



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

***Metro Beer Board
Minutes
June 28, 2023***

**Meeting Date/Location: Wednesday, June 28, 2023 @ 5:30 P.M.
Howard Office Building
Sonny West Meeting Room
700 President Ronald Reagan Way
Nashville, TN 37210**

BOARD MEMBERS	STAFF PRESENT	MEMBER ATTENDANCE	OTHERS PRESENT
Mr. Brian Taylor, Chairperson Kia Jarmon, Vice Chairperson Ms. Karolyn Perry Mr. William Conway Mr. Joe Perlen Ms. Bailey Spaulding Ms. Delfine Fox Mr. Derrick Smith, Attorney	Benton McDonough, Director Terrence Darby Sr, ASO IV Douglas James Jr, ASO III Darrell Hardrick, Inspector III Melvin S Brown Jr., Special Assistant to the Director Amanda Webb, Inspector I Herschel French, OSS I		

* CALL TO ORDER

* 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 8, 2023, Minutes:

Chairman Taylor called the meeting to order at 5:30 P.M.

Chairman Taylor made a motion to approve the June 8, 2023, Beer Board Minutes, as presented by staff. Mr. Conway approved the motion. Mr. Perlen seconded the motion. The Board then voted unanimously to approve the Minutes.

Signature of Chairman _____

Motion:

First:

Second:

Opposed:

APPLICATIONS FOR APPROVAL

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| (1) <i>SHREE VERA I CORPORATION, 7201 Whites Creek Pike 37080, HERITAGE TRAVEL CENTER</i> | | T23-28299 |
| OFF-SALE | (CHANGE OF OWNERSHIP) | (Dist. #01) |
| (2) <i>Bar 105, LLC, 105 S 11Th St 37206, REUNION</i> | | T22-27958 |
| ON/OFF-SALE | (NEW LOCATION) | (Dist. #06) |

(3)	<i>Barefoot Entertainment, LLC, 400 Davidson St 37213, NASHVILLE PARTY BARGE (N001)</i>	T23-28314
MOBONSALE	(OTHER)	(Dist. #06)
(4)	<i>Barefoot Entertainment, LLC, 400 Davidson St 37213, NASHVILLE PARTY BARGE (N002)</i>	T23-28315
MOBONSALE	(OTHER)	(Dist. #06)
(5)	<i>Franciosa Sims LLC, 1414 3Rd Ave S #104 37210, IL FORNO</i>	T21-27476
ON-SALE	(NEW LOCATION)	(Dist. #17)
(6)	<i>5409 Restaurant Group LLC, 609 Merritt Ave 37203, IGGY'S</i>	T23-28265
ON-SALE	(NEW LOCATION)	(Dist. #17)
(7)	<i>RED DOOR SALOON LLC, 1816 Division St 37203, RED DOOR SALOON LLC</i>	T22-27973
ON-SALE	(EXPANSION)	(Dist. #19)
(8)	<i>Our Pride Encompasses Nashville, 600 James Robertson Pkwy 37219,</i> NASHVILLE PRIDE FESTIVAL	D23-28207
SPECIAL	(SPECIAL EVENT OLD) June 24-25 2023	(Dist. #19)
(9)	<i>MENA MIKHAIL, 1705 Jenkins St 37208, GARFIELD MARKET</i>	T23-28284
OFF-SALE	(CHANGE OF OWNERSHIP)	(Dist. #19)
(10)	<i>SBH NSH LLC, 123 2Nd Ave S 37201, BARSTOOL NASHVILLE</i>	T23-28288
ON-SALE	(NEW LOCATION)	(Dist. #19)
(11)	<i>The Forge Nashville, 600 James Robertson Pkwy 37219, NIGHTLIGHT 615</i>	T23-28321
SPECIAL	(SPECIAL EVENT NEW) June 16, 29; July 6, 20; August 3, 10, 24, 31; September 7, 28; October 26, 27; October 28 (rain date)	(Dist. #19)
(12)	<i>Tennessee CVS Pharmacy, L.L.C, 3715 Hillsboro Pike 37215, CVS/PHARMACY</i>	T22-27895
#6437		
OFF-SALE	(NEW LOCATION)	(Dist. #25)
(13)	<i>Brentwood Egg, LLC, 4936 Thoroughbred Ln 37027, ANOTHER BROKEN EGG CAFE</i>	T23-28111
ON-SALE	(NEW LOCATION)	(Dist. #34)

Following Chairman Taylor's reading of the approved applications, Mr. Conway made a

motion to grant final approval. Mr. Perlen seconded the motion to grant final approval. The Board then voted unanimously to grant final approval.

