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(APPLICATION FOR BEER PERMIT)
\$250 APPLICATION FEE
\$10 PUBLIC NOTICE SIGNAGE FEE
\$3 NOTARY FEE (IF NOTARIZED BY PERMITS OFFICE STAFF)
ALL APPLICATION FEES ARE NON-REFUNDABLE

APPLICANT IS SEEKING A PERMIT WHICH WOULD ALLOW THE SALE OF BEER FOR:

- ON-PREMISE** **OFF-PREMISE** **TEMPORARY** **WHOLESALE** **MANUFACTURER/DISTILLERY**

I (WE), HEREBY MAKE APPLICATION FOR A PERMIT TO SELL, STORE, MANUFACTURE OR DISTRIBUTE BEER OR OTHER BEVERAGES AUTHORIZED TO BE SOLD, STORED, MANUFACTURED OR DISTRIBUTED UNDER THE PROVISIONS OF TENN. CODE ANN.57-5-101 et.seq. AND CITY OF MEMPHIS CODE OF ORDINANCES CODIFIED THROUGH ORDINANCE NO. 5470, ENACTED SEPTEMBER 18, 2012 (SUPP. NO 1) et.seq. AND BASE MY APPLICATION UPON THE ANSWERS TO THE FOLLOWING QUESTIONS:

NOTE: THE MEMPHIS ALCOHOL COMMISSION (MAC) IS THE REGULATORY AUTHORITY FOR BEER PERMITS. THE MAC MEETS ON THE FIRST AND THIRD WEDNESDAYS OF EACH MONTH IN THE CITY COUNCIL CHAMBERS AT 125 NORTH MAIN AT 9 AM UNLESS OTHERWISE NOTED. THE PERMITS OFFICE WILL PROVIDE THE APPLICANT/AND OR A REPRESENTATIVE GRANTED LEGAL POWER TO SPEAK FOR THE APPLICANT AND A DATE TO APPEAR IN PERSON ONCE THE APPLICATION MEETS THE NECESSARY REQUIREMENTS.

1. **APPLICANT/OWNERSHIP** (example-Corporation, LLC, sole proprietorship or partnership): _____

1A. IF CORPORATION LLC, LP, LLP, LIST PLACE & DATE INCORPORATED/REGISTERED WITH SEC. OF STATE: _____

2. **BUSINESS OR EVENT NAME** (this is the name that will appear on the Beer Permit): _____

3. **APPLICANT/OWNER BUSINESS ADDRESS:** _____

3A. **ADDRESS WHERE PERMIT IS BEING APPLIED:** _____

4. **APPLICANT/OWNER PHONE NUMBER(S):** BUSINESS: _____ CELL: _____ OTHER: _____

5. **APPLICANT'S EMAIL ADDRESS:** _____ **WEB SITE:** _____

6. **DOES THIS APPLICATION INVOLVE A CHANGE OF OWNERSHIP** ___ YES ___ NO **IF YES, PROVIDE THE LEGAL DATE OF THE CHANGE** _____

7. **PROVIDE NAME, ADDRESS, PHONE NUMBER AND EMAIL ADDRESS OF A REPRESENTATIVE TO RECEIVE THE ANNUAL TAX NOTICE AND ANY OTHER COMMUNICATIONS FROM THE CITY OF MEMPHIS ALCOHOL COMMISSION/PERMITS OFFICE:**

NAME	ADDRESS	PHONE #	EMAIL ADDRESS
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8. **PROVIDE NAME, ADDRESS, PHONE NUMBER AND EMAIL ADDRESS OF A REPRESENTATIVE DESIGNATED TO PICK UP THE APPROVED PERMIT IF OTHER THAN THE PERSON SIGNING THE PERMIT APPLICATION:**

NAME	ADDRESS	PHONE #	EMAIL ADDRESS
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9. **HAS THE APPLICANT EVER HAD A BEER PERMIT REVOKED, SUSPENDED OR DENIED IN THE STATE OF TENNESSEE?**
 ___ YES ___ NO **If yes, explain:** _____

10. **WILL THE ESTABLISHMENT PERMIT DANCING, FLOOR SHOWS OR ANY OTHER FORM OF ENTERTAINMENT?** ___ YES ___ NO

10a. APPLICANT AGREES NOT TO PERMIT ADULT ENTERTAINMENT IN VIOLATION OF THE CITY OF MEMPHIS ORDINANCES, TENNESSEE CODE

ANNOTATED § 7-51-1101 et seq. as ADOPTED BY THE SHELBY COUNTY BOARD OF COMMISSIONERS.

 (APPLICANT'S SIGNATURE) (DATE)

11. LIST ALL PERSONS, FIRMS, CORPORATIONS, JOINT-STOCK COMPANIES, SYNDICATES, OR ASSOCIATIONS HAVING A 5% OR GREATER INTEREST IN THE APPLICATION. COMPLETE IN DETAIL AND ADD A SEPARATE SHEET, IF NEEDED. IF NON-PROFIT/CHARITY, LIST DIRECTORS OR OFFICERS.

