



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

***Metro Beer Board Minutes***

**Meeting Date/Location:** **Thursday, July 08, 2021 @ 12:00 P.M.**

**Development Service Center Conference Room  
800 Second Avenue South, 1<sup>st</sup> Floor**

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 12:05 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 23, 2021 Minutes:

Ms. Jarmon made a motion to approve the June 23, 2021, Minutes. That motion was then seconded by Mr. Perlen and unanimously approved by the board.

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

Motion: To approve.

First: Ms. Jarmon

Second: Mr. Perlen.

Opposed: N/A

## APPLICATIONS FOR APPROVAL

- |  |             |
|--|-------------|
| (1) <i>Metro Marina, LLC, 2001 B Lakeshore Dr 37138, BLUE TURTLE BAY MARINA</i>    | T21-27247   |
| OFF-SALE   |             |
| (2) <i>ASAKO CORPORATION, 97 Chapel Ave 37206, SAMURAI SUSHI EAST</i>              | T21-27082   |
| ON/OFF-SALE  | (Dist. #06) |
| (3) <i>Chili's, Inc., 1820 Gallatin Pike N 37115, CHILI'S GRILL &amp; BAR #183</i> | T21-27296   |
| DLVRYCRBSD   | (Dist. #10) |

(4) <i>Chili's, Inc., 5005 Old Hickory Blvd 37076</i> , <b>CHILI'S GRILL &amp; BAR #658</b>	T21-27294
DLVRYCRBSD	(Dist. #14)
(5) <i>Chili's, Inc., 451 Opry Mills Dr 37214</i> , <b>CHILI'S GRILL &amp; BAR #1536</b>	T21-27295
DLVRYCRBSD	(Dist. #15)
(6) <i>Diskin Cider LLC, 1235 Martin St 37203</i> , <b>DISKIN CIDER LLC</b>	T21-27303
DLVRYCRBSD (NEW LOCATION)	(Dist. #17)
(7) <i>Charlotte Avenue Lodging, LLC, 1500 Charlotte Ave 37203</i> , <b>TownePlace Suites by Marriott</b>	D21-27055
ON-SALE (NEW LOCATION)	(Dist. #19)
(8) <i>Shake Shack Tennessee LLC, 5002 Broadway Pl 37203</i> , <b>SHAKE SHACK</b>	T21-27073
ON-SALE (NEW LOCATION)	(Dist. #19)
(9) <i>Slim + Husky's Fifth &amp; Broadway LLC, 5056 Broadway Pl 37203</i> , <b>SLIM + HUSKY'S FIFTH &amp; BROADWAY LLC</b>	T21-27233
ON-SALE (NEW LOCATION)	(Dist. #19)
(10) <i>Yee-Haw Brewing, LLC, 423 6Th Ave S 37203</i> , <b>YEE-HAW BREWING &amp; WHITE DUCK TACO</b>	T21-27315
DLVRYCRBSD	(Dist. #19)

(11) <i>Pacific Heritage Inn of Nashville, LLC, 350 22Nd Ave N 37203, STAYBRIDGE</i>	T21-27057
<b>SUITES NASHVILLE - MIDTOWN</b>	
ON-SALE (NEW LOCATION)	(Dist. #21)
(12) <i>Dara, LLC, 2214 Elliston Pl #102 37203, KOI SUSHI &amp; THAI</i>	T21-27150
ON-SALE (NEW LOCATION)	(Dist. #21)
(13) <i>Chili's, Inc., 2322 West End Ave 37203, CHILI'S BAR &amp; GRILL #72</i>	T21-27297
DLVRYCRBSD (NEW LOCATION)	(Dist. #21)
(14) <i>Maggiano's Holding Corporation, 3106 West End Ave 37203, MAGGIANO'S</i>	T21-27298
<b>LITTLE ITALY #195</b>	
DLVRYCRBSD (NEW LOCATION)	(Dist. #21)
(15) <i>Chili's, Inc., 7624 Highway 70 S 37221, CHILI'S GRILL &amp; BAR #1583</i>	T21-27293
DLVRYCRBSD (NEW LOCATION)	(Dist. #22)
(16) <i>404 Management Group LLC, 404 Elysian Fields Rd 37211, 404 BAR &amp; GRILL</i>	T21-27153
ON-SALE (CHANGE OF OWNERSHIP)	(Dist. #26)
(17) <i>SSA Group, LLC, 3777 Nolensville Pike 37211, NASHVILLE ZOO AT GRASSMERE</i>	T21-27263
ON-SALE (NEW LOCATION)	(Dist. #26)

(18) *Volunteer State Horsemen Foundation, 2500 Old Hickory Blvd 37221,*

D21-27146

**VOLUNTEER STATE HORSEMEN FOUNDATION FOR THE IROQUOIS**

**STEEPLECHASE**

SPECIAL

(SPECIAL EVENT OLD)

(Dist. #34)

June 25 & 26, 2021

Chairman Taylor read the name of each applicant recommended for final approval by the staff. Ms. Jarmon made a motion to accept the staff's recommendation. That motion was then seconded by Mr. Perlen and unanimously approved by the board.

