



The Metropolitan Government of Nashville and Davidson County...

***Metro Beer Board
Minutes
July 12, 2018***

Meeting Date:	Wednesday – July 12, 2018
Place:	Donelson Room 800 2 nd Avenue South
Time:	12:00 PM

BOARD MEMBERS	STAFF PRESENT	MEMBER ATTENDANCE	OTHERS PRESENT
Mr. Brian Taylor, Chairperson Ms. Telisha Cobb, Vice Chairperson Ms. Jessica Van Dyke Mr. Jack Davis Ms. Kia Jarmon Mr. John Spragens Mr. Terry Clements Mr. Justin Marsh, Attorney	Benton McDonough, Director Terrence Darby, Inspector III Douglas James Jr, Inspector I Jesus Coreno, Inspector I Melvin S. Brown, Jr, Inspector Amanda Webb, Office Specialist		

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 June 27, 2018 minutes

Motion:

First:

Second:

Opposed:

II. Grant in Order

- (1) *Rolf Eagle, LLC., 823 Meridian St., **FOLK***
ON-SALE (NEW LOCATION) (Dist. 05)
- (2) *Super Cool Fun Fest, 1205 Fatherland, **SuperCool Fun Fest***
SPECIAL EVENT (7/13 – 7/14/18) (Dist. 06)
- (4) *El Jaliense Mexican Restaurant, Inc., 3225 Gallatin Pike, **El Jaliciense Mexican Restaurant***
ON-SALE (CHANGE OF OWNERSHIP) (Dist. 08)
- (5) *5 Agaves Mexican Restaurant, Inc., 1508 Robinson Road, **5 Agaves Mexican Restaurant***
ON-SALE (NEW LOCATION) (Dist. 11)
- (6) *East Lake Limited Inc., 3435 Lebanon Pike, **Daisy Dukes***
(July 4, 5, 7, 11, 18, 25, August 1, 2, 8, 15, 22, 29, September 5, 6, 12, 19, 26, October 3, 4, 10, 17, 24, 31,
November 1, 7, 11, 14, 21, 28, December 6)
ON-SALE (SPECIAL EVENT) (Dist. 14)
- (7) *LamChop Inc., 2112 8th Avenue South, **Love Peace and Pho***
ON-SALE (CHANGE OF OWNERSHIP) (Dist. 17)
- (8) *312 Pizza Company South Nashville LLC, 2190 Nolensville Pike, **312 Pizza Company***
ON-SALE (NEW LOCATION) (Dist. 17)
- (9) *Louie's Wine Dive Nashville, LLC, 1701 Broadway St., **Louie's Wine Dive***
ON-SALE (CHANGE OF OWNERSHIP) (Dist. 19)
- (12) *Pass the Beauty, 350 Deadrick Street, **Nashville Soul festival***
ON-SALE (ESPECIAL EVENT) (Dist. 19)
- (13) *Maria Susana Placencio, 4407 Nolensville Pike, **La Cocina Dominicana restaurant***
ON-SALE (NEW LOCATION) (Dist. 27)

- (14) *D3M, LLC*, 1520 Hampton Street, **Jazzy's Bistro**
 ON-SALE (SPECIAL EVENT) (Dist. 5)
- (16) *Edley's East, LLC*, 908 Main Street, **Edley's Bar B-Que East**
 ON-SALE (CATERER) (Dist. 6)
- 18) *New Heights Brewing Company, LLC*, 928 5th Avenue South, **New Heights Brewing**
 ON-SALE (NEW LOCATION/EXPANSION) (Dist. 17)
- (23) *Holy Trinity Greek Orthodox Church*, 4905 Franklin Pike, **Greek Festival**
 ON-SALE (SPECIAL EVENT) (Dist. 19)
(September 7, 8, and 9 2018)
- (25) *Red Bicycle West, LLC*, 1400 51st Avenue, **Red Bicycle**
 ON-SALE (NEW LOCATION) (Dist. 20)
- (27) *Elliston Place, LLC*, 2200 Elliston Place, **The Corner Bar at Elliston Place**
 ON-SALE (CHANGE OF OWNERSHIP) (Dist. 21)

Notes:

	Motion: Grant First: Ms. Jarmon Second: Mr. Davis	Opposed or Abstained: Unanimous
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III. Defer		
(15) <i>T.C. Restaurant Group, LLC</i> , 301 Broadway, Luke's 32 Bridge Food + Drink ON-SALE (NEW LOCATION) (Dist. 5) (U&O, Fire, Health, BB Inspection)		
(17) <i>Adasco International, Inc.</i> , 1190 Gallatin Pike South, Madison Shell OFF-SALE (CHANGE OF OWNERSHIP) (Dist. 8) (Health)		

