CITY OF KNOXVILLE
BEER PERMIT APPLICATION CHECKLIST

Business Name: Scooter's Place
Account #: 59840

Business Address: 4101 Bruhin Rd 37912

Agenda Date: 11-19-19

☐ New application: Received 11/1/19
☐ Permit fee Paid: New Application - $250
☐ Publication fee paid - $25.00
☐ Records checks completed
☐ Current City Business License: Expiration Date 5/15/20
☐ Copy of Certificate of Registration for Tennessee Sales Tax
☐ Copy of Corporate Charter, LLC, etc.
☐ Copy of Certificate of Zoning from MPC: Zone
☐ Notice of application sent to Knox County Health Department (215-5200)
Sent 11/1/19
Received 11/1/19
☐ Approved ☐ Pending
☐ Notice of application sent to Building Inspections (215-2999)
Sent 11/1/19
Received 11/1/19
☐ Approved ☐ Pending
☐ Notice of application sent to Fire Prevention Bureau (215-2283)
Sent 11/1/19
Received 11/1/19
☐ Approved
☐ Request distances measured by Engineering Department (215-6132)
Requested 11/1/19
Received 11/1/19
Location needs additional research: ☐ Yes ☐ No

☐ Plan for Server Compliance
☐ TASK Program completed

Previous business at this location: Kayannic's (#58401) inactive 10/2/19

BOARD ACTION
☐ Approved; permit issued to applicant/owner @ meeting Date ___/___/___
☐ Approved; subject to final documentation Date ___/___/___
☐ Permit released to: ____________________________ Date ___/___/___
☐ Denied; notification given to applicant/owner Date ___/___/___
☐ Deferred to: ____________________________ Date ___/___/___
☐ Other: ____________________________ Date ___/___/___

Notes:

______________________________
CITY OF KNOXVILLE
APPLICATION FOR BEER PERMIT

It is the applicant's responsibility to provide complete and accurate information. The Beer Board could deny or delay action on the application if any information is not accurate.

I / we hereby make application for a permit to sell, store, or distribute beer or other beverages authorized to be sold, stored or distributed under the provisions of the City of Knoxville alcoholic beverages ordinance Chapter 4 and base my application upon the answers to the following questions:

1. Reason for Application: □ New Business  ☑ New Ownership □ Name Change □ Other ______________________

2. Name of Business Owner(s): AURLIN JOSEPH KELLEY

3. Is Owner a: □ Corporation □ General Partnership □ Limited Partnership □ LLC  ☑ Sole Proprietorship  □ Other ______________________

4. Under what name will the business operate: SCOOTER'S PLACE

5. Business Address: 4101 BRUHIN ROAD Zip 37912 Phone (865) 399-8640

6. Property Owner’s Name: DOYLE H. NICELY Phone 865-281-2303

7. Type of business you will operate: BAR AND GRILL

8. List names of all general partners and owners and designate PERCENTAGE of ownership (Use additional paper if necessary.) Each person owning 5% or more of the business must complete an owner/manager application (attached) and submit to a city of Knoxville Police Department background check. If ownership is a corporation, please indicate whether the corporation is privately held or publicly traded. If privately held, each person owning 5% or more of the corporation must complete an owner/manager application and submit to a city of Knoxville Police Department background check.

AURLIN JOSEPH KELLEY 100%

9. List the name(s) of managers or others on-site responsible for operations. Any change in management must be reported to the Business Tax Office. A new manager is subject to a background check and applicable fees. Each individual listed must complete an owner/manager application and submit to a City of Knoxville Police Department background check.

AURLIN JOSEPH KELLEY

10. List machines currently in use or planned for use on premises and owner of machines (cigarette, pinball, jukebox, etc.)

JUKEBOX, 3 ELECTRIC DARTBOARDS, 1 GOLF MACHINE

11. Type of permit requested:

□ Off Premise  ☑ On/Off Premise  □ Manufacturer/Distributor  □ Self-Serve
4101 BRUHIN RD - Property Map and Details Report

Property Information

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Address Information

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Political Districts

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<td>Gloria Johnson</td>
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<td>Michele Carringer</td>
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<td>(at large seat 11)</td>
<td>Larsen Jay</td>
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<td>Justin Biggs</td>
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<td>(at large seat A)</td>
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<tr>
<td>(at large seat B)</td>
<td>George C. Wallace</td>
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<td>(at large seat C)</td>
<td>Marshall Stair</td>
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<td>Finbarr Saunders</td>
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<td>Jennifer Owen</td>
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Owner Information

| Name                   | NICLEY DOYLE H Jr |
|                       | PO BOX 18248      |
|                       | KNOXVILLE, TN 37928 |

The owner information shown in this section does not necessarily reflect the person(s) responsible for Last Year's property taxes. Report any errors to the Knox County Property Assessor's office at (865) 215-2365.

MPC Information

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Please contact Knox County Metropolitan Planning Commission (MPC) at (865) 215-2500 if you have questions.

School Zones

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Please contact Knox County Schools Transportation and Zoning Department at (865) 594-1550 if you have questions.

Disclaimer: KGIS makes no representation or warranty as to the accuracy of this map and its information nor to its fitness for use. Any user of this map product accepts the same AS IS, WITH ALL FAULTS, and assumes all responsibility for the use thereof, and further covenants and agrees to hold KGIS harmless from any damage, loss, or liability arising from any use of the map product. Independent verification of all information contained on this map should be obtained by any user.
CITY OF KNOXVILLE
APPLICATION FOR BEER PERMIT
AFFIDAVIT

1. I/we, Aurlin Joseph Kelley, hereby solemnly swear or affirm that each statement in this application is true and correct and understand that if any statement contained herein is false, the permit issued is automatically forfeited and voided. Furthermore, if in the event of forfeiture I/we shall not be eligible to receive another permit for a period of ten (10) years pursuant to Tennessee Code Annotated § 57-5-105(d).

2. I/we understand that all applicants are charged with the responsibility of knowing the local and state beer laws. I/we are aware that the penalty for violating state or local beer laws can include revocation or suspension of the permit and/or the imposition of civil penalties up to ONE THOUSAND FIVE HUNDRED 00/100 DOLLARS ($1,500.00) PER OFFENSE.

3. I/we understand that if the business allows illegal gambling on the premises that the beer permit will be subject to revocation.

4