**DEFER INDEFINITELY**

(19) *ROCK N ROLL SUSHI, 1610 21St Ave S 37212,* **ROCK N ROLL SUSHI**

T21-27284

ON-SALE

(CHANGE OF OWNERSHIP)

**(Missing Documents)**

(20) *Barrique Brewing and Blending, 30 Oldham St 37213,* **BARRIQUE BREWING**

T21-27290

**AND BLENDING LLC**

SPECIAL

(SPECIAL EVENT NEW)

(Dist. #05)

July 4, 2021

**(Missing Documents)**

(21) *Arnt Empire, LLC, 2503 Gallatin Ave 37206,* **OVERLORD**

T21-27304

ON-SALE

(NEW LOCATION)

(Dist. #05)

**(Missing Documents)**

(22) *Continental Inns of America – 315 Interstate Drive, LLC, 315 Interstate Dr 37213, LA* T21-27305

**QUINTA INN & SUITES DOWNTOWN/STADIUM**

ON-SALE (NEW LOCATION) (Dist. #06)  
(Missing Documents)

(23) *Chipotle Mexican Grill of Colorado, LLC, 5000 B Old Hickory Blvd 37076,* T21-27310

**CHIPOTLE MEXICAN GRILL #3728**

ON-SALE (NEW LOCATION) (Dist. #11)  
(Missing Documents)

(24) *Fatima Beauty Supp & Tobacco Discount Store LLC, 2606 Nolensville Pike 37211, FATIMA BEAUTY SUPPLY & TOBACCO DISCOUNT STORE* T21-27287

OFF-SALE (NEW LOCATION) (Dist. #16)  
(Missing Documents)

(25) *Third Coast Comedy LLC, 1310 Clinton St #121 37203, THIRD COAST COMEDY CLUB* T21-27283

ON-SALE (EXPANSION) (Dist. #19)  
(Missing Documents)

(26) *The Happy Campers, LLC, 314 Madison St 37208, THE GOLDEN SLIPPER 1ST* T21-27292

**ANNIVERSARY CELEBRATION**

SPECIAL (SPECIAL EVENT NEW) (Dist. #19)

7/31/21

**(Missing Documents)**

(27) *Red Pebbles Hotel One, LLC, 210 Molloy St 37201, HYATT CENTRIC* T21-27307

**DOWNTOWN NASHVILLE**

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

**(Missing Documents)**

(28) *Tin Cup Coffee LLC, 1201 Demonbreun St #101 37203, TIN CUP COFFEE LLC* D21-27308

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

**(Missing Documents)**

(29) *PPFL Holdings LLC, 601 Church St 37219, COPPER BRANCH* T21-27309

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

**(Missing Documents)**

(30) *D3M LLC, 1025 28Th Ave N 37209, CASHVILLE CAR AND BIKE SHOW* T21-27301

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

JULY 11, 2021

**(Missing Documents)**

(31) *The Holistic Connection, LLC, 4401 Harding Pike 37205, THE HOLISTIC* D21-27302

**CONNECTION**

ON-SALE (NEW LOCATION) (Dist. #24)

**(Missing Documents)**

(32) *Payne Chippery LLC, 4101 Charlotte Ave #G120 37209, RED PERCH* T21-27306  
ON-SALE (NEW LOCATION) (Dist. #24)

**(Missing Documents)**

(33) *EVELIO ROBLERO HERNANDEZ, 3707 Nolensville Pike 37211, TAQUERIA EL POBLANO* T21-27285  
ON-SALE (NEW LOCATION) (Dist. #26)

**(Missing Documents)**

(34) *Kwikstop Korner Inc, 2205 Hobson Pike 37013, KWIKSTOP KORNER INC* D21-27299  
OFF-SALE (Dist. #33)

**(Missing Documents)**

Chairman Taylor read the name of each applicant recommended for indefinite deferral by the staff. Ms. Jarmon made a motion to accept the staff's recommendation. That motion was then seconded by Mr. Perlen and unanimously approved by the board.