(19) *Pass the Beauty*, 100 1st Ave, **Old School BBQ Festival**
 ON-SALE (SPECIAL EVENT) (Dist. 19)
(Health, fire, ABC approval, letter of security)
(August 31 2018, September 1, 2, 2018)

(20) *Liberty Green So Bro, LLC*, 207 1st Avenue South, **Liberty Commons**
 ON-SALE (NEW LOCATION) (Dist. 19)
(Health, fire, Letter of Security, U&O, Certificate of Existence, BB Inspection, Business License)

(21) *Burnett's LLC*, 1316 Antioch Pike, **Jamaica Independence**
 ON-SALE (SPECIAL EVENT) (Dist. 19)
(Business License)
(8/3, 8/4, 8/31, 9/1, 9/28, 9/29, 10/19, 10/20, 11/2 and 11/3/2018)

(22) *The Barn Bar and Venue, LLC*, 533 Lafayette Street, **The Barn Bar**
 ON-SALE (NEW LOCATION) (Dist. 19)
(Health, Fire, Letter of Security, U&O, Zoning, Certificate of Registration)

(24) *Chismes Café Inc.*, 3921 Nolensville Pike, **Chismes Café**
 ON-SALE (CHANGE OF OWNERSHIP) (Dist. 20)
(Residency, Health, U&O and Fire)

(26) *FM Nations, LLC*, 1400 51st Avenue North, **Frothy Monkey**
 CATERER (NEW LOCATION) (Dist. 20)
(ABC Permit)

(28) *Ross & Cotton LLC*, 5303 Charlotte Avenue, **The Twilight Tavern**
 ON-SALE (CHANGE OF OWNERSHIP) (Dist. 24)
(Health, fire, U&O, Certificate of Existence, BB Inspection, Business License)

Motion: Defer
 First: Ms. Jarmon
 Second: Mr. Spragens

Opposed or Abstained:
 Unanimous

IV. Request to Withdraw

- (3) *HASD, LLC, 811 Gallatin Avenue, Tailgate Brewery East Nashville*
SPECIAL EVENT (REQUEST TO WITHDRAW) (Dist. 06)
- (10) *Paradise Park Trailer Resort, LLC, 411 Broadway, Paradise Park Trailer Resort*
ON-SALE (EXPANSION) (Dist. 19)
(REQUEST TO WITHDRAW)
- (11) *Nelson Greenbrier Distillery, LLC, 1414 Clinton Street, Nelson Greenbrier Distillery- Barrel Roll*
ON-SALE (EXPANSION) (Dist. 19)
(REQUEST TO WITHDRAW)

Notes:

Motion: To Withdraw
First: Ms. Jarmon
Second: Mr. Clements

Opposed or Abstained:
Unanimous

V. Complaints

- (29) *Thorntons Inc - Tennessee, 4145 Lebanon Pike, Thorntons #603*
OFF-SALE (Dist. 11)
(Alleged violation of MCL Section 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 5/4/18.)

COMPLAINANTS: Metro Beer Permit Inspector I Douglas James
Youth Services Detective Michiael Ramsey
Youth Services Detective Percell Jackson
Nashville Prevention Partnership Allen Ogburn

Recommendation: 14 Day suspension/90 day probation/1500 civil penalty

(30) *Thorntons Inc - Tennessee*, 4145 Lebanon Pike, **Thorntons #603**

OFF-SALE

(Dist. 11)

(Alleged violation of Rule 2.07 all retail employees 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 December 21, 2017 and ongoing.)

COMPLAINANT: Metro Beer Permit Inspector I Douglas James

Recommendation: **7 Day suspension/30 day probation/250 civil penalty**

(31) *Jai Shri Krishna Inc.*, 4201 Lebanon Pike, **Kwik Sak #613**

OFF-SALE

(Dist. 11)

(Alleged violation of MCL Section 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 5/4/18.)

**COMPLAINANTS: Metro Beer Permit Inspector I Douglas James
Youth Services Detective Michiael Ramsey
Youth Services Detective Percell Jackson
Nashville Prevention Partnership Allen Ogburn**

Recommendation: **14 Day suspension/90 day probation/1500 civil penalty**

(32) *Said Fahim & Maged Mikhail*, 3916 Lebanon Pike, **Ereney Market**

OFF-SALE

(Dist. 14)

(Alleged violation of MCL Section 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 5/4/18.)

