



The Metropolitan Government of Nashville and Davidson County...

Metro Beer Board Meeting Minutes April 11, 2024

Meeting Date/Location: **Thursday, April 11, 2024 @ 12:00 P.M.**
Howard Office Building
Sonny West Meeting Room
700 President Ronald Reagan Way
Nashville, TN 37210

Meeting Start Time: **12:03pm**

Meeting End Time: **1:16pm**

BOARD MEMBERS	STAFF PRESENT	MEMBER ATTENDANCE	OTHERS PRESENT
Mr. Brian Taylor, Chairperson Kia Jarmon, Vice Chairperson Ms. Karolyn Perry Mr. William Conway Ms. Shani Glapion Ms. Bailey Spaulding Ms. Delfine Fox Mr. Matthew Garth, Attorney	Benton McDonough, Director Terrence Darby Sr, Asst. Director Douglas James Jr, ASO III	Mr. Brian Taylor, Chairperson Kia Jarmon, Vice Chairperson Mr. William Conway Ms. Shani Glapion Ms. Bailey Spaulding Ms. Delfine Fox Mr. Matthew Garth, Attorney	Ricky Bearden, MNPD Commander

* CALL TO ORDER

* APPROVAL OF THE MINUTES

APPEAL OF DECISIONS

If you are not satisfied with a decision of the Metropolitan Beer Permit Board regarding your application or your hearing, you may appeal the decision to the Davidson County Chancery or Circuit Court pursuant to the requirements set forth in T.C.A. 57-5-108. The decisions of the Metropolitan Beer Permit Board take effect on a date to be determined by the board. However, you may file an appeal within 60 days of the date of entry of the board's decision. We advise that you seek your own independent legal advice to ensure that your appeal is filed in a timely manner and that all procedural requirements have been met.

APPROVAL OF MINUTES AND CALL THE MEETING TO ORDER

Approval of the March 14, 2024 and March 27, 2024, Minutes:

Changes:

Approval By:

Signature of Chairman _____

Motion: **Approved**

First: **Ms. Glapion**

Second: **Ms. Fox**

Opposed: **N/A**

PUBLIC COMMENT

A maximum of five (5) persons who write their names on the sign-up sheet provided at the meeting will be allowed to comment on matters that are relevant to items on the agenda. Comments are limited to a maximum of two (2) minutes per person. To provide comment, you must sign up prior to the beginning of the meeting.

See next page...

Ricky Bearden, a Commander in the Metro Nashville Police Department (MNPD), signed-in to provide comments pertaining to item #75 on today's agenda, which is a complaint against DGX Store #21334 located at 206 3rd Ave S. Mr. Bearden provided the Board with some background information regarding ongoing issues the police department has been dealing with at this location. Most notably, there were a total of 179 calls for service just last year (2023) alone. He stated that one of the biggest contributing factors was the fact that this location was previously selling single cans of beer. He informed the Board that the Dollar General Management Team did remove single cans of beer to try to alleviate the problem, but it appears they are moving back towards selling single cans again. He also pointed out to the Board that there have been issues with employees having warrants out for their arrest as well. Mr. Bearden recommended that the Board require the permit holder to come in for a hearing instead of issuing civil penalty offer.

APPLICATIONS FOR APPROVAL

(1) *Go Outdoors Elm Hill Holdings, LLC Registered Series T, 3343 Bell Rd 37214,* T24-28808

ELM HILL RV RESORT

OFF-SALE (NEW LOCATION)

(2) *Go Outdoors Elm Hill Holdings, LLC Registered Series T, 3361 Bell Rd 37214,* T24-28804

SUN LIFE MARINAS - ELM HILL SHIP STORE

OFF-SALE (NEW LOCATION)

(3) *Bontemps, LLC, 5022 Old Hydes Ferry Pike #125 37218, JUNIPER GREEN* T24-28698

