



The Metropolitan Government of Nashville and Davidson County...

***Metro Beer Board Meeting Minutes
May 22, 2024***

Meeting Date/Location: **Wednesday, May 22, 2024 @ 5:30 P.M.**
Howard Office Building
Sonny West Meeting Room
700 President Ronald Reagan Way
Nashville, TN 37210

Start: 5:30 PM

End: 6:19 PM

BOARD MEMBERS	STAFF PRESENT	BOARD MEMBER ATTENDANCE	OTHERS PRESENT
Mr. Brian Taylor, Chairperson Kia Jarmon, Vice Chairperson Mr. William Conway Ms. Delfine Fox Ms. Shani Glapion Ms. Karolyn Perry Ms. Bailey Spaulding Mr. Matthew Garth, Attorney	Benton McDonough, Director Terrence Darby Sr, Asst. Director Douglas James Jr, ASO III Darrell Hardrick Sr, ASO III Melvin S Brown Jr, Special Assistant to the Director Amanda Webb, Inspector III	Mr. Brian Taylor, Chairperson Mr. William Conway Ms. Delfine Fox Ms. Shani Glapion Ms. Karolyn Perry 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

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

Approval of the May 9, 2024, Minutes:

Changes:

Approval By:

Signature of Chairman _____

Motion: **Approved**

First: **Mr. Conway**

Second: **Ms. Fox**

Opposed: **None**

PUBLIC COMMENT

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 public comments were made.

APPLICATIONS FOR APPROVAL

- (1) *Sova Food Inc., 2936 Hydes Ferry Rd 37218, TAKEAWAY CATERING* T24-28746
CATERER (Dist. #01)
- (2) *Rhizome Productions Inc., 700 Woodland St 37206, NASHVILLE ROSÉ* T24-28790
FESTIVAL
SPECIAL (SPECIAL EVENT OLD) (Dist. #06)
May 18, 2024
- (3) *Prickly Pear Coffee LIMITED LIABILITY COMPANY, LLC, 645 Division St, Ste 100* T24-28701
37203, PRICKLY PEAR COFFEE
ON-SALE (NEW LOCATION) (Dist. #19)
- (4) *Iconic Broadway Nashville, LLC, 312 Broadway 37201, THE VALENTINE* T24-28772
ON-SALE (CHANGE OF OWNERSHIP) (Dist. #19)
- (5) *Royal Indian Cuisine LLC, 106 29Th Ave N 37203, NAWABI HYDERABAD* T24-28852
HOUSE
CATERER (Dist. #21)
- (6) *Vega Designs LLC, 501 Craighead St 37204, VEGA DESIGNS* T24-28861
SPECIAL (SPECIAL EVENT NEW) (Dist. #26)
Saturday May 25, 2024

Following Chairman Taylor's reading of the applications for approval, Mr. Conway made a motion to grant the permits. Ms. Glapion seconded the motion. The motion was unanimously approved.

**DEFER INDEFINITELY
MISSING DOCUMENTS**

(7) *Weavers Dreamers, LLC, 921 Dickerson Pike 37207, FANCYPANTS* T24-28857
ON-SALE (NEW LOCATION) (Dist. #05)
(MISSING DOCUMENTS)

(8) *Pollin/Miller Hospitality Strategies Inc., 811 Main St 37206, Waymore's* T24-28864
Guest House and Casual Club
ON-SALE (EXPANSION) (Dist. #05)
(MISSING DOCUMENTS)

(9) *Metro Nashville Parks Foundation, 600 Woodland St 37206, MUSIC CITY* T24-28860
HOT CHICKEN FESTIVAL
SPECIAL (SPECIAL EVENT OLD) (Dist. #06)
July 4, 2024
(MISSING DOCUMENTS)

(10) *1910 SUITE LLC, 1910 Belcourt Ave 37212*, **BUNGALOW 10** T24-28854

ON-SALE (NEW LOCATION) (Dist. #18)

(MISSING DOCUMENTS)

(11) *Alex S Sekwat and Martha Lupai, 900 Rosa L Parks Blvd #119 37208*, **A AND M** T24-28851

MARKETPLACE

ON/OFF-SALE (OTHER) (Dist. #19)

(MISSING DOCUMENTS)

(12) *VC Restaurant Group, LLC, 300 Commerce St 37201*, **VILLA CASTRIOTI** T24-28855

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

(MISSING DOCUMENTS)

(13) *MS Layer Cake Nashville, LLC, 127 3Rd Ave S 37201*, **LAYER CAKE** T24-28858

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

(MISSING DOCUMENTS)

(14) *AJMC LLC, 200 Broadway 37201*, **CHIEF'S ON BROADWAY** T24-28863

CATERER (Dist. #19)

(MISSING DOCUMENTS)

(15) *Cairo Eagle LLC, 4601 Illinois Ave 37209, CAIRO EAGLE* T24-28862

OFF-SALE (CHANGE OF OWNERSHIP) (Dist. #20)
(MISSING DOCUMENTS)

(16) *Desig-Ner Lounge LLC, 114 28Th Ave N 37203, DESIG-NER LOUNGE* T24-28853

ON-SALE (OLD LOCATION) (Dist. #21)
(MISSING DOCUMENTS)

Following Chairman Taylor's reading the applications for indefinite deferral, Ms. Glapion made a motion to defer the applications indefinitely due to missing documents. Ms. Perry seconded the motion. The motion was unanimously approved.