DEFER INDEFINITELY MISSING DOCUMENTS

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| (14) <i>Cavalli's Inc, 123 Ewing Dr #6 37207, CAVALLI'S</i> | T23-28318 |
| ON-SALE (CHANGE OF OWNERSHIP) | (Dist. #02) |
| (15) <i>Prince Station, 3508 Clarksville Pike 37218, PRINCE STATION</i> | T23-28325 |
| OFF-SALE (CHANGE OF OWNERSHIP) | (Dist. #02) |
| (16) <i>Hanna Bee Coffee, 1045 W Eastland Ave 37206, HANNA BEE COFFEE</i> | D23-28327 |
| ON-SALE (EXPANSION) | (Dist. #05) |
| (17) <i>BAD IDEA LLC, 1021 Russell St #101 37206, BAD IDEA</i> | T23-28333 |
| ON-SALE (NEW LOCATION) | (Dist. #06) |
| (18) <i>Ajay's Enterprise LLC, 4361 Central Pike 37076, AJAY'S ENTERPRISE LLC</i> | T23-28320 |
| MOBBYOB (OTHER) | (Dist. #12) |
| (19) <i>EL SANTUARIO MEXICAN RESTAURANT INC., 1132 Murfreesboro Pike 37217,</i> | T23-28336 |
| EL SANTUARIO MEXICAN RESTAURANT | |
| ON-SALE (CHANGE OF OWNERSHIP) | (Dist. #13) |
| (20) <i>MAPCO Express, Inc., 550 Donelson Pike 37214, MAPCO EXPRESS 3403</i> | T23-28340 |
| OFF-SALE (OTHER) | (Dist. #15) |
| (21) <i>fuego Bites Inc, 2521 B Nolensville Pike 37211, FUEGO BITES INC</i> | T23-28330 |
| ON-SALE (NEW LOCATION) | (Dist. #16) |
| (22) <i>Fat Bottom Brewing Inc., 344 Herron Dr 37210, FAT BOTTOM BREWING -</i> | T23-28329 |
| HERRON DR | |
| MNUFACTURE (NEW LOCATION) | (Dist. #17) |
| (23) <i>Bubz LLC, 645 Division St #100 37203, JOLIE'S CAFE</i> | T23-28324 |

OFF-SALE	(NEW LOCATION)	(Dist. #19)
(24) <i>7-Eleven, Inc., 925 Lebanon Pike 37210,</i>	7-ELEVEN STORE #42174	T23-28337
OFF-SALE	(NEW LOCATION)	(Dist. #19)
(25) <i>JOE MUER SEAFOOD OF NASHVILLE, LLC, 1020 Nelson Merry St 37203,</i>	JOE MUER SEAFOOD	T23-28338
ON-SALE	(NEW LOCATION)	(Dist. #19)
(26) <i>M&S market llc, 200 Church St 37201,</i>	DOWNTOWN SMOKE SHOP	T23-28339
OFF-SALE	(NEW LOCATION)	(Dist. #19)
(27) <i>Retrograde - Clifton, LLC, 2714 Clifton Ave 37209,</i>	RETROGRADE - CLIFTON, LLC	T23-28319
ON-SALE	(NEW LOCATION)	(Dist. #21)
(28) <i>WOB Nashville West End, LLC, 2004 West End Ave 37203,</i>	WORLD OF BEER	T23-28331
ON/OFF-SALE	(NEW LOCATION)	(Dist. #21)
(29) <i>Freebird Stores Inc, 2126 Abbott Martin Rd #150 37215,</i>	FREEBIRD STORES INC	T23-28326
ON-SALE	(NEW LOCATION)	(Dist. #25)
(30) <i>Raquel, 5646 Amalie Dr 37211,</i>	DRINKSBYROCKI	T23-28317
SPECIAL	(SPECIAL EVENT NEW) May 28	(Dist. #27)
(31) <i>AFRO MART AND CAFE LLC, 2510 Murfreesboro Pike #10 37217,</i>	AFRO MART AND CAFE LLC	T23-28334
ON-SALE	(NEW LOCATION)	(Dist. #29)

