



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

***Metro Beer Board
Meeting Minutes
November 15, 2023***

Meeting Date/Location: **Wednesday, November 15, 2023 @ 5:30 P.M.**
Metro Office Building
Davidson Meeting Room
800 President Ronald Reagan Way, 2nd
Nashville, TN 37210

BOARD MEMBERS	STAFF PRESENT	BOARD 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. Matthew Garth, Attorney	Benton McDonough, Director Douglas James Jr, ASO III Darrell Hardrick, Inspector III Melvin S Brown Jr., Special Assistant to the Director	Mr. Brian Taylor, Chairperson Kia Jarmon, Vice Chairperson Mr. William Conway Mr. Joe Perlen Ms. Delfine Fox Mr. Matthew Garth, Attorney	

* 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 November 2, 2023, Minutes:

Chairman Taylor called the meeting to order at 5:31 P.M.

Chairman Taylor made a motion to approve the November 2, 2023, Beer Board Minutes, as presented by staff. Ms. Jarmon approved the motion. Mr. Perlen seconded the motion. The Board then voted unanimously to approve the Minutes.

Signature of Chairman _____

Motion:

First:

Second:

Opposed:

PUBLIC COMMENT SECTION

A maximum of five (5) persons who write their names on the sign-up sheet provided at the meeting will be allowed to comment on matters that are relevant to items on the agenda. Comments are limited to a maximum of two (2) minutes per person. To provide comment, you must sign up prior to the beginning of the meeting.

No members of the public were present to speak.

APPLICATIONS FOR APPROVAL

- (1) *Cherries Hospitality, LLC, 839 Dickerson Pike 37207, CHERRIES* T23-28401
ON-SALE (NEW LOCATION) (Dist. #05)
- (2) *Chipotle Mexican Grill of Colorado, LLC, 5000 B Old Hickory Blvd 37076,* T21-27310
CHIPOTLE MEXICAN GRILL #3728
ON-SALE (NEW LOCATION) (Dist. #14)
- (3) *Marriott Hotel Services, LLC, 2800 Opryland Dr 37214, GAYLORD HOTEL* T23-28615
AMERICAN CRAFT TAVERN
ON-SALE (NEW LOCATION) (Dist. #15)
- (4) *Vanderbilt University, 310 25Th Ave S 37212, 55TH & 60TH CLASS PARTY* T23-28576
SPECIAL (SPECIAL EVENT NEW) (Dist. #18)
November 3, 2023
- (5) *Vanderbilt University, 2201 West End Ave 37240, PEABODY & MAGNOLIA* T23-28577
LAWN CLASS PARTIES (5TH - 45TH)
SPECIAL (SPECIAL EVENT NEW) (Dist. #18)
November 3, 2023

(6) <i>Vanderbilt University, 2205 West End Ave 37212, VIP LOUNGE</i>		T23-28578
SPECIAL	(SPECIAL EVENT NEW)	(Dist. #18)
	November 3, 2023	
(7) <i>Vanderbilt University, 2700 Childrens Way 37212, REUNION TAILGATE</i>		T23-28579
SPECIAL	(SPECIAL EVENT NEW)	(Dist. #18)
	November 4, 2023	
(8) <i>Vanderbilt University, 310 25Th Ave S 37212, FAREWELL BRUNCH</i>		T23-28582
SPECIAL	(SPECIAL EVENT NEW)	(Dist. #18)
	November 5, 2023	
(9) <i>Vanderbilt University, 401 21St Ave S 37212, OWEN COMMUNITY BRUNCH</i>		T23-28583
SPECIAL	(SPECIAL EVENT NEW)	(Dist. #18)
	November 3, 2023	
(10) <i>Vanderbilt University, 131 21St Ave S 37212, LAW SCHOOL REUNION EVENT</i>		T23-28584
SPECIAL	(SPECIAL EVENT NEW)	(Dist. #18)
	November 3, 2023	

