

**OAK RIDGE BEER PERMIT BOARD
REGULAR MEETING**

Municipal Building Training Room – Room 104
Monday, June 9, 2014
12:00 Noon

AGENDA

1. ATTENDANCE

2. APPROVAL OF MINUTES – May 12, 2014 and May 23, 2014

3. APPLICATIONS FOR NEW BEER PERMITS AND ASSOCIATED MANAGER APPROVAL APPLICATIONS

Application #1497
Kroger #690
Kroger Limited Partnership I, Owner
Martha (Marty) Irwin, Manager
1550 Oak Ridge Turnpike (estimated open date 6/26/14)
Class B Permit

Application #1500
Jefferson Tavern
Gerald Lynn Britt, Owner/Manager
102 Jefferson Terminal Road
Class C Permit

Application #1501
Smoky Mountain Blues Society
Performing Arts Event – June 21, 2014 7:00pm-11:00pm
Herman Long and Thomas Hurwitz, Supervisors of Beer Sales
123 Randolph Road – High Places Church
Class E Permit

4. NEW MANAGER APPROVAL APPLICATIONS

Martha (Marty) Irwin
Replacement Manager
Kroger
380 S. Illinois Avenue (current location)

5. NEW / OLD BUSINESS
 - A. Lincoln's Sports Grille – Remediation Plan

See attachment from Gregory Harrison and Allen Schwartz, Attorneys for Lincoln's.

 - B. Reports from Oak Ridge Police Department (if any)

 - C. Ability of Board Members to Receive ABC Certification

This item was added at the request of Ms. Scott for the Board to discuss members obtaining an ABC certification at the City's cost.

6. ADJOURNMENT

**MINUTES OF THE
OAK RIDGE BEER BOARD**
Regular Meeting

Municipal Building Training Room – Room 104
Monday, May 12, 2014
12:00 noon

PRESENT: Secretary Bailey, Colin Colverson, Darren Osborne, Theresa Scott, Debra Solmonson, Chairman Randy Tedford, and Wendy Williams

ABSENT: None

ALSO PRESENT: Tammy Dunn, Senior Staff Attorney / Staff Liaison to Board; Alan Massengill, Deputy Chief of Police; Christopher Wallace, Oak Ridge Police Officer; Kenny Morgan, Oliver Springs Chief of Police; Gregory Harrison and Allen Schwartz, Attorneys for Lincoln's Sports Grille; Len Hart and VJ Murray, Owners of Lincoln's; Roy McKinnon, consultant for Lincoln's; Lisa Green, Manager of Lincoln's; Dustin Lane, Kelly Harvey, and Sarah Keenan, employees of Lincoln's

AUDIENCE MEMBERS: Michael Foster, Allies for Substance Abuse Prevention; Russell Langley, The Oak Ridger; Bob Fowler, The Knoxville New Sentinel; Nang Crossno, Owner of Back 2 Brewski's; Sgt. Jeremy Huddleston, Oak Ridge Police Department; Lt. John Kelly, Oak Ridge Police Department; Jim Akagi, Chief of Police

ROLL CALL/ATTENDANCE

Chairman Tedford called the meeting to order at 12:00 noon. All members were present.

APPROVAL OF MINUTES

Secretary Bailey moved, seconded by Ms. Scott, to approve the minutes of the April 14, 2014 meeting and the motion carried by a vote of 6-0-1, with Chairman Tedford abstaining from the vote due to lack of attendance at that meeting.

Chairman Tedford moved, seconded by Ms. Scott, to approve the minutes of the April 25, 2014 special meeting and the motion carried by a vote of 5-0-2, with Secretary Bailey and Mr. Osborne abstaining from the vote due to lack of attendance at that meeting.

APPLICATIONS FOR NEW BEER PERMITS AND THEIR ASSOCIATED MANAGER APPROVALS

Application #1497
Kroger #690
Kroger Limited Partnership I, Owner
Martha (Marty) Irwin, Manager
1550 Oak Ridge Turnpike (estimated open date 6/26/14)
Class B Permit

No one was present for this application. [Note – At the conclusion of the meeting, Secretary Bailey moved, seconded by Ms. Scott, to move the application to the June 2, 2014 agenda and the motion carried unanimously.]

Application #1498 and #1499

Tienda Nony #3
Leonor and Daren Martin, Owners
Leonor Martin, Manager
114 Bus Terminal Road
Class B and C Permit

Mrs. Martin and Eva Brown were present to discuss the applications for Tienda Nony #3. The Board confirmed with Mrs. Martin and Ms. Brown that this was a relocation of the business to a new address. The Board reminded Mrs. Martin and Ms. Brown of the parking lot responsibilities. Upon inquiry, Ms. Brown stated there was video at the premises. Also upon inquiry, Ms. Brown stated the Grove Center location (Tienda Nony #4) closed in November 2013. Deputy Chief Massengill reported no issues at the new location. Ms. Dunn stated Community Development informed her that the life safety inspection was passed for off-premises consumption only. Ms. Brown stated she thought they had passed the life safety inspection for both permits. Ms. Dunn stated she would confirm with Community Development.

Having no further questions, Mr. Colverson moved, seconded by Ms. Solmonson, to approve the beer permit applications with the on-premises beer permit subject to passage of the life safety inspection, and the motion carried unanimously.

NEW MANAGER APPROVAL APPLICATIONS

John G. Calvert
Replacement Manager
B.P.O. Elks Lodge #1684
684 Emory Valley Road

Mr. Calvert was present to discuss his application. He explained his professional experience in selling beer and stated he has had an ABC server card for the last five years and both bartenders at the Elks are ABC certified. There was brief discussion about the contiguous patio area where beer may be consumed. Mr. Calvert stated guests must be member sponsored and are checked at the door. He also stated those under 21 are admitted with their family, but have no access to the bar area where beer is sold. Upon inquiry, Mr. Calvert stated they do have video. Deputy Chief Massengill reported no issues at this location.

Having no further questions, Chairman Tedford moved, seconded by Secretary Bailey, to approve the manager application and the motion carried unanimously.

Martha (Marty) Irwin
Replacement Manager
Kroger
380 S. Illinois Avenue (current location)

Ms. Irwin was not present. Her application was postponed to the June 2, 2014 meeting.

Kenneth A. Stroecker
Replacement Manager
Ruby Tuesday
375 S. Illinois Avenue

Mr. Stroecker was present to discuss his application. Mr. Stroecker explained his experience in selling beer (20 years). Upon inquiry, Mr. Stroecker stated there is video at this location. The Board reminded Mr. Stroecker of the responsibilities toward the parking lot and to call the police if needed before issues

got out of hand. Mr. Stroecker stated all employees are ABC certified, new hires must sign an agreement to check IDs, there are in-house meetings every six months, and there is a zero tolerance policy. Deputy Chief Massengill reported no issues at this location.

Having no further questions, Secretary Bailey moved, seconded by Ms. Scott, to approve the manager application and the motion carried unanimously.

Barret Douglas Tanner
Replacement Manager
Centennial Golf Course
101 Centennial Blvd

Mr. Tanner was present to discuss his application. Mr. Tanner explained his experience in selling beer (4 years with Billy Casper Golf Management (BCGM) and 7 years in bar area management). Mr. Tanner also explained the delay in applying for his application, and stated the prior manager was still in a managerial capacity with BCGM. Upon inquiry, Mr. Tanner explained how beer is sold on the golf course through beverage carts and how employees are trained to look for outside alcohol and for signs of intoxication (demeanor, odor, inappropriate activity, etc.). Mr. Tanner also explained those who sell beer are 18 or over and have TIPS and ACE training as well as on-site training with particular focus on ID requirements and how to not over-serve. Deputy Chief Massengill reported no issues at this location.

