City of Franklin

109 3rd Ave S
Franklin, TN 37064
(615)791-3217

Meeting Agenda

Beer Board

Tuesday, June 9, 2015 | **4:30 PM** | **Board Room**

Call To Order

Approval of Minutes

1. 15-0538 Approval of Minutes from May 12, 2015 Beer Board meeting.

2. 15-0501 Consider application of JRS & Associates LLC D/B/A Kate's Kitchen, 3301 Aspen Grove, #105, Judith Spivey, Managing Agent, For On Premises Consumption.

Attachments: Kate's Kitchen.pdf

3. 15-0502 Consider Application Of Friends Of Franklin Parks LLC D/B/A Raise The Roofs, 239 Franklin Road, (Harlinsdale), Mindy Tate, Managing Agent, For Special Event, On Premises Consumption. Event Date & Hours: August 15, 2015, 3:00 PM Until 8:00 PM.

Attachments: Raise the Roofs.pdf

4. 15-0537 Consider Application Of SEK Investments LLC D/B/A Lyrics Restaurant & Catering, 230 Franklin Road, Suite 11I, Patricia McCracken, Managing Agent, For On And Off Premises Consumption.

Attachments: Lyrics.pdf

Other Business

Adjournment

ANYONE REQUESTING ACCOMMODATIONS DUE TO DISABILITIES SHOULD CONTACT A.D.A. COORDINATOR, AT 550-5721 AT LEAST 10 DAYS PRIOR TO THE MEETING, IF POSSIBLE.

15-26

APPLICATION FOR BEER PERMIT
STATE OF TENNESSEE
CITY OF FRANKLIN

PURSUANT TO SECTION 8 CHAPTER 2 OF THE CODE OF THE CITY OF FRANKLIN, TENNESSEE, AND THE REQUIREMENTS OF 57-5-101 ET. SEQ. OF THE TENNESSEE CODE ANNOTATED, I HEREBY MAKE APPLICATION FOR:

X ON PREMISES PERMIT
___ OFF PREMISES PERMIT
___ ON AND OFF PREMISES PERMIT
___ MANUFACTURER'S OR DISTRIBUTOR'S PERMIT
___ SPECIAL EVENTS PERMIT DATE OF EVENT _____
HOURS OF EVENT _____

DATE PERMIT NEEDED _____

PERMITS SHALL BE ISSUED TO THE OWNER OF THE BUSINESS, WHETHER A PERSON, FIRM, CORPORATION, JOINT-STOCK COMPANY, SYNDICATE, OR ASSOCIATION.

1. Owner (Applicant) Judith Spivey JRS & Associates, LLC.

Person __ Firm __ Corp___ LLC X Joint-stock co.__ Syndicate __ Association __

2. List all persons, firm, joint-stock companies, syndicates, or associations having at least a 5% ownership interest in the business (attach additional sheet, if needed). Please give name and address.

Judith Spivey - 100%
118 Jamison Station Ln, Franklin 37064

3. If the applicant is a corporation, are they authorized to do business in the State of Tennessee? yes

4. Under what trade name will this business operate?

Kate's Kitchen

City of Franklin business account number 2016 81378

5. Location of the business by street address. For special event, list location of the event.

3301 Aspen Grove #105, Franklin TN 37067

Phone number of the business (615) 472-1390

6. Please give the following information on the person who will be managing the business. This person is an owner X or a managing agent ____.

Name [redacted]

Drivers

Date of

Home p

7. Specify the identity, address and daytime contact phone number of the person to receive annual privilege tax notices and any other communication from the City.

Name Judith Spivey Title Owner

Mailing Address 3301 Aspen Grove #105

City, State, Zip Franklin, TN 37067

Daytime contact phone number 615-920-2944

8. Will the permit be used to operate two or more restaurants or other businesses under the same permit as permitted by T.C.A. Section 57-5-103(a)(4) within the same building? Yes ____ No X

If so, specify number ____. List the names of the restaurants or other businesses and describe their location (use additional sheet if necessary)

_____

_____

9. Do you own the premises on which you will operate? NO
If no, please give the name and address of the property owner.

Eric Powers

Aspen Grove Franklin, TN 37067

10. Has any person having at least 5% ownership interest, managers or employees of the business been convicted of any violation of beer or alcoholic beverage laws or any crime (other than minor traffic violations) within last ten (10) years? NO If so, give particulars of each charge, court and date convicted.

11. Has this owner or the owners organization had a beer permit revoked, suspended, or denied in the State of Tennessee? Yes ___ No X If so, please give date, place and cause of said revocation.