(11) <i>Vanderbilt University, 2304 B Vanderbilt Pl 37203, AVBA RECEPTION</i>		T23-28590
SPECIAL	(SPECIAL EVENT NEW)	(Dist. #18)
	November 2, 2023	
(12) <i>GTNash Hospitality, LLC, 1300 B 3Rd Ave N 37208, PELATO RESTAURANT</i>		T23-28215
ON-SALE	(NEW LOCATION)	(Dist. #19)
(13) <i>ALLNIGHT LLC, 142 Rosa L Parks Blvd 37203, LA DANSE BAR</i>		T23-28589
ON-SALE	(NEW LOCATION)	(Dist. #19)
(14) <i>Rustler Hat Co. LLC, 407 11Th Ave S 37203, RUSTLER HAT CO.</i>		T23-28610
ON-SALE	(NEW LOCATION)	(Dist. #19)
(15) <i>PSF II Rock Harbor Market, LLC, 525 Basswood Ave 37209, ROCK HARBOR MARKET</i>		T23-28366
ON/OFF-SALE	(NEW LOCATION)	(Dist. #20)
(16) <i>PSF II Rock Harbor Market, LLC, 525 Basswood Ave 37209, ROCK HARBOR MARKET</i>		T23-28367
DLVRYCRBSD	(NEW LOCATION)	(Dist. #20)
(17) <i>Castor Hospitality, LLC, 4427 B Murphy Rd 37209, CAFFE NONNA</i>		T23-28608
ON-SALE	(CHANGE OF OWNERSHIP)	(Dist. #24)

(18) <i>Kormylo, LLC, 2002 Richard Jones Rd #B108 37215</i> , THE NEW YORK BUTCHER	T23-28277
SHOPPE	
OFF-SALE (NEW LOCATION)	(Dist. #25)
(19) <i>S&S Nashville, LLC, 2126 Abbott Martin Rd #320 37215</i> , SPORTS AND SOCIAL	T23-28371
ON-SALE (NEW LOCATION)	(Dist. #25)
(20) <i>Chef Penelope's Catering Inc, 2920 Sidco Dr 37204</i> , CHEF PENELOPE'S CATERING	T23-28560
ON-SALE (NEW LOCATION)	(Dist. #26)
(21) <i>Chef Penelope's Catering Inc, 2920 Sidco Dr 37204</i> , CHEF PENELOPE'S CATERING	T23-28560
CATERER	(Dist. #26)
(22) <i>7-Eleven, Inc., 6970 Nolensville Pike 37027</i> , 7-ELEVEN #41713H	T21-27369
OFF-SALE (NEW LOCATION)	(Dist. #31)
(23) <i>S&K Lucky Investment Inc, 6688 Nolensville Pike #102 37027</i> , KOREA BBQ & SUSHI	T23-28585
ON-SALE (CHANGE OF OWNERSHIP)	(Dist. #31)

Following Chairman Taylor's reading of the approved applications, Ms. Jarmon 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

(24) *THE BODEGA, 2141 Buena Vista Pike 37218*, **THE BODEGA** T23-28617
ON/OFF-SALE (EXPANSION) (Dist. #02)
(MISSING DOCUMENTS)

(25) *Noir Kitchen and Cocktails, 501 Main St 37206*, **NOIR KITCHEN AND COCKTAILS** T23-28613
ON-SALE (NEW LOCATION) (Dist. #05)
(MISSING DOCUMENTS)

(26) *Mapco Express Inc., 550 Donelson Pike 37214*, **MAPCO EXPRESS #3403** T23-28611
OFF-SALE (CHANGE OF OWNERSHIP) (Dist. #15)
(MISSING DOCUMENTS)

(27) *Sylvan Golf Partners, LLC, 1004 8Th Ave S #100 37203*, **SYLVAN GOLF** T23-28607
PARTNERS
ON-SALE (NEW LOCATION) (Dist. #17)
(MISSING DOCUMENTS)

(28) *The Fedora Lounge LLC, 209 Printers Aly #201 37201*, **THE FEDORA LOUNGE** T23-28429

ON-SALE (CHANGE OF OWNERSHIP) (Dist. #19)

(MISSING DOCUMENTS)

(29) *411 Management Company, LLC, 411 Broadway 37203*, **FRIENDS IN LOW** T23-28604

PLACES

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

(MISSING DOCUMENTS)

(30) *Sip East LLC, 523 4Th Ave S 37210*, **SIP SOBRO** T23-28606

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

(MISSING DOCUMENTS)

(31) *Barrel Proof Nashville LLC, 1010 4Th Ave N 37219*, **BARREL PROOF NASHVILLE** T23-28614

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

(MISSING DOCUMENTS)

(32) *Jeffries Hospitality CF, LLC, 4060 Cane Ridge Pkwy #102 37013*, **PRINCE'S HOT** T23-28570

CHICKEN

ON-SALE (NEW LOCATION) (Dist. #32)

(MISSING DOCUMENTS)

(33) *Mac's Convenience Stores LLC, 26A Tusculum Rd 37013, CIRCLE K #4703956*

T23-28588

OFF-SALE

(CHANGE OF OWNERSHIP)

(Dist. #33)

(MISSING DOCUMENTS)

Following Chairman Taylor's reading of the defer indefinite applications, Ms. Jarmon 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.

