

MINUTES OF THE REGULAR SESSION OF THE BEER BOARD OF THE CITY OF KNOXVILLE

September 15, 2015 – 6:00pm
Main Assembly Room, City-County Building

Chairwoman Palmer called the meeting to order at 6:00pm.

The following Beer Board members were present: Daniel Brown, Mark Campen, Nick Della Volpe, Duane Grieve, Vice Mayor Nick Pavlis, Finbarr Saunders, and Marshall Stair.

Beer Board member George Wallace was absent.

Approval of Minutes:

Motion: Vice-Mayor Pavlis moved to approve the minutes from the August 18, 2015 Regular Session of the Beer Board.
Second: Council Member Brown
Vote: Unanimous "Aye"
Disposition: Minutes approved

Permit Requests:

Reporting for the Revenue Office: Donna Dyer and Wanda Day
Reporting for KPD: Sgt. Tracy Hunter

- BABALU KNOXVILLE #1 LLC, APPLICANT**
BABALU TACOS & TAPAS 5 MARKET ST
412 S GAY ST STE 101
BABALU KNOXVILLE #1 LLC, OWNER
EAT HERE BRANDS LLC, OWNER
WILLIAM H LATHAM, OWNER
DAVID ROBERTS, OWNER
MICHAEL J STACK, OWNER
JAMES DEWITT, MANAGER
ON/OFF PREMISE

KPD: No record
Revenue: Building Inspection, Fire Prevention, and Health Department approvals are needed to complete the file.
Motion: Council Member Brown moved to approve pending final documentation.

Second: Council Member Saunders
Vote: Unanimous "Aye"
Disposition: Beer permit approved pending final documentation

2. BALTER BEERWORKS LLC, APPLICANT

BALTER BEERWORKS

100 S BROADWAY

BALTER BEERWORKS LLC, OWNER

DAVID NEAL WEDEKIND, OWNER

SQUAREONE HOLDING COMPANY LLC, OWNER

HENRY ALLEN COREY, OWNER

ANTHONY MARK CHILCOAT, MANAGER

ON/OFF PREMISE

Note: This application was heard in the meeting after application # 3.

KPD: No record

Revenue: Building Inspection, Fire Prevention, and Health Department approvals as well as the former owner's beer permit are needed to complete the file.

Motion: Vice-Mayor Pavlis moved to approve pending final documentation.

Second: Council Member Brown

Vote: Unanimous "Aye"

Disposition: Beer permit approved pending final documentation

3. BALTER BEERWORKS LLC, APPLICANT

BALTER BEERWORKS

100 S BROADWAY

BALTER BEERWORKS LLC, OWNER

DAVID NEAL WEDEKIND, OWNER

SQUAREONE HOLDING COMPANY LLC, OWNER

HENRY ALLEN COREY, OWNER

ANTHONY MARK CHILCOAT, MANAGER

MFG/DIST

Note: This application was heard in the meeting before application # 2.

KPD: No record

Revenue: Building Inspection, Fire Prevention, and Health Department approvals as well as the former owner's beer permit are needed to complete the file.

Motion: Council Member Brown moved to approve pending final documentation.

Second: Council Member Saunders

Vote: Unanimous "Aye"

Disposition: Beer permit approved pending final documentation

4. SANVI LLC, APPLICANT

BROADWAY FOOD MART

4801 N BROADWAY ST

SANVI LLC, OWNER

CHHAYA N PATEL, OWNER

NIKITA PATEL, OWNER

DHARMISHTHA D PATEL, OWNER

OFF PREMISE

KPD: No record

Revenue: The former owner's beer permit is needed to complete the file.

Motion: Council Member Campen moved to approve the beer permit pending final documentation.

Second: Council Member Saunders

Vote: Unanimous "Aye"

Disposition: Beer permit approved pending final documentation

5. VELOTA GROUP LLC, APPLICANT

CHOLO TAQUERIA

314 S GAY ST

VELOTA GROUP LLC, OWNER

BILL ANGELOS, OWNER

NIKO ANGELOS, OWNER

DINO ANGELOS, OWNER

BEN AUSTIN, OWNER

ON/OFF PREMISE

KPD: No record

Revenue: Building Inspection, Fire Prevention, and Health Department approvals as well as three additional owner/manager applications.