ON-SALE (CHANGE OF OWNERSHIP) (Dist. #01)

(4) *Tony Smokes LLC, 710 Gallatin Ave 37206, VAPE HUB* T23-28278

OFF-SALE (NEW LOCATION) (Dist. #05)

(5) *Brassfields Provisions LLC, 341 Douglas Ave #101 37207, BRASSFIELDS* T24-28706

PROVISIONS

ON/OFF-SALE (NEW LOCATION) (Dist. #05)

(6) *Pollin/Miller Hospitality Strategies, Inc., 811 Main St 37206, WAYMORE'S* T24-28713

GUEST HOUSE AND CASUAL CLUB

ON-SALE (CHANGE OF OWNERSHIP) (Dist. #05)

FLOORS 1-4 ONLY

(7) *FRIENDS OF SHELBY PARK, INC., 2642 Airpark Dr 37206, CORNELIA AIRPARK CONCERT* T24-28732

SPECIAL (SPECIAL EVENT OLD) (Dist. #06)

May 18, June 8, July 20, August 24, 2024

(8) *East Nashville Beer Works, LLC, 1900 Davidson St 37206, FRIDAYS BY THE* T24-28753

RIVER POP-UP BEER GARDEN

SPECIAL (SPECIAL EVENT NEW) (Dist. #06)

Spring: April 5, 12, 19, 26, May 3 and May 10, 2024

Fall: September 13, 20, 27, October 4, 11 and

September 18, 2024

(9) *Rhizome Productions Inc., 700 Woodland St 37206, EAST NASHVILLE BEER FESTIVAL* T24-28789

SPECIAL (SPECIAL EVENT OLD) (Dist. #06)

(10) *Music City Party Fire Engine, LLC, 3411 Percy Priest Dr 37214, MUSIC CITY* T24-28802

PARTY FIRE ENGINE (ET004)

MOBONSALE (OTHER) (Dist. #13)

(11) *Volunteer State Horsemen's Foundation, 501 Benton Ave, 37204, BOURBON* T24-28778

AND BUBBLES

SPECIAL (SPECIAL EVENT NEW) (Dist. #17)

(12) *Hey Sweet LLC, 2500 12Th Ave S 37204, NASHVILLE STREET TACO* T24-28720

ON-SALE (NAME CHANGE) (Dist. #18)

(13) *THiNX Grub LLC DBA Sushi & Pho 88, 2119 Belcourt Ave 37212, SUSHI & PHO 88* T24-28758

ON-SALE (CHANGE OF OWNERSHIP) (Dist. #18)

(14) *S&S 2nd Ave, LLC, 128 2Nd Ave N 37201, DRAFT KINGS SPORTS &* T23-28416

SOCIAL/PBR/GALLERY/AVA

ON-SALE (NEW LOCATION) (Dist. #19)

(15) *BPH Fund II, LLC, 419 Broadway 37203, HANK WILLIAMS JR BOOGIE BAR* T23-28528

ON-SALE (NEW LOCATION) (Dist. #19)

(16) <i>BPH Fund II, LLC, 419 Broadway 37203</i> , HANK WILLIAMS JR BOOGIE BAR	T23-28530
DLVRYCRBSD	(Dist. #19)
(17) <i>BPH Fund II, LLC, 419 Broadway 37203</i> , HANK WILLIAMS JR BOOGIE BAR	T23-28598
CATERER	(Dist. #19)
(18) <i>Venue Row Management LLC, 1 Cannery Row 37203</i> , CANNERY HALL	T23-28666
ON-SALE (OLD LOCATION)	(Dist. #19)
(19) <i>Finch Nashville, LLC, 111 10Th Ave S #310 37203</i> , THE FINCH GRILL & RAW BAR	T24-28693
ON-SALE (NEW LOCATION)	(Dist. #19)
(20) <i>SBH NSH, LLC, 123 2Nd Ave S 37201</i> , BARSTOOL NASHVILLE	T24-28763
CATERER	(Dist. #19)
(21) <i>The Nashville Food Project Inc, 401 Gay St 37219</i> , IRON FORK CHEF 2024	T24-28764
SPECIAL (SPECIAL EVENT OLD)	(Dist. #19)
April 4, 2024	
(22) <i>Centennial Park Conservancy, 2500 West End Ave 37203</i> , NASHVILLE EARTH DAY	T24-28735
SPECIAL (SPECIAL EVENT NEW)	(Dist. #21)

