

Minutes 3-08-18

**MINUTES FOR THE METROPOLITAN BEER PERMIT BOARD MEETING
THURSDAY MARCH 8, 2018
NASHVILLE ROOM
METRO OFFICE BUILDING, 800 SECOND AVENUE SOUTH**

BOARD MEMBERS:

Mr. Brian Taylor, Chairperson
Ms. Telisha Cobb, Vice Chairperson
Mr. John Spragens
Ms. Kia Jarmon
Mr. Jack Davis
Ms. Jessica Van Dyke

STAFF PRESENT:

Mr. Benton McDonough, Executive Director
Mr. Quan Poole, Attorney
Mr. Terrence Darby, Beer Board Inspector 3
Mr. Jesus Coreno, Beer Board Inspector 1
Mr. Douglas James, Beer Board Inspector 1
Ms. Amanda Webb, Office Support Specialist 1

The Meeting was gaveled into session at 12:09 PM

ANNOUNCEMENTS

APPEAL OF DECISIONS FROM THE METROPOLITAN BEER PERMIT BOARD

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 the 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.

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INSPECTOR'S OFFICE HOURS

The Beer Board staff now offers an opportunity for permit holders, applicants, members of the public who have questions or interests regarding Metro-Nashville beer laws to come in and meet with a beer board inspector. Feel free to contact the beer board staff at 615-862-6751 to set up an appointment. These office hours are scheduled every Monday from 7:30 a.m.-12:30 p.m.

REVIEW OF MINUTES

February 28, 2018 Meeting

Minutes:

1. Mr. Davis
2. Ms. Van Dyke

Unanimous / Opposed

EVERYTHING IN ORDER – GRANT

1. Mr. Davis
2. Ms. Van Dyke

Unanimous / Opposed

(3) *KatRob LLC*, 2909 Gallatin Pike Unit B, **Walden Bar**
ON-SALE (NEW LOCATION) (Dist. #5)

(4) *Nashville Urban Winery, LLC*, 715 Main Street, **Nashville Urban Winery**
ON-SALE (New Location) (Dist. #06)

(5) *Smart Shop LLC*, 5781 Old Hickory Boulevard, **Raceway**
OFF-SALE (Change of Ownership) (Dist. #14)

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- (6) *JMS Enterprises, LLC*, 2264 Lebanon Pike, **Mirko Pasta**
ON-SALE (Change of Ownership) (Dist. #15)
- (7) *Raceway 960 LLC*, 577 Donelson Pike, **Raceway 960**
OFF-SALE (Change of Ownership) (Dist. #15)
- (8) *Parent-Teacher Organization of Glendale Spanish Immersion Elementary School*, 434 Houston Street, Ste. 230 & 234, **Glendale Gala**
ON-SALE (Special Event) (Dist. #17)
(3/9/18)
- (9) *Chef and I on Ninth LLC*, 611A 9th Avenue South, **The Chef and I on Ninth**
ON-SALE (New Location) (Dist. #19)
- (10) *CTH Nashville LLC*, 204 Third Avenue South, **City Tap House**
ON-SALE (New Location) (Dist. #19)
- (11) *CTH Nashville LLC*, 204 Third Avenue South, **City Tap House**
CATERER (New Location) (Dist. #19)
- (12) *Crab Shack Acquisition TN, Inc.*, 123 2nd Avenue South, **Joe's Crab Shack**
ON-SALE (Change of Ownership) (Dist. #19)
- (13) *Taz Gulch, LLC*, 230 11th Avenue South, **Taziki's Mediterranean Cafe**
ON-SALE (Change of Ownership) (Dist. #19)
- (14) *Southern Grist Brewing Company, LLC*, 5000 Centennial Blvd, **Southern Grist Brewing Company**
WHOLESALE (New Location) (Dist. #20)
- (15) *Annex Road Group, Inc.*, 3736 Annex Avenue, Ste. 100, **Hillwood Pub**
ON-SALE (Change of Ownership) (Dist. #20)