**COMPLAINANTS: Metro Beer Permit Inspector I Douglas James
Youth Services Detective Michiael Ramsey
Youth Services Detective Percell Jackson
Nashville Prevention Partnership Allen Ogburn**

Prior Violation: December 1, 2016 Beer Board Meeting - to make or permit to be made any sale of beer to a person under twenty-one years of age. \$2500 civil penalty paid.

Recommendation: **21 Day suspension/120 day probation/2000 civil penalty**

(33) *Mapco Express, Inc.*, 3900 Lebanon Road, **Mapco Mart #3323**

OFF-SALE

(Dist. 14)

(Alleged violation of MCL Section 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 5/4/18.)

COMPLAINANTS: Metro Beer Permit Inspector I Douglas James

Youth Services Detective Michiael Ramsey
Youth Services Detective Percell Jackson
Nashville Prevention Partnership Allen Ogburn

Recommendation: **14 Day suspension/90 day probation/1000 civil penalty**

(34) *Mapco Express, Inc*, 465 Donelson Pike, **Mapco #3334**

OFF-SALE

(Dist. 15)

(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 5/4/18.)

COMPLAINANTS: Metro Beer Permit Inspector I Jesus Coreno
Youth Services Detective Patricia Estes
Nashville Prevention Partnership Eric Fletcher

Recommendation: **7 Day suspension/30 day probation/250 civil penalty**

(35) *Mapco Express, Inc*, 465 Donelson Pike, **Mapco #3334**

OFF-SALE

(Dist. 15)

(Alleged violation of MCL Section 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 5/4/18.)

COMPLAINANTS: Metro Beer Permit Inspector I Jesus Coreno
Youth Services Detective Patricia Estes
Nashville Prevention Partnership Eric Fletcher

Recommendation: **14 Day suspension/90 day probation/1000 civil penalty**

(36) *SAI Citgo, Inc.*, 501 Ermac Drive, **Citgo**

OFF-SALE

(Dist. 15)

(Alleged violation of MCL Section 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 5/4/18.)

COMPLAINANTS: Metro Beer Permit Inspector I Jesus Coreno
Youth Services Detective Patricia Estes
Nashville Prevention Partnership Eric Fletcher

Recommendation: **14 Day suspension/90 day probation/1000 civil penalty**

(37) *Tara of Nashville, LLC*, 583 Donelson Pike, **Hampton Inn & Suites Nashville Airport**

ON-SALE

(Dist. 15)

(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 2/14/18 and ongoing.)

COMPLAINANT: Metro Beer Permit Inspector I Jesus Coreno

Recommendation: **7 Day suspension/30 day probation/250 civil penalty**

(38) *Chipotle Mexican Grill of Colorado, LLC*, 731 Thompson Lane, **Chipotle Mexican Grill #2787**

ON-SALE (Dist. 16)

(Alleged violation of M.C.L. Section 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 5/17/18.)

COMPLAINANT: Metro Beer Permit Inspector I Douglas James

Recommendation: **7 Day suspension/30 day probation/250 civil penalty**

(39) *Parisa's Restaurant Inc*, 2424 Nolensville Pike, **Parisa's Restaurant**

ON-SALE (Dist. 16)

(Alleged violation of M.C.L 7.08.130B It is unlawful for any person To bring, to cause, or allow to be brought onto the premises of any permittee under the provisions of this chapter any intoxicating beverage, the alcoholic content of which is in excess of five percent by weight, unless such permittee is the holder of a valid license issued under the authority of Tennessee Code Annotated, Title 57, Chapter 4 (T.C.A. section 57-4-101 et seq.) on or about 6/5/18.)

COMPLAINANT: Metro Beer Permit Inspector I Douglas James

Recommendation: **7 Day suspension/30 day probation/250 civil penalty**

(40) *Parisa's Restaurant Inc*, 2424 Nolensville Pike, **Parisa's Restaurant**

ON-SALE (Dist. 16)

(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 5/10/16 and ongoing.)

COMPLAINANT: Metro Beer Permit Inspector I Douglas James

Recommendation: **7 Day suspension/30 day probation/250 civil penalty**

(41) *Saint Giovanni Corp*, 125 Lafayette Street, **Big G Deli And Restaurant**

OFF-SALE (Dist. 17)

(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 5/8/18)

COMPLAINANT: Metro Beer Permit Inspector I Jesus Coreno

Recommendation: **14 Day suspension/60 day probation/500 civil penalty**

(42) *Noble-Interstate Management Group, LLC*, 1901 West End Avenue, **Courtyard Nashville Vanderbilt/West End**

ON-SALE

(Dist. 19)

(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 2/27/18 and ongoing.)

