

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

October 25th, 2016 – 5:00pm
Main Assembly Room, City-County Building

Chairwoman Palmer called the meeting to order at 5:00pm.

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

Mark Campen arrived at approximately 5:06pm.

After the roll-call, Chairwoman Palmer announced that Sgt. Tracy Hunter had recently graduated with a master's degree in business administration, and she also announced that she was being promoted to lieutenant. Members of the Beer Board congratulated Sgt. Hunter on her graduation and promotion.

Approval of Minutes:

Motion: Council Member Saunders moved to approve the minutes from the September 27th, 2016 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

- 1. APPALACHIAN MOUNTAIN BIKE CLUB, APPLICANT**
APPALACHIAN MOUNTAIN BIKE CLUB
123 S GAY ST
APPALACHIAN MOUNTAIN BIKE CLUB, OWNER
CHRIS FORD, MANAGER
TEMPORARY

KPD: No record
Revenue: File complete
Motion: Council Member Pavlis moved to approve the beer permit.
Second: Council Member Saunders

Vote: Unanimous "Aye"
Disposition: Beer permit approved.

2. DAVID GOLDSCHMITT, APPLICANT

DOG8 GRILL, THE
4901 BALL CAMP PIKE
DAVID GOLDSCHMITT, OWNER
ON/OFF PREMISE

KPD: No record
Revenue: Building Inspection and Fire Prevention approvals are needed to complete the file.
Discussion: Rob Frost, Special Counsel and Advisor to the Beer Board, spoke about the zoning of this property and the accessory use of it.
Motion: Chairwoman Palmer moved to approve the beer permit pending final documentation.
Second: Vice-Mayor Grieve
Vote: Unanimous "Aye"
Disposition: Beer permit approved pending final documentation.

3. GAVINO'S WEST LLC, APPLICANT
GAVINO'S RESTAURANT & PIZZERIA

11316 PARKSIDE DR
GAVINO'S WEST LLC, OWNER
MARK HAYWARD BIBBY, OWNER
JACQUELYN J BIBBY, MANAGER
FELICIA MEYER, MANAGER
ON/OFF PREMISE

KPD: No record
Revenue: Building Inspection, Fire Prevention, and Health Department approvals are needed to complete the file.
Motion: Vice-Mayor Grieve moved to approve the beer permit pending final documentation.
Second: Council Member Saunders
Vote: Unanimous "Aye"
Disposition: Beer permit approved pending final documentation.

Council Member Campen arrived prior to the vote of the preceding item.

4. KNOX NEW CHINA INC, APPLICANT

KNOX NEW CHINA INC

5003 CLINTON HWY

KNOX NEW CHINA INC, OWNER

TSUN-CHIN LAI, OWNER

FEN-CHING HUANG, MANAGER

ON/OFF PREMISE

KPD: No record

Revenue: The permit from the former owner is needed to complete the file.

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

Second: Council Member Wallace

Vote: Unanimous "Aye"

Disposition: Beer permit approved pending final documentation.

5. ROBERTO REYES, APPLICANT

LA BAMBA MARISQUERIA BAR Y BILLAR

2619 CHAPMAN HWY

ROBERTO REYES, OWNER

ON/OFF PREMISE, WITH DANCING

KPD: No record

Revenue: A copy of the sales tax registration; the certificate of zoning from the Metropolitan Planning Commission; and Building Inspection and Health Department approvals are needed to complete the file.

Discussion: Council Members Pavlis and Della Volpe

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

Second: Council Member Wallace

Vote: Unanimous "Aye"

Disposition: Beer permit approved pending final documentation.

6. JEREMY LLC, APPLICANT

LEMPIRA MEXICAN RESTAURANT & LATIN CUISINE

8078 KINGSTON PIKE STE 151

JEREMY LLC, OWNER

DORIS CARBAJAL, OWNER

RONAN CHAVEZ, OWNER

ON/OFF PREMISE

Edward Avila, representative for the applicant, was present to address the Beer Board.