Having no further questions, Ms. Solmonson moved, seconded by Mr. Colverson, to approve the manager application and the motion carried unanimously.

SHOW CAUSE HEARING

Show Cause Hearing # 2014-01

Lincoln's Sports Grille

119 S. Illinois Avenue

Class "C" Permit #1406, Approved 8/9/10

Class "B" Permit #1439, Approved 11/14/11 (for catering only)

Owners: Edward Green, Lendon Aaron Hart, Mike Lincoln, and Vander J. Murray

Managers: Lisa Green (4/8/13) and Lindsay Bass (4/14/14)

Attorneys: Gregory Harrison and Allen Schwartz

Court Reporter: Joan Roberts

Chairman Tedford called the show cause hearing to order and swore in the witnesses: Deputy Chief Alan Massengill, Officer Chris Wallace, Len Hart, VJ Murray, Dustin Lane, Kelly Harvey, Roy McKinnon, Sarah Keenan, and Lisa Green.

Chairman Tedford asked Officer Wallace for a synopsis of the incident that resulted in the Board calling for a show cause hearing. Officer Wallace stated he was assigned to patrol on April 12, 2014 and was dispatched to a fist fight on the patio at Lincoln's Sports Grille. Officer Wallace stated several officers arrived on the scene. Officer Wallace stated approximately 10-15 subjects were on the patio; however, no one would cooperate with the officers at the time. Officer Wallace did report that video surveillance was received later in response to the show cause hearing. Officer Wallace stated the patrons were separated and sober drivers were found for intoxicated patrons. Officer Wallace stated a sweep of the business was conducted and airplane bottles of whiskey were found in the parking lot where employees normally park. Officer Wallace stated he spoke with management on duty (Sarah Keenan) and recommended the establishment shut down early due to the level of intoxication, to which management agreed. Officer Wallace stated he was told by management that things "just got out of hand" and was also told about one patron (Swicegood) was on a semi-ban and was only allowed to be served beer because liquor made him violent. Officer Wallace stated this patron was identified as the instigator of

the fight, however, he could not locate a reliable, independent sober witness to corroborate that claim. In response to a question from the Board, Officer Wallace stated management should have easily known that patrons were intoxicated. Also in response to a question from the Board, Officer Wallace stated the police report indicates the call to Dispatch was made by Lincoln's.

Gregory Harrison, attorney for Lincoln's, asked Officer Wallace a few questions about Lincoln's in general and specifically about the night of the disturbance call. When asked why no one was arrested, Officer Wallace said officer safety was an important factor in resolving the disturbance rather than making arrests of numerous patrons. In response to other questions, Officer Wallace stated Lincoln's was cooperative in the November 2013 incident. In response to a question by Ms. Dunn, Officer Wallace stated he sent the police report for the April 12, 2014 incident to the Board for review because of the numerous police calls Lincoln's has had recently.

Deputy Chief Massengill stated he watched the video surveillance provided by Lincoln's of the April 12, 2014 incident outside on the patio. From the video, Deputy Chief Massengill saw the gate was wide open and there was heavy foot traffic through the gate. Deputy Chief Massengill stated the patio was an issue when the beer permit was first applied for and owners stated the gate would only be used for emergency access and all patrons would have to enter through the front door. Further, Deputy Chief Massengill stated there is a continued concern about the level of intoxication and over-serving patrons, and there was even a recent event since the show cause hearing was scheduled where an officer saw an intoxicated patron walking out through the patio to leave the premises.

In response to questions from the Board, Officer Wallace stated no field sobriety tests were conducted as a result of the April 12, 2014 incident. Further, when asked, Officer Wallace stated he has not personally noticed an improvement of internal controls by Lincoln's management.

Allen Schwartz, attorney for Lincoln's, asked Lincoln's some questions. Ms. Keenan stated she was cooperative with Officer Wallace and that Swicegood and Ryan Smith (Ryan was the person who was pushed by another patron on the patio as shown on the video) have both been permanently banned from Lincoln's. While it was discussed that the patio is a problem and closure of the gate is a small part in the remedy, Mr. Schwartz asked the Board what else could be done.

Oliver Springs Police Chief Kenny Morgan was sworn in by Chairman Tedford. Chief Morgan stated he was asked by Chief Akagi to look into the number of DUI arrests coming from Lincoln's. Chief Morgan stated he reviewed recent arrests through April and found nine arrests, four of which involved alcohol and one of those was from Lincoln's. When asked by Mr. Schwartz, Chief Morgan stated the arrested person stated she was an employee of Lincoln's and told the officer she was drinking at Lincoln's and had just left Lincoln's. Chief Morgan also stated he would need more facts to determine if this is a pattern. The arrested employee was confirmed to be Lindsay Bass who was recently approved as manager of Lincoln's by the Board. Roy McKinnon, consultant for Lincoln's, asked the specifics of the arrest. Chief Morgan stated the person wrecked a vehicle and left the scene, and her case had not yet been heard in court.

Video surveillance of the outside patio of Lincoln's on April 12, 2014 was then viewed. Video showed the gate wide open and patrons coming in and out through the gate. The video also showed the disturbance outside which involved a male patron (identified as Chris) pushing another male patron (identified as Ryan). Video also showed Lindsay Bass, employee/manager of Lincoln's, outside on the patio at the time of the disturbance and showed her talking to Ryan a few minutes before he was pushed by Chris. Video also shows Lindsay leaving with Swicegood. Lincoln's representatives said Lindsay was not on duty at the time.

While watching the video, Lincoln's representatives admitted the open gate is not appropriate. Officer Wallace stated four officers total arrived on the scene. Roy McKinnon, consultant for Lincoln's, indicated there were 16 cameras on the premises however there was no video available of the inside of the establishment at the time of the disturbance.

At this time the agenda packet was marked as an exhibit to the transcript for the hearing.

Greg Harrison stated a remedial plan would be put in place. There would be a single point of access for ingress and egress through the front door, and the patio gate would be locked with a crash bar for fire safety egress only. The remedial plan proposed the following: (1) to close the business at 1:00 a.m. instead of 2:00 a.m., (2) shorten the time for band sets from four hours to three hours, (3) increase the number of employees on the floor Thursdays through Saturdays by two, and (4) assign an employee to the floor that does not serve that just monitors.

Mr. Harrison stated Lincolns would like to be an active and contributing member of the community and it was not their goal for the police have to come to the establishment all the time. The remedial plan also proposed to (5) increase the number of cameras from 16 to 24, (6) permanently ban individuals (like Swicegood and Ryan) who cause disturbances, and (7) limit bands to 9:00 p.m. to 12:00 midnight Thursdays through Saturdays.

Ms. Solmonson stated her concern about maintaining control, not over-serving, and training employees so that patrons' safety is not in jeopardy. Roy McKinnon stated since he became a consultant for Lincoln's in November 2013, management has conducted 90 minute weekly meetings. Mr. McKinnon stated the business strives to maintain a family friendly clientele. Mr. McKinnon also stated Lindsay Bass is no longer employed in a managerial capacity (Owner VJ Murray confirmed this after the hearing).

Allen Schwartz stated Lincoln's is a family friendly place and the owners have made a large investment and paid significant taxes last year. According to Mr. Schwartz, the bar records would show the patrons were not over-served and if they were that the patrons did that to themselves. Also, the video shows no one was served on the patio.