**REQUEST TO WITHDRAW**

(35) *Hattie B's of Middle TN, LLC, 2222 8Th Ave S 37204, HATTIE B'S* T20-26773  
ON/OFF-SALE (Dist. #17)

(36) *Hattie B's, 112 19Th Ave S 37203, HATTIE B'S* T20-26775



ON/OFF-SALE

(Dist. #19)

(37) *Hattie B's of Middle TN, LLC, 5209 Charlotte Ave 37209, HATTIE B'S*

T20-26774

ON/OFF-SALE

(Dist. #24)

Chairman Taylor read the name of each applicant requesting to withdraw. Ms. Jarmon made a motion to accept the staff's recommendation. That motion was then seconded by Mr. Perlen and unanimously approved by the board.

## COMPLAINTS

(38) *Moslah Shahben, 824 MAIN ST 37206, Weiss Drive In Market*

08-16378

OFF-SALE

(Dist. #06)

**(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 June 16, 2021).**

**STAFF RECOMMENDATION: \$1500 Civil Penalty (1<sup>st</sup> Offense)**

(39) *The Turnip Truck Natural Market Inc, 701 Woodland ST 37206, The Turnip Truck*

16-00999

ON/OFF-SAL

(Dist. #06)

**(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 June 17, 2021).**

**STAFF RECOMMENDATION: \$2000 Civil Penalty (1<sup>st</sup> Offense x2)**

(40) *The Filling Station of Tennessee, LLC, 904B MAIN ST 37206, THE FILLING*

18-25692

**STATION EAST**

ON/OFF-SAL

(Dist. #06)

(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 June 16, 2021).

**STAFF RECOMMENDATION: \$1500 Civil Penalty (1<sup>st</sup> Offense)**

(41) *Gudalope 2, Inc, 1313 WOODLAND ST 37206, CINCO DE MAYO MEXICAN*

19-26282

**RESTAURANT**

ON-SALE

(Dist. #06)

(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 June 17, 2021).

**STAFF RECOMMENDATION: \$1500 Civil Penalty (1<sup>st</sup> Offense)**

(42) *SP Joyland, LLC, 901 WOODLAND ST #101 37206, JOYLAND*

20-26457

ON-SALE

(Dist. #06)

(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 June 17, 2021).

**STAFF RECOMMENDATION: \$2000 Civil Penalty (1<sup>st</sup> Offense x2)**

(43) *Mapco Express, Inc., 1090 Murfreesboro PIKE 37217, Mapco Mart #3189*

16-17386

OFF-SALE

(Dist. #13)

(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 June 30, 2021).

**STAFF RECOMMENDATION: \$1000 Civil Penalty (1<sup>st</sup> Offense; Responsible Vendor)**

(44) *Longhorn Steakhouse of Murfree, 1175 Murfreesboro PIKE 37217, Longhorn* 07-18764

**Steakhouse of Murfreesboro-Nashville**

ON-SALE (Dist. #16)

(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 June 28, 2021).

**STAFF RECOMMENDATION: \$2000 Civil Penalty (1<sup>st</sup> Offense x2)**

(45) *Honduras Restaurant, 1051&1057 Murfreesboro PIKE 37217, Honduras Restaurant* 09-19022

ON-SALE (Dist. #16)

(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 June 28, 2021).

**STAFF RECOMMENDATION: \$2500 Civil Penalty (1<sup>st</sup> Offense x3)**

(46) *Walgreens Co., 1081 Murfreesboro PIKE 37217, Walgreens #10657* 15-17227

OFF-SALE (Dist. #16)

(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.

**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 to wit: Section 39-17-1504 - Sale or distribution to underage persons unlawful - Proof of age requirement(a) It is unlawful for any person to sell or distribute any tobacco, smoking hemp, or vapor product to another person who has not attained twenty-one (21) years of age or to purchase a tobacco, smoking hemp, or vapor product on behalf of such person under twenty-one (21) years of age on or about June 28, 2021).**

**STAFF RECOMMENDATION: \$2000 Civil Penalty (1<sup>st</sup> Offense)**

(47) *El Gallito, LLC, 2801 FOSTER AVE 37210, EL GALLITO SUPERMERCADO*

17-25210

ON/OFF-SALE

(Dist. #16)

**(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 (1<sup>st</sup> Offense x2);**

**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 to wit: T.C.A. 39-17-1504(a) - Sale or distribution to underage persons unlawful - Proof of age requirement(a) It is unlawful for any person to sell or distribute any tobacco, smoking hemp, or vapor product to another person who has not attained twenty-one (21) years of age or to purchase a tobacco, smoking hemp, or vapor product on behalf of such person under twenty-one (21) years of age**

**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 to wit: T.C.A. 39-17-1504(d) - A person engaged in the sale or distribution of tobacco, smoking hemp, or vapor products shall demand proof of age from a prospective purchaser or recipient if an ordinary person would conclude on the basis of appearance that the prospective purchaser or recipient may be under thirty (30) years of age. In the case of distribution by mail, the distributor of tobacco, smoking hemp, or vapor products shall obtain from the addressee an affirmative statement that the person is twenty-one (21) years of age or older, and shall inform the recipient that the person is strictly prohibited from distributing any tobacco, smoking hemp, or vapor product, as defined by this part, to any person under twenty-one (21) years of age.**

**T.C.A 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 June 09, 2021).**

**STAFF RECOMMENDATION: \$6000 Civil Penalty**

(48) *Big G Deli and Restaurant, 125 Lafayette ST 37210, Big G Deli and Restaurant*

14-17184

OFF-SALE

(Dist. #17)

(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 June 28, 2021).

