

OAK RIDGE BEER PERMIT BOARD  
REGULAR MEETING

Training Room – Municipal Building  
Monday – February 13, 2012  
12:00 Noon

AGENDA

1. ROLL CALL
2. APPROVAL OF MINUTES – Regular Meeting of January 9, 2012
3. APPLICATIONS FOR NEW BEER PERMIT AND ASSOCIATED MANAGER APPROVAL APPLICATIONS

Application No. 1437

Frederic Avery for  
Atomic Elks Lodge (Membership based Club)  
Roger Tyrone Williamson – Manager  
262 Wilberforce Avenue  
Class “D” Permit

Application No. 1442

John Wheeler on Behalf of  
St. Mary’s Church Mardi Gras Event (February 21, 2012)  
327 Vermont Avenue (Gym & Columbus Hall)  
Class “E” Event

Application No. 1443

Leonor Martin and Eva Brown, Co-Owners  
Leonor Martin, Manager  
Tienda Nony #4  
112 Raleigh Road  
Class “B” and” C” Permits

Application No. 1444

Steven D. Robinette, Owner  
Sherri Renee Aycock, Manager  
Throttle Down Bar & Grill  
259 Warehouse Road  
Class “C” Permit

Application No. 1445

Wiwat Nang Crossno, & Tracy Crossno, Co-Owners  
Adding Carl A. Spurgeon as Co-Owner  
Nang Crossno, Manager  
Back 2 Brewski’s  
144 Randolph Road  
Class “C” Permit

4. **NEW MANAGER APPROVAL APPLICATIONS**

**Leah Van Winkle**  
Manager  
Ruby Tuesday  
375 S. Illinois Avenue

**John Patterson Forsyth**  
Manager  
Salsaritas Fresh Cantina  
288 S. Illinois Avenue

**Gary Michael Long**  
Manager  
Oak Ridge Bowling Center  
246 S. Illinois Avenue

**Dinesh S. Patel**  
Manager  
Ian's Market #17  
400 N. Illinois Avenue

**Lindsay Brenner (Owner)**  
Manager  
Jefferson Tavern  
102 Jefferson Terminal Road

5. **NEW / OLD BUSINESS**

**Back 2 Brewski's (Requested by Carol Heck)**

**Carol Heck inquired about the condition of building, noting some windows were blacked out, some windows were boarded up, and some windows appeared to be cracked or broken. Ms. Heck's concerns were for the Police Department's ability to see in the establishment as well as Code Enforcement ordinances.**

Code Enforcement and the Fire Department conducted a Life Safety Inspection prior to Back 2 Brewski obtaining a beer permit. At that time, the establishment passed inspection (communicated by email to Legal Department from Fire on December 8, 2011 and from Codes on December 12, 2011). Due to Ms. Heck's inquiry, another request was sent to Codes on January 23, 2011. Additionally, since Back 2 Brewski's is back on the agenda for a new beer permit (to add an additional owner), a new Life Safety Inspection was scheduled by both Fire and Codes.

The Life Safety Inspection is scheduled for February 9, 2012, and the results will be reported when known.

**Ms. Heck also heard a former Shenanigan's bartender was working at establishment.**

No information is known on this issue. It is suggested that the Board ask Mr. Crossno about this since he will be present to discuss his new beer permit application at this meeting. While employing a former employee of Shenanigan's is not in violation of any beer ordinances (provided it is not the former owner/manager), the concern would be whether past practices from Shenanigan's – whose beer permit was revoked – are continuing at Back 2 Brewski's.

**The Other One (Requested by Theresa Scott)**

**Theresa Scott reported that concerned citizens informed her that The Other One employs an individual with a DUI conviction, who may be operating as the manager when the owner/manager, Amanda Caldwell, is absent. Ms. Scott has asked whether this is a violation.**

The beer ordinances only prohibit a person with a DUI conviction in the past ten years from being an owner or a manager. While this change to the City Code was originally proposed to apply to all employees, the Beer Board recommended it only apply to owners and managers. The term "manager" is a defined term in the City Code for beer ordinances and it applies to the person responsible for the direct daily operation of the establishment. An owner is not required to have a Board-approved manager on staff every operating hour. However, a letter has been sent to Ms. Caldwell inquiring about the responsibilities of this individual.

**Ms. Scott also reported that The Other One is (or will in the very near future) begin open for business on Sundays. Ms. Scott noted there is no notice of such on file with the Board.**

There is no prohibition in the beer ordinances about serving beer on Sundays. An establishment can change their hours and/or days of operation without notification to the Board.

**Public Meetings and Electronic Communications (Legal Department)**

**Please see attached Legal Department Memorandum 12-07. With new membership on the Board, a brief explanation of Tennessee's public meetings law is appropriate. In conjunction with public meetings, an explanation of electronic communications is also appropriate. Any questions should be directed to the Legal Department.**

**6. ADJOURNMENT**