

**TOWN OF JONESBOROUGH
Town Hall Board Room
123 Boone Street
Jonesborough, TN 37659**

MEETING NOTICES

MONDAY, JULY 24, 2023

8:00 AM

PUBLIC COMMENTS REGARDING AGENDA ITEMS

Members of the public wishing to speak concerning any item on the agenda during the Public Comment period must sign up by calling the Town Administrative Office at 423-753-1030 with their name, address, and subject about which they wish to speak no later than 2 hours before the meeting if the meeting occurs during normal business hours or by 4:45 p.m. the day of the meeting if the meeting occurs after hours. Otherwise, such member of the public must sign in at the location of the meeting, prior to the beginning of the meeting, by seeing the Town Recorder at meetings of the Jonesborough Beer Board, or the secretary or staff of any board, commission or committee constituting any other governing body under this resolution.

Each individual shall be given three (3) minutes to address the Board regarding Agenda items. Comments shall be limited to items on the meeting's Agenda

BEER BOARD MEETING

1. Call to Order
2. Opening Prayer
3. Pledge to the Flag
4. Roll Call
5. Public Comments
6. Application for an On-Premise Beer License for Anna Floyd, The Opossum's Tale, Inc., located at 103 Fox Street, Jonesborough, TN

**TOWN OF JONESBOROUGH
BOARD OF MAYOR AND ALDERMEN
AGENDA PRESENTATION**

Beer Board

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DATE: JULY 24, 2023 **AGENDA ITEM #:** _____

SUBJECT: Application On-Premised Beer License – The Opossum’s Tale, Inc

BACKGROUND:

Anna Floyd of The Opossum’s Tale, Inc has requested approval for an On-Premise Beer License at their restaurant located at 103 Fox Street. Ms. Floyd has also obtained a license from the Tennessee Alcoholic Beverage Commission.

Attached is an application for the On-Premise Beer License. The application is complete, the \$250.00 application fee has been paid, the background checks have come back with no record, and a copy of the ABC license is included. The restaurant has been in operation for a short period of time and had already received a Certificate of Occupancy.

RECOMMENDATION:

Approve the On-Premise Beer License for The Opossum’s Tale, Inc restaurant located at 103 Fox Street.

bh.

TOWN OF JONESBOROUGH, TENNESSEE
APPLICATION
ON-PREMISE BEER LICENSE

LICENSE FOR ON-PREMISE SALE OF BEER WILL BE FOR A PERIOD ESTABLISHED IN SECTION 2-207 OF THE JONESBOROUGH MUNICIPAL CODE. REGULATIONS GOVERNING THE SALE OF ON-PREMISE BEER WITHIN THE CORPORATE LIMITS OF THE TOWN OF JONESBOROUGH ARE ESTABLISHED IN THE ORDINANCE BECOMING CHAPTER 2 OF TITLE 2 OF THE JONESBOROUGH MUNICIPAL CODE OR AS MAY BE SUBSEQUENTLY AMENDED.

I, Anna Floyd
make application to the Board of Mayor and Aldermen of the Town of Jonesborough for a license ☒ or renewal license _____, to sell legalized beer or other beverage with an alcoholic content ~~not exceeding five percent (5%) of weight~~ ^{as defined in TCA 57-5-101(c) in} on-premise at my place of business located at: _____

NAME OF BUSINESS (Where Sale Requested): The Opossum's Tale, Inc

ADDRESS: 103 Fox St Jonesborough, TN 37659

DESCRIPTION OF LOCATION: 2nd business in on 4-Door Building
on Fox St. directly across from East side of Central Christian Church

BUSINESS PHONE NO. 423.788.6782 Home Phone No. (cell) 423.306.4281

Describe Nature of Business Restaurant / Pub

TYPE OF APPLICANT (check one): Person ☐; Firm ☐; Corporation ☒; Joint-Stock Company ☐; Syndicate ☐; Limited Liability Company ☐; Partnership/Association ☐

Personal Information of Manager of Business (if other than the applicant him/herself)

Name _____ Home Phone No. _____

Date of Birth _____ Social Security Number _____

Address _____

Give the Name, relationship to the applicant (if applicable) and address of the former beer permittee at this location: N/A

A copy of the deed to the property or the lease of the property on which the establishment is located must accompany the application. Copy attached? ☒

A copy of the entity's certificate of incorporation or charter or other similar evidence of authorization to do business within the State of Tennessee must accompany the application. Copy attached? ☒

I/we do hereby further declare for the purposes of obtaining an On-Premise Beer License

- (a) That, Applicant has not, nor has anyone to be employed by him/her, in such distribution or sale of intoxicating beverages has been convicted of any violation of the statutes of the United States or the State of Tennessee prohibiting the possession, sale, manufacture, or transportation of intoxicating liquors or any other crime involving moral turpitude in the past ten (10) years.