**STAFF RECOMMENDATION: \$1500 Civil Penalty (1<sup>st</sup> Offense)**

(50) *Mapco Express Inc, 553 MURFREESBORO PIKE 37210, MAPCO #3311*

18-25762

OFF-SALE

(Dist. #17)

(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.

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 to wit: T.C.A. 39-17-1504(a) - Sale or distribution to underage persons unlawful - Proof of age requirement(a) It is unlawful for any person to sell or distribute any tobacco, smoking hemp, or vapor product to another person who has not attained twenty-one (21) years of age or to purchase a tobacco, smoking hemp, or vapor product on behalf of such person under twenty-one (21) years of age on or about June 28, 2021).

**STAFF RECOMMENDATION: \$2000 Civil Penalty (1<sup>st</sup> Offense; Responsible Vendor)**

(51) *Tri Star Energy, LLC, 9 HERMITAGE AVE 37210, HIGHTAIL #8235*

19-26276

OFF-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 (**1<sup>st</sup> Offense**);

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 to wit: T.C.A. 39-17-1504(a) - Sale or distribution to underage persons unlawful - Proof of age requirement(a) It is unlawful for any person to sell or distribute any tobacco, smoking hemp, or vapor product to another person who has not attained twenty-one (21) years of age or to purchase a tobacco, smoking hemp, or vapor product on behalf of such person under twenty-one (21) years of age on or about June 09, 2021).

**STAFF RECOMMENDATION: \$2000 Civil Penalty (Responsible Vendor)**

(52) *Mapco Express Inc, 2301 Murfreesboro PIKE 37217, Mapco Mart* 16-17389

OFF-SALE (Dist. #28)

(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 June 29, 2021).

**STAFF RECOMMENDATION: \$1500 Civil Penalty (1<sup>st</sup> Offense; Responsible Vendor)**

(53) *Los Amigos Mercado Latino, LLC, 2582 MURFREESBORO PIKE 37217, LOS* 20-26432

**AMIGOS MERCADO LATINO**

OFF-SALE (Dist. #29)

(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 **(1<sup>st</sup> Offense)**;

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 to wit: T.C.A. 39-17-1504(a) - Sale or distribution to underage persons unlawful - Proof of age requirement(a) It is unlawful for any person to sell or distribute any tobacco, smoking hemp, or vapor product to another person who has not attained twenty-one (21) years of age or to purchase a tobacco, smoking hemp, or vapor product on behalf of such person under twenty-one (21) years of age. on or about June 30, 2021).

**STAFF RECOMMENDATION: \$2500 Civil Penalty**

(54) *Ruby Tuesday Operations LLC, 2304 MURFREESBORO PIKE 37217, RUBY* 21-27192

**TUESDAY #5185**

ON-SALE (Dist. #29)

(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 June 30, 2021).

**STAFF RECOMMENDATION: \$2000 Civil Penalty (1<sup>st</sup> Offense x2)**

Chairman Taylor read the name of each permit holder found to be in violation along with the corresponding staff recommended penalty. Ms. Jarmon made a motion to accept the staff's recommendation. That motion was then seconded by Mr. Perlen and unanimously approved by the board.

#### (55) DISCUSSION – RULE 2.02 CATERER

Rachel Schaffer Lawson

Schaffer Law Firm

Ashley Moore, who represented the Picnic Tap, was present to discuss the opportunity to cater events this summer on an ongoing basis. The board discussed the fact that the purpose of the catering rule is to prevent an entity from circumventing the beer permit application process. Based upon the discussion in this case, the board determined that the entity utilizing the services of the catering company was not attempting to circumvent the rules and would be applying for a beer permit as soon as they could. The board asked that they receive and update and re-visit the matter in October.

#### (56) ADMINISTRATIVE MATTERS

#### (57) EXECUTIVE DIRECTORS REPORT

Executive Director, Benton McDonough, updated the board on the status of revenue for the previous year and the upcoming opportunities that may come about due to training and classes provided by the Beer Board.

#### (58) ADJOURNMENT:

Having determined no further business was before the board, Chairman Taylor adjourned the meeting at 12:40 p.m.