Mr. Colverson stated Lincoln's has been before the Board three times for show cause hearings in 2013. Mr. Colverson stated the Board is not in the business of taking licenses, but businesses need to be orderly and promote safety in alcohol sales. Mr. Colverson stated he thought Lincoln's needed more time to develop the remediation plan. Mr. Colverson stated he is not sure what other businesses are doing in this area but noted many seem to be doing very well at not over-serving or allowing over-consumption. Mr. Harrison responded that the video was unbelievable and closing the gate should resolve the problem. Mr. Harrison stated training takes place but mistakes can occur. Regardless, Mr. Harrison stated there would be drastic consequences for any server that over-serves a patron. Mr. Harrison stated he will have involvement with Lincoln's management regarding what beer boards and the state alcoholic beverage commission require.

Ms. Scott stated problems seem to occur after 11:00 p.m. with altercations from drinking. Ms. Scott stated she wants to see the business be proactive and not just reactive.

Mr. Osborne stated he has been a patron of Lincoln's and never felt his safety was at issue when there, and he also noted he expected to see more chaos than was shown on the video based on the information provided when the show cause was scheduled. Officer Wallace stated much of the disturbance occurred inside while the officers were present, of which there is no video.

Secretary Bailey commented that in addition to the statements of Mr. Colverson and Ms. Scott, he would like to add that Lincoln's is continuing to say the same things they have said before at show cause hearings but these changes have not come close to offering results. Secretary Bailey suggested Lincoln's consider limiting the number of alcoholic beverage served to a patron and possibly close earlier.

Mr. McKinnon stated alcohol sales amount to 33% of the Lincoln's business.

Chairman Tedford stated he has been in law enforcement for over forty years and public safety is paramount. Chairman Tedford stated safety should be a driving force and he had never seen a business survive three show cause hearings in the past. Chairman Tedford stated the promises in the past fell short.

Deputy Chief Massengill reported that the culture hasn't changed (citing the recent incident of an intoxicated patron trying to leave through the patio) and that needs to occur at a management level.

Ms. Solmonson moved, seconded by Ms. Scott, that Lincoln's had not shown adequate cause for the Board to not take any negative action against the beer permit and the motion carried by a vote of 5 to 2 with Mr. Colverson and Mr. Osborne voting against. Mr. Osborne stated Lincoln's might want to consider hiring security during later evening hours. Ms. Williams suggested Lincoln's operate as a family restaurant until this has been worked out. Chairman Tedford stated he would like to see an emphasis on training before hiring security. Ms. Scott stated it is the business's responsibility not the Board's responsibility to resolve the problems. Chairman Tedford stated the next step is to determine what action to take and he explained the options of revocation, suspension, and civil penalty up to \$1000 in lieu of suspension.

Mr. Colverson moved, seconded by Ms. Solmonson, to suspend the beer permit for two weeks but allow Lincoln's to resubmit a remediation plan at the next regular meeting (June 9, 2014) which will be considered by the Board and, if sufficient, will reduce the suspension to only one week. The motion carried by a vote of 4 to 3 with Chairman Tedford, Secretary Bailey, and Ms. Scott voting against.

Mr. Colverson moved, seconded by Mr. Osborne, to wait on setting the date for the suspension until a later meeting and the motion carried unanimously.

Chairman Tedford called for a brief recess. During the recess, VJ Murray, owner of Lincoln's, told Ms. Dunn Lindsay Bass needed to be removed from the files as a manager of Lincoln's.

NEW / OLD BUSINESS

A. Reports from Oak Ridge Police Department (if any)

Due to the lateness of the meeting, Deputy Chief Massengill gave a brief statement on pending issues and stated the Board could discuss them at a later meeting.

B. Possible Ordinance Amendment – Training Requirements – Item Brought Back to Agenda from March 10, 2014 Meeting

Secretary Bailey moved, seconded by Ms. Scott, to continue this item to the August agenda to allow sufficient time for the Board and Michael Foster, Alliances for Substance Abuse Prevention (ASAP), to talk about ASAP's research and the motion carried unanimously.

ADJOURNMENT

The meeting adjourned at 2:17 p.m. upon unanimous approval after motion by Secretary Bailey seconded by Ms. Scott.

Respectfully submitted,

Barton Bailey, Secretary

**MINUTES OF THE
OAK RIDGE BEER BOARD**
Special Meeting

Municipal Building Training Room – Room 104
Friday, May 23, 2014
1:30 p.m.

PRESENT: Theresa Scott, Debra Solmonson, Chairman Randy Tedford, and Wendy Williams

ABSENT: Secretary Bailey, Colin Colverson, and Darren Osborne

ALSO PRESENT: Tammy Dunn, Senior Staff Attorney / Staff Liaison to Board
Alan Massengill, Deputy Chief of Police

AUDIENCE MEMBERS: Stacey Pratt, Allies for Substance Abuse Prevention
John Huotari, Oak Ridge Today

ROLL CALL/ATTENDANCE

Chairman Tedford called the meeting to order at 1:30 p.m. Chairman Tedford, Ms. Scott, Ms. Solmonson, and Ms. Williams were present. Secretary Bailey, Mr. Colverson, and Mr. Osborne were absent.

NEW BUSINESS

The Board met to discuss the postponement of the two upcoming show cause hearings previously set for June 9, 2014—Aubrey's and Back to Brewski's—until such time as the underlying criminal cases have been adjudicated in order to allow the release of the police reports to the Board and the business owners. The Board was advised by Ms. Dunn that the District Attorney General's Office would keep her apprised of the status of the underlying criminal cases and she would inform the Board when she received updates.

Chairman Tedford moved, seconded by Ms. Scott, to reset the show cause hearings to a date yet to be determined and the motion carried unanimously.

ADJOURNMENT

The meeting adjourned at 1:33 p.m. after the conclusion of the discussion and vote on the above matter as that concluded the purpose for which the special meeting was called.

Respectfully submitted,

Barton Bailey, Secretary

Application/Permit 1497

**CITY OF OAK RIDGE, TENNESSEE
APPLICATION FOR BEER PERMIT**

Application for (check all that apply):

manufacturer (Class A Permit) on-premises consumption (Class C Permit)
 hotel or club (Class D Permit) off-premises consumption (Class B Permit)

I hereby, as an owner or agent/representative of the business, make application to the Oak Ridge Beer Permit Board for a beer permit pursuant to the Oak Ridge City Code and Tennessee law. This application is based upon the following information:

1. Request is made for (check all that apply):

new beer permit
 existing permit—name change existing permit—ownership change
 existing permit—change location existing permit—additional permit type

2. Name under which business will operate: KROGER #690

By Tennessee Code Annotated §57-5-103(a)(3)(C), a beer permit is only valid for the business operating under the name identified on the permit. A change in name will automatically invalidate the beer permit and a new permit must be obtained to continue to sell/serve beer. There is no grace period or holdover period for selling beer during this time.

3. Street address where business will operate: 1550 OAK RIDGE TURNPIKE OAKRIDGE TN 37830

By Tennessee Code Annotated §57-5-103(a)(3)(B), a beer permit is only valid for a single location and cannot be transferred to a new location. A permit is valid for all decks, patios, and other outdoor serving areas that are contiguous to the exterior of the building in which the business is located and that are operated by the business. A change in location will invalidate the beer permit and a new permit must be obtained to continue to sell/serve beer. There is no grace period or holdover period for selling beer during this time.