NAME (FIRST, MIDDLE, LAST)	TITLE & % OF OWNERSHIP	HOME ADDRESS (city, state, zip code) TELEPHONE #	BIRTHDATE CITY OF BIRTH	SEX	U.S. CITIZEN	
					YES	NO

11A. DOES ANY APPLICANT LISTED ABOVE (11) HAVE AN INTEREST IN OTHER LOCATIONS THAT HAVE AN ACTIVE CITY OF MEMPHIS BEER PERMIT? ___ YES ___ NO

IF SO, LIST THE APPLICANTS' NAME(S) ALONG WITH THE NAME AND ADDRESS OF THE BUSINESS. (Attach a separate sheet if necessary)

12. IDENTIFY CURRENT MANAGEMENT: _____
 NAME TITLE PHONE #

13. ARE YOU FAMILIAR WITH AND/OR IN POSSESSION OF THE LAWS OF THE STATE OF TENNESSEE AND THE CITY OF MEMPHIS GOVERNING THE SALE OF BEER?
 ___ YES ___ NO (A NEGATIVE RESPONSE DOES NOT EXEMPT A PERMIT HOLDER FROM BEING CITED FOR VIOLATING THE LAWS OF THE STATE OF TENNESSEE OR THE CITY OF MEMPHIS AND/OR THE RULES AND REGULATIONS OF THE MEMPHIS ALCOHOL COMMISSION ALL OF WHICH MAY BE UPDATED FROM TIME TO TIME).

14. HAS ANY PERSON, FIRM, JOINT-STOCK COMPANY, SYNDICATE OR ASSOCIATION HAVING AT LEAST A FIVE PERCENT (5%) OWNERSHIP INTEREST IN THE APPLICANT INTEREST IN THE APPLICANT OR ANY PERSON TO BE EMPLOYED IN THE DISTRIBUTION OR SALE OF BEER BEEN CONVICTED OF, OR RELEASED FROM INCARCERATION FOR ANY VIOLATION OF THE LAWS AGAINST POSSESSION, SALE, MANUFACTURE OR TRANSPORTATION OF BEER OR OTHER ALCOHOLIC BEVERAGES OR ANY CRIME INVOLVING MORAL TURPITUDE WITHIN THE PAST TEN (10) YEARS? (MORAL TURPITUDE MEANS PREMEDITATED MURDER, ALL SEX RELATED CRIMES, THE ILLEGAL SALE OF SCHEDULE I AND II CONTROLLED SUBSTANCES, AND CRIMES OF FRAUD OR EMBEZZLEMENT.
 ___ YES ___ NO IF YES, COMPLETE BELOW (attach a separate sheet if necessary)

NAME	CHARGE	DATE OF CONVICTION	DISPOSITION	LIST LOCATION, COUNTY AND STATE

15. PROVIDE PROPERTY OWNER OR LANDLORD INFORMATION BELOW:

NAME: _____
PREFERRED PHONE NUMBER: _____
IF LEASED, EXPIRATION DATES: _____

FULL ADDRESS: _____
EMAIL ADDRESS: _____
IF OWNED, DEED/VOLUME AND PAGE (OR INSTRUMENT) _____

16. A CERTIFIED SURVEY IS REQUIRED FOR ANY NEW BUSINESS. THE SURVEY MUST SHOW A LINEAR MEASUREMENT BEGINNING FROM A POINT IN THE CENTER LINE OF THE PUBLIC OR PRIVATE STREET ADJACENT TO THE THRESHOLD ON WHICH THE BUSINESS FRONTS; IT MUST ALSO SHOW A 250-FOOT RADIUS MEASURED FROM THE POINT IN THE CENTER OF THE THRESHOLD AND MUST INDICATE ANY CHURCH, SCHOOL, OR ANY RESIDENTIAL PROPERTY ZONED R-15, R-10, R-8, R-3 OR RU-1 WITHIN THESE MEASUREMENTS (City of Memphis Ordinance Sec. 7-11-A & B). IS THE SURVEY ATTACHED? YES NO N/A

17. FOR ON-PREMISE, DESCRIBE EACH AREA OF THE LOCATION TO BE COVERED UNDER THIS BEER PERMIT BELOW (patio, deck, etc.)

(ALSO PROVIDE A SEPARATE DRAWING THAT SHOWS THE AREA(S) OF THE BUSINESS TO BE COVERED UNDER THE BEER PERMIT)

17A. WILL THE ON-PREMISE BUSINESS SERVE FOOD YES NO N/A

17B. WILL FOOD SALES BE LESS THAN 40% OF TOTAL SALES? YES NO N/A

(If yes and the location is also within the restricted area as defined in number 16, after six months of initial operation, proof must be provided, at that time, to the Permits Office that food sales for that initial six month period were a minimum of 40% of all sales).