Discussion: Revenue Representatives Wanda Day and Donna Dyer, Sgt. Tracy Hunter, Council Attorney Rob Frost, Council Member Della Volpe, and Vice-Mayor Pavlis regarding the need to re-advertise this application due to incorrect names on the original application.

Motion: Council Member Della Volpe moved to defer the matter to the October 27, 2015 meeting.

Second: Council Member Grieve

Vote: Unanimous "Aye"

Disposition: Deferred to October 27, 2015

6. COMMUNITY SHARES INC, APPLICANT

COMMUNITY SHARES INC

507 S GAY ST STE 1120

COMMUNITY SHARES INC, OWNER

SHELLEY WASCOM, MANAGER

TEMPORARY

KPD: No record
Revenue: File complete
Motion: Council Member Grieve moved to approve the beer permit.
Second: Council Member Della Volpe
Vote: Unanimous "Aye"
Disposition: Beer permit approved

7. CYSTIC FIBROSIS FOUNDATION, APPLICANT

CYSTIC FIBROSIS FOUNDATION

5401 KINGSTON PK STE 230

CYSTICFIBROSIS FOUNDATION, OWNER

LEIGH ELLINGTON, MANAGER

TEMPORARY

The application was withdrawn by the applicant prior to the meeting.

8. KEVIN CHERRY, APPLICANT

DILEMMA ULTRA LOUNGE AND GRILL

2630 N BROADWAY

KEVIN CHERRY, OWNER

ON/OFF PREMISE, WITH DANCING

KPD: No record
Revenue: Building Inspection, Fire Prevention, and Health Department approvals as well as copy of sales tax registration and certificate of zoning from MPC are needed to complete the file.
Motion: Council Member Della Volpe moved to approve the beer permit pending final documentation.
Second: Council Member Saunders
Vote: Unanimous "Aye"
Disposition: Beer permit approved pending final documentation

9. INTREPID PRODUCTIONS, APPLICANT

INTREPID PRODUCTIONS

10439 NE 52ND ST

INTREPID PRODUCTIONS, OWNER
BRAD MADER, MANAGER
TEMPORARY

The application was withdrawn by the applicant prior to the meeting.

10. ALVIN BAILEY SR, APPLICANT

JAZZY LYNNS RESTAURANT
4680 HOLSTON DR
ALVIN BAILEY SR, OWNER
ON/OFF PREMISE

KPD: No record
Revenue: A copy of the sales tax registration is needed to complete the file.
Motion: Council Member Brown moved to approve the beer permit pending final documentation.
Second: Council Member Della Volpe
Vote: Unanimous "Aye"
Disposition: Beer permit approved pending final documentation

11. KNOXVILLE TRACK CLUB, APPLICANT

KNOXVILLE TRACK CLUB
PO BOX 52266
KNOXVILLE TRACK CLUB, OWNER
DAVID BLACK, MANAGER
TEMPORARY

KPD: The TASK Class has not been completed and the manager has not submitted for fingerprints or background check.
Revenue: The plan for server compliance is needed to complete the file.
Motion: Council Member Grieve moved to defer the matter to the October 27, 2015 meeting.
Second: Council Member Della Volpe
Vote: Unanimous "Aye" with one recusal
Disposition: Deferred to October 27, 2015

12. LDWB KNOX LLC, APPLICANT

LONESOME DOVE WESTERN BISTRO
100 N CENTRAL ST
LDWB KNOX LLC, OWNER
TIMOTHY H LOVE, OWNER
LDWB LLC, OWNER

The applicant had requested to have the matter deferred to the October 27, 2015 meeting.

Motion: Council Member Grieve moved to defer the matter to the October 27, 2015 meeting.