4. Business Telephone Number: 615-790-11245. Proposed date business will open under this ownership: Estimated opening date 6/26/2014

6. Full Name of Applicant (Owner or Owner's Agent/Representative):

KROGER LIMITED PARTNERSHIP I

7. Applicant's prior experience selling/serving beer or other alcoholic beverage:

RETAIL GROCERY STORE CHAIN

8. Type of business entity:

Individual _____ Corporation L.L.C. _____ Joint-stock Company _____
 Partnership _____ Other _____

9. Full name of the person to be the on-premise manager responsible for the direct daily operations of the business:

MARTHA (MARTY) IRWIN Store Manager

10. Name and mailing address of person to receive communication from the City and/or Beer Board (ex. annual privilege tax notices) as well as said person's relationship to the business:

Kroger #690 1550 Oak Ridge Turnpike, Oak Ridge TN 37830

11. Describe the nature of the business (ex. restaurant, bar, tavern, club, convenience store, etc.)
Retail Grocery Store

12. Description of the business's footprint and parking areas available to/for the use of the business (attach drawing if available):
See attached

13. Name, mailing address and telephone number of the property owner, if other than the business owner:
Kroger owned

NOTE: If the business owner is different from the property owner, you must submit a signed and notarized written statement from the property owner giving the applicant/business permission to sell or serve beer on the premises. Include this statement with the application.

14. Has any owner (having at least a five percent (5%) ownership interest) ever had a liquor license or beer permit suspended, revoked or denied? no
If yes, where and under what business name? _____

15. Has any owner (having at least a five percent (5%) ownership interest) or any person to be employed in the distribution or sale of beer been convicted of violating any law against possession, sale, manufacture or transportation of beer or intoxicating liquor, drugs, or narcotics or of a crime involving moral turpitude within the last ten (10) years? no
If so, give particulars of each charge, court and date convicted.

16. Does any owner have a business or personal relationship with any person who previously held a beer permit for this location, or with any person or entity who owned any portion of a business which previously held a beer permit at this location? no
If yes, explain: _____

17. Name and address of the nearest church and school. By City Code §8-705, the Beer Board shall not approve a beer permit where, in the opinion of the board, such sale would interfere with schools, churches or other places of public gathering.

18. Describe steps which will be taken to prevent the sale of beer to those under twenty-one (21):
See Attached

NOTE: In accordance with Tennessee Code Annotated §57-5-103(d), all beer permit holders must provide documentation that they are duly registered for sales tax purposes. A copy of the sales tax registration certificate must be submitted with this application or within ten (10) days after being issued a beer permit.

Applicant hereby solemnly swears or affirms the following:

- Every statement in this application is true and correct, and if any statement therein is false, the permit issued thereto may be revoked by the Beer Board, after notice of a hearing, in which event the burden shall be on the applicant to prove the correctness of all statements in the application.
- The owner(s) is(are) of good moral character and has/have sufficient legal interest in a suitable location as would entitle him/her/them to conduct the sale of beer.
- The City has my full authorization and release to obtain all relevant information to investigate and determine my character, qualifications, and suitability for the issuance of a beer permit.
- Neither myself nor any owner or manager has been convicted of driving under the influence within the past ten (10) years.
- Unlawful gambling and gaming devices will not be allowed in the business.
- Beer will not be sold or served to a person who appears to be intoxicated.
- Beer will not be sold or served to a person under the age of twenty-one (21).
- Persons under the age of twenty-one (21) will not be allowed to consume beer or other alcoholic beverage, nor will they be allowed to loiter on the premises.
- The business will comply with the provisions of Tennessee Code Annotated §57-5-301(e)(1) regarding possession and transportation of beer by persons under the age of twenty-one (21).
- All laws, ordinances, rules, and regulations governing the sale or distribution of beer will be observed and complied with, and all employees will be trained accordingly.
- Clean, sanitary facilities will be provided.
- The business will be conducted in an orderly, peaceable and lawful manner and no loud or obnoxious noises will be allowed.
- No beer or other alcoholic beverages will be sold or consumed on the premises except during lawful hours as set by city ordinance.
- The business is authorized to do business within the City of Oak Ridge and the State of Tennessee.
- Should any manager cease to act in such capacity, this fact shall be reported to the City's Legal Department at 425-3530 within five (5) days.
- Should any ownership change, this fact shall be reported to the City's Legal Department at 425-3530 within one (1) business day, and the beer permit shall be returned to the City.
- The City Manager (through the Oak Ridge Police Department) has full power, including right of entry, to enforce the beer ordinances and to inspect and investigate any reported or alleged violations without the necessity of a search warrant.
- The beer permit, once obtained, shall at all times be posted in a conspicuous place within the establishment that is easily seen by patrons.
- The beer permit may be revoked or suspended, after notice and a hearing by the Board, for any violations of the above statements, for any misinformation or omission contained within this application, for any violation of the Code of Ordinances, Title 8, Chapters 6-8, or for any violations of State law relating to beer, alcohol or crimes of moral turpitude.
- The applicant has ensured the business is in compliance with all zoning requirements for this location.

I hereby release, absolve and hold harmless the City of Oak Ridge, the Oak Ridge Beer Permit Board, the Oak Ridge Police Department, its employees, agents and representatives from any and all liability of whatever type for any damages, causes of action, personal property injuries which may result as a consequence of my application for a beer permit, background investigation, release of documents or other matters related to my application. I hereby waive all possible liability of the City of Oak Ridge, the Oak Ridge Beer Permit Board, the Oak Ridge Police Department, its employees, agents and representatives as stated above.

This the 10th day of April, 2014.

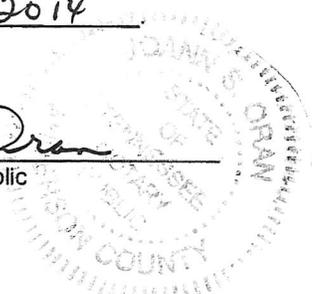
Martha A. [Signature]
Signature of Applicant

M.I.

Sworn to and subscribed before me this 10th day of April, 2014.

My commission expires: Nov 25, 2017.

Joanna S. [Signature]
Notary Public



2/20/13

**CITY OF OAK RIDGE, TENNESSEE
APPLICATION FOR APPROVAL AS MANAGER**

I hereby make application to the Oak Ridge Beer Permit Board for approval as Manager pursuant to the Oak Ridge City Code. This application is based upon the following information:

1. Business Name Kroger
Business Address 1550 Oak Ridge Turnpike

2. Manager's Full Name Martha A. Irwin

3. Request is made as (check which applies):
Additional Manager _____ Replacement of Prior Manager _____

4. Manager's prior experience selling/serving beer or other alcoholic beverage:
Store Manager for Kroger

5. Manager's Work History:
How long have you been employed at the business? 31 years w/ Kroger
Date you became Manager: Sept., 2013
Name of Previous Manager: Steve Scarborough Date left: Sept., 2013
Previous Employment for the past ten (10) years (name of business, address, length of employment, position held). Attach additional sheets if necessary):

6. Beer Permit History:
Have you ever been employed at an establishment with a beer permit? yes
If so, where and when: Kroger
Have you ever been a manager of an establishment with a beer permit? yes
Have you ever had a beer permit refused, suspended or revoked? no
If so, where and when: _____

7. Manager's Criminal History:
Have you ever been convicted of any violation of federal laws, state statutes, or city ordinances involving the possession, sale, manufacture or transportation of intoxicating liquors, drugs or narcotics, or of a crime of moral turpitude with the past ten years? no
If so, provide details of the offense and when you were convicted:

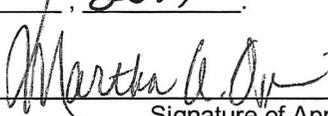
8. Describe steps which will be taken to prevent the sale of beer to persons under twenty-one (21):
CBT training for all cashiers on alcohol/tobacco sales policy
Note in all cashiers files