April 20, 2024; Rain Date: April 21, 2024

(23) *Centennial Park Conservancy, 2500 West End Ave 37203*, **MUSICIANS** T24-28736

CORNER 2024

SPECIAL (SPECIAL EVENT NEW) (Dist. #21)

May 17, 18, 24, 25, 26, 31, June 1, 6, 7, 8, 14, 15, August 30, 31, September 1, 6, 13, 20, and 27

(24) *Centennial Park Conservancy, 2500 West End Ave 37203*, **KIDSVILLE FAMILY FESTIVAL** T24-28737

SPECIAL (SPECIAL EVENT NEW) (Dist. #21)

September 28, 2024

(25) *The Land Trust for Tennessee, 4000 Franklin Pike 37204*, **THE LAND TRUST** T24-28762

FOR TENNESSEE

SPECIAL (SPECIAL EVENT OLD) (Dist. #25)

April 17, 2024

(26) *PYM Holdings, LLC, 4017 Hillsboro Pike #301 37215*, **TACO BAMBA** T24-28773

CATERER (Dist. #25)

(27) *Rancho Cantina 3 LLC, 3798 Nolensville Pike 37211*, **RANCHO CANTINA 3** T24-28680

ON/OFF-SALE (CHANGE OF OWNERSHIP) (Dist. #30)

(28) *IWDWS, LLC, 4060 Cane Ridge Pkwy #615 37013*, **TAILGATE BREWERY SOUTH** T23-28514

NASHVILLE

ON/OFF-SALE (NEW LOCATION) (Dist. #32)

(29) *Jeffries Hospitality CF, LLC, 4060 Cane Ridge Pkwy #102 37013*, **PRINCE'S HOT CHICKEN** T23-28570

ON-SALE (NEW LOCATION) (Dist. #32)

(30) *Shake Shack Tennessee LLC, 4060 Cane Ridge Pkwy #701 37013*, **SHAKE SHACK** T23-28661

ON-SALE (NEW LOCATION) (Dist. #32)

(31) *Thor, LLC, 1135 Bell Rd #316 37013*, **Discount Tobacco, Vape & Beer** T24-28782

OFF-SALE (CHANGE OF OWNERSHIP) (Dist. #33)

(32) *Mac's Convenience Stores LLC, 7101 Highway 70 S 37221*, **CIRCLE K #4703952** T23-28472

OFF-SALE (CHANGE OF OWNERSHIP) (Dist. #34)

(33) *Volunteer State Horsemen's Foundation, 2500 Old Hickory Blvd 37221*, T24-28779

IROQUOIS STEEPLECHASE 2024

SPECIAL (Dist. #34)

MAY 11, 2024

Following Chairman Taylor's reading of the applications for approval, Ms. Jarmon made a motion to grant the permits. Ms. Glapion seconded the motion. The motion was unanimously approved.