Second: Council Member Della Volpe

Vote: Unanimous "Aye"

Disposition: Deferred to October 27, 2015

13. REDS LINE-UP SPORTSBAR AND GRILL LLC, APPLICANT

REDS LINE-UP SPORTSBAR AND GRILL

6547 CHAPMAN HWY

REDS LINE-UP SPORTSBAR AND GRILL LLC, OWNER

KIMBERLY MISZKIEL, OWNER

ON/OFF PREMISE, WITH DANCING

KPD: No record

Revenue: The former owner's beer permit is needed to complete the file.

Motion: Vice-Mayor Pavlis moved to approve the beer permit pending final documentation.

Second: Council Member Brown

Vote: Unanimous "Aye"

Disposition: Beer permit approved pending final documentation

14. SCHULZ BRAU BREWING LLC, APPLICANT

SCHULZ BRAU BREWING COMPANY

126 BERNARD AVE

SCHULZ BRAU BREWING LLC, OWNER

NICO SCHULZ, OWNER

WOLFGANG SCHULZ, OWNER

ILONA SCHULTZ, OWNER

ON/OFF PREMISE

Note: This application was heard in the meeting after application # 15.

KPD: No record

Revenue: Building Inspection, Fire Prevention, and Health Department approvals are needed to complete the file.

Motion: Council Member Della Volpe moved to approve the beer permit pending final documentation.

Second: Council Member Saunders

Vote: Unanimous "Aye"

Disposition: Beer permit approved pending final documentation

15. SCHULZ BRAU BREWING LLC, APPLICANT

SCHULZ BRAU BREWING COMPANY

126 BERNARD AVE

SCHULZ BRAU BREWING LLC, OWNER

NICO SCHULZ, OWNER

WOLFGANG SCHULZ, OWNER

IIONA SCHULTZ, OWNER

MFG/DIST

Note: This application was heard in the meeting before application # 14.

KPD: No record

Revenue: Building Inspection, Fire Prevention, and Health Department approvals are needed to complete the file.

Motion: Council Member Della Volpe moved to approve the beer permit pending final documentation.

Second: Council Member Saunders

Vote: Unanimous "Aye"

Disposition: Beer permit approved pending final documentation

16. SPECIAL SPACES, APPLICANT

SPECIAL SPACES BED RACE

9028 MIDDLEBROOK PIKE

SPECIAL SPACES, OWNER

NATHAN ROBINETTE, MANAGER

TEMPORARY

KPD: The TASK Class has not been completed.

Revenue: The plan for server compliance is needed to complete the file.

Motion: Council Member Stair moved to approve the beer permit pending final documentation.

Second: Council Member Saunders

Vote: Unanimous "Aye"

Disposition: Beer permit approved pending final documentation

17. SUNSHINE811 INC, APPLICANT

STIR FRY CAFÉ

7240 KINGSTON PIKE

SUNSHINE811 INC, OWNER

XIUYAN LIN, OWNER

XIANQUN CHI, MANAGER

ON/OFF PREMISE

KPD: No record
Revenue: Fire Prevention and Health Department approvals as well as the former owner's beer permit are needed to complete the file.
Motion: Council Member Grieve moved to approve the beer permit pending final documentation.
Second: Council Member Saunders
Vote: Unanimous "Aye"
Disposition: Beer permit approved pending final documentation

18. SHREE LUXME INC, APPLICANT

TAZEWELL SHELL MARKET

3101 TAZEWELL PIKE

SHREE LUXME INC, OWNER

PRAGNESH PATEL, OWNER

OFF PREMISE

KPD: The TASK Class has not been completed and the manager has not submitted for fingerprints or background check.
Revenue: A copy of the sales tax registration, Health Department approval, and the former owner's beer permit are needed to complete the file.
Motion: Council Member Della Volpe moved to defer the matter to the October 27, 2015 meeting.
Second: Council Member Campen
Vote: Unanimous "Aye"
Disposition: Deferred to October 27, 2015

19. BOSS WINGS XVII LLC, APPLICANT

WINGSTOP 1010

4865 N BROADWAY ST

BOSS WINGS XVII LLC, OWNER

TAWANDA ROBERTS, OWNER

JEFFREY WILLIAMS, MANAGER

ON/OFF PREMISE

KPD: One of the owners has not submitted for a background check.
Revenue: A copy of the sales tax registration, copy of LLC, certificate of zoning from MPC, as well as Building Inspection, Fire Prevention, and Health Department approvals are needed to complete the file.
Motion: Council Member Campen moved to defer the matter to the October 27, 2015 meeting.