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- (16) *Taz West End, LLC*, 3001 West End Avenue, **Taziki's Mediterranean Cafe**
ON-SALE (Change of Ownership) (Dist. #21)
- (17) *Ezzat Saleh*, 2217 Murfreesboro Pike, **St. Mark**
OFF-SALE (New Location) (Dist. #28)
- (18) *Nashville Area Chamber of Commerce*, 901 Woodland Street, **Business After Hours**
ON-SALE (Special Event) (Dist. #06)
(3/22/18)
- (19) *Jackalope Brewing Company, LLC*, 701 8th Avenue South, **Jackalope Brewing Company, LLC**
ON-SALE (Special Event) (Dist. #06)
(4/27 – 5/4/18)
- (20) *Jackalope Brewing Company, LLC*, 701 8th Avenue South, **Lovefest**
ON-SALE (Special Event) (Dist. #06)
(3/21/18)
- (21) *Rhizome Productions Inc.*, 700 Woodland Street, **East Nashville Beer Festival**
ON-SALE (Special Event) (Dist. #06)
(4/6 – 4/7/18)
- (22) *Nashville Junior Chamber Corporation*, 592 1st Street, **Ragin' Cajun Crawfish Boil**
ON-SALE (Special Event) (Dist. #06)
(April 6-7, 2018)
- (23) *AVR Nashville Hotel, LLC*, 706 Church Street, **Homewood Suites by Hilton Nashville-Downtown**
- (24) *The Nashville Food Project, Inc.* 401 Gay Street, **Iron Fork**
ON-SALE (SPECIAL EVENT) (Dist. #19)
(3/22/18)
- (25) *Rhizome Productions, Inc.*, 121 4th Avenue South, **Music City CANarchy**
ON-SALE (SPECIAL EVENT) (Dist. #19)
(4/30 – 5/3/18)

DEFER INDEFINITELY DUE TO MISSING DOCUMENTS

(26) *Yazoo Brewing Company-a TN Corporation* 1871 Elm Tree Drive, **Yazoo**
Embrace the Funk Fest 2018

ON-SALE (Special Event) (Dist. #15)
(4/29/18)
(Fire and Letter of Security)

(27) *Nashville Film Festival*, 719 Thompson Lane, **Nashville Film Festival**

ON-SALE (Special Event) (Dist. #16)
(5/10 – 5/19/18)
(Fire)

(28) *New Heights Brewing Company, LLC*, 928 5th Avenue South, **New Heights**
Brewing Company, LLC

ON-SALE (Special Event) (Dist. #17)
(4/28 - 5/5/18)
(Fire)

(29) *Ainsley's Angels of America*, 121 4th Avenue South, **Ragner Relay TN**

ON-SALE (SPECIAL EVENT) (Dist. #19)
(3/23 – 3/24/18)
(Tax Exempt Documents)

(30) *Broadstone Taphouse, LLC*, 1120 3rd Avenue North, **Sedona Taphouse**

ON-SALE (NEW LOCATION) (Dist. #19)
(Health, Fire, Certificate of Registration, Certificate of Existence, Business
License, Lease, Beer Inspection and Use and Occupancy)

(31) *BL Restaurant Operations, LLC*, 8119 Sawyer Brown Road, Suite 101, **Bar**
Louie

ON-SALE (NEW LOCATION) (Dist. #22)
(Health, Fire, Beer Inspection, Use and Occupancy)

(32) *BL Restaurant Operations, LLC*, 8119 Sawyer Brown Road, Suite 101, **Bar**
Louie

CATERER (NEW LOCATION) (Dist. #22)
(Health Permit, Copy of Beer Permit, Copy of TABC Catering License)

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(33) *The Church of The Assumption*, 1219 & 1221 7th Avenue North, **Homecoming and Oktoberfest**

ON-SALE

(SPECIAL EVENT)
(10/12 & 10/13/18)

(Dist. #25)

(Health, Fire, Certificate of Existence, Use and Occupancy, Zoning, Letter of Security, Letter from Charity and 501(c)(3) Document)

