



**Agenda for the Meeting of Brentwood Beer Board
Monday, February 13, 2017 - 6:45 pm
Brentwood Municipal Center**

Call to Order by Mayor
Roll Call

Approval of Minutes

December 12, 2016

New Business

1. Request from Crown Cigars & Ales, LLC for an on-premises beer permit for Crown Cigars & Ales, 1800 Carothers Parkway, Suite 1
2. Other new business

Kirk Bednar
City Manager

Anyone requesting accommodations due to disabilities should contact Mike Worsham, A.D.A. Coordinator, at 371-0060, before the meeting.

Brentwood Beer Board Agenda

Meeting Date: 02/13/2017

Submitted by: Debbie Hedgepath, Administration

Department: City Recorder

Information

Subject

Approval or correction of minutes from the December 12, 2016 meeting

Background

Staff recommendation

Attachments

Draft Minutes

MINUTES OF MEETING OF BRENTWOOD BEER BOARD

BRENTWOOD, TENNESSEE

The Brentwood Beer Board met on Monday, December 12, 2016 at 6:45 pm at the Brentwood Municipal Center.

Present were Mayor Regina Smithson, Vice Mayor Jill Burgin, Commissioners Betsy Crossley, Anne Dunn, Rhea Little, Mark Gorman and Ken Travis; City Manager Kirk Bednar; Assistant City Manager Jay Evans; City Attorney Roger Horner and City Recorder Deborah Hedgepath.

Commissioner Travis moved for approval of the minutes from the November 28, 2016 meeting, as submitted; seconded by Vice Mayor Burgin. Approval was unanimous.

New Business

Commissioner Gorman moved for approval of the request from Green Olives, LLC for an on-premises beer permit for Kalamatas, 330 Franklin Road, Suite 904D; seconded by Vice Mayor Burgin. Approval was unanimous.

Commissioner Crossley moved for approval of the request from Cheddar's Franchise Acquisition, LLC for an on-premises beer permit for Cheddar's Casual Cafe, 1654 Westgate Circle; seconded by Commissioner Little. Approval was unanimous.

Being no further business, the meeting adjourned at 6:55 pm.

APPROVED _____

Deborah Hedgepath
Deborah Hedgepath, City Recorder

Brentwood Beer Board Agenda

Meeting Date: 02/13/2017

Submitted by: Debbie Hedgepath, Administration

Department: City Recorder

Information

Subject

Request of Crown Cigars & Ales, LLC for an on-premises beer permit for Crown Cigars & Ales, 1800 Carothers Parkway, Suite 1 (new business)

Background

Crown Cigars & Ales, LLC has requested an on-premises beer sales permit for Crown Cigars & Ales located at 1800 Carothers Parkway, Suite 1. The application is for a new business. This is the former location of The Smokey Cigar 2.

Staff recommendation

N/A

Attachments

Application

APPLICATION FOR BEER PERMIT

TO THE BEER BOARD OF THE CITY OF BRENTWOOD

STATE OF TENNESSEE

COUNTY OF WILLIAMSON

Date Rec'd 1/30/17
Fee Rec'd \$250
Permit Type:
Off-premises ☒
On-premises ☒
On-premises/special event ☐
Event date(s) _____
Manufacturer/distributor _____

Zoning District C-2
Deferred _____
Denied _____
Granted _____
Permit No. 455

I(WE) HEREBY APPLY FOR A PERMIT TO (check one) ☒ SELL
_____ MANUFACTURE OR _____ DISTRIBUTE BEER OR OTHER
BEVERAGES CONTAINING LESS THAN FIVE PERCENT (5%) ALCOHOL,
PURSUANT TO THE PROVISIONS OF TENNESSEE CODE ANNOTATED, TITLE
57, CHAPTER 5 AND THE AMENDMENTS THERETO. THIS APPLICATION IS
BASED UPON THE FOLLOWING INFORMATION:

1. Type of permit desired:

_____ Off-premises sale ☒ On-premises sales _____ Manufacturer/distributor

2. Request is made for: ☒ new business _____ change in location of business

_____ change in ownership of existing business ☒ change in type of permit

_____ change in name of business ☒

_____ Special event - Name of event _____

Location _____ Date(s) _____

(A letter of permission from the property owner must be attached.)