DEFER INDEFINITELY
MISSING DOCUMENTS

(34) *Ram Krishna 108 corporation, 3138 Dickerson Pike 37207*, **108 SMOKE BEER LOTTO** T24-28787

OFF-SALE (NEW LOCATION) (Dist. #02)
(MISSING DOCUMENTS)

(35) *Music City Gyros Hunters station, 975 Main St #103 37206*, **MUSIC CITY** T24-28776

GYROS HUNTER'S STATION

ON-SALE (NEW LOCATION) (Dist. #05)
(MISSING DOCUMENTS)

(36) *Rhizome Productions Inc., 700 Woodland St 37206*, **NASHVILLE ROSÉ FESTIVAL** T24-28790

SPECIAL (SPECIAL EVENT OLD) (Dist. #06)
May 18, 2024
(MISSING DOCUMENTS)

(37) *Buds & Brews, LLC, 1024 Woodland St 37206*, **BUDS & BREWS** T24-28803

ON-SALE (NEW LOCATION) (Dist. #06)
(MISSING DOCUMENTS)

(38) <i>SGW BBQ, LLC, 1500 Gallatin Pike S #104 37115</i> , SHOTGUN WILLIE'S BBQ	T24-28766
ON-SALE (NEW LOCATION)	(Dist. #07)
(MISSING DOCUMENTS)	
(39) <i>HTA EVENTOS- HERMANOS TORRES AVILA LLC, 4057 Maxwell Rd 37013</i> , HTA	T24-28807
EVENTOS- HERMANOS TORRES AVILA LLC	
SPECIAL (SPECIAL EVENT NEW)	(Dist. #08)
April 7, 2024	
(MISSING DOCUMENTS)	
(40) <i>O'Rendezvous, Inc, 101 Vandiver Dr 37115</i> , O'RENDEZVOUS	T24-28777
ON-SALE (CHANGE OF OWNERSHIP)	(Dist. #09)
(MISSING DOCUMENTS)	
(41) <i>Ignacio Lopez, 890 Murfreesboro Pike 37217</i> , TACOS Y MARISCOS LOPEZ 2	T24-28799
ON-SALE (NEW LOCATION)	(Dist. #13)
(MISSING DOCUMENTS)	
(42) <i>Yazoo Brewing Co, 1871 Elm Tree Dr 37210</i> , YAZOO EMBRACE THE FUNKFEST 2024	T24-28794
SPECIAL (SPECIAL EVENT OLD)	(Dist. #15)
May 3-4, 2024	
(MISSING DOCUMENTS)	

(43) <i>Catio Cat Lounge, Inc, 2416 Music Valley Dr 37214</i> , CATIO CAT LOUNGE, INC	T24-28795
ON-SALE (CHANGE OF OWNERSHIP)	(Dist. #15)
(MISSING DOCUMENTS)	
(44) <i>Lab on 8th LLC, 2019 8Th Ave S 37204</i> , THE LAB AT ZANIES	T24-28767
ON-SALE (NEW LOCATION)	(Dist. #17)
(MISSING DOCUMENTS)	
(45) <i>2316 12th Ave South LLC, 2316 12Th Ave S 37204</i> , FONDA	T24-28781
ON-SALE (OLD LOCATION)	(Dist. #18)
(MISSING DOCUMENTS)	
(46) <i>Arnold's Country Kitchen, 605 8Th Ave S 37203</i> , ARNOLD'S COUNTRY	T24-28768
KITCHEN	
ON-SALE (NEW LOCATION)	(Dist. #19)
(MISSING DOCUMENTS)	
(47) <i>404 Kitchen Next Door, LLC, 507 12Th Ave S 37203</i> , 404 KITCHEN	T24-28771
ON-SALE (CHANGE OF OWNERSHIP)	(Dist. #19)
(MISSING DOCUMENTS)	