Applicant hereby solemnly swears or affirms the following:

- Every statement in this application is true and correct, and if any statement therein is false, the permit issued thereto may be revoked by the Beer Board, after notice of a hearing, in which event the burden shall be on the applicant to prove the correctness of all statements in the application.
- I am of good moral character and as manager of the business am able to conduct the sale of beer.
- The City has my full authorization and release to obtain all relevant information to investigate and determine my character, qualifications, and suitability for the issuance of a beer permit.
- I have not been convicted of driving under the influence within the past ten (10) years. (Not applicable if manager also possesses a current server permit from the Tennessee Alcoholic Beverage Commission)
- Unlawful gambling and gaming devices will not be allowed in the business.
- Beer will not be sold or served to a person who appears to be intoxicated.
- Beer will not be sold or served to a person under the age of twenty-one (21).
- Persons under the age of twenty-one (21) will not be allowed to consume beer or other alcoholic beverage, nor will they be allowed to loiter on the premises.
- The business will comply with the provisions of Tennessee Code Annotated §57-5-301(e)(1) regarding possession and transportation of beer by persons under the age of twenty-one (21).
- All laws, ordinances, rules, and regulations governing the sale or distribution of beer will be observed and complied with, and all employees will be trained accordingly.
- The business will be conducted in an orderly, peaceable and lawful manner and no loud or obnoxious noises will be allowed.
- No beer or other alcoholic beverages will be sold or consumed on the premises except during lawful hours as set by city ordinance.
- Should I cease to act as manager, this fact shall be reported to the City's Legal Department at 425-3530 within five (5) days.
- The City Manager (through the Oak Ridge Police Department) has full power, including right of entry, to enforce the beer ordinances and to inspect and investigate any reported or alleged violations without the necessity of a search warrant.
- My manager approval may be revoked or suspended, after notice and a hearing by the Board, for any violations of the above statements, for any misinformation or omission contained within this application, for any violation of the Code of Ordinances, Title 8, Chapters 6-8, or for any violations of State law relating to beer, alcohol or crimes of moral turpitude.

I hereby release, absolve and hold harmless the City of Oak Ridge, the Oak Ridge Beer Permit Board, the Oak Ridge Police Department, its employees, agents and representatives from any and all liability of whatever type for any damages, causes of action, personal property injuries which may result as a consequence of my application for a beer permit, background investigation, release of documents or other matters related to my application. I hereby waive all possible liability of the City of Oak Ridge, the Oak Ridge Beer Permit Board, the Oak Ridge Police Department, its employees, agents and representatives as stated above.

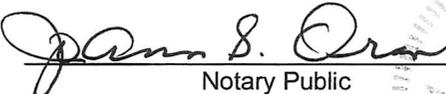
This the 10th day of April, 2014.



Signature of Applicant

Sworn to and subscribed before me this 10th day of April, 2014.

My commission expires: Nov. 25, 2017.



Notary Public



**CITY OF OAK RIDGE, TENNESSEE
APPLICATION FOR BEER PERMIT**

Application for (check all that apply):

manufacturer (Class A Permit)
 hotel or club (Class D Permit)

on-premises consumption (Class C Permit)
 off-premises consumption (Class B Permit)

I hereby, as an owner or agent/representative of the business, make application to the Oak Ridge Beer Permit Board for a beer permit pursuant to the Oak Ridge City Code and Tennessee law. This application is based upon the following information:

1. Request is made for (check all that apply):

new beer permit
 existing permit—name change existing permit—ownership change
 existing permit—change location existing permit—additional permit type

2. Name under which business will operate: Jefferson Tavern

By Tennessee Code Annotated §57-5-103(a)(3)(C), a beer permit is only valid for the business operating under the name identified on the permit. A change in name will automatically invalidate the beer permit and a new permit must be obtained to continue to sell/serve beer. There is no grace period or holdover period for selling beer during this time.

3. Street address where business will operate: 102 Jefferson Terminal Rd.

By Tennessee Code Annotated §57-5-103(a)(3)(B), a beer permit is only valid for a single location and cannot be transferred to a new location. A permit is valid for all decks, patios, and other outdoor serving areas that are contiguous to the exterior of the building in which the business is located and that are operated by the business. A change in location will invalidate the beer permit and a new permit must be obtained to continue to sell/serve beer. There is no grace period or holdover period for selling beer during this time.

4. Business Telephone Number: 865-804-5247

5. Proposed date business will open under this ownership: _____

6. Full Name of Applicant (Owner or Owner's Agent/Representative):

Gerald Lynn Britt

7. Applicant's prior experience selling/serving beer or other alcoholic beverage:

Have worked at Jefferson Tavern for 6-8 months
But has helped with the business for longer

8. Type of business entity:

Individual Corporation L.L.C. Joint-stock Company
Partnership Other

9. Full name of the person to be the on-premise manager responsible for the direct daily operations of the business:

10. Name and mailing address of person to receive communication from the City and/or Beer Board (ex. annual privilege tax notices) as well as said person's relationship to the business:

Gerald L. Britt 134 E. Wadsworth Circle O.R. TN. 37830

11. Describe the nature of the business (ex. restaurant, bar, tavern, club, convenience store, etc.)

Tavern

12. Description of the business's footprint and parking areas available to/for the use of the business (attach drawing if available):

Front & Side parking Approx 50' x 50' Bar room and Fenced in patio

13. Name, mailing address and telephone number of the property owner, if other than the business owner:

DAVID Tate 70 Jefferson Ave.

NOTE: If the business owner is different from the property owner, you must submit a signed and notarized written statement from the property owner giving the applicant/business permission to sell or serve beer on the premises. Include this statement with the application.

14. Has any owner (having at least a five percent (5%) ownership interest) ever had a liquor license or beer permit suspended, revoked or denied? NO

If yes, where and under what business name? _____

15. Has any owner (having at least a five percent (5%) ownership interest) or any person to be employed in the distribution or sale of beer been convicted of violating any law against possession, sale, manufacture or transportation of beer or intoxicating liquor, drugs, or narcotics or of a crime involving moral turpitude within the last ten (10) years? NO

If so, give particulars of each charge, court and date convicted.

16. Does any owner have a business or personal relationship with any person who previously held a beer permit for this location, or with any person or entity who owned any portion of a business which previously held a beer permit at this location? yes

If yes, explain: Norma D McAlisters daughter held Beer permit

17. Name and address of the nearest church and school. By City Code §8-705, the Beer Board shall not approve a beer permit where, in the opinion of the board, such sale would interfere with schools, churches or other places of public gathering.

No new schools or churches

18. Describe steps which will be taken to prevent the sale of beer to those under twenty-one (21):

I.D. Required

NOTE: In accordance with Tennessee Code Annotated §57-5-103(d), all beer permit holders must provide documentation that they are duly registered for sales tax purposes. A copy of the sales tax registration certificate must be submitted with this application or within ten (10) days after being issued a beer permit.