12. Give the name and address of the former beer permittee at this establishment.

Kate's Kitchen - Bernie Strawn

13. Give applicant's history of involvement in the beer business, if any.

None

14. Give applicant's employment record for the past 10 years.

Cassidy Turley 2013-2015

Air Conditioning Service Inc. 2003-2007

Vaco 2009-2012

15. What is the exact nature of the business in which you are applying for a beer permit? (Restaurant, tavern, motel, etc.)

Restaurant

16. Will a full course menu be served? Yes

17. Will separate and sanitary facilities be maintained for men and for women? Yes

18. Will dancing be allowed on your premises? NO
If yes, do you acknowledge that section 9-102 of the Franklin Municipal Code prohibits the operation of establishments allowing dancing between 1:30 AM and 8:00 AM? _____

TRAINING POLICY:

All beer applications must have a training policy submitted with application. This policy must include training regarding the sale of beer to minors.

19. Please read the following and upon signature of this application, you do understand and agree to comply if you are granted a permit.

(a) You will not sell beer or similar beverages except at the place or places for which the beer board has issued your permit.

(b) You will not sell beer or any like beverage except in accordance with the terms of said permit.

(c) If this application is made for permit to sell and not for consumption on the premises, you will not sell for consumption on the premises and not allow consumption on the premises.

(d) You will rigidly enforce the law against sales to minors.

(e) You will prohibit gambling at your establishment and understand that the conduct of such activities on the premises will result in revocation of your permit.

(f) You will secure a certificate or statement from the health department or health officer that the premises covered by the application meet the requirements of the ordinances of the City of Franklin and the laws of the State of Tennessee.

(g) You will not attempt to transfer this permit to anyone else.

(h) You will display this permit in a prominent place in your establishment.

(i) You will not sell or distribute beer between the hours of 3:00 AM and 6:00 AM (8:00 AM for on premises consumption) during the week and between the hours of 3:00 AM Sunday and 12:00 Noon Sunday (10:00 AM for on premises consumption).

(j) You will prohibit the congregation at your establishment of those who reasonably appear to be intoxicated, lawless, rowdy, or prostitutes.

(k) You will not allow any liquor with alcoholic content of greater than five percent (5%) to be consumed on the premises.

(l) You will not allow any sale or delivery of beer for consumption on the premises outside of the building, it being the intention to prohibit the sale of beer by what is commonly known as "curb service" or "curb sales" of beer.

(m) You will comply with all requirements of section 2-201 through 2-229 of the municipal code of the City of Franklin.

A non-refundable $250 fee must accompany this application and the application shall be submitted at least fifteen (15) days prior to the Beer Board meeting at which it is to be considered. If the application is approved you are required to provide documentation of sales tax registration to the city within ten days of approval. Any applicant making false statement in this application shall forfeit his permit and shall not be eligible to receive any permit for a period of ten years.

A privilege tax of $100 is imposed on the business of selling, distributing, storing or manufacturing beer in this state effective January 1, 1994 and each successive January 1. Any holder of a beer permit issued after January 1, 1994 shall pay a pro rata portion of this annual tax when the permit is issued.

I hereby make application to the City of Franklin Beer Board for a beer permit.

The signing of this application acknowledges that I am aware of the laws prohibiting the sale of beer to minors.

I hereby certify that no person having at least a 5% ownership interest, nor any person to be employed in the distribution or sale of beer in my establishment has been convicted of any violation of the beer or alcoholic beverage laws or any crime involving moral turpitude within the past 10 years.

I am also aware that I shall not be issued a permit or my permit shall be revoked if my business location causes traffic congestion or interferes with schools, churches, or other public places of public gathering, or otherwise interferes with public health, safety and morals.

Judith R Spring

Signature of Applicant/Owner (or Authorized Corporate Officer)

On behalf of: JRS & Associates, LLC. DBA Kate's Kitchen

Name of Business Entity

Sworn to and subscribed before me this 14 day of May, 20 15

Donnie A. Fentress

Notary Public

LONNIE A. FENTRESS STATE OF TENNESSEE NOTARY PUBLIC WILLIAMSON COUNTY My Commission Expires June 18, 2017

My Commission Expires: _____

Official Use Only

Application Fee $ 250.00 Date Paid 5-5-15

Privilege Tax $ 6.00 Date Paid 5-5-15

Board Meeting Date 6.9.15

Kates Kitchen

3301 Aspen Grove Drive

Franklin, Tn. 37067

615-472-1390

Prohibited Conduct

Alcoholic beverages may not be sold to anyone under 21 years of age.
Alcoholic beverages may not be sold to intoxicated persons.
Alcoholic beverages may not be sold to someone you suspect is buying it for underage people.
Alcoholic beverages may not be sold or consumed between the hours of
3:00 AM – 6:00 AM on weekdays or between the hours of 3:00 AM and 12:00 PM on Sunday.
(Restaurants only may serve on premises only beginning at 10:00 AM)

Checking Identification

If someone does not clearly appear to be 21 years old, ask for, look at and read their identification. If there is any question about the age or the form of identification, do not sell alcoholic beverages to that person.