3. Name of applicant Crown Cigars & Ales, LLC

Applicant is a(n): _____ individual ☒ partnership _____ for profit corporation

_____ non-profit corporation _____ other (describe: _____)

4. Name under which business will operate Crown Cigars & Ales
5. Business location 1800 Carothers Parkway suite 1
Brentwood, TN 37027
6. Name and address of person to whom correspondence should be mailed _____
Austin Hough 1800 Carothers Parkway suite 1 Brentwood
TN 37027
7. Describe the nature of the business/organization Retail business of selling
cigars, beers, craft ales and related products.
8. Names and addresses of all persons, firms, corporations, joint-stock companies, syndicates or associations having at least a 5% ownership interest in the applicant (use separate sheets if necessary)
- Austin Hough 602 Pais DARE Lane Franklin, TN 37069
- Larry Hough 602 Pais DARE Lane Franklin, TN 37069
9. Have any of the parties referred to in question 8 above or any persons to be employed in the distribution or sale of beer been convicted of any violation of the laws against the possession, sale, manufacture or transportation of beer or other alcoholic beverages or any crime involving moral turpitude or any felony within the past ten years? If so; give particulars of each charge, court and date convicted.
- No
10. Has this applicant or any of the parties referred to in question 8 above ever had a beer permit revoked, suspended or denied? If so, explain.
- No

11. Do you have any type of business relationship with any person who previously held a beer permit for this location, or with any person or entity who owned any portion of a business which previously held a beer permit for this location? If so, explain

Austin Hough has been an employee of current
beer permit holder for

12. Are you part of the same family as any person who previously held a beer permit for this location, or with any person who owned any portion of a business which previously held a beer permit for this location? If so, explain.

No

13. Name and telephone number of manager to be responsible for sale, storage or manufacture of beer

Austin Hough 615-887-1732

14. Name and address of property owner Liberty Place, LLC
40 Burton Hills Blvd. Suite 430 Nashville, TN 37215

15. Name and location of the nearest church Cool Springs Church of God

1600 Wilson Pike Brentwood, TN 37027

16. Name and location of the nearest school Lipscomb Elementary School

3011 Concord Rd Brentwood, TN

17. Describe steps which will be taken to prevent the sale of beer to minors

< see attached policy >

18. Answer each of the following questions:

Do you agree not to engage in the sale, storage, manufacture or distribution of beer except at the place or places for which a permit is issued?

☒ Yes ☐ No

Do you agree that the sale, storage, manufacture or distribution of beer will be made only in accordance with the permit granted?

☒ Yes ☐ No

Do you agree to rigidly enforce the laws against the sale of beer to minors?

☒ Yes ☐ No

Do you agree not to permit minors or intoxicated persons to loiter around the place of business?

☒ Yes ☐ No

Do you agree not to employ any person in the sale or distribution of beer who has been convicted of any violation of the laws against the possession, sale, manufacturing or transportation of beer or other alcoholic beverages, or any crime involving moral turpitude within the past ten years?

☒ Yes ☐ No

Do you agree to strictly abide by all local, state and federal laws pertaining to the sale of beer?

☒ Yes ☐ No

The undersigned hereby solemnly swears that each and every statement in the foregoing application is true and correct and agrees that if any statement therein is false, the permit issued pursuant thereto may be revoked by the Beer Board, upon notice of hearing, in which event the burden shall be on the permittee to prove the correctness of all the statements in this application. The undersigned certifies that he/she has read and is familiar with the beer laws of the City of Brentwood. In the event of a change in management, the undersigned agrees that the information requested in question 13 will be provided to the City within seven days of such change. If the applicant is other than an individual, the undersigned affirms that he/she is a representative of the applicant duly authorized to submit the foregoing application.

