

**AGENDA FOR THE METROPOLITAN BEER PERMIT BOARD MEETING
NOVEMBER 18, 2009 5:30 P.M.
CIVIL SERVICE MEETING ROOM
222 BUILDING, 222 THIRD AVENUE NORTH, SUITE 163**

BOARD MEMBERS

Mr. Gary Brown, Chairman
Ms. Joy M. Sims, Vice Chairwoman
Ms. Tamara Hart
Mr. Gordon E. Larkins
Ms. Valinda Burks
Ms. Anne Arney
Mr. David Swett, Jr.
Ms. Susan Jones, Attorney

The following are set for public hearing:

(1) Announcements:

DEFERRED APPLICATIONS

(2) *Porta Via, LLC*, 21 White Bridge Road, Suite 104, **Porta Via Italian Kitchen**
ON-SALE (NEW LOCATION)

(3) *Ead K. Awid*, 819 Murfreesboro Pike, Suite A, **Memories Café**
ON-SALE (NEW LOCATION)

(4) *Ead Awid*, 819 Murfreesboro Pike, Suite A, **Memories Café**
DANCE (NEW LOCATION)

(5) *Suwanna Riley*, 604 Gallatin Avenue #109, **Padthai Kitchen**
ON-SALE (NEW LOCATION)

(6) *Mexican Specialty Foods Inc.*, 2214 Elliston Place, **La Paz Restaurant**
ON-SALE (NEW LOCATION)

(7) *Walgreen Co.*, 5429 Nolensville Road, **Walgreens**
OFF-SALE (NEW LOCATION)

(8) *Walgreen Co.*, 3010 West End Avenue, **Walgreens**
OFF-SALE (NEW LOCATION)

(9) *Walgreen Co.*, 1301 Bell Road, **Walgreens**
OFF-SALE (NEW LOCATION)

(10) *Walgreen Co.*, 8110 Highway 100, **Walgreens**
OFF-SALE (NEW LOCATION)

(11) *Walgreen Co.*, 2500 Gallatin Road, **Walgreens**
OFF-SALE (NEW LOCATION)

(12) *Walgreen Co.*, 3210 Nolensville, **Walgreens**
OFF-SALE (NEW LOCATION)

(13) *Walgreen Co.*, 2244 Murfreesboro Road, **Walgreens**
OFF-SALE (NEW LOCATION)

(14) *Walgreen Co.*, 5555 Edmondson Pike, **Walgreens**
OFF-SALE (NEW LOCATION)

- (15) *Walgreen Co.*, 2611 Franklin Pike, **Walgreens**
OFF-SALE (NEW LOCATION)
- (16) *Walgreen Co.*, 400 Tulip Grove Road, **Walgreens**
OFF-SALE (NEW LOCATION)
- (17) *Walgreen Co.*, 4243 Harding Pike, **Walgreens**
OFF-SALE (NEW LOCATION)
- (18) *Walgreen Co.*, 3880 Dickerson Pike, **Walgreens**
OFF-SALE (NEW LOCATION)
- (19) *Walgreen Co.*, 4201 Nolensville Road, **Walgreens**
OFF-SALE (NEW LOCATION)
- (20) *Walgreen Co.*, 627 Gallatin Road, **Walgreens**
OFF-SALE (NEW LOCATION)
- (21) *Walgreen Co.*, 518 Donelson Pike, **Walgreens**
OFF-SALE (NEW LOCATION)
- (22) *Walgreen Co.*, 3901 Hillsboro Pike, **Walgreens**
OFF-SALE (NEW LOCATION)
- (23) *Walgreen Co.*, 4001 Central Pike, **Walgreens**
OFF-SALE (NEW LOCATION)
- (24) *Walgreen Co.*, 7601 Highway 70 South, **Walgreens**
OFF-SALE (NEW LOCATION)
- (25) *Walgreen Co.*, 3500 Gallatin Pike, **Walgreens**
OFF-SALE (NEW LOCATION)
- (26) *Walgreen Co.*, 1804 Charlotte Avenue, **Walgreens**
OFF-SALE (NEW LOCATION)
- (27) *Walgreen Co.*, 1081 Murfreesboro Pike, **Walgreens**
OFF-SALE (NEW LOCATION)
- (28) *Michael R. Hicks*, 15551 Old Hickory Boulevard, **Tobacco Road Smoke Shop**
ON-SALE (NEW LOCATION)
- (29) *Church Street Market, Inc.*, 300 Church Street, **Church Street Market**
OFF-SALE (CHANGE OF OWNERSHIP)

