

Police Memorandum
22-22

Monday, March 14, 2022

To: Bristol Tennessee Beer Board
William L. Sorah, City Manager
Danielle S. Smith, City Attorney

From: Matt Austin, Chief of Police

Subject: Beer Board Agenda for March 16, 2022, at 5:00pm

1. Enclosed are the minutes of the February 16, 2022, meeting.
2. Application(s):
 - a. Thunder Mountain Tavern and Music Barn, 250 N Raceway Villa Dr. Bristol, TN. on-premises application.
3. Other New Business:
 - a. None
4. Old Business
 - a. None



Matt Austin

**CITY OF BRISTOL, TENNESSEE
MINUTES OF THE BEER BOARD MEETING
February 16, 2022**

BOARD MEMBER PRESENT

Mr. Jason Booher- Chairman
Mr. Matt Slagle - Vice Chairman
Mr. Robert Greeson
Mr. Clyde Downs
Dr. Mark Hutton

CITY EMPLOYEES PRESENT

Officer Adam Dye
Chief Matt Austin
Danielle Smith
David Anderson

Call to order-At approximately 5:00 pm on February 16, 2022, Mr. Booher, Chairman of the Beer Board for the City of Bristol, Tennessee, called the meeting to order in the conference room of the Ewell L. Easley Municipal Bldg., located at 104 8th St., Bristol Tennessee. New members included Dr. Mark Hutton and Mr. Clyde Downs. Roll call was taken.

Review of minutes-Board members reviewed the minutes from the January 19, 2022 meeting. The minutes were approved as read.

Board Members-All board members, new and existing, introduced themselves. A brief history of the Beer Board was discussed, along with City Ordinance, State Law, Civil Penalty, policy, guidelines, and objectives of the Beer Board.

OLD BUSINESS

Levy Premium Foods, 151 Speedway Blvd. Mr. Oberdan Congello, Property Director, appeared before the Board for review and clarification of their multiple Concession Stand Permits and Hawking Permits. Mr. Congello displayed a large map of the BMS grandstands which was color-coded to indicate 1.) Individual sections and locations of each Concession Stand Beer Permit, and 2.) Sections and coverage areas for each Hawking Beer Permit. He explained the use of third-party vendors, training, and their operations. The Board reviewed State law and City Ordinance and reminded Mr. Congello that a supervisor, having received Certification of City training, was to be on duty for each permit being used at each event. Concession Stand Beer Permits were permitted to include a coverage area of 30' from the individual concession stand.

NEW BUSINESS

Consideration of Employee Training and Guidelines Certification form as required in Section 6-154(c) of the Bristol, TN Code of Ordinances. At the request of Chairman Booher a copy of the Certificate was distributed to all members of the Board for review. Chairman Booher made the suggestion that the Certificate include a statement that Pursuant to T.C.A. § 57-4-203 any licensee or other person who sells, furnishes, disposes of, gives, or causes to be sold, furnished, disposed of, or given, any alcoholic beverage to any person under 21 years of age commits a Class a Misdemeanor. Vice Chairman Slagle made a motion to have the information included, Dr. Hutton seconded the motion, and the motion was passed unanimously.

The next Board Meeting will be held on March 16, 2022. With no further business the meeting was adjourned at approximately 06:27 pm.

Police Memorandum

22-23

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To: Bristol Tennessee Beer Board
William L. Sorah, City Manager
Danielle Smith, City Attorney

From: Matt Austin, Chief of Police

Subject: Thunder Mountain Tavern and Music Barn Permit Application

The Police Department has reviewed the Thunder Mountain Tavern and Music Barn beer permit application for compliance with the following requirements:

1. Signage and Posting: Proper signage and posting time have been satisfied at the site by posting on 03/01/2022.
2. Publication: Proper legal notice was published in the Bristol Herald Courier.
3. Zoning Compliance: The location of the beer establishment is compliant with zoning pursuant to Section 6-145(b) by being in a PBD (Planned Business District).
4. Special Distance Separation:
Special Distance Separation is not applicable for this on-premises permit.
5. Criminal Checks: A local criminal background check of the owner(s) pursuant to Section 6-147(5) has been undertaken to verify that owners comply with the "good moral character" requirements and have not been convicted within the past ten years of violations of any laws or ordinances against manufacturing, selling, transporting, storing or possessing intoxicating liquor of alcoholic content in excess of five percent by weight, and have not been convicted of a felony within the past ten years.
6. Other Adverse Factors: There are no known factors to the Police Department associated with the proposed location that may have an adverse effect in consideration of the type and character of the neighborhood; the population density of the neighborhood; the proximity of residences, schools, parks, and playgrounds; the proximity of churches or other religious establishments; or any problem with law enforcement in the area; or any other factors which affect the public health, safety, or welfare.

An application fee of \$250 and the publication costs for the permit process have been received by the city for this permit.

Based on the foregoing, this applicant appears to meet the requirements to apply for a permit under the Beer Ordinance. Therefore, it is staff recommendation that the permit be considered, unless the Beer Board finds disqualifying grounds at the hearing on the application.


Matt Austin