Has Applicant, or anyone to be employed by him/her been convicted of any violation described in Section (1a) above in the last ten (10) years? Yes _____ No ☒
If yes, explain _____

- (b) That, no members, officers, stockholders or employees of the corporation, syndicate, joint stock company or any associates making this application is a person who has been convicted of any violation of the laws of the United States or the State of Tennessee prohibiting the possession, sale, manufacture, or transportation of intoxicating liquors or any crime involving moral turpitude in the past ten (10) years

Has any member, officer, stockholder or employee of the business, corporation, syndication, joint stock company or any association been convicted of any violation listed, in Section (1b) above in the last ten (10) years? Yes _____ No ✓
If yes, explain _____

(c) Has Applicant, the business, nor any person who owns five percent (5%) or more of the business, ever had a beer permit revoked, suspended or denied in the State of Tennessee? No If yes, specify where, when and why: _____

2. (a) That, no sale of intoxicating beverages shall be made to persons under twenty-one (21) years of age, nor shall minors be employed directly in the sale or distribution of such beverages.
- (b) That, no sale shall be made to persons intoxicated or who are feeble-minded, insane or otherwise mentally incapacitated.
- (c) That, all persons employed by the applicant directly involved in the sale or distribution of intoxicating beverages authorized under license shall be permitted as required to serve alcoholic beverages under the terms established for a Liquor-By-The-Drink Permit by the State of Tennessee.
3. That, no minor shall be allowed to loiter about the Applicant's premises.
4. (a) That, the Applicant is of good character and has a sufficient legal interest in the location described in this application as to entitle the Applicant to conduct the sale of beer on-premises at such place of business.
- (b) That, at said location of the sale or distribution of beer on-premise that no loud, unusual, or obnoxious noises shall be allowed, and the Applicant shall conduct such place of business otherwise in an orderly, peaceful, and lawful manner.
- (c) That, the sale or distribution of beer at the location described herein will not cause congestion or traffic or interference of schools, churches or other places of public gathering or will otherwise interfere with public health, safety or morals.
5. (a) That, I hold a valid license for the sale of alcoholic beverages by the drink for intoxicating beverages above five (5%) percent by weight issued by the Alcoholic Beverage Commission of the State of Tennessee; a copy of which has been submitted with this application. Upon request, all information submitted with the Tennessee Alcoholic Beverage Commission permit application will be made available to the Town of Jonesborough. ** as defined in TCA 57-5-101(b)*
- Permit Number LBDW10-WMS- Copy attached? Yes
Date Issued 2324623 Privilege Tax Paid \$ 100.00
7-10-2023
- (b) That, I understand that a revocation of the license for the sale of alcoholic beverages by the drink by the Alcoholic Beverage Commission of the State of Tennessee will automatically and immediately revoke the license to sell beer by the Town of Jonesborough.
6. That, in the place of business where intoxicating beverages are sold for consumption on premise, proper sanitary facilities for both sexes shall be provided.
7. That, gambling in any form shall not be permitted on the premises.
8. That, the person so applying for the license to sell beer on premise will conduct the business in person, or if he or she is acting as agent for any other firm, corporation, or association, the name or names of the owners of the business requesting to be licensed,

together with their addresses and the nature of the firm, corporation or association for which the Applicant is acting is listed and identified in this application.

Name of Applicant and all members, officers, and/or stockholders interested in the business of said Applicant including address, date of birth and social security number.

Applicant -	NAME	HOME ADDRESS	DATE OF BIRTH	SOCIAL SECURITY #
	ANNA FLOYD	200 W WOODROW JR	5/22/86	[REDACTED]
	ELENA GONZALES	"	2/8/85	[REDACTED]

ADDRESS TO RECEIVE ANNUAL TAX NOTICE & ANY OTHER COMMUNICATIONS

Name of Business, Corporation The Opossum's Tale, Inc
Address 103 FOX ST JONESBOROUGH, TN 37659
Mailing Address 200 W WOODROW AVE JONESBOROUGH, TN 37659
Telephone Number 423.788.6782 (PUB) 423.306.4281 (ANNA CELL)

BUILDING/PROPERTY OWNER

Name of Owner Jackie Roach
Address 6530 OLD SNAPPS FERRY RD LIMESTONE, TN 37681
Mailing Address SAME AS ABOVE
Telephone Number 423.348.7277 (H) 423.737.3326 (C)