APPLICATIONS

- (30) *Ragig Tobacco Store, Inc.*, 4111C Hillsboro Pike, **Ragig Tobacco Store, Inc.**
OFF-SALE (NEW LOCATION)
- (31) *Bounthavy Dipaseuth & Phetsamone Dipaseuth*, 207 Woodland Street, **Thai Phoo Ket Restaurant**
ON-SALE (CHANGE OF OWNERSHIP)
- (32) *Myong Seag Cha*, 5470 Buena Vista Pike, **Whites Creek Shell**
OFF-SALE (CHANGE OF OWNERSHIP)
- (33) *Adel Mankarious*, 329 April Lane, **Verina Market**
OFF-SALE (CHANGE OF OWNERSHIP)

(34) *Teresa Kaye Andl*, 1800 Dickerson Pike, **Mustang Sally Country Western Sports Bar**
ON-SALE (NEW LOCATION)

(35) *Teresa Kaye Andl*, 1800 Dickerson Pike, **Mustang Sally Country Western Sports Bar**
DANCE (NEW LOCATION)

(36) *Ebram Shalaby, Sameh Dous, Girgis Sefin*, 1997 Nolensville Road, **US Discount Tobacco and Beer**
OFF-SALE (NEW LOCATION)

(37) *Music City, Inc.*, Broadway from First Avenue to Fourth Avenue, **Music City New Years Eve**
ON-SALE (NEW LOCATION)
(SPECIAL EVENT – DECEMBER 31, 2009 & JANUARY 1, 2010)

(38) *1530 Demonbreun, LLC*, 1530 Demonbreun Street, **Red Rooster Bar & Music Hall**
ON-SALE (NEW LOCATION)

(39) *1530 Demonbreun, LLC*, 1530 Demonbreun Street, **Red Rooster Bar & Music Hall**
DANCE (NEW LOCATION)

(40) *Plaza Gift & Jewelry, Inc.*, 121 Fourth Avenue South, **Plaza Gift Shops**
OFF-SALE (NEW LOCATION)

(41) *RYKS Petro, Inc.*, 803 Dickerson Pike, **RYKS Mart**
OFF-SALE (CHANGE OF OWNERSHIP)

(42) *Fogatas, LLC*, 5560 Nolensville Pike, **Fogatas**
ON-SALE (NEW LOCATION)

(43) *Hardy and Kelly, LLC*, 317-319 Broadway, **Broadway Brewhouse and Mojo Grill**
ON-SALE (NEW LOCATION – EXPANSION)

(44) *Lucky Bamboo Restaurant, Inc.*, 5855B Charlotte Pike, **Lucky Bamboo Restaurant**
ON-SALE (NEW LOCATION)

(45) *DBMC Restaurants of Nashville, Tennessee, LLC*, 2520 Music Valley Drive, **Santa Fe Cattle Co.**
ON-SALE (NEW LOCATION)

DEFERRED TRIALS

(46) *Hollingsworth Oil Co.*, 2837 Lebanon Road, **Sudden Service**
OFF-SALE
(Alleged violation of M.C.L. Section 7.08.140B it is unlawful for any 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 June 19, 2009).
COMPLAINANT: Metropolitan Police Detective Melvin Curtis

TRIALS

(47) *Janie L. Cantrell*, 5403 Centennial Boulevard, **Johnny's Tavern**
ON/OFF-SALE

(Alleged violation of M.C.L. Section 7.08.100 retailer on-sale beer permits shall not be issued except to performing arts facilities or to eating establishments where such eating establishments possess seating capacities for not less than twenty-five persons and where meals or lunches are regularly served and except to places where the premises are equipped with adequate toilet facilities and handwashing facilities, including hot and cold running water, for use by customers on or about January 27, 2007 and ongoing).

COMPLAINANT: Metropolitan Beer Permit Inspector II Terrence Darby

(48) *Ruben Rostro & Faustino Rostro*, 3225 Gallatin Pike, **El Jaliciense Market**
ON/OFF-SALE

(Alleged violation of M.C.L. Section 7.08.210 it is unlawful for any retailer holding a permit issued by the metropolitan beer permit board to purchase, accept as a gift or loan, or to receive, swap or exchange, beer, for the purpose of resale, from any person who is not the holder of a valid wholesale permit issued by the board on or about September 18, 2009).