Applicant hereby solemnly swears or affirms the following:

- Every statement in this application is true and correct, and if any statement therein is false, the permit issued thereto may be revoked by the Beer Board, after notice of a hearing, in which event the burden shall be on the applicant to prove the correctness of all statements in the application.
- The owner(s) is(are) of good moral character and has/have sufficient legal interest in a suitable location as would entitle him/her/them to conduct the sale of beer.
- The City has my full authorization and release to obtain all relevant information to investigate and determine my character, qualifications, and suitability for the issuance of a beer permit.
- Neither myself nor any owner or manager has been convicted of driving under the influence within the past ten (10) years.
- Unlawful gambling and gaming devices will not be allowed in the business.
- Beer will not be sold or served to a person who appears to be intoxicated.
- Beer will not be sold or served to a person under the age of twenty-one (21).
- Persons under the age of twenty-one (21) will not be allowed to consume beer or other alcoholic beverage, nor will they be allowed to loiter on the premises.
- The business will comply with the provisions of Tennessee Code Annotated §57-5-301(e)(1) regarding possession and transportation of beer by persons under the age of twenty-one (21).
- All laws, ordinances, rules, and regulations governing the sale or distribution of beer will be observed and complied with, and all employees will be trained accordingly.
- Clean, sanitary facilities will be provided.
- The business will be conducted in an orderly, peaceable and lawful manner and no loud or obnoxious noises will be allowed.
- No beer or other alcoholic beverages will be sold or consumed on the premises except during lawful hours as set by city ordinance.
- The business is authorized to do business within the City of Oak Ridge and the State of Tennessee.
- Should any manager cease to act in such capacity, this fact shall be reported to the City's Legal Department at 425-3530 within five (5) days.
- Should any ownership change, this fact shall be reported to the City's Legal Department at 425-3530 within one (1) business day, and the beer permit shall be returned to the City.
- The City Manager (through the Oak Ridge Police Department) has full power, including right of entry, to enforce the beer ordinances and to inspect and investigate any reported or alleged violations without the necessity of a search warrant.
- The beer permit, once obtained, shall at all times be posted in a conspicuous place within the establishment that is easily seen by patrons.
- The beer permit may be revoked or suspended, after notice and a hearing by the Board, for any violations of the above statements, for any misinformation or omission contained within this application, for any violation of the Code of Ordinances, Title 8, Chapters 6-8, or for any violations of State law relating to beer, alcohol or crimes of moral turpitude.
- The applicant has ensured the business is in compliance with all zoning requirements for this location.

I hereby release, absolve and hold harmless the City of Oak Ridge, the Oak Ridge Beer Permit Board, the Oak Ridge Police Department, its employees, agents and representatives from any and all liability of whatever type for any damages, causes of action, personal property injuries which may result as a consequence of my application for a beer permit, background investigation, release of documents or other matters related to my application. I hereby waive all possible liability of the City of Oak Ridge, the Oak Ridge Beer Permit Board, the Oak Ridge Police Department, its employees, agents and representatives as stated above.

This the 23rd day of May, 2014.

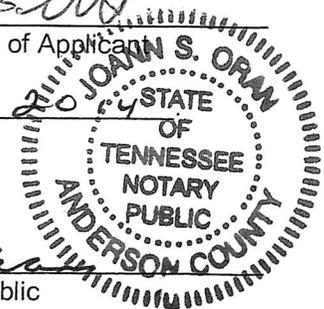
[Signature]

Signature of Applicant

Sworn to and subscribed before me this 23rd day of May.

My commission expires: Nov. 25, 2017.

[Signature]
Notary Public



**CITY OF OAK RIDGE, TENNESSEE
APPLICATION FOR APPROVAL AS MANAGER**

I hereby make application to the Oak Ridge Beer Permit Board for approval as Manager pursuant to the Oak Ridge City Code. This application is based upon the following information:

1. Business Name Jefferson Tavern
Business Address 102 Jefferson Terminal Rd. OR. TN.

2. Manager's Full Name Gerald Lynn Britt

3. Request is made as (check which applies):

Additional Manager _____ Replacement of Prior Manager

4. Manager's prior experience selling/serving beer or other alcoholic beverage:
Have worked at the Tavern for 6-8 months
but have helped with the business for some time
longer.

5. Manager's Work History:

How long have you been employed at the business? 6-8 months

Date you became Manager: _____

Name of Previous Manager: Ed Gallaher Date left: _____

Previous Employment for the past ten (10) years (name of business, address, length of employment, position held). Attach additional sheets if necessary):

Britt's Landscaping 134 E. Wadsworth Circle OR
Owner

6. Beer Permit History:

Have you ever been employed at an establishment with a beer permit? yes

If so, where and when: Jefferson Tavern (now)

Have you ever been a manager of an establishment with a beer permit? no

Have you ever had a beer permit refused, suspended or revoked? no

If so, where and when: _____

7. Manager's Criminal History:

Have you ever been convicted of any violation of federal laws, state statutes, or city ordinances involving the possession, sale, manufacture or transportation of intoxicating liquors, drugs or narcotics, or of a crime of moral turpitude with the past ten years? no

If so, provide details of the offense and when you were convicted:

8. Describe steps which will be taken to prevent the sale of beer to persons under twenty-one (21):

We ID.

Applicant hereby solemnly swears or affirms the following:

- Every statement in this application is true and correct, and if any statement therein is false, the permit issued thereto may be revoked by the Beer Board, after notice of a hearing, in which event the burden shall be on the applicant to prove the correctness of all statements in the application.
- I am of good moral character and as manager of the business am able to conduct the sale of beer.
- The City has my full authorization and release to obtain all relevant information to investigate and determine my character, qualifications, and suitability for the issuance of a beer permit.
- I have not been convicted of driving under the influence within the past ten (10) years. (Not applicable if manager also possesses a current server permit from the Tennessee Alcoholic Beverage Commission)
- Unlawful gambling and gaming devices will not be allowed in the business.
- Beer will not be sold or served to a person who appears to be intoxicated.
- Beer will not be sold or served to a person under the age of twenty-one (21).
- Persons under the age of twenty-one (21) will not be allowed to consume beer or other alcoholic beverage, nor will they be allowed to loiter on the premises.
- The business will comply with the provisions of Tennessee Code Annotated §57-5-301(e)(1) regarding possession and transportation of beer by persons under the age of twenty-one (21).
- All laws, ordinances, rules, and regulations governing the sale or distribution of beer will be observed and complied with, and all employees will be trained accordingly.
- The business will be conducted in an orderly, peaceable and lawful manner and no loud or obnoxious noises will be allowed.
- No beer or other alcoholic beverages will be sold or consumed on the premises except during lawful hours as set by city ordinance.
- Should I cease to act as manager, this fact shall be reported to the City's Legal Department at 425-3530 within five (5) days.
- The City Manager (through the Oak Ridge Police Department) has full power, including right of entry, to enforce the beer ordinances and to inspect and investigate any reported or alleged violations without the necessity of a search warrant.
- My manager approval may be revoked or suspended, after notice and a hearing by the Board, for any violations of the above statements, for any misinformation or omission contained within this application, for any violation of the Code of Ordinances, Title 8, Chapters 6-8, or for any violations of State law relating to beer, alcohol or crimes of moral turpitude.

I hereby release, absolve and hold harmless the City of Oak Ridge, the Oak Ridge Beer Permit Board, the Oak Ridge Police Department, its employees, agents and representatives from any and all liability of whatever type for any damages, causes of action, personal property injuries which may result as a consequence of my application for a beer permit, background investigation, release of documents or other matters related to my application. I hereby waive all possible liability of the City of Oak Ridge, the Oak Ridge Beer Permit Board, the Oak Ridge Police Department, its employees, agents and representatives as stated above.

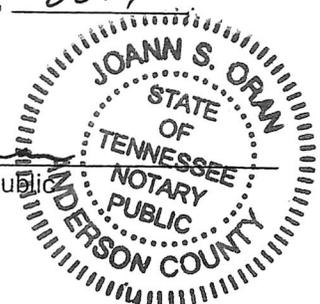
This the 23rd day of May, 2014.