18. FOR OFF-PREMISE, THE BUSINESS SHALL BE LOCATED NO LESS THAN 500 FEET (as measured along the center line of the street or streets and such measurement is defined further (City of Memphis Ordinance Sec. 7-8-11-B) OR NOT LESS THAN WITHIN A 250-FOOT RADIUS IN ANY OTHER DIRECTION FROM THE PROPERTY LINE OF ANY RESIDENTIAL PROPERTY ZONED R-S, R-M, R-TH, OR R-D, ANY CHURCH OR SCHOOL) EXCEPT ESTABLISHMENTS LOCATED ALONG INTERSTATE, U.S. AND STATE HIGHWAYS. (See Sec. 7-8-11 B & C for further clarification and definitions). THE DISTANCE REQUIREMENTS DO NOT APPLY TO AN ESTABLISHMENT WHERE LESS THAN 10% OF ITS GROSS SALES CONSISTS OF ALCOHOL SALES!

IS THIS APPLICATION BASED ON THE DISTANCE EXCEPTION? YES NO N/A

(If yes, the business must provide proof that beer sales were no greater than 10% of any and all sales at that location at each renewal).

19. HAVE YOU RECEIVED A COPY OF THE BEER LAWS OF THE STATE OF TENNESSEE AND THE CITY OF MEMPHIS, AND A COPY OF THE RULES AND REGULATIONS OF THE CITY OF MEMPHIS ALCOHOL COMMISSION?

YES NO (IF YES, RECEIVED (check one) IN PERSON DOWNLOADED FROM PERMITS.MEMPHISTN.GOV OTHER

Certification

We, the undersigned Citizens of the City of Memphis, hereby state that we live or have places of business in _____ Ward, and that we have known _____, the above named Petitioner, for the number of years set opposite our name and that we have good reason to believe that all the statements contained in the forgoing are true. (These signatures and addresses must be from the same Ward as location to be licensed and the signatures must be genuine).

<u>Name</u>	<u>Address</u>	<u>Number of years you have known the petitioner?</u>
1. _____	_____	_____
2. _____	_____	_____
3. _____	_____	_____
4. _____	_____	_____
5. _____	_____	_____
6. _____	_____	_____
7. _____	_____	_____

- 8. _____
- 9. _____
- 10. _____

AFFIRMATION: APPLICANT HEREBY SOLEMNLY SWEARS OR AFFIRMS THAT EACH AND EVERY STATEMENT IN THE FOREGOING APPLICATION IS TRUE AND CORRECT; THAT THE APPLICANT WILL NOTIFY THE CITY OF MEMPHIS ALCOHOL COMMISSION/PERMITS OFFICE IF THERE IS A CHANGE THAT AFFECTS THE RESPONSES PROVIDED IN THIS APPLICATION; THAT (1) NO BEER WILL BE SOLD EXCEPT AT PLACES WHERE SUCH SALE WILL NOT CAUSE CONGESTION OF TRAFFIC OR INTERFERENCE WITH SCHOOLS, CHURCHES, OR OTHER PLACES OF PUBLIC GATHERING, OR OTHERWISE INTERFERE WITH PUBLIC HEALTH, SAFETY AND MORALS; (2) NO SALE SHALL BE MADE TO ANYONE UNDER 21 YEARS OF AGE; (3) NO PERSON, FIRM, CORPORATION, JOINT-STOCK COMPANY, SYNDICATE OR ASSOCIATION HAVING AT LEAST A FIVE PERCENT (5%) OWNERSHIP INTEREST IN THE APPLICANT OR ANY PERSON TO BE EMPLOYED IN THE DISTRIBUTION OR SALE OF BEER HAS BEEN CONVICTED OF OR RELEASED FROM INCARCERATION FOR, ANY VIOLATION OF THE LAWS AGAINST POSSESSION, SALE, MANUFACTURE, OR TRANSPORTATION OF BEER OR OTHER ALCOHOIC BEVERAGES OR ANY CRIME INVOLVING MORAL TURPITUDE WITHIN THE PAST TEN (10) YEARS; AND (4) NO SALE SHALL BE MADE PURSUANT ONLY TO THE PERMIT GRANTED. IF ANY STATEMENT HEREIN IS FALSE, THE APPLICANT SHALL FORFEIT ITS PERMIT AND SHALL NOT BE ELIGIBLE TO RECEIVE ANY PERMIT FOR A PERIOD OF TEN (10) YEARS, IN ACCORDANCE WITH TCA 57-5-105(d).

NOTARY

Before me appeared, _____ this _____ day of _____, 20____ known to me
(PRINT/TYPE APPLICANT'S NAME)

to be the same individual who affixed their signature below.

(APPLICANT'S SIGNATURE) (DATE)

NOTARY (DATE)

(My Commission Expires)