1. Mr. Spragens

2. Mr. Davis

Unanimous / Opposed

COMPLAINTS

(34) *Kirollos Mamdouh Mikhail*, 1519 Jones Avenue, **Jammers Market**

OFF-SALE

(Dist. #5)

(Alleged violation of MCL Section 7.08.030(B) - a retailer's "off-sale" permit shall be issued to any person engaged in the sale of beer for consumption and not resale where the beer sold is not to be consumed by the purchaser upon or near the premises of such seller on or about 02/23/18)

1. Ms. Jarmon

2. Ms. Van Dyke

Unanimous / Opposed

(35) *Kirollos Mamdouh Mikhail*, 1519 Jones Avenue, **Jammers Market**

OFF-SALE

(Dist. #5)

(Alleged violation of Rule # 2.07- All retail permittees shall conspicuously post laws and regulations governing the sale of beer in a location easily observed by the public. Regulations and laws governing the sale of beer to under-aged persons shall be conspicuously posted near the cash register of all establishments engaging in the retail sale of beer on or about 02/23/18)

1. Ms. Jarmon

2. Ms. Van Dyke

Unanimous / Opposed

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(36) *Mapco Express, Inc.*, 712 Main Street, **Mapco #1033**
OFF-SALE (Dist. #6)
(Alleged violation of MCL Section 7.08.140C to make or permit to be made any sale of beer to a person under twenty-one years of age on or about 01/05/18)

1. Ms. Jarmon
2. Ms. Van Dyke
Unanimous / Opposed

(37) *Z Mart Inc.*, 927 Gallatin Road, **Z Mart #3**
OFF-SALE (Dist. #6)
(Alleged violation of MCL Section 7.08.140C to make or permit to be made any sale of beer to a person under twenty-one years of age on or about 01/05/18)

1. Ms. Jarmon
2. Ms. Van Dyke
Unanimous / Opposed

(38) *Speedway LLC.*, 2600 Gallatin Ave., **Speedway LLC**
OFF-SALE (Dist. #7)
(Alleged violation of MCL Section 7.08.140C to make or permit to be made any sale of beer to a person under twenty-one years of age on or about 01/05/18)

1. Ms. Jarmon
2. Ms. Van Dyke
Unanimous / Opposed

(39) *Jai Shree Ganeshai Namah Inc.*, 3049 Dickerson Road Suite 110., **Firehouse Tobacco Market**
OFF-SALE (Dist. #08)
(Alleged violation of MCL Section 7.08.070C the permit holder shall display all permits issued pursuant to this article in a conspicuous place, together with all other permits, licenses & stamps required by law on or about 07/30/16 and ongoing)

1. Ms. Jarmon
2. Ms. Van Dyke
Unanimous / Opposed

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(40) *Dolgen Corp LLC.*, 459 Myatt Drive ., **Dollar General Store #7914**
OFF-SALE (Dist. #9)
(Alleged violation of MCL Section 7.08.140C to make or permit to be made any sale of beer to a person under twenty-one years of age on or about 02/02/18)

1. Ms. Jarmon
2. Ms. Van Dyke
Unanimous / Opposed

(41) *TSU Phillips 66*, 2801 John A. Merritt Blvd., **TSU Marathon**
OFF-SALE (Dist. #21)
(Alleged violation of MCL Section 7.08.030B a retailer's "off-sale" permit shall be issued to any person engaged in the sale of beer for consumption and not resale where the beer sold is not to be consumed by the purchaser upon or near the premises of such seller on or about 02/16/18)

1. Ms. Jarmon
2. Ms. Van Dyke
Unanimous / Opposed

(42) *TSU Phillips 66*, 2801 John A. Merritt Blvd., **TSU Marathon**
OFF-SALE (Dist. #21)
(Alleged violation of MCL Section 7.08.070C the permit holder shall display all permits issued pursuant to this article in a conspicuous place, together with all other permits, licenses & stamps required by law on or about 02/16/2018)

1. Ms. Jarmon
2. Ms. Van Dyke
Unanimous / Opposed

(43) *TSU Phillips 66*, 2801 John A. Merritt Blvd., **TSU Marathon**
ON-SALE (Dist. #21)
(Alleged violation of TCA 57-5-301(a)(1) - prior to making a sale of beer for off-premise consumption, state law requires identification for the sale of beer on or about 02/16/18.