Forms of identification that should be used are (1) A valid driver's license
(2) A State issued photo ID.

Check the identification to make sure there have not been any alterations of any kind, especially to the date of birth, such as any erasures, type style that does not match, or damaged paper surfaces. Also check for signs of altered signature. Compare the photo on the identification and the physical characteristics shown on the identification.

Check for counterfeit drivers licenses. They are completely different from the actual license; however they are designed to look like the valid state license.

Possible actions to take

If the ID proves the customer to be underage or there is a doubt about legally selling to this person, it is best to move the product out of reach and sight of the customer and explain why you cannot legally sell the product with something like "I'm sorry, but the law says I cannot sell you alcohol if you appear to be (underage), (intoxicated), (using false ID), etc.

Stay in control. This will show the offender, as well as other customers, that you know what to do and you are in control.

Police may be needed in some cases. If the customer becomes violent and/or makes threats, call 911 for the police.

POLICE DEPARTMENT

Deborah Y. Faulkner, EdD
Chief of Police

Dr. Ken Moore
Mayor

Eric S. Stuckey
City Administrator

May 5, 2015

TO: Chief Deborah Y. Faulkner

FROM: Mary E. Casteel
Mary E. Casteel, Communications Support Coordinator

THRU: Lieutenant Eric Anderson

SUBJECT: Beer Board Background Checks

A check of Franklin Police Department records was completed on Judith Spivy, Managing Agent for Jr's & Associates, LLC and found to be clear.

A check was completed through LexisNexis/Accurint and found to be clear.

Requested by: Christy McCandless

City of Franklin

P O Box 705
Franklin, TN 37065
(615) 791-3225

DATE: 5-5-15

TO: POLICE CHIEF

FROM: CHRISTY MCCANDLESS, ACCOUNT MGMT SUPERVISOR

RE: RECORDS CHECK FOR APPLICATION FOR BEER PERMIT

BEER BOARD MEETING DATE 6-9-15

☑ Applicant is requesting a temporary permit. Please return ASAP.

☐ Please return by _____ to provide information for Beer Board meeting agenda.

Name of Business Kate's Kitchen

Location of Business 3301 Aspen Grove Dr #105

Name of applicant JRS & Associates LLC

Managing Ag [redacted]

Drivers Licen

Date of Birth

☐ Recommend. Based on information available to date, the applicant has no record requiring denial of the permit under the provisions of Title 8 of the Franklin Municipal Code.

☐ Not recommending. Based on information available to date, the Police Dept. is not recommending approval of a permit.

CENTRAL RECORDS DIVISION
FRANKLIN POLICE DEPT

By Records Check Completion

Date _____

Approved _____
Signature

CM

City of Franklin

P O Box 705
Franklin, TN 37065
(615) 791-3225

DATE: 5-15-15

TO: CODES DEPT
FIRE DEPT

FROM: CHRISTY MCCANDLESS, ACCOUNT MGMT SUPERVISOR

RE: BUILDING INSPECTIONS FOR APPLICATION FOR BEER PERMIT

- ✓ ON PREMISES PERMIT
- ___ OFF PREMISES PERMIT
- ___ ON AND OFF PREMISES PERMIT
- ___ MANUFACTURER'S OR DISTRIBUTOR'S PERMIT
- ___ SPECIAL EVENTS PERMIT

✓ Applicant is requesting a temporary permit. Please return ASAP.

___ Please return by _____ to provide information for Beer Board meeting agenda.

Beer Board Meeting Date 6-9-15

Name of Business Kate's Kitchen

Location of Business 3301 Aspen Grove, #105
(open from 11:00 - 3:00 week days)

CODES DEPT

[signature]
Building Inspector

5-6-15
Date

FIRE DEPT

_____
Fire Inspector

_____
Date

City of Franklin

P O Box 705
Franklin, TN 37065
(615) 791-3225

DATE: 5-5-15

TO: CODES DEPT
FIRE DEPT

FROM: CHRISTY MCCANDLESS, ACCOUNT MGMT SUPERVISOR

RE: BUILDING INSPECTIONS FOR APPLICATION FOR BEER PERMIT

- ✓ ON PREMISES PERMIT
- ___ OFF PREMISES PERMIT
- ___ ON AND OFF PREMISES PERMIT
- ___ MANUFACTURER'S OR DISTRIBUTOR'S PERMIT
- ___ SPECIAL EVENTS PERMIT

✓ Applicant is requesting a temporary permit. Please return ASAP.

