

**OAK RIDGE BEER PERMIT BOARD  
REGULAR MEETING**

Municipal Building Training Room – Room 104  
Wednesday, May 4, 2016  
5:15 p.m.

AGENDA

1. ATTENDANCE
2. APPROVAL OF MINUTES – April 6, 2016 Regular Meeting
3. APPLICATIONS FOR NEW BEER PERMIT AND ASSOCIATED MANAGER APPROVAL APPLICATIONS  
  
Ichiro (Application #1540 – Class C)  
Zhu's Ichiro, Inc., Owner  
Yi Zhang, Manager  
1150 Oak Ridge Turnpike
4. NEW MANAGER APPROVAL APPLICATIONS – None
5. NEW / OLD BUSINESS  
  
Reports from Oak Ridge Police Department (if any)
6. ADJOURNMENT

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

Municipal Building Training Room – Room 104  
Wednesday, April 6, 2016  
5:15 p.m.

PRESENT: Wende Doolittle, Theresa Scott, Debra Solmonson, and Danny Whitson  
ABSENT: Chairman Barton Bailey, David Mosby, and Secretary Darren Osborne  
ALSO PRESENT: Tammy Dunn, Senior Staff Attorney / Staff Liaison to Board  
Robin Smith, Deputy Chief of Police  
AUDIENCE MEMBERS: Stacey Pratt, Allies for Substance Abuse Prevention; Phil Yager; and  
Denny Phillips

**ROLL CALL**

In the absence of the Chairman, Ms. Dunn called the meeting to order at 5:16 p.m. Members present were Ms. Doolittle, Ms. Scott, Ms. Solmonson, and Mr. Whitson. Members absent were Chairman Bailey, Mr. Mosby, and Secretary Osborne.

**ELECTION OF ACTING OFFICERS**

Upon motion by Ms. Solomon, seconded by Ms. Doolittle, and unanimous approval of members present, Ms. Scott was elected to be Acting Chairman. Upon nomination and unanimous approval of the members present, Ms. Solmonson was elected to be Acting Secretary.

**APPROVAL OF MINUTES**

Ms. Scott moved, seconded by Ms. Solmonson, to approve the minutes of the March 2, 2016 regular meeting and the motion passed unanimously.

**APPLICATIONS FOR NEW BEER PERMITS AND ASSOCIATED MANAGER APPROVALS**

Calhoun's #116 (Application #1538 – Class B and C)  
Copper Cellar Corporation, Owner  
Todd Fleming, Manager  
100 Melton Lake Peninsula

Mr. Fleming was present to discuss the application. Ms. Dunn stated all background check information had come in without issue; however, the restaurant was still under construction so the life safety inspection was not yet complete. Mr. Fleming discussed with the Board how the restaurant trains employees in beer sales through meetings, rallies, and role play; the current construction/remodeling; and proposed opening timeframe. The Board and Mr. Fleming discussed other matters such as calling the police when needed, training employees to recognize when patrons need to be cut off from alcohol sales, etc.

Having no further discussions, Ms. Solmonson moved, seconded by Ms. Scott, to approve the applications subject to passage of the life safety inspection and the motion carried unanimously.

**APPLICATIONS FOR NEW MANAGER APPROVALS**

None

**NEW BUSINESS/OLD BUSINESS**

Reports from Oak Ridge Police Department

None

Background Checks

Ms. Dunn stated the Legal Department may change the way background check investigations are conducted for beer permit and manager applicants in order to make the process faster, and that she intended to speak with Deputy Chief Smith about the process for his suggestions.

**ADJOURNMENT**

There being no other business to come before the Board, Ms. Solmonson moved, seconded by Ms. Scott, to adjourn the meeting at 5:45 p.m. and the motion carried unanimously.

Respectfully submitted,

Secretary

**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: Ichiro

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: 1150 Oak Ridge Trpk

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: \_\_\_\_\_

5. Proposed date business will open under this ownership: June, 26th, 2016

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

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

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: Yi Zhang

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:  
Hui Zhu

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

Ichijo Restaurant

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

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

R&A Group INS. 210 Dublin Dr. Knoxville.

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.

ST Marys' Church

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

check ID.

**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.

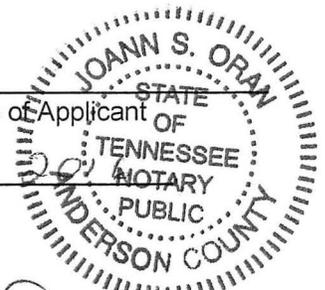
This the 7th day of April, 2016.

Hui Zhu

Signature of Applicant

Sworn to and subscribed before me this 7th day of April, 2016.

My commission expires: Nov. 25, 2017.



Joann S. Oran  
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 Zhu's Ichiro INC.  
Business Address 115 Oak Ridge Trpk Oak Ridge TN
2. Manager's Full Name Yi Zhang
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:  
3 yrs bartender
5. Manager's Work History:  
How long have you been employed at the business? 3 months  
Date you became Manager: 01/15/16  
Name of Previous Manager: N/A Date left: \_\_\_\_\_  
Previous Employment for the past ten (10) years (name of business, address, length of employment, position held). Attach additional sheets if necessary):  
Sakura Japanese Steakhouse - 1 yr  
1425 29th AVE SW, Minot, ND 58701  
Kimono Japanese Steakhouse - 3 yrs  
300 S Main St, Jonesboro AR. 724-1
6. Beer Permit History:  
Have you ever been employed at an establishment with a beer permit? Yes  
If so, where and when: \_\_\_\_\_  
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):  
check 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 7<sup>th</sup> day of April, 2016.



Signature of Applicant

Sworn to and subscribed before me this 7<sup>th</sup> day of April

My commission expires: Nov. 25, 2017



Notary Public

