fire Inspection, Initial Inspection, U & O Verification, Letter of Security, Floor Plan, and Beer Buy Compliance Check)**

(27) *OCTAVIO CARATACHEA, 7657 Highway 70 S 37221, EL AGAVERO MEXICAN RESTAURANT*  
T21-27282

ON-SALE (EXPANSION) (Dist. #22)

**(Need Health Inspection, Fire Inspection, Initial Inspection, Background Check, Violation Check, Property Ownership Verification, Business License Verification, Current Permit Verification, U & O Verification, Registration/Tax Exempt Letter, Residency Verification, Certificate of Existence Authorization, Floor Plan, Council Notification Letter, and Beer Buy Compliance Check)**

(28) *Quattro Evento Receptions, 403 Allied Dr 37211, QUATTRO EVENTO RECEPTIONS* T21-27269  
SPECIAL (SPECIAL EVENT NEW) (Dist. #26)

July 17th

**(Need Health Inspection, Fire Inspection, Initial Inspection, Background Check, Violation Check, Property Ownership Verification, Business License Verification, Current Permit Verification, U & O Verification, Registration/Tax Exempt Letter, Residency Verification, Site Verification, Letter of Security, Charity Verification Letter, Floor Plan, Charity Bonafides 501(c)3, Certificate of Existence Authorization, Council Notification Letter, and Beer Buy Compliance Check)**

(29) *MEDUSA'S BAR AND BILLARDS CORPORATION, 4706 Nolensville Pike 37211,* T21-27277  
**MEDUSAS BAR AND BILLARDS**  
ON-SALE (NEW LOCATION) (Dist. #30)

**(Need Health Inspection, Fire Inspection, Initial Inspection, Background Check, Business License Verification, U & O Verification, Registration/Tax Exempt Letter, Certificate of Existence Authorization, Floor Plan, and Council Notification Letter)**

Chairman Taylor read the applications recommended for indefinite deferral by staff. Ms. Jarmon made a motion to accept the staff's recommendation for indefinite deferral of the aforementioned applicants. Mr. Perlen seconded the motion. The board then voted unanimously to defer the applicants indefinitely.

## **DEFERRED TRIALS**



(30) *Losers X, LLC, 111 4TH AVE S 37201, LOSER'S BAR & GRILL DOWNTOWN*

19-25980

ON-SALE

(Dist. #19)

**(Alleged violation of M.C.L 7.08.140T It is unlawful for any beer permit holder or his agent or employee to allow or engage in any criminal activity on the premises in violation of 2.36.190 and the 5th Amendment and Restated Order 10 from the Chief Medical Director Phase Three with Modifications. Multiple patrons were standing, drinking and dancing in front of the stage, not social distancing and over capacity for social distancing on or about November 21, 2020).**

The Respondent plead not guilty. Testimony was provided by Dale Krisle, Metro Health Inspector, and Taylor Beasley, manager of the Respondent. After determining that the Respondent was in violation of the health orders in place at the time, but was compliant following Inspector Krisle's visit, Ms. Jarmon made a motion to dismiss the complaint. Ms. Fox then seconded the motion. The board then voted unanimously to dismiss the complaint.

(31) *404 Management Group, LLC, 404 Elysian Fields RD 37211, 404 Bar and Grill*

14-19878

ON-SALE

(Dist. #26)

**(Alleged violation of M.C.L 7.08.140C It is unlawful for any beer permit holder or his agent or employee to make or permit to be made any sale of beer to a person under twenty-one years of age on or about March 23, 2021).**

**5/20/21 Permit Holder Request to Defer**

**Staff Next Hearing Date Wednesday, 6/23/21, at 5:30 P.M**

Respondent plead guilty with an explanation. The board voted to combine all three complaints as one single matter.

(32) *404 Management Group, LLC, 404 Elysian Fields RD 37211, 404 Bar and Grill*

14-19878

ON-SALE

(Dist. #26)

**(Alleged violation of M.C.L 7.08.140C It is unlawful for any beer permit holder or his agent or employee to make or permit to be made any sale of beer to a person under twenty-one years of age on or about April 3, 2021).**

**5/20/21 Permit Holder Request to Defer**

**Staff Next Hearing Date Wednesday, 6/23/21, at 5:30 P.M**

Respondent plead guilty with an explanation. The board voted to combine all three complaints as one single matter.

## TRIALS

(33) *404 Management Group, LLC, 404 Elysian Fields RD 37211, 404 Bar and Grill* 21-27153

ON-SALE (Dist. #26)

**(Alleged violation of M.C.L 7.08.140C It is unlawful for any beer permit holder or his agent or employee to make or permit to be made any sale of beer to a person under twenty-one years of age on or about May 18, 2021).**

Respondent plead guilty with an explanation. The board voted to combine all three complaints as one single matter.

Mr. Perlen made a motion to combine all three complaints and hear them at one time. That motion was then seconded by Ms. Fox. The board then adopted the motion unanimously.

Mr. Perlen made a motion for a \$2,500 civil penalty or 14-day suspension followed by 60 days probation. The motion failed for lack of a second.

Ms. Jarmon made a motion for a \$5,000 civil penalty or 14-day suspension followed by 60 days probation. The motion failed for lack of a second.

Ms. Fox then made a motion for a \$4,200 civil penalty or 14-day suspension followed by 60 days probation. The motion was then seconded by Ms. Jarmon for discussion. Following discussion, the board voted unanimously in favor of the motion.

(34) *Restaurant Concepts, LLC, 411 BROADWAY 37203, Downtown Sporting Club* 19-25931

ON-SALE (Dist. #19)

**(Alleged violation of M.C.L 7.08.140C It is unlawful for any beer permit holder or his agent or employee to make or permit to be made any sale of beer to a person under twenty-one years**

of age on or about April 15, 2021).

**Respondent plead guilty with an explanation. Respondent then testified that the employee had just started working that day when they sold to the underage informant. The employee stated that they did not check the identification because they thought security at the door was checking identification. Inspectors stated that they returned to the location to re-check the permit holder. The server properly checked ID at that time and passed the inspection. Mr. Perlen then made a motion for a \$1,500.00 civil penalty or 7-day suspension followed by 30 days probation.**

(35) ADMINISTRATIVE MATTERS

(36) EXECUTIVE DIRECTORS REPORT

Mr. McDonough updated the board on the current status of board revenue for the year.

(37) ADJOURNMENT

Determining no further business was before the board, Chairman Taylor adjourned the meeting at 6:50 p.m.