___ Please return by _____ to provide information for Beer Board meeting agenda.

Beer Board Meeting Date 6-9-15

Name of Business Kate's Kitchen

Location of Business 3301 Aspen Grove # 105
(open from 11:00 - 3:00 weekdays)

CODES DEPT

_____ _____
Building Inspector Date

FIRE DEPT

Wayne Mobley 5-7-15
Fire Inspector Date

15-27

APPLICATION FOR BEER PERMIT
STATE OF TENNESSEE
CITY OF FRANKLIN

PURSUANT TO SECTION 8 CHAPTER 2 OF THE CODE OF THE CITY OF FRANKLIN, TENNESSEE, AND THE REQUIREMENTS OF 57-5-101 ET. SEQ. OF THE TENNESSEE CODE ANNOTATED, I HEREBY MAKE APPLICATION FOR:

- X **ON PREMISES PERMIT**
- ___ **OFF PREMISES PERMIT**
- ___ **ON AND OFF PREMISES PERMIT**
- ___ **MANUFACTURER'S OR DISTRIBUTOR'S PERMIT**
- X **SPECIAL EVENTS PERMIT** **DATE OF EVENT** 8/15/15
  HOURS OF EVENT 3-8 p.m.

DATE PERMIT NEEDED 8/14/15

PERMITS SHALL BE ISSUED TO THE OWNER OF THE BUSINESS, WHETHER A PERSON, FIRM, CORPORATION, JOINT-STOCK COMPANY, SYNDICATE, OR ASSOCIATION.

1. **Owner (Applicant)** Friends of Franklin Parks LLC

   Person __ **Firm** __ **Corp**___ **LLC** X **Joint-stock co.**__ **Syndicate** __ **Association** __

2. **List all persons, firm, joint-stock companies, syndicates, or associations having at least a 5% ownership interest in the business (attach additional sheet, if needed). Please give name and address.**

   Non-profit organization / Board list attached

3. **If the applicant is a corporation, are they authorized to do business in the State of Tennessee?** ___

4. **Under what trade name will this business operate?**

   Raise the Roots

   City of Franklin business account number N/A

5. **Location of the business by street address. For special event, list location of the event.**

Park at Harlinsdale, 239 Franklin Road, Franklin

Phone number of the business (615) 794-0998

6. **Please give the following information on the person who will be managing the business. This person is an owner ____ or a managing agent X.**

[redacted]

7. **Specify the identity, address and daytime contact phone number of the person to receive annual privilege tax notices and any other communication from the City.**

Name _____ **Title** _____

N/A

Mailing Address _____

City, State, Zip _____

Daytime contact phone number _____

8. **Will the permit be used to operate two or more restaurants or other businesses under the same permit as permitted by T.C.A. Section 57-5-103(a)(4) within the same building? Yes ____ No X.**

If so, specify number ____. List the names of the restaurants or other businesses and describe their location (use additional sheet if necessary)

_____

_____

9. **Do you own the premises on which you will operate?** No
If no, please give the name and address of the property owner.
City of Franklin

10. **Has any person having at least 5% ownership interest, managers or employees of the business been convicted of any violation of beer or alcoholic beverage laws or any crime (other than minor traffic violations) within last ten (10) years?** No **If so, give particulars of each charge, court and date convicted.**

11. **Has this owner or the owners organization had a beer permit revoked, suspended, or denied in the State of Tennessee? Yes** ___ **No** X **If so, please give date, place and cause of said revocation.**

12. **Give the name and address of the former beer permittee at this establishment.**
previous event

13. **Give applicant's history of involvement in the beer business, if any.**
Staged multiple nonprofit events with beer + alcohol + no incidents

14. **Give applicant's employment record for the past 10 years.**
N/A

15. What is the exact nature of the business in which you are applying for a beer permit? (Restaurant, tavern, motel, etc.)

_____

16. Will a full course menu be served? _____

17. Will separate and sanitary facilities be maintained for men and for women? _____

18. Will dancing be allowed on your premises? Yes
If yes, do you acknowledge that section 9-102 of the Franklin Municipal Code prohibits the operation of establishments allowing dancing between 1:30 AM and 8:00 AM? Yes

TRAINING POLICY:

All beer applications must have a training policy submitted with application. This policy must include training regarding the sale of beer to minors.

19. Please read the following and upon signature of this application, you do understand and agree to comply if you are granted a permit.

(a) You will not sell beer or similar beverages except at the place or places for which the beer board has issued your permit.

(b) You will not sell beer or any like beverage except in accordance with the terms of said permit.

(c) If this application is made for permit to sell and not for consumption on the premises, you will not sell for consumption on the premises and not allow consumption on the premises.

(d) You will rigidly enforce the law against sales to minors.