(48) <i>Iconic Broadway Nashville, LLC, 312 Broadway 37201</i> , THE VALENTINE	T24-28772
ON-SALE	(Dist. #19)
(CHANGE OF OWNERSHIP)	
(MISSING DOCUMENTS)	
(49) <i>Chauvet Arts, LLC, 215 Rep John Lewis Way N 37219</i> , CHAUVET ARTS	T24-28775
ON-SALE	(Dist. #19)
(MISSING DOCUMENTS)	
(50) <i>MCM 4th Avenue, LLC, 107 4Th Ave N 37219</i> , MORGAN WALLEN'S THIS BAR & TENNESSEE KITCHEN	T24-28783
ON/OFF-SALE	(Dist. #19)
(NEW LOCATION)	
(MISSING DOCUMENTS)	
(51) <i>MCM 4th Avenue, LLC, 107 4Th Ave N 37219</i> , MORGAN WALLEN'S THIS BAR & TENNESSEE KITCHEN	T24-28784
CATERER	(Dist. #19)
(MISSING DOCUMENTS)	
(52) <i>Nashville West End Little Rey, LLC, 2019 West End Ave 37203</i> , LITTLE REY	T24-28791
ON-SALE	(Dist. #19)
(NEW LOCATION)	
(MISSING DOCUMENTS)	

(53) *NASHVILLE PUBLIC LIBRARY FOUNDATION, 615 Church St 37219, NASHVILLE* T24-28792

PUBLIC LIBRARY FOUNDATION

SPECIAL (SPECIAL EVENT NEW) (Dist. #19)

April 28, 2024

(MISSING DOCUMENTS)

(54) *Our Pride Encompasses Nashville, 600 James Robertson Pkwy 37219,* D24-28796

NASHVILLE PRIDE FESTIVAL

SPECIAL (SPECIAL EVENT OLD) (Dist. #19)

June 22-23, 2024

(MISSING DOCUMENTS)

(55) *DHG Nashville, LLC, 210 4Th Ave N 37219, DREAM NASHVILLE* T24-28805

ON/OFF-SALE (EXPANSION) (Dist. #19)

(MISSING DOCUMENTS)

(56) *corner market, 1613 A Buchanan St, 37208, CORNER MARKET* T24-28800

OFF-SALE (CHANGE OF OWNERSHIP) (Dist. #21)

(MISSING DOCUMENTS)

(57) *1865 Club, LLC, 610 21St Ave N #10 37203, 1865 CLUB* T24-28793

ON-SALE (NEW LOCATION) (Dist. #21)

(MISSING DOCUMENTS)

(58) *Dreams And Cocktails Inc, 117 28Th Ave N 37203, ACAPULCO WEST END* T24-28798

ON-SALE (NEW LOCATION) (Dist. #21)

(MISSING DOCUMENTS)

(59) *Douangchanh Morrakot, 5133 Harding Pike 37205, ASAHI SUSHI & THAI CUISINE* T24-28770

ON-SALE (CHANGE OF OWNERSHIP) (Dist. #23)

(MISSING DOCUMENTS)

(60) *Belle Meade Winery, 5025 Harding Pike 37205, BELLE MEADE MEAT & THREE* T24-28786

ON-SALE (EXPANSION) (Dist. #23)

(MISSING DOCUMENTS)

(61) *MURPHY CORNERS MARKET LLC, 4400 Murphy Rd 37209, MURPHY CORNERS* T24-28769

MARKET

OFF-SALE (CHANGE OF OWNERSHIP) (Dist. #24)

(MISSING DOCUMENTS)

(62) *Nashville Zoo, Inc, 3777 Nolensville Pike 37211, NASHVILLE ZOO SIPS SERIES* T24-28780

SPECIAL (SPECIAL EVENT NEW) (Dist. #26)

April 26, 2024, June 14, 2024, October 10, 2024

(MISSING DOCUMENTS)

(63) *Los Gallos, LLC, 4732 B Nolensville Pike 37211*, **LOS GALLOS TACO SHOP** T24-28765

ON/OFF-SALE (OTHER) (Dist. #27)

(MISSING DOCUMENTS)

(64) *TOMU LLC, 4724 Nolensville Pike 37211*, **TOMU TOBACCO & BEER** T24-28774

OFF-SALE (CHANGE OF OWNERSHIP) (Dist. #27)

(MISSING DOCUMENTS)

(65) *JAKSH INC, 2813 Smith Springs Rd 37217*, **ANTIOCH SHELL** T24-28801

OFF-SALE (CHANGE OF OWNERSHIP) (Dist. #29)

(MISSING DOCUMENTS)

Following Chairman Taylor's reading of the applications for indefinite deferral, Ms. Glapion made a motion to defer the applications indefinitely due to missing documents. Ms. Jarmon seconded the motion. The motion was unanimously approved.

