

SECTION VI

MOBILE BEER PERMITS

Section 6.01 – Mobile Beer Permits

“BYO Beer” is beer as defined in chapter 7.08.010 of the Metropolitan Code that may be brought by a customer to be stored, opened and consumed on a mobile establishment with a Mobile BYO permit.

“Mobile beer permit” means a retailer’s on-sale permit issued by the metropolitan beer permit board to a business permitted as a mobile establishment. Mobile establishments may only sell beer for on-premise consumption. Beer may be sold sealed and opened by the purchaser. Beer may be sold, served and consumed in the main office, patio or on carriages or vehicles. Mobile establishments may also hold a mobile BYO beer permit.

“Mobile BYO beer permit” means a permit issued by the metropolitan beer permit board that grants mobile establishments the right to allow a customer to store, open and consume BYO Beer on the mobile establishment.

“Mobile establishment” means a business permitted as a pedal carriage, horse drawn carriage, or entertainment transportation vehicle by the Metropolitan Transportation Licensing Commission (MTLC) pursuant to Title 6 of the Metropolitan Code, or an affiliate of such business with common officers or LLC managers.

Section 6.02 Mobile Beer Permits – Necessary Documentation

When applying for a mobile beer permit, applicant must submit the following documentation:

- A. A completed application;
 - a. Name
 - b. Address
 - c. Date of birth of all owners and/or partners holding any interest of 5% or more in business;
 - d. An Applicant, Contact, Owner / Officer, Operations Staff, and Person to Sign for Permits;
 - e. Verification of licensure by the MTLC;
 - f. Business License;
 - g. Certificate of Authorization (out of state corporation);
 - h. Certificate of Existence (Tennessee Corporations);
 - i. Copy of Lease (mobile establishment);
 - j. Certificate of Registration;
 - k. Provide proof of national background check for all owners and managers; and
 - l. Applicant shall schedule a Beer Board inspection.
- B. Associated application fee;

Upon providing the information above, and obtaining final approval by the Beer Board, the permit holder may conduct business pursuant to these rules and subject to any applicable federal, state, and local laws.

6.03 Mobile Beer Permits – Regulations

- A. These rules are limited to “beer” as defined in M.C.L. 7.08.010.
- B. No person under 18 years of age shall transport, possess, sell or dispense beer or other alcoholic beverages.
- C. It shall be a violation for any customer or employee to throw any object from the premises of a Mobile Beer Permit Establishment.
- D. Beer brought on premises of a BYOB Mobile Beer Permit must be in commercially sealed containers.
- E. Employees must inspect the customer’s valid identification to determine whether the customer is an adult and is not intoxicated, pursuant to T.C.A. § 57-5-301(a)(1).
- F. The permittee shall be strictly liable for all sales to persons under the age of 21 or to intoxicated persons, pursuant to Tennessee law.
- G. All employees must keep valid identification on their person at all times while business is in operation and shall not impede any inspector of the Beer Board, MTLC, officer of the MNPB or TABC, or other employee conducting investigations in their regular course of business.
- H. Permittee shall not sell, give away, or allow beer to be consumed on any premises granted a permit under Chapter 7 from three o’clock (3:00) a.m. to six o’clock (6:00) a.m. on weekdays and from three o’clock (3:00) a.m. to ten o’clock (10:00) a.m. on Sundays.
- I. Permittee shall comply with all metro, state, and federal laws, rules, and regulations.
- J. Permittee shall maintain permits, business license and Certificate of Registration on mobile establishment for inspection purposes.
- K. Permittee shall not operate a disorderly Mobile Establishment.
- L. Permittee shall not knowingly allow beer to be passed to underage customer per M.C.L. 7.08.140H
- M. Permittee shall prohibit the use of illegal drugs on premises per M.C.L. 7.08.130A
- N. The Metropolitan beer permit board shall have the power to revoke or suspend and shall be charged with the duty of revoking or suspending, any permits issued by it, upon notice to the permittee and hearing thereon, for any violation of any provision of state law for any violation of any provision of these rules or any other ordinance of the metropolitan government or of any private act, county court resolution or city of Nashville ordinance which has the effect of an ordinance of the metropolitan government regulating beer or other intoxicating beverage.