KPD: The applicant, Doris Carbajal Chavez, answered “no” on questions seven and nine and did not disclose convictions for crimes involving moral turpitude and misdemeanor convictions

Revenue: File complete

Discussion: Rob Frost, Council Member Della Volpe, Chairwoman Palmer, Council Member Stair, Sgt. Tracy Hunter, and Vice-Mayor Grieve

Motion: Council Member Wallace moved to deny the beer permit.

Second: Council Member Saunders

This motion was moot since the motion to postpone was a priority motion.

Motion: Vice-Mayor Grieve moved to postpone the matter for thirty days.

Second: Council Member Stair

Vote: Daniel Brown, Mark Campen, Nick Della Volpe, Duane Grieve, Nick Pavlis, Finbarr Saunders, Marshall Stair, and George Wallace voted “Aye”
Brenda Palmer voted “Nay”

Disposition: Matter postponed to November 22, 2016

7. SLICE OF THE PIE LLC, APPLICANT

PIE FIVE

9314 KINGSTON PIKE STE 100

SLICE OF THE PIE LLC, OWNER

FRED GUSTIN, OWNER

KURT GUTTSHALL, OWNER

JAMES CORNETT, MANAGER

ON/OFF PREMISE

Spencer Merrill, representative for the applicant, was present to address the Beer Board.

KPD: No record

Revenue: Building Inspection approval is needed to complete the file.

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

Second: Council Member Saunders

Vote: Unanimous “Aye”

Disposition: Beer permit approved pending final documentation.

8. SARA 2 LLC, APPLICANT

SARA 2 LLC

2323 WHITTLE SPRINGS RD

SARA 2 LLC, OWNER

SHEAZAD JIWANI, OWNER

SALIM JIWANI, OWNER

AHMED RAJANI, OWNER
OFF PREMISE

KPD: No record, one of the owner's TASK Class expired 10/8/2016.
Revenue: Building Inspection approval is needed to complete the file.
Motion: Council Member Della Volpe moved to approve the beer permit pending final documentation.
Second: Council Member Brown
Vote: Unanimous "Aye"
Disposition: Beer permit approved pending final documentation.

9. SECOND HARVEST FOOD BANK, APPLICANT
SECOND HARVEST FOOD BANK OF EAST TENN
136 HARVEST LANE
SECOND HARVEST FOOD BANK, OWNER
KATHERINE B HALL, MANAGER
TEMPORARY

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

10. TANDUR GROUP 1 LLC, APPLICANT
TANDUR INDIAN KITCHEN
6502 KINGSTON PIKE
TANDUR GROUP 1 LLC, OWNER
TANDUR LLC, OWNER
JATIN PATEL, MANAGER
HEMANSHU PATEL, MANAGER
ON/OFF PREMISE

KPD: No record
Revenue: Building Inspection, Fire Prevention, and Health Department approvals are needed to complete the file.
Motion: Vice-Mayor Grieve moved to approve the beer permit pending final documentation.
Second: Council Member Saunders
Vote: Unanimous "Aye"
Disposition: Beer permit approved pending final documentation.

11. THE TASTE OF VIET LLC, APPLICANT

TASTE OF VIET LLC, THE
215 N PETERS RD
THE TASTE OF VIET LLC, OWNER
THI TUONG VI NGUYEN, OWNER
ON/OFF PREMISE

KPD: No record
Revenue: The permit from the former owner and Building Inspection approval are needed to complete the file.
Motion: Vice-Mayor Grieve moved to approve the beer permit pending final documentation.
Second: Council Member Saunders
Vote: Unanimous "Aye"
Disposition: Beer permit approved pending final documentation.

12. TOP FUELS LLC, APPLICANT

TOP DELI AND MARKET
1607 N 6TH AVE
TOP FUELS LLC, OWNER
BHAJAN SINGH, OWNER
KAVITA SINGH, OWNER
ON/OFF PREMISE

KPD: No record
Revenue: Building Inspection and Fire Prevention approvals are needed to complete the file.
Motion: Council Member Della Volpe moved to approve the beer permit pending final documentation.
Second: Council Member Campen
Vote: Unanimous "Aye"
Disposition: Beer permit approved pending final documentation.