COMPLAINTS

(66) *ANA PROPERTIES INC, 2402 DICKERSON PIKE 37207, GARIBALDI MARKET*

21-27064

OFF-SALE

(Dist. #02)

(Alleged violation of M.C.L 7.08.140C It is unlawful for any beer 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. (1st Offense)

M.C.L 7.08.140R It is unlawful for any beer permit holder or his agent or employee to allow or engage in any criminal activity on the premises in violation of T.C.A 39-17-1504 - Sale or distribution to underage persons unlawful - Proof of age requirement - (a) It is unlawful for any person to sell or distribute any tobacco, smoking hemp, or vapor product to another person who has not attained twenty-one (21) years of age or to purchase a tobacco, smoking hemp, or vapor product on behalf of such person under twenty-one (21) years of age on or about March 20, 2024). (1st Offense)

STAFF RECOMMENDATION: \$2000 Civil Penalty

(67) *Keshav Oil Inc., 701 DICKERSON PIKE 37207, EXPRESS MART*

18-25716

OFF-SALE

(Dist. #05)

(Alleged violation of M.C.L 7.08.140C It is unlawful for any beer 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. (1st Offense)

M.C.L 7.08.140R It is unlawful for any beer permit holder or his agent or employee To allow or engage in any criminal activity on the premises in violation of T.C.A 39-17-1504 - Sale or distribution to underage persons unlawful - Proof of age requirement - (a) It is unlawful for any person to sell or distribute any tobacco, smoking hemp, or vapor product to another person who has not attained twenty-one (21) years of age or to purchase a tobacco, smoking hemp, or vapor product on behalf of such person under twenty-one (21) years of age on or about March 19, 2024). (1st Offense)

STAFF RECOMMENDATION: \$2000 Civil Penalty

(68) *Retrograde, LLC, 1305 DICKERSON PIKE 37207*, **RETROGRADE**

18-25745

ON-SALE

(Dist. #05)

(Alleged violation of M.C.L 7.08.140C It is unlawful for any beer 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 March 19, 2024). (1st Offense)

STAFF RECOMMENDATION: \$1500 Civil Penalty

(69) *Nashville Skyline Hotel LP, 3451 DICKERSON PIKE 37207*, **HAMPTON INN &**

22-27896

SUITES NASHVILLE NORTH SKYLINE

ON-SALE

(Dist. #05)

(Alleged violation of M.C.L 7.08.140C It is unlawful for any beer 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 March 19, 2024). (1st Offense)

STAFF RECOMMENDATION: \$1500 Civil Penalty

(70) *Nashville Aquarium Inc, 516 Opry Mills DR 37214*, **Aquarium Restaurant**

04-18178

ON-SALE

(Dist. #15)

(Alleged violation of M.C.L 7.08.140C It is unlawful for any beer 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 March 28, 2024). (1st Offense)

STAFF RECOMMENDATION: \$1500 Civil Penalty

(71)Chili's Inc, 451 Opry Mills DR 37214, Chili's Grill & Bar

13-19770

ON-SALE

(Dist. #15)

(Alleged violation of M.C.L 7.08.140C It is unlawful for any beer 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 March 28, 2024). (1st Offense)

STAFF RECOMMENDATION: \$1500 Civil Penalty

(72)Chuy's OPCO Inc, 163B Opry Mills DR 37214, Chuy's

13-19826

ON-SALE

(Dist. #15)

(Alleged violation of M.C.L 7.08.140C It is unlawful for any beer 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 March 28, 2024). (1st Offense)