ADMINISTRATIVE HEARINGS

(17) *Black Rabbit, LLC, 218 3RD AVE N STE. #100, BLACK RABBIT* 18-25474

ON-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 on or about February 21, 2024).

COMPLAINANT: Metro Beer Permit Inspector III Darrell Hardrick Sr

Special Assistant to the Director Melvin S Brown Jr

Metro Beer Permit Inspector I Amanda Webb

SUBPOENA: Trey Cioccia

ID METHOD: No ID Check. No Age Request. (Not Required)

BEER BOARD BEST PRACTICES TRAINING: N/A

PRIOR VIOLATIONS: N/A

RETEST: 30 – 90 Days

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

The following individuals were sworn in to testify in this hearing:

1. Trey Cioccia, Permit Holder
2. Darrell Hardrick, Metro Beer Board Inspector

Mr. Cioccia plead guilty.

Inspector Hardrick provided his testimony of what occurred during this beer buy compliance check.

Following a brief discussion, Ms. Mr. Glapion 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. There was no second on this motion.

Mr. Conway made a motion to issue a \$750 civil penalty or the option to serve a 7-day suspension, followed by a 30-day probation period. Ms. Fox seconded the motion.

Ms. Perry asked if the Board could amend the motion to reduce the fine and suspension option to a \$750 civil penalty or the option to serve a 5-day suspension, followed by a 30-day probation. Ms. Fox seconded the motion. The motion was unanimously approved.

(18) PPFL Holdings LLC, 601 CHURCH ST 37219, COPPER BRANCH

21-27309

ON/OFF-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 March 19, 2024).

COMPLAINANT: BEER BOARD STAFF

SUBPOENA: Charles Spence (Owner)

Olson Gardiner

PRIOR VIOLATION: N/A

2024 PRIVILEGE TAX FEE: Paid 3/26/24

STAFF RECOMMENDATION: \$500 Civil Penalty or 7 Day Suspension and 30 Days Probation

The following individuals were sworn in to testify in this hearing:

3. Charles Spence, Permit Holder
4. Douglas James, Metro Beer Board ASO 3

Mr. Spence plead guilty.

Mr. James provided a timeline of events regarding the privilege tax fee notice.

Mr. Spence informed the Board that he sold the business in 2023 and is no longer an owner.

Following a brief discussion, Chairperson Taylor informed the Board that with the current Beer Board laws and rules in place, he doesn't believe there is any action to be taken by the Board against the permit holder.

Director McDonough informed the Board that that is in our ordinances that a beer permit holder must return their beer permit to our office in the event of a change of ownership.

Chairperson Taylor recommended that the permit holder, Charles Spence, change his plead to "not guilty" since he was not the holder of a beer permit on January 1st, 2024, which Mr. Spence then changed his plea to "not guilty".

Ms. Glapion made a motion to dismiss the complaint. Mr. Conway seconded the motion. The motion was unanimously approved.

(19) *Bag Lady's LLC, 1402 BUCHANAN ST #103 37208, BAG LADY'S*

22-27717

ON-SALE

(Dist. #21)

(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 March 19, 2024).

COMPLAINANT: Beer Board Staff

SUBPOENA: James Littleton

PREVIOUS VIOLATION: N/A

2024 PRIVILEGE TAX FEE: Remains Unpaid

STAFF RECOMMENDATION: \$500 Civil Penalty or 7 Day Suspension and 30 Days Probation

The following individuals were sworn in to testify in this hearing:

1. James Littleton
2. Douglas James, Metro Beer Board ASO 3 (previously sworn in)

Mr. Spence plead guilty.

Mr. James provided a timeline of events regarding the privilege tax fee notice.

Mr. Spence provided his testimony to the Board.

Ms. Glapion made a motion to issue a \$350 civil penalty or the option to serve a 5-day suspension, followed by a 30-day probation period. Mr. Conway seconded the motion. The motion was unanimously approved.

(20) ADMINISTRATIVE MATTERS

Beer Board Application Process Survey Results

ID Compliance Check – 1st operation results

Beer Board Training Program – update

Mr. James provided an overview of the results from the new survey we are sending to applicants once their permit(s) have been approved. The Board didn't have any questions/concerns.

There was no discussion regarding the other two items under Administrative Matters.

(21) EXECUTIVE DIRECTORS REPORT

Executive Director, Benton McDonough, provided the Board with an updated revenue report. There were no questions/concerns from the Board.

Finding no further business before the Board, Chairman Taylor adjourned the meeting at 6:19 P.M.

Next Beer Board Meeting: Thursday, 06/13/24, at 12:00 P.M.

Location: Howard Office Building

Sonny West Meeting Room

700 President Ronald Reagan Way

Nashville, TN 37210



If any accommodations are needed for individuals with disabilities who wish to be present at this meeting, please request the accommodation through hubNashville at <https://nashville.gov/hub-ADA-boards> or by calling (615) 862-5000. Requests should be made as soon as possible, but 72 hours prior to the scheduled meeting is recommended.