[Signature]
Signature of Applicant

Sworn to and subscribed before me this 23rd day of May, 2014

My commission expires: Nov. 25, 2017.

[Signature]
Notary Public



CITY OF OAK RIDGE, TENNESSEE
APPLICATION FOR SPECIAL EVENT (CLASS E) BEER PERMIT

I hereby, as an owner or agent/representative of the organization, make application to the Oak Ridge Beer Permit Board for a special event beer permit pursuant to the Oak Ridge City Code and Tennessee law. This application is based upon the following information:

1. Name of Organization: SMOKY MOUNTAIN BLUES SOCIETY

2. Type of Organization (check one and submit proof of such status with the application):

- Bonafide charitable organization recognized under Section 501(c) of the Internal Revenue Code
- Bonafide non-profit organization recognized under Section 501(c) of the Internal Revenue Code
- Bonafide political organization recognized under Tennessee Code Annotated §2-10-101(a) (political campaign committee) or §2-13-101 (political party)

3. General Information – Organization:

Address of Organization 291 OXFORD HILLS DR Telephone Number _____

MARYVILLE, TN 37803-1943
Type of Event PERFORMING ARTS

Date(s) of Event JUNE 21

Time(s) of Event* 7:00 - 11:00

Dates of previous events held within the City of Oak Ridge under a Class E Permit within the past twelve (12) months:

NONE

Time during which applicant desires to sell/distribute beer: 7:00 - 11:00

Specific location where beer will be sold/distributed and consumed: GROVE THEATER
123 RANDOLPH ST. OAK RIDGE, TN. 37830

4. Full Name of Individual Responsible for Supervising the Sale/Distribution of Beer During Event:

HERMAN R. LONG

5. Individual's prior experience selling/serving beer or other alcoholic beverage:

SUPERVISING BEER SALES AT MARKET SQUARE KNOXVILL
AND DOGWOOD COURT OLD CITY KNOXVILLE

* Time cannot exceed seventy-two (72) hours

6. Name, mailing address and telephone number of the property owner, if other than the business owner:
HIGH PLACE CHURCH 123 RANDOLPH RD. OAK RIDGE, TN.
37830 865-425-0501

NOTE: If the organization is not the property owner, you must submit a signed and notarized written statement from the property owner giving the organization permission to sell or serve beer on the premises for the event. Include this statement with the application.

If the property owner is the City of Oak Ridge, the written statement is not required; however, prior permission for the event and beer sales/distribution is required before beer can be served regardless of whether a beer permit is obtained. Additionally, the City requires a \$1,000,000 alcohol liability insurance policy naming the City as an additional insured for the event.

7. Has the organization or the individual responsible for supervising beer during the event ever had a liquor license or beer permit suspended, revoked or denied? NO

If yes, where and under what business name? _____

8. Has the organization or the individual responsible for supervising beer during the event been convicted of violating any law against possession, sale, manufacture or transportation of beer or intoxicating liquor, drugs, or narcotics or of a crime involving moral turpitude within the last ten (10) years? NO

If so, give particulars of each charge, court and date convicted.

9. Name and address of the nearest church and school. By City Code §8-705, the Beer Board shall not approve a beer permit where, in the opinion of the board, such sale would interfere with schools, churches or other places of public gathering.

Church: HIGH PLACE CHURCH OAK RIDGE, TN

School: _____

10. Describe steps which will be taken to prevent the sale of beer to persons under twenty-one (21):

ALL THOSE WANTING TO PURCHASE BEER MUST SHOW PHOTO ID WITH BIRTHDATE. WRIST BANDS WILL BE USED TO IDENTIFY ALL THOSE OVER 21

11. Are you requesting any exceptions to the Required Control Measures for Special Occasion Beer Permits as approved by the Oak Ridge Beer Permit Board? If so, please explain:

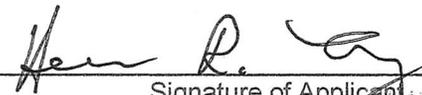
NO

Applicant hereby solemnly swears or affirms the following:

- Every statement in this application is true and correct, and if any statement therein is false, the permit issued thereto may be revoked by the Beer Board, after notice of a hearing, in which event the burden shall be on the applicant to prove the correctness of all statements in the application.
- The applicant is of good moral character and has sufficient legal interest in a suitable location as would entitle him/her/them to conduct the sale of beer.
- The City has my full authorization and release to obtain all relevant information to investigate and determine my character, qualifications, and suitability for the issuance of a beer permit.
- Neither myself nor any official of the organization has been convicted of driving under the influence within the past ten (10) years.
- Unlawful gambling and gaming devices will not be allowed during the event.
- Beer will not be sold or served to a person who appears to be intoxicated.
- Beer will not be sold or served to a person under the age of twenty-one (21).
- Persons under the age of twenty-one (21) will not be allowed to consume beer or other alcoholic beverage, nor will they be allowed to loiter on the premises.
- Persons under the age of twenty-one (21) will not be directly employed in the sale/distribution of beer.
- All laws, ordinances, rules, and regulations governing the sale or distribution of beer will be observed and complied with, and all employees will be trained accordingly.
- Clean, sanitary facilities will be provided.
- The event will be conducted in an orderly, peaceable and lawful manner and no loud or obnoxious noises will be allowed.
- No beer or other alcoholic beverages will be sold or consumed on the premises except during lawful hours as set by city ordinance.
- The business is authorized to do business within the City of Oak Ridge and the State of Tennessee.
- Should any change occur in this application prior to the expiration of the Class E Permit, the City's Legal Department will be notified at 425-3530 as soon as possible.
- The City Manager (through the Oak Ridge Police Department) has full power, including right of entry, to enforce the beer ordinances and to inspect and investigate any reported or alleged violations without the necessity of a search warrant.
- The beer permit, once obtained, shall at all times be posted in a conspicuous place at the event that is easily seen by patrons, if available, and if not it shall be on site for inspection.
- The beer permit may be revoked or suspended, after notice and a hearing by the Board, for any violations of the above statements, for any misinformation or omission contained within this application, for any violation of the Code of Ordinances, Title 8, Chapters 6-8, or for any violations of State law relating to beer, alcohol or crimes of moral turpitude.
- The applicant has ensured the business is in compliance with all zoning requirements for the event location.

I hereby release, absolve and hold harmless the City of Oak Ridge, the Oak Ridge Beer Permit Board, the Oak Ridge Police Department, its employees, agents and representatives (hereinafter the "City") from any and all liability of whatever type for any damages, causes of action, personal property injuries which may result as a consequence of my application for a beer permit, background investigation, release of documents or other matters related to my application. I hereby waive all possible liability of the City as stated above.

This the 23rd day of May, 2014.


Signature of Applicant

Sworn to and subscribed before me this 23rd day of May

My commission expires: Nov. 25, 2017.


Notary Public

**CITY OF OAK RIDGE, TENNESSEE
APPLICATION FOR APPROVAL AS MANAGER**

I hereby make application to the Oak Ridge Beer Permit Board for approval as Manager pursuant to the Oak Ridge City Code. This application is based upon the following information:

1. Business Name Kroger
Business Address 380 S. Illinois Avenue

2. Manager's Full Name Martha A. Irwin

3. Request is made as (check which applies):
Additional Manager _____ Replacement of Prior Manager _____

4. Manager's prior experience selling/serving beer or other alcoholic beverage:
Store manager for Kroger - 32 years experience with Kroger

5. Manager's Work History:
How long have you been employed at the business? 32 years
Date you became Manager: Sept., 2013
Name of Previous Manager: Sept., 2013 Steve Scarborough Date left: Sept. 2013
Previous Employment for the past ten (10) years (name of business, address, length of employment, position held). Attach additional sheets if necessary):
Kroger Co.