(e) You will prohibit gambling at your establishment and understand that the conduct of such activities on the premises will result in revocation of your permit.

(f) You will secure a certificate or statement from the health department or health officer that the premises covered by the application meet the requirements of the ordinances of the City of Franklin and the laws of the State of Tennessee.

(g) You will not attempt to transfer this permit to anyone else.

(h) You will display this permit in a prominent place in your establishment.

(i) You will not sell or distribute beer between the hours of 3:00 AM and 6:00 AM (8:00 AM for on premises consumption) during the week and between the hours of 3:00 AM Sunday and 12:00 Noon Sunday (10:00 AM for on premises consumption).

(j) You will prohibit the congregation at your establishment of those who reasonably appear to be intoxicated, lawless, rowdy, or prostitutes.

(k) You will not allow any liquor with alcoholic content of greater than five percent (5%) to be consumed on the premises.

(l) You will not allow any sale or delivery of beer for consumption on the premises outside of the building, it being the intention to prohibit the sale of beer by what is commonly known as "curb service" or "curb sales" of beer.

(m) You will comply with all requirements of section 2-201 through 2-229 of the municipal code of the City of Franklin.

A non-refundable $250 fee must accompany this application and the application shall be submitted at least fifteen (15) days prior to the Beer Board meeting at which it is to be considered. If the application is approved you are required to provide documentation of sales tax registration to the city within ten days of approval. Any applicant making false statement in this application shall forfeit his permit and shall not be eligible to receive any permit for a period of ten years.

A privilege tax of $100 is imposed on the business of selling, distributing, storing or manufacturing beer in this state effective January 1, 1994 and each successive January 1. Any holder of a beer permit issued after January 1, 1994 shall pay a pro rata portion of this annual tax when the permit is issued.

I hereby make application to the City of Franklin Beer Board for a beer permit.

The signing of this application acknowledges that I am aware of the laws prohibiting the sale of beer to minors.

I hereby certify that no person having at least a 5% ownership interest, nor any person to be employed in the distribution or sale of beer in my establishment has been convicted of any violation of the beer or alcoholic beverage laws or any crime involving moral turpitude within the past 10 years.

I am also aware that I shall not be issued a permit or my permit shall be revoked if my business location causes traffic congestion or interferes with schools, churches, or other public places of public gathering, or otherwise interferes with public health, safety and morals.

Mindy D. Idea

Signature of Applicant/Owner (or Authorized Corporate Officer)

On behalf of: Friends of Franklin Parks LLC

Name of Business Entity

Sworn to and subscribed before me this 7th **day of** May **, 20** 15

ESTELLE DENTON
STATE OF TENNESSEE NOTARY PUBLIC
WILLIAMSON COUNTY, TENN.

Estelle Denton

Notary Public

My Commission Expires: 8-27-2015

Official Use Only

Application Fee $ 250.00 **Date Paid** 5-12-15

Privilege Tax $ — **Date Paid** —

Board Meeting Date 6, 9, 15

Friends of Franklin Parks
2013 Board of Directors

Adam Ballash Development Manager Boyle Nashville, LLC
Albert Menefee
Amy Cross Nance Attorney Amy Cross, Attorney at Law
Ashley Roberts Managing Director A Vintage Affair
Chad Dannenfelser Executive Sale Rep Janssen, Pharmaceutical Companies of Johnson & Johnson
Chris Cummins MyHealthDIRECT Class of 2013
David Landrum Owner Landrum Stables
Gary Vogrin Partner Kiser + Vogrin Design, LLC
Greg Young Attorney Stites & Harbison, PLLC
James "Jamey" Parker Vice President Morgan Stanley Smith Barney

Joan Jones Nissan North America, Inc. Senior Manager Sales Operations
Monty McInturff, DVM Co-owner Tennessee Equine Hospital
Stacey Watson Community Development Stites & Harbison, PLLC
Suzy Heer Equestrian & Community Volunteer
Zane Martin Vice President, Private Client Services First Tennessee Bank, N.A.

Franklin Tomorrow/Friends of Franklin Parks

Mindy Tate Executive Director

Friends of Franklin Parks
2013 Board of Directors

Adam Ballash Development Manager Boyle Nashville, LLC
Albert Menefee
Amy Cross Nance Attorney Amy Cross, Attorney at Law
Ashley Roberts Managing Director A Vintage Affair
Chad Dannenfelser Executive Sale Rep Janssen, Pharmaceutical Companies of Johnson & Johnson
Chris Cummins MyHealthDIRECT Class of 2013
David Landrum Owner Landrum Stables
Gary Vogrin Partner Kiser + Vogrin Design, LLC
Greg Young Attorney Stites & Harbison, PLLC
James "Jamey" Parker Vice President Morgan Stanley Smith Barney

Joan Jones Nissan North America, Inc. Senior Manager Sales Operations
Monty McInturff, DVM Co-owner Tennessee Equine Hospital
Stacey Watson Community Development Stites & Harbison, PLLC
Suzy Heer Equestrian & Community Volunteer
Zane Martin Vice President, Private Client Services First Tennessee Bank, N.A.