Second: Council Member Saunders
Vote: Unanimous "Aye"
Disposition: Deferred to October 27, 2015

Addendum to the Beer Board Agenda:

A. Previously presented for Beer Board consideration:

- 1. Weigel's #84, 3939 Chapman Hwy (District 1):** Approved "subject to final documentation" at June 10, 2014 special meeting. Six-month extension granted at September 16, 2014 meeting. Additional six-month extension granted at March 17, 2015 meeting to September 15, 2015. (Request for further 1-year extension attached.)

File needs: Building, Fire, and Health Department Inspections approvals

Bill Weigel was present to request the extension.

Motion: Vice-Mayor Pavlis moved to extend the beer permit by one year.

Second: Council Member Stair

Vote: Unanimous "Aye"

Disposition: Beer permit extended by one year

- 2. Whiskey Bend Bar & Dance Club, LLC, 4328 N Broadway (District 4):** Approved "subject to final documentation" at February 2015 meeting to September 15, 2015.

File needs: Building, Fire, and Health Department Inspection approvals

No one representing the applicant was present.

Motion: Council Member Della Volpe moved to extend the beer permit by thirty days.

Second: Council Member Campen

Vote: Council Members Brown, Campen, Della Volpe, Saunders, Stair, and
Vice-Mayor Pavlis vote "Aye"
Council Member Grieve vote "Nay"

Disposition: Beer permit extended by thirty days

B. Presented for Beer Board consideration:

- 1. Market House Café, 36 Market Square (District 6):** Approved "subject to final documentation" at June 23, 2015 meeting. Registered mail sent August 19, 2015. Signature care returned August 27, 2015.

File needs: Building, Fire, and Health Department Inspection approvals

Note: This matter was heard in the meeting after Item B-2.

No one representing the applicant was present.

Motion: Council Member Brown moved to defer the matter to the October 27, 2015 meeting.

Second: Council Member Campen

Vote: Unanimous "Aye"

Disposition: Deferred to October 27, 2015

2. **Request from WDVX** to change venue location on beer permit granted "subject to final documentation" by the board at the August 18, 2015 meeting. Initial location was Market Square. Requesting change to The Standard with the same event date, October 23, 2015. (Request attached)

Note: This matter was heard in the meeting before Item B-1.

Samantha Amick was present to represent the applicant.

Motion: Council Member Stair moved to approve the requested change.

Second: Council Member Grieve

Vote: Unanimous "Aye"

Disposition: Requested change approved

Administrative Beer Hearing:

1. WAGON WHEEL

115 Central St
Knoxville, TN 37902

\$500 fine paid

Revised Remedial Plan submitted

Stan Young, attorney representing the Wagon Wheel, Mark Jernigan, owner, and Robert McCarter, manager, were present to address the Beer Board.

Discussion: Sgt. Hunter, Council Members Grieve and Della Volpe, Stan Young, and Robert McCarter

There was no further action taken by the Beer Board

TABC Beer Hearing:

1. SOCCER SENORITAS, LLC

D/b/a Soccer Taco
9 Market Square, Ste. 1

TABC Hearing Only

No Fine required

Remedial plan attached

Knoxville, TN 37901

Arthur Seymour, attorney representing Soccer Senioritas, LLC, was present to address the Beer Board.

Discussion: Council Attorney Rob Frost, Arthur Seymour, Council Members Della Volpe and Campen

There was no further action taken by the Beer Board

Beer Board Discussion:

Chairwoman Palmer suggested deferring discussion about distance issues to the October 27, 2015 meeting.

Motion: Council Member Grieve moved to defer this discussion to the October 27, 2015 meeting.

Second: Council Member Della Volpe

Vote: Unanimous "Aye"

Disposition: Deferred to October 27, 2015

Adjournment

The meeting adjourned at 6:49pm.


Chair
Recorder