HEARINGS

(34) *Whiskey Row Nashville, LLC, 400 BROADWAY 37203, DIERKS BENTLEY'S*

17-25153

WHISKEY ROW

ON-SALE

(Dist. #19)

(Alleged violation of M.C.L 7.08.140R It is unlawful for any beer permit holder or his agent or employee to allow or engage in any criminal activity on the premises in violation of M.C.L 08.04.040 Operating Pyrotechnics Without a Licensed Operator. (1 Citation Issued)

M.C.L 7.08.140R It is unlawful for any beer permit holder or his agent or employee to allow or engage in any criminal activity on the premises in violation of 10.68.020 - Use restrictions ---Permits granted when, on or about November 06, 2022). (8 Citations Issued)

COMPLAINANT: Inspector Danny Bratcher (Metropolitan Fire Department)

SUBPOENA: Sean Bennie (Manager)

Erik Sanchez (General Manager)

PREVIOUS VIOLATION: 8/16/22 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 in violation of T.C.A 62-35-104 Except as otherwise provided in this chapter, it is unlawful for any person to act as a

contract security company without having first obtained a license from the commissioner. (4 Violations)

Last Inspection: 5/28/22 (No Violation)

STAFF RECOMMENDATION: Dismissal. It has been determined, per FMO, the permittee was provided incorrect information in reference to pyrotechnics permitting and operations.

Chairman Taylor read the complaint as presented by staff. Inspector Brown provided a brief overview of the case and informed the board members that the case had been dismissed in Environmental Court and the location is now in compliance. Ms. Jarmon made a motion to dismiss the case as recommended by staff. Mr. Perlen seconded the motion. The Board voted unanimously to dismiss the case.

(35) *Smokin Thighs 4400 LLC, 4400 CHARLOTTE AVE 37209, SMOKIN THIGHS*

21-27206

ON-SALE

(Dist. #24)

(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 September 19, 2023). (1st Offense)

COMPLAINANTS: Metropolitan Beer Permit Board Inspector III Darrell Hardrick Sr

Special Assistant to the Director Melvin S Brown Jr

Metropolitan Beer Permit Board Inspector I Amanda Webb

SUBPOENA: Matt Carney

Prior Violations: N/A

Last Inspection: 9/19/23

Inspector: Inspector Hardrick

Violation: N/A

STAFF RECOMMENDATION: \$1500 Civil Penalty or 7 Day Suspension and 30 Days Probation

Chairman Taylor read the complaint as presented by staff. Matt Carney representing the permit holder plead guilty to the charges with an explanation.

The following person(s) testifying in the case were sworn in:

- 1. Melvin Brown (Beer Board Inspector)**
- 2. Matt Carney (Owner)**

Inspector Brown gave a brief overview of the violation that occurred at this location.

Mr. Carney informed the board that he will be closing this location and surrendering his beer permit. Chairman Taylor informed Mr. Carney that a permit holder cannot surrender their beer permit to avoid the penalty for a beer permit violation. Mr. Taylor explained that in lieu of paying the civil penalty, the permit holder does have the option to choose to serve a suspension and probation period, if offered.

Ms. Jarmon made a motion to issue the staff recommended penalty of a \$1,500 civil penalty, or the option to serve a 7-day suspension, followed by a 30-day probation period. Mr. Perlen seconded the motion. The Board voted unanimously in favor of the motion presented.

(36) ADMINISTRATIVE MATTERS

N/A

(37) EXECUTIVE DIRECTORS REPORT

Executive Director, Benton McDonough, presented the revenue report. The Board had no questions.

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

Location: Metro Office Building

Davidson Meeting Room

800 President Ronald Reagan Way, 2nd Flr.

Nashville, TN 37210

Finding no further business before the Board, Chairman Taylor adjourned the meeting at 5:52 P.M.