Franklin Tomorrow/Friends of Franklin Parks

Mindy Tate Executive Director

IRS Department of the Treasury
Internal Revenue Service
P.O. Box 2508
Cincinnati OH 45201

In reply refer to: 0248132325
Jan. 12, 2012 LTR 4168C E0
62-1821869 000000 00
00017063
BODC: NOBOD

FRANKLIN TOMORROW INC
PO BOX 383
FRANKLIN TN 37065

007068

Em[redacted]

Dear[redacted]

This is in response to your Jan. 03, 2012, request for information regarding your tax-exempt status.

Our records indicate that you were recognized as exempt under section 501(c)(3) of the Internal Revenue Code in a determination letter issued in October 2005.

Our records also indicate that you are not a private foundation within the meaning of section 509(a) of the Code because you are described in section(s) 509(a)(1) and 170(b)(1)(A)(vi).

Donors may deduct contributions to you as provided in section 170 of the Code. Bequests, legacies, devises, transfers, or gifts to you or for your use are deductible for Federal estate and gift tax purposes if they meet the applicable provisions of sections 2055, 2106, and 2522 of the Code.

Please refer to our website www.irs.gov/eo for information regarding filing requirements. Specifically, section 6033(j) of the Code provides that failure to file an annual information return for three consecutive years results in revocation of tax-exempt status as of the filing due date of the third return for organizations required to file. We will publish a list of organizations whose tax-exempt status was revoked under section 6033(j) of the Code on our website beginning in early 2011.

POLICE DEPARTMENT

Deborah Y. Faulkner, EdD
Chief of Police

Dr. Ken Moore
Mayor

Eric S. Stuckey
City Administrator

May 13, 2015

TO: Chief Deborah Y. Faulkner

FROM: Mary E. Casteel
Mary E. Casteel, Communications Support Coordinator

THRU: Lieutenant Eric Anderson

SUBJECT: Beer Board Background Checks

A check of Franklin Police Department records was completed on Mindy Tate, Managing Agent for Friends of Franklin Parks and and revealed a minor traffic violation in 1991.

A check was completed through LexisNexis/Accurint and found to be clear.

Requested by: Christy McCandless

City of Franklin

P O Box 705
Franklin, TN 37065
(615) 791-3225

DATE: 5-12-15

TO: POLICE CHIEF

FROM: CHRISTY MCCANDLESS, ACCOUNT MGMT SUPERVISOR

RE: RECORDS CHECK FOR APPLICATION FOR BEER PERMIT

BEER BOARD MEETING DATE 6-9-15

☐ Applicant is requesting a temporary permit. Please return ASAP.

☑ Please return by 5-19-15 to provide information for Beer Board meeting agenda.

Name of Business Friends of Franklin Parks

Location of Business 239 Franklin Rd (Hall.n)dale)

Name of applicant Friends of Franklin Parks

[redacted]

☐ denial of the permit under the provisions of Title 8 of the Franklin Municipal Code.

☐ Not recommending. Based on information available to date, the Police Dept. is not recommending approval of a permit.

CENTRAL RECORDS DIVISION
FRANKLIN POLICE DEPT

By Records Check completed

Date 5/13/15

Approved _____
Signature

City of Franklin

P O Box 705
Franklin, TN 37065
(615) 791-3225

DATE: 5-12-15

TO: CODES DEPT
FIRE DEPT

FROM: CHRISTY MCCANDLESS, ACCOUNT MGMT SUPERVISOR

RE: BUILDING INSPECTIONS FOR APPLICATION FOR BEER PERMIT

✓ ON PREMISES PERMIT
___ OFF PREMISES PERMIT
___ ON AND OFF PREMISES PERMIT
___ MANUFACTURER'S OR DISTRIBUTOR'S PERMIT
✓ SPECIAL EVENTS PERMIT

☐ Applicant is requesting a temporary permit. Please return ASAP.

☑ Please return by 5-20-15 to provide information for Beer Board meeting agenda.