13. JACK REED, APPLICANT

VOL-N-BEERS
3846 MARTIN MILL PIKE
JACK REED, OWNER
ON/OFF PREMISE

At this time, no one was present to address the Beer Board.

Motion: Council Member Pavlis moved to postpone the matter to November 22, 2016
Second: Vice-Mayor Grieve

Vote: Unanimous "Aye"
Disposition: Matter postponed to November 22, 2016

Addendum to the Beer Board Agenda:

A. Previously presented for Beer Board consideration:

- 1. Merelli's Italian Cuisine, 4884 Chambliss Ave: Approved "subject to final documentation" at May 24, 2016 meeting. Sixty-day extension granted at August 16, 2016 meeting to October 25, 2016 meeting.**

File needs: Health, Building, and Fire Inspection approvals

Misty Mills was present to request an extension.

Discussion: Vice-Mayor Grieve, Council Member Della Volpe, Sgt. Tracy Hunter, and Chairwoman Palmer

Motion: Vice-Mayor Grieve moved to table the matter.

Second: Council Member Saunders

Vote: Unanimous "Aye"

Disposition: Matter tabled.

- 2. Sunlight Lounge, 1045 Maryville Pike: Approved "subject to final documentation" at December 17, 2015 meeting. Sixty-day extension granted at March 15, 2016 meeting, sixty-day extension granted at May 24, 2016 meeting and thirty-day extension granted at July 19, 2016 meeting to August 16, 2016 meeting. Additional sixty-day extension granted at August 16, 2016 meeting to October 25, 2016 meeting.**

File needs: Health, Building, and Fire Inspection approvals

Sunday Tel was present to request an extension.

Motion: Council Member Della Volpe moved to extend the beer permit to November 22, 2016.

Second: Council Member Campen

Vote: Unanimous "Aye"

Disposition: Beer permit extended to November 22, 2016.

B. Presented for Beer Board consideration:

- 1. City Lights Bar & Grill, LLC, 1103 Sevier Ave: Approved "subject to final documentation" at July 19, 2016 meeting. Registered mail sent September 30, 2016. Signature card returned October 6, 2016.**

File needs: Health, Building, and Fire Inspection approvals

Margaret Wilton was present to request an extension.

Motion: Council Member Pavlis moved to extend the beer permit to December 20, 2016.

Second: Council Member Della Volpe

Vote: Unanimous "Aye"

Disposition: Beer permit extended to December 20, 2016.

Administrative Beer Hearings:

- 1. KYOTO OF KNOXVILLE, INC. TABC Hearing**
c/o MISAKI
8207 Kingston Pike
Knoxville, TN 37919

Masamori Sawa was present to address the Beer Board.

Discussion: Vice-Mayor Grieve and Council Member Della Volpe

Motion: Council Member Della Volpe moved to take no further action.

Second: Council Member Wallace

Vote: Unanimous "Aye"

Disposition: No further action taken

- 2. THUMS UP EXXON Administrative Hearing**
c/o ARSHAD RAJANI
2561 E Magnolia Ave
Knoxville, TN 37914

Arshad Rajani was present to address the Beer Board.

Motion: Council Member Brown moved to take no further action.

Second: Council Member Campen

Vote: Unanimous "Aye"


Disposition: No further action taken

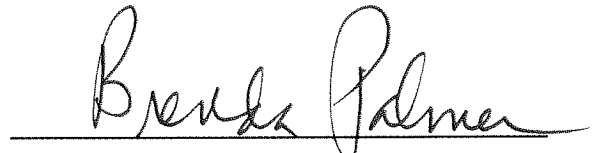
Other Business:

Chairwoman Palmer announced there would be a Beer Board Workshop on January 12, 2017 to discuss enforcement measures available to address sales to minors.

Adjournment:

The meeting adjourned at 5:42pm.


Recorder


Chair