COMPLAINANT: Metropolitan Beer Permit Inspector II Terrence Darby

(49) *Video Systems, Inc.*, 1297 Antioch Pike and Parking Lot, **Bikini Beach Bar**
ON/OFF-SALE

(Alleged violation of M.C.L. Section 7.08.130B it is unlawful for any person to bring, to cause, or allow to be brought onto the premises of any permittee under the provisions of this chapter any intoxicating beverage, the alcoholic content of which is in excess of five percent by weight, unless such permittee is the holder of a valid license issued under the authority of Tennessee Code Annotated, Title 57, Chapter 4; M.C.L. Section 7.08.190 retailers holding permits to sell beer are authorized to sell and store beer at only the location authorized by the metropolitan beer permit board and specifically designated on their respective permits as the place for which the permit is issued. The sale or storage of beer by a retailer at any place other than the location authorized by the board and specifically named on the face of his permit is prohibited; M.C.L. Section 7.24.030(B)(2) to employ, use or allow the services of any hostess or other person to mingle with the patrons while such hostess or other person is unclothed or in such attire, costume or clothing as described in subdivision 1 of this subsection on or about September 18, 2009).

**COMPLAINANTS: Metropolitan Beer Permit Inspector II Terrence Darby
Metropolitan Police Sergeant David Slessinger**

(50) *Profit's Discount Liquor Warehouse, Inc.*, 201 Lafayette Street, **Cold Beer & Cigs**
OFF-SALE

(Alleged violation of M.C.L. Section 7.08.220 a permit holder must return his permit to the board within fifteen days of termination of the business, change in ownership, relocation of the business or change of the business name; provided that, regardless of the failure to return a beer permit, a permit shall expire upon termination of the business, change in ownership, relocation of the business or change of the business's name on or about September 3, 2009).

COMPLAINANT: Metropolitan Beer Permit Inspector II Bobby Irvine, Jr.

(51) *Shri Krishna Investment, LLC*, 709 Spence Lane, **Dad's Lounge**

ON-SALE

(Alleged violation of M.C.L. Section 7.08.070C the permit holder shall display all permits issued pursuant to this article in a conspicuous place, together with all other permits, licenses and stamps required by law; M.C.L. Section 7.08.100 retailer on-sale beer permits shall not be issued except to performing arts facilities or to eating establishments where such eating establishments possess seating capacities for not less than twenty-five persons and where meals or lunches are regularly served and except to places where the premises are equipped with adequate toilet facilities and handwashing facilities, including hot and cold running water, for use by customers on or about January 10, 2009 and ongoing).

**COMPLAINANTS: Metropolitan Beer Permit Inspector II Terrence Darby
Metropolitan Beer Permit Inspector I Bobby Irvine, Jr.**

(52) *Maxine M. White*, 249 Hermitage Avenue, **Miss Kitty's**

ON/OFF-SALE

(Alleged violation of M.C.L. Section 7.08.070C the permit holder shall display all permits issued pursuant to this article in a conspicuous place, together with all other permits, licenses and stamps required by law; M.C.L. Section 7.08.130B it is unlawful for any person to bring, to cause, or allow to be brought onto the premises of any permittee under the provisions of this chapter any intoxicating beverage, the alcoholic content of which is in excess of five percent by weight, unless such permittee is the holder of a valid license issued under the authority of Tennessee Code Annotated, Title 57, Chapter 4; M.C.L. Section 7.08.140M it is unlawful for any beer permit holder or his agent or employee to allow any dancing on his premises without a dance permit on or about September 25, 2009).

**COMPLAINANTS: Metropolitan Beer Permit Inspector II Terrence Darby
Metropolitan Beer Permit Inspector I Bobby Irvine, Jr.**

(53) *Gillespie & Cheek*, 835 Fourth Avenue South, **Kung Fu Coffee / The Muse**

ON-SALE

(Alleged violation of M.C.L. Section 6.12.070 it is unlawful for any dance permit holder or his agent or employee to allow any person under eighteen years of age to loiter or congregate about the premises when alcoholic beverages are being sold; M.C.L. Section 7.08.100 retailer on-sale beer permits shall not be issued except to eating establishments with seating capacities for not less than twenty-five persons and where meals or lunches are regularly served; M.C.L. Section 7.24.030(B)(2) to employ, use or allow the services of any hostess or other person to mingle with the patrons while such hostess or other person is unclothed or in such attire, costume or clothing as described in subdivision 1 of this subsection on or about September 26, 2009).

**COMPLAINANTS: Metropolitan Beer Permit Inspector I Bobby Irvine, Jr.
Metropolitan Beer Permit Inspector II Terrence Darby**

**MOTION FOR RECONSIDERATION OF REVOCATION
Hearing on revoked permit**

(54) *Grace Covenant, Inc.*, 300 Church Street, **King Market**

OFF-SALE

(Permit revoked 10/8/09 for violation of MCL 7.08.140B)

(55) Administrative matters

CATERING NOTICE