STAFF RECOMMENDATION: \$1500 Civil Penalty

(73)RMG Nashville LLC, 517 OPRY MILLS DR 37214, ROMANO'S MACARONI GRILL

23-28668

ON-SALE

(Dist. #15)

(Alleged violation of M.C.L 7.08.140C It is unlawful for any beer 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 March 28, 2024). (1st Offense)

STAFF RECOMMENDATION: \$1500 Civil Penalty

(74)JJA SoBro, LLC, 201 3rd AVE 37201, Bakersfield SoBro

15-20063

ON-SALE

(Dist. #19)

(Alleged violation of M.C.L 7.08.140C It is unlawful for any beer 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 March 18, 2024). (1st Offense)

STAFF RECOMMENDATION: \$1500 Civil Penalty

Chairman Taylor read the complaints and staff recommendations as presented by staff. Mr. Taylor recommended that the Board remove #75 to be voted on separately after a discussion was had in light of the comments made by Commander Bearden. The Board agreed to vote on all complaints listed except #75, DGX Store # 21334.

Chairman Taylor entertained a motion to accept staff recommendations for all other complaints listed. Ms. Jarmon made a motion to accept staff recommendations as presented. Mr. Conway seconded the motion. The Board then voted unanimously to accept the staff recommendations.

(75)DOLGENCORP, LLC, 206 3RD AVE S 37201, DGX STORE # 21334

19-26198

OFF-SALE

(Dist. #19)

(Alleged violation of M.C.L 7.08.140C It is unlawful for any beer 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. (2nd Offense)

M.C.L 7.08.140R It is unlawful for any beer permit holder or his agent or employee to allow or engage in any criminal activity on the premises in violation of T.C.A 39-17-1504 - Sale or distribution to underage persons unlawful - Proof of age requirement - (a) It is unlawful for any person to sell or distribute any tobacco, smoking hemp, or vapor product to another person who has not attained twenty-one (21) years of age or to purchase a tobacco, smoking hemp, or vapor product on behalf of such person under twenty-one (21) years of age on or about March 18, 2024). (2nd Offense)

STAFF RECOMMENDATION: \$3500 Civil Penalty

Chairman Taylor and other Board Members present held a discussion on what the Board can and cannot do in this situation. As outlined by Metro Legal, Matthew Garth, the Board can only act on the violations that have been presented to the Board as a complaint on today's agenda. The Chairman and other Board members determined that the violations being presented do not bring cause for a hearing and the Board should follow the precedence already set forth for these types of violations, which would be to issue a civil penalty amount.

After the discussion, Mr. Conway made a motion to accept the staff recommendation. Ms. Jarmon seconded the motion. The Board then voted unanimously to accept the staff recommendation.

(76) ADMINISTRATIVE MATTERS

N/A

(77) EXECUTIVE DIRECTORS REPORT

Executive Director Benton McDonough informed the Board that he did not have a report to present this meeting, but would have it to present at the next meeting.

Mr. McDonough did discuss some of the issues he's currently facing in the downtown area. One of those issues being the recent allegations of criminal charges against an individual whose namesake is being used on a new location downtown. Mr. McDonough informed the Board that it is not a requirement that staff issue temporary beer permits to locations which would otherwise qualify for a temporary beer permit if the staff does not feel comfortable doing so.

Mr. Conway also expressed his opinion that he does not believe the Board should issue a temporary beer permit to the bar using the namesake, Morgan Wallen, in light of the pending charges against said person.

There was also some discussion on whether the Board should request an applicant come to a board meeting to discuss the issuance of a beer permit at a location that the Board feels may need to meet some additional contingencies.

No decisions were made on this topic during the meeting.

Next Beer Board Meeting: Wednesday, 04/24/24, at 5:30 P.M.

Location: Howard Office Building

Sonny West Meeting Room

700 President Ronald Reagan Way

Nashville, TN 37210