6. Beer Permit History:
Have you ever been employed at an establishment with a beer permit? yes
If so, where and when: Kroger
Have you ever been a manager of an establishment with a beer permit? yes
Have you ever had a beer permit refused, suspended or revoked? no
If so, where and when: _____

7. Manager's Criminal History:
Have you ever been convicted of any violation of federal laws, state statutes, or city ordinances involving the possession, sale, manufacture or transportation of intoxicating liquors, drugs or narcotics, or of a crime of moral turpitude with the past ten years? no
If so, provide details of the offense and when you were convicted:

8. Describe steps which will be taken to prevent the sale of beer to persons under twenty-one (21):
Training all cashiers ~~at~~ annually
FD all customers

Applicant hereby solemnly swears or affirms the following:

- Every statement in this application is true and correct, and if any statement therein is false, the permit issued thereto may be revoked by the Beer Board, after notice of a hearing, in which event the burden shall be on the applicant to prove the correctness of all statements in the application.
- I am of good moral character and as manager of the business am able to conduct the sale of beer.
- The City has my full authorization and release to obtain all relevant information to investigate and determine my character, qualifications, and suitability for the issuance of a beer permit.
- I have not been convicted of driving under the influence within the past ten (10) years. (Not applicable if manager also possesses a current server permit from the Tennessee Alcoholic Beverage Commission)
- Unlawful gambling and gaming devices will not be allowed in the business.
- Beer will not be sold or served to a person who appears to be intoxicated.
- Beer will not be sold or served to a person under the age of twenty-one (21).
- Persons under the age of twenty-one (21) will not be allowed to consume beer or other alcoholic beverage, nor will they be allowed to loiter on the premises.
- The business will comply with the provisions of Tennessee Code Annotated §57-5-301(e)(1) regarding possession and transportation of beer by persons under the age of twenty-one (21).
- All laws, ordinances, rules, and regulations governing the sale or distribution of beer will be observed and complied with, and all employees will be trained accordingly.
- The business will be conducted in an orderly, peaceable and lawful manner and no loud or obnoxious noises will be allowed.
- No beer or other alcoholic beverages will be sold or consumed on the premises except during lawful hours as set by city ordinance.
- Should I cease to act as manager, this fact shall be reported to the City's Legal Department at 425-3530 within five (5) days.
- The City Manager (through the Oak Ridge Police Department) has full power, including right of entry, to enforce the beer ordinances and to inspect and investigate any reported or alleged violations without the necessity of a search warrant.
- My manager approval may be revoked or suspended, after notice and a hearing by the Board, for any violations of the above statements, for any misinformation or omission contained within this application, for any violation of the Code of Ordinances, Title 8, Chapters 6-8, or for any violations of State law relating to beer, alcohol or crimes of moral turpitude.

I hereby release, absolve and hold harmless the City of Oak Ridge, the Oak Ridge Beer Permit Board, the Oak Ridge Police Department, its employees, agents and representatives from any and all liability of whatever type for any damages, causes of action, personal property injuries which may result as a consequence of my application for a beer permit, background investigation, release of documents or other matters related to my application. I hereby waive all possible liability of the City of Oak Ridge, the Oak Ridge Beer Permit Board, the Oak Ridge Police Department, its employees, agents and representatives as stated above.

This the 20 day of March, 2014.

Marsha A. Strawn

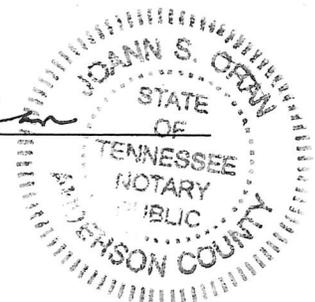
Signature of Applicant

Sworn to and subscribed before me this 20th day of March, 2014.

My commission expires: Nov. 25, 2017.

J. Ann S. Dean

Notary Public



VALLIANT, HARRISON, SCHWARTZ, & GREEN P.A.
ATTORNEYS AT LAW

Telephone: (865) 637-0134 • Fax: (865) 522-3525

First Tennessee Plaza • 800 S. Gay Street, Suite 1650 • Knoxville, Tennessee 37929

JOHN P. VALLIANT, JR.
GREGORY H. HARRISON
ALLEN E. SCHWARTZ
G. SCOTT GREEN

jvalliantjr@gmail.com
ghhlaw.vhsg@gmail.com
aeslaw.vhsg@gmail.com
gsglaw.vhsg@gmail.com

May 30, 2014

Ms. Tammy M. Dunn, Esq.
Senior Staff Attorney
City of Oak Ridge
P.O. Box 1
Oak Ridge, TN 37831-0001
Via e-mail: tdunn@oakridgetn.gov

Re: Lincoln's Sports Grille
119 S. Illinois Avenue
Oak Ridge, TN 37830

Dear Ms. Dunn:

In anticipation of the Beer Board meeting scheduled for June 9, 2014 regarding Lincoln's Sports Grille, I provide the following steps taken by the establishment to correct and ultimately prevent further disturbances. I believe this Plan is consistent with Lincoln's desire to be a continuing and productive business in the community and an asset to the City of Oak Ridge. It is further the intent of the establishment that by taking such action the culture of the business will invite law abiding citizens and not require involvement by local law enforcement.

A. EDUCATION OF EMPLOYEES

The Management Team of Lincoln's has just recently participated in the retraining by the Tennessee Alcoholic Beverage Commission, TIPS, and is currently receiving training from Servsafe Alcohol Training and Certification. The establishment presently has 43 employees with 8 of the employees being new hires receiving the benefit of the above training.

Further, the establishment has replaced manager team member Lindsay Bass and Lisa Green is no longer responsible for the staff or facility. The current managers are Victoria Ballard, Adam Johnson, and Sara Keenan.

B. PHYSICAL STRUCTURE

As mentioned at the most recent show cause hearing, Lincoln's has only single access for ingress and egress with the exception for emergency situations (see attachments). The patrons no longer can travel directly from the patio to the adjacent parking lot. That an alarmed crash bar has previously been placed and continues to remain on the patio gate in the event of an emergency. Finally, the establishment has increased the number of on-site cameras from 16 to 32 which includes coverage of the main floor, patio, front entrance, emergency exits, the rear of the building, and parking lot area.

C. INTERNAL ADJUSTMENTS

Previously, performing musicians on Saturday and Sunday have been allotted four (4) hour time frames. Currently, the establishment has reduced this time period to three (3) hours on such days and has begun closing at 1:00 a.m. instead of 2:00 a.m. Additionally, the establishment has dedicated two staff members for Saturday and Sunday from 9:00 p.m. to 1:00 a.m. with the single responsibility of public safety. The inside and outside of the establishment including parking areas will be constantly maintained by these staff members.

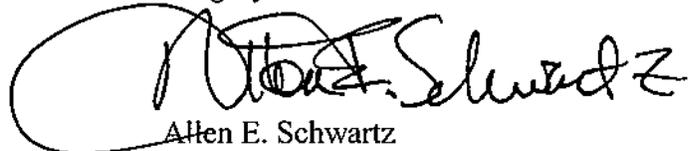
As stated previously, it is the intent of Lincoln's to promote a safe and enjoyable atmosphere for patrons. It is further the goal of the establishment to not only be profitable but to also be a place in which all citizens can be proud.

Thank you for your consideration.

Sincerely,



Gregory H. Harrison



Allen E. Schwartz

GHH/sph