Beer Board Meeting Date 6-9-15

Name of Business Friends of Franklin Parks

Location of Business 239 Franklin Rd / Harlinsdale

CODES DEPT

[signature] 5-13-15
Building Inspector

5-13-15
Date

FIRE DEPT

Fire Inspector

Date

City of Franklin

P O Box 705
Franklin, TN 37065
(615) 791-3225

DATE: 5-12-15

TO: CODES DEPT
FIRE DEPT

FROM: CHRISTY MCCANDLESS, ACCOUNT MGMT SUPERVISOR

RE: BUILDING INSPECTIONS FOR APPLICATION FOR BEER PERMIT

✓ ON PREMISES PERMIT
___ OFF PREMISES PERMIT
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✓ SPECIAL EVENTS PERMIT

___ Applicant is requesting a temporary permit. Please return ASAP.

✓ Please return by 5-20-15 to provide information for Beer Board meeting agenda.

Beer Board Meeting Date 6-9-15

Name of Business Friends of Franklin Parks

Location of Business 339 Franklin Rd (Hallinsdale)

CODES DEPT

_____ _____
Building Inspector Date

FIRE DEPT

Jonathan D Dye 5-14-15
Fire Inspector Date

APPLICATION FOR BEER PERMIT
STATE OF TENNESSEE
CITY OF FRANKLIN

PURSUANT TO SECTION 8 CHAPTER 2 OF THE CODE OF THE CITY OF FRANKLIN, TENNESSEE, AND THE REQUIREMENTS OF 57-5-101 ET. SEQ. OF THE TENNESSEE CODE ANNOTATED, I HEREBY MAKE APPLICATION FOR:

____ ON PREMISES PERMIT
____ OFF PREMISES PERMIT
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____ MANUFACTURER'S OR DISTRIBUTOR'S PERMIT
____ SPECIAL EVENTS PERMIT DATE OF EVENT_____
HOURS OF EVENT _____

DATE PERMIT NEEDED _____

PERMITS SHALL BE ISSUED TO THE OWNER OF THE BUSINESS, WHETHER A PERSON, FIRM, CORPORATION, JOINT-STOCK COMPANY, SYNDICATE, OR ASSOCIATION.

1. **Owner (Applicant)** SEK INVESTMENTS dba Lyrics Restaurant & Catering

Person __ **Firm** __ **Corp**___ **LLC** ✓ **Joint-stock co.**__ **Syndicate** __ **Association** __

2. **List all persons, firm, joint-stock companies, syndicates, or associations having at least a 5% ownership interest in the business (attach additional sheet, if needed). Please give name and address.**

PATRICIA McCRACKEN & SAM BARCUS

102 HAMPSTED LANE, FRANKLIN TN 37069

3. **If the applicant is a corporation, are they authorized to do business in the State of Tennessee?** YES

4. **Under what trade name will this business operate?**

LYRICS

City of Franklin business account number 9420

5. **Location of the business by street address. For special event, list location of the event.**

230 FRANKLIN ROAD, SUITE 11L FRANKLIN TN 37064

Phone number of the business 615-791-6065

6. **Please give the following information on the person who will be managing the business. This person is an owner** ✓ **or a managing agent** ____.

Na[redacted]

Dr

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Ho

7. **Specify the identity, address and daytime contact phone number of the person to receive annual privilege tax notices and any other communication from the City.**

Name PATRICIA McCRACKEN **Title** OWNER

Mailing Address 230 FRANKLIN RD

City, State, Zip FRANKLIN TN 37064

Daytime contact phone number 615-791-6065

8. **Will the permit be used to operate two or more restaurants or other businesses under the same permit as permitted by T.C.A. Section 57-5-103(a)(4) within the same building? Yes** ____ **No** ✓.

If so, specify number ____. **List the names of the restaurants or other businesses and describe their location (use additional sheet if necessary)**

_____

_____

9. **Do you own the premises on which you will operate?** No
If no, please give the name and address of the property owner.

FACTORY LEASING LLC

10. **Has any person having at least 5% ownership interest, managers or employees of the business been convicted of any violation of beer or alcoholic beverage laws or any crime (other than minor traffic violations) within last ten (10) years?** NO **If so, give particulars of each charge, court and date convicted.**

11. **Has this owner or the owners organization had a beer permit revoked, suspended, or denied in the State of Tennessee? Yes** ___ **No** ✓ **If so, please give date, place and cause of said revocation.**

12. **Give the name and address of the former beer permittee at this establishment.**

SAME

13. **Give applicant's history of involvement in the beer business, if any.**

~~NONE~~ previous name Stoveworks

14. **Give applicant's employment record for the past 10 years.**

OWNER- STOVEWORKS RESTAURANT

15. **What is the exact nature of the business in which you are applying for a beer permit? (Restaurant, tavern, motel, etc.)**

RESTAURANT

16. **Will a full course menu be served?** YES

17. **Will separate and sanitary facilities be maintained for men and for women?** YES

18. **Will dancing be allowed on your premises?** YES
If yes, do you acknowledge that section 9-102 of the Franklin Municipal Code prohibits the operation of establishments allowing dancing between 1:30 AM and 8:00 AM? YES

TRAINING POLICY:

All beer applications must have a training policy submitted with application. This policy must include training regarding the sale of beer to minors.