Following Chairman Taylor’s reading of the defer indefinite applications, Mr. Conway made a motion to defer the applications indefinitely due to missing documents. Mr. Perlen seconded the motion. The Board then voted unanimously to defer the applications indefinitely.

TRIALS

(32) *Taziki's Mediterranean Café, 5205 Old Hickory BLVD SUITE 106 37067, Taziki's* 14-19942
ON-SALE (Dist. #14)

(Alleged violation of M.C.L 7.08.060B 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) on or about January 01, 2023).

Staff Recommendation: Accept \$500 Civil Penalty paid on 6/16/23

Chairman Taylor read the complaint. The Beer Board Staff informed the board that the \$500 Civil Penalty that was issued by the Board previously was paid after the 14-day period allowed. Mr. Conway made a motion to accept the civil penalty payment as admission of guilt. Mr. Perlen seconded the motion. The Board voted unanimously to accept the civil penalty payment.

(33) *Ains Nashville, LLC, 206 21ST AVE S 37203, THE AINSWORTH* 18-25581
ON-SALE (Dist. #19)

(Alleged violation of M.C.L 7.08.060B 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) on or about January 01, 2023).

Staff Recommendation: Accept \$500 Civil Penalty paid on 6/9/23

Chairman Taylor read the complaint. The Beer Board Staff informed the board that the \$500 Civil Penalty that was issued by the Board previously was paid after the 14-day period allowed. Mr. Conway made a motion to accept the civil penalty payment as admission of guilt. Mr. Perlen seconded the motion. The Board voted unanimously to accept the civil penalty payment.

(34) ADMINISTRATIVE MATTERS

1. Discussion on public comment at board meetings (recommended by legal counsel).

Metro Legal Attorney, Derrick Smith, presented to the board new legislation that would go into effect on July 1st, 2023 regarding public comments at board meetings. This new legislation would affect all boards across Metro, which includes the Beer Board. Mr. Smith provided recommendations from Metro Legal staff regarding the number of people that would be allowed to speak and the amount of time each speaker would be allowed. Mr. Smith also informed the board that anyone wishing to speak will be required to sign-up for a time slot before the meeting begins and that this should be announced before any actual business is conducted during the meeting. Metro Legal would be available to draft a sign-up sheet for the meeting, if necessary.

Mr. Will Conway voiced his opinion that the board should have a policy written up and put into place as soon as possible, so that an issue doesn't arise and there's no guidance to follow. The Board and Legal agreed that this policy should be placed first before the public comment period on the next agenda.

2. Ordinance Draft amending MCL 7.08.090

Chairman Taylor recommended that a draft of a Beer Board Rule regarding the amendment to MCL 7.08.090 be presented at the next meeting. There was no action to take at this meeting on this item.

(35) EXECUTIVE DIRECTORS REPORT

Director Benton McDonough presented to the board the "Executive Director's Report", which showed that all areas of revenue brought in by our office exceeded what was projected for the fiscal year, except for civil penalties, which was a direct result from the enforcement and training provided by the Beer Board Inspectors.

Next Beer Board Meeting: Thursday, 7/13/23, at 12:00 P.M.

Location: Metro Office Building

800 President Ronald Reagan Way, 1st Floor

Development Service Center Conference Room

Nashville, TN 37210

Finding no further business before the Board, Chairman Taylor adjourned the meeting at 6:03 P.M.