COMPLAINANT: Metro Beer Permit Inspector I Jesus Coreno

Prior Violation: April 12, 2018 Beer Board Meeting - all permit holders shall pay an annual privilege tax of one hundred dollars to the metropolitan beer permit board for the privilege of selling beer within the state, pursuant to Tennessee Code Annotated Section 57-5-104(b)(1). \$250 civil penalty paid.

Recommendation: 7 Day suspension/30 day probation/250 civil penalty

(43) *Hot Pretzel, Inc.*, 200 Commerce St, **Sbarro the Italian Eatery**

ON-SALE

(Dist. 19)

(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 2/27/18 and ongoing.)

COMPLAINANT: Metro Beer Permit Inspector I Jesus Coreno

Recommendation: 7 Day suspension/30 day probation/250 civil penalty

(44) *Dolgencorp, LLC*, 5100 Centennial Blvd, **Dollar General Store #15496**

OFF-SALE

(Dist. 20)

(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 3/20/18 and ongoing.)

COMPLAINANT: Metro Beer Permit Inspector I Douglas James Jr

Recommendation: 7 Day suspension/30 day probation/250 civil penalty

(45) *Jack Cawthon's Bar-B-Que, Inc*, 1601 Charlotte Ave, **Jack Cawthon's Bar-B-Que**

ON-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 2/6/18 and ongoing.)

COMPLAINANT: Metro Beer Permit Inspector I Jesus Coreno

Recommendation: 7 Day suspension/30 day probation/250 civil penalty

(46) *Cori's DogHouse, LLC*, 106 29th Ave N, **Cori's DogHouse**

ON-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 4/10/18 and ongoing.)

COMPLAINANT: Metro Beer Permit Inspector I Douglas James

Recommendation: **7 Day suspension/30 day probation/250 civil penalty**

(47) *Dolgenercorp, LLC*, 709 Old Hickory Blvd, **Dollar General Store #14879**

OFF-SALE

(Dist. 22)

(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 3/22/18 and ongoing.)

COMPLAINANT: Metro Beer Permit Inspector I Douglas James

Recommendation: **7 Day suspension/30 day probation/250 civil penalty**

(48) *Villalba Italian Restaurant, LLC*, 15568 Old Hickory Blvd, **Villalba Italian Restaurant, LLC**

ON-SALE

(Dist. 27)

(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 2/27/18 and ongoing.)

COMPLAINANT: Metro Beer Permit Inspector I Douglas James

Recommendation: **7 Day suspension/30 day probation/250 civil penalty**

(49) *Zoe's Restaurants Nashville, LLC*, 6025 Highway 100, **Zoe's Kitchen**

ON-SALE

(Dist. 34)

(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 2/27/18 and ongoing.)

COMPLAINANT: Metro Beer Permit Inspector I Jesus Coreno

Prior Violation: January 27, 2016 Beer Board Meeting - 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. \$1000 civil penalty paid.

Recommendation: **14 Day suspension/60 day probation/500 civil penalty**

(50) *Zoe's Restaurants Nashville, LLC*, 6025 Highway 100, **Zoe's Kitchen**

ON-SALE

(Dist. 34)

(Alleged violation of M.C.L. Section 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. (1/4/18 and ongoing.)

COMPLAINANT: Metro Beer Permit Inspector I Jesus Coreno

Prior Violation: January 27, 2016 Beer Board Meeting - 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. \$1000 civil penalty paid.

Recommendation: 7 Day suspension/30 day probation/250 civil penalty

Motion : To Sustain

First: Ms. Jarmon
Second: Mr. Spragens

Notes:

Motion: To Sustain
First: Ms. Jarmon
Second: Mr. Spragens

Opposed or Abstained:
Unanimous

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Notes:

Motion:
First:
Second:

Opposed or Abstained:

Executive Director's Report

The Executive Director gave an update on the outstanding privilege tax payments, explaining that the final privilege tax payment was collected for the year. He also explained that he was reviewing data and expected to provide the board with a final report on revenue and data collection for The Fiscal Year 17-18. The Director updated the board regarding the electronic application and explained it would be released very soon. Mr. McDonough informed the board of the progress of purchasing e-readers that we expect to receive very soon. Mr. McDonough informed the board of Intern, Alice Caruthers last day. The Beer Board expects Alice back next summer.

ANY OTHER ISSUES:

There being no further discussion, the meeting was adjourned 12:20 p.m. until the next scheduled meeting set for 7/25/2018.

Date

Executive Director

Date

Chairperson