19. **Please read the following and upon signature of this application, you do understand and agree to comply if you are granted a permit.**

(a) **You will not sell beer or similar beverages except at the place or places for which the beer board has issued your permit.**

(b) **You will not sell beer or any like beverage except in accordance with the terms of said permit.**

(c) **If this application is made for permit to sell and not for consumption on the premises, you will not sell for consumption on the premises and not allow consumption on the premises.**

(d) **You will rigidly enforce the law against sales to minors.**

(e) **You will prohibit gambling at your establishment and understand that the conduct of such activities on the premises will result in revocation of your permit.**

(f) **You will secure a certificate or statement from the health department or health officer that the premises covered by the application meet the requirements of the ordinances of the City of Franklin and the laws of the State of Tennessee.**

(g) **You will not attempt to transfer this permit to anyone else.**

(h) **You will display this permit in a prominent place in your establishment.**

(i) **You will not sell or distribute beer between the hours of 3:00 AM and 6:00 AM (8:00 AM for on premises consumption) during the week and between the hours of 3:00 AM Sunday and 12:00 Noon Sunday (10:00 AM for on premises consumption).**

(j) **You will prohibit the congregation at your establishment of those who reasonably appear to be intoxicated, lawless, rowdy, or prostitutes.**

(k) **You will not allow any liquor with alcoholic content of greater than five percent (5%) to be consumed on the premises.**

(l) **You will not allow any sale or delivery of beer for consumption on the premises outside of the building, it being the intention to prohibit the sale of beer by what is commonly known as "curb service" or "curb sales" of beer.**

(m) **You will comply with all requirements of section 2-201 through 2-229 of the municipal code of the City of Franklin.**

A non-refundable $250 fee must accompany this application and the application shall be submitted at least fifteen (15) days prior to the Beer Board meeting at which it is to be considered. If the application is approved you are required to provide documentation of sales tax registration to the city within ten days of approval. Any applicant making false statement in this application shall forfeit his permit and shall not be eligible to receive any permit for a period of ten years.

A privilege tax of $100 is imposed on the business of selling, distributing, storing or manufacturing beer in this state effective January 1, 1994 and each successive January 1. Any holder of a beer permit issued after January 1, 1994 shall pay a pro rata portion of this annual tax when the permit is issued.

I hereby make application to the City of Franklin Beer Board for a beer permit.

The signing of this application acknowledges that I am aware of the laws prohibiting the sale of beer to minors.

I hereby certify that no person having at least a 5% ownership interest, nor any person to be employed in the distribution or sale of beer in my establishment has been convicted of any violation of the beer or alcoholic beverage laws or any crime involving moral turpitude within the past 10 years.

I am also aware that I shall not be issued a permit or my permit shall be revoked if my business location causes traffic congestion or interferes with schools, churches, or other public places of public gathering, or otherwise interferes with public health, safety and morals.

Patricia McCracken

Signature of Applicant/Owner (or Authorized Corporate Officer)

On behalf of: SEK INVESTMENTS dba Lyrics
Name of Business Entity

Sworn to and subscribed before me this 21 **day of** May, **20** 15

CAROL BISHOP
STATE OF TENNESSEE NOTARY PUBLIC
COUNTY OF WILLIAMSON

Carol Bishop

Notary Public

My Commission Expires: 10-11-2015

Official Use Only

Application Fee $ 250.00 **Date Paid** 5/22/15

Privilege Tax $ 58.00 **Date Paid** 5/22/15

Board Meeting Date 6/9/15

City of Franklin

P O Box 705
Franklin, TN 37065
(615) 791-3225

DATE: 5/22/15

TO: CODES DEPT
FIRE DEPT

FROM: CHRISTY MCCANDLESS, ACCOUNT MGMT SUPERVISOR

RE: BUILDING INSPECTIONS FOR APPLICATION FOR BEER PERMIT

___ ON PREMISES PERMIT
___ OFF PREMISES PERMIT
✓ ON AND OFF PREMISES PERMIT
___ MANUFACTURER'S OR DISTRIBUTOR'S PERMIT
___ SPECIAL EVENTS PERMIT

ف Applicant is requesting a temporary permit. Please return ASAP.

✗ Please return by 5/29/15 to provide information for Beer Board meeting agenda.

Beer Board Meeting Date 6/9/15

Name of Business Lyrico Restaurant & Catering

Location of Business 230 Franklin Rd. Ste. 11-L

CODES DEPT

_____ _____
Building Inspector Date

FIRE DEPT

Jonathan B. Dye 5-26-15
Fire Inspector Date