Austin Hough

Signature

Chief Manager

Title (if other than an individual)

Sworn to and subscribed to before me this

28

day of

January

, 20 17

Commission expires: 9-19-2018

[Signature]
Notary Public



NOTE: State law (T.C.A. § 57-5-103(d)) requires that all beer permit holders must provide documentation that they are duly registered for sales tax purposes. A copy of the sales tax registration certificate must be submitted with this application or within ten days after being issued a permit to sell, distribute or manufacture beer.

An application fee of \$250.00 must be submitted with this application.

Crown Cigars and Ales Policy on Beer and Tobacco Sales

First and foremost in accordance with TN Code 39-17-1804 we are an establishment that gains the majority of its business from the sale of Tobacco and restricts minors access to our property. This is part of the Smoke Free TN legislation so EVERYONE entering the store needs to be of legal age to purchase tobacco, and must be 21 in order to stay on our property. We NEVER assume anything and always ask for IDs for purchases.

AT NO TIME WILL BEER BE SOLD BEFORE NOON ON SUNDAY OR POURED AFTER OUR DESIGNATED CLOSING TIME OF 10PM M-W or 11PM TH-SAT.

All employees working at the Brentwood location must complete a state approved ABC class for responsible servers, information on false IDs and proper serving techniques for mitigation of over serving a client, as you the server are the acting representative of the business and are liable for any damages done once an individual leaves the establishment.

At no time will a customer come into possession of Alcohol without first presenting an ID, including placing a beer on the bar. By explanation of a City of Brentwood Detective, that is technically a serve and a violation of the Beer Laws in this City.

Upon ANY tobacco or alcohol related incidence you must fill out a "Tobacco or Alcohol Incidence Report" and store it in the binder behind the bar.

You are never to sell to anyone under the age of 45 with an expired ID, Paper (Temporary ID, or one that has multiple holes punched into the ID). The state of Tennessee has left it to the individual business to regulate their opinions of Temporary IDs, our opinion is to refuse them at the Brentwood Location based on the requirements of the State, Local and Federal Government and the possible fines associated with said violations. Accepted forms of ID in accordance with ABC classes are State IDs, State Issued Firearms Permits, valid Military ID and valid US Passports.

At no time will you accept an ID that has been damaged, appears to be altered or when a customer refuses to remove an ID from their wallet so you may clearly inspect it for proper Date of birth and to insure the ID is unaltered.

You, at no time will serve alcohol to a minor. While we do not fall under the States regulation of Liquor, you are required to ID an individual for each glass that goes over the bar. Meaning, if a party enters, and only one comes up to get a Beer, you are required to ID both people to verify the age of anyone in possession of a glass of beer. Further, while an 18 year old may enter to purchase tobacco, they are not permitted to loiter inside the shop, nor outside where the consumption of alcohol may be taking place.

If you feel it necessary to “cut off” an individual you need to follow procedures in order to not make the situation worse. First begin your process by keeping a clear count of how many beers an individual has had. This can be done obviously by using our tab system, but also by coordinating with fellow employees. Second, offer the individual a water with their drink in order to slow the process down. Third, you should move on to slow service in order to allow the individuals body to metabolize the alcohol. Finally, you should discuss their situation with anyone they came in with in a concerned and professional manor. If the individual is alone, offer to call them a cab or Uber. If they object because of cost, offer to alleviate some of the cost from our own drawer. If an individual does not respect the opinion of the establishment to refuse service based on intoxication, you should mark their name in the computer as “Do Not Serve” and gather their phone number and name for Management to contact and discuss. Should the individual refuse a complimentary Uber, cab or have a sober individual pick them up, you need to call the police. The situation should never get to intoxication, however it is your responsibility as a server not to allow an intoxicated individual to leave the premises.

Failure to properly ID an individual may result in suspension and/or termination. You as a server and in accordance with the law, are responsible for any court costs and fine attributed to these actions.

As a tool, you are required to download the Bar&Club scanner App to your smart phone. If you do not have a smart phone, this app is installed on our iPad.