9. That, no permit now in force or hereafter issued shall be good or valid except at the location described in this application, nor shall such permit be transferable to another location;
10. That, I have obtained all permits and paid all fees, privilege taxes, and met all other requirements of the laws of the State of Tennessee and the United States. Also I have paid the Privilege Tax for the ABC permit to the Town of Jonesborough in the amount of \$ 100.
11. That, I, the Applicant, agree that the place of business and premises, including any house, building, room or rooms, where the business conducted under this license here applied for shall be open to inspection and investigation at any time such place is open for business by any regular or special police officer of the Town of Jonesborough.
12. That, I have filed with the County Court Clerk the bond provided for in Tennessee Code Annotated, Section 57-5-106 and 57-5-107.
Bond Indication No. 66671311
Date Filed 5/25/2023 IN EFFECT: 6/1/23
13. That, I understand that the sale of intoxicating beverages shall not exceed 23% of the gross business sales annually.

Printed Name of Applicant ANNA FLOYD
Signature ANNA P FLOYD
Date 5/31/23

I, ANNA FLOYD, do hereby certify that I have received, read, and understood the regulations governing the sale of beer and intoxicating beverages in the Town of Jonesborough, as designated in Chapters 1 and 2 of Title 2 of the Jonesborough Municipal Code. I understand Applicants must appear in person at the scheduled Board meeting for consideration of the application unless the ownership offices of the establishment are located outside Washington County, in which case, the manager of the store may represent the owner at the meeting.

I certify that each and every statement made by me in the above application is true and correct and agree that if any statement is false, the permit issued pursuant thereto may be revoked by the Beer Permit Board upon notice and hearing, in which event the burden shall be upon the permittee to prove the correctness of all statements in this application. I am aware of my continuing obligation to amend or supplement this application promptly if a change in circumstances affects the responses provided in this application, either before or after a permit has been issued. I will surrender to the Beer Board any permit issued under this application within fifteen (15) days of termination of the business, change in ownership, relocation of the business or change of the business's name.

I hereby release, absolve and hold harmless the Town of Jonesborough, the Jonesborough Beer Board, the Jonesborough Department of Public Safety, 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 Town of Jonesborough, the Jonesborough Beer Board, the Jonesborough Department of Public Safety, its employees, agents and representatives as stated above.

Furthermore, I declare that I am the CO-OWNER of the business and in such capacity I am authorized to execute this application on behalf of said business.

Signature Anna L Floyd
Date 5/31/23

STATE OF TENNESSEE
WASHINGTON COUNTY

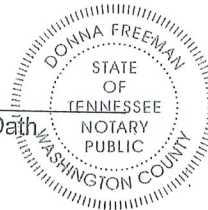
Anna L. Floyd
(Name of Applicant)

being first duly sworn makes oath that all statements of fact contained in the foregoing application are true.

Anna L Floyd
Signature of Applicant

SWORN TO AND SUBSCRIBED BEFORE ME,
this 31st day of May, 20 23.

Donna Freeman
Signature of Officer Administering Oath



My Commission expires on the

29th day of April, 20 26.

NOTICE: A non-refundable \$250.00 fee in the form of a cashier's check payable to the Town of Jonesborough must accompany this application. If the application is approved, you are required to provide documentation of sales tax registration to the Town within ten (10) days of approval. An annual privilege tax of \$100.00 is imposed on the business of selling, distributing, storing or manufacturing beer in this state. The tax is due each January 1 and is payable to the Town in the Recorder's office. Penalties are applied daily after January 1. The tax is prorated for new permits issued after January 1, and must be paid when the permit is issued. ANY APPLICANT MAKING A FALSE STATEMENT IN THIS APPLICATION SHALL FORFEIT HIS OR HER PERMIT AND SHALL NOT BE ELIGIBLE TO RECEIVE ANY PERMIT FOR TEN (10) YEARS.

TOWN USE ONLY: Received: Date 6/1/23 by (initials) GM App. Fee \$250.00
Inspections: Fire FF Building GM Electrical GM Plumbing GM
Administrative Review _____ Verification of Privilege Tax Payment by Recorder _____



Tennessee
State Government

State of Tennessee
Alcoholic Beverage Commission



WINE ONLY LICENSE

License Number : LBDWIO-WAS-2324623

Application having been duly made in compliance with the Provisions of Chapter 211 of the Public Acts of 1967, a permit to sell Alcoholic Beverages is hereby issued to:

Name of Business: The Opossum's Tale, INC

DBA: The Opossum's Tale

Business Address: 103 Fox ST

JONESBOROUGH, TN 37659

County Name: WASHINGTON



Effective Date: 07/11/2023

Issuance Date: 07/10/2023

Expiration Date: 07/10/2024