1. Ms. Jarmon
2. Ms. Van Dyke
Unanimous / Opposed

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(44) *TUJ #4.*, 4021 Charlotte Ave ., **The Urban Juicer**
ON-SALE (Dist. #24)
(Alleged violation of MCL 7.08.040G An applicant or permit holder shall amend or supplement the information provided in its application promptly if a change in circumstances affects the responses in its application on or about 01/08/18 and ongoing)

1. Ms. Jarmon
2. Ms. Van Dyke
Unanimous / Opposed

(45) *TUJ #4.*, 4021 Charlotte Ave ., **The Urban Juicer**
ON-SALE (Dist. #24)
(Alleged violation of MCL Section 7.08.070C the permit holder shall display all permits issued pursuant to this article in a conspicuous place, together with all other permits, licenses & stamps required by law on or about 01/08/18 and ongoing)

1. Ms. Jarmon
2. Ms. Van Dyke
Unanimous / Opposed

(46) *Burnett's LLC*, 1316 Antioch Pike, **Island Vibes**
ON-SALE (Dist. #28)
(Alleged violation of MCL Section 7.08.140D to sell, give away, or allow beer to be consumed on any premises granted a permit under this chapter from 3 am to six am on weekdays & from 3 am to 10 am on Sundays on or about 2/18/18).

1. Ms. Jarmon
2. Ms. Van Dyke
Unanimous / Opposed

(47) *Hope 7 LLC*. 1309 Bell Road Ste. 207 **Love Market Tobacco & Beer**
OFF-SALE (Dist. #31)
(Alleged violation of MCL Section 7.08.140C to make or permit to be made any sale of beer to a person under twenty-one years of age on or about 02/02/18)

1. Ms. Jarmon
2. Ms. Van Dyke
Unanimous / Opposed

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(48) *Hope 7 LLC*. 1309 Bell Road Ste. 207 **Love Market Tobacco & Beer**
OFF-SALE (Dist. #31)
(Alleged violation of TCA 57-5-301(a)(1) prior to making a sale of beer for off-premise consumption, state law requires identification for the sale of beer on or about 02/02/18)

1. Ms. Jarmon
 2. Ms. Van Dyke
- Unanimous / Opposed

(49) *Dolgen Corp LLC.*, 2214 Hobson Pike ., **Dollar General Store #10393**
OFF-SALE (Dist. #33)
(Alleged violation of MCL 7.08.040G An applicant or permit holder shall amend or supplement the information provided in its application promptly if a change in circumstances affects the responses in its application on or about 12/21/17 and ongoing)

1. Ms. Jarmon
 2. Ms. Van Dyke
- Unanimous / Opposed

(50) *Dolgen Corp LLC.*, 2214 Hobson Pike ., **Dollar General Store #10393**
OFF-SALE (Dist. #33)
(Alleged violation of Rule # 2.07
All retail permittees shall conspicuously post laws and regulations governing the sale of beer in a location easily observed by the public. Regulations and laws governing the sale of beer to under-aged persons shall be conspicuously posted near the cash register of all establishments engaging in the retail sale of beer. On or about 12/21/17 and ongoing)

1. Ms. Jarmon
 2. Ms. Van Dyke
- Unanimous / Opposed

EXECUTIVE DIRECTOR'S REPORT

- Mr. McDonough discussed about the beer board budget presentation scheduled for March 21st and any board members may attend. He also advised the board, there is not a location for the meeting yet but will inform them when he finds out.

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- Monday March 12, department heads will meet with Mayor David Briley.
- Spoke about e-readers

ANY OTHER ISSUES:

- There were no other issues to discuss.

There being no further discussion, the meeting was adjourned at 12:19p.m. until the next scheduled meeting set for March 28, 2018.

Date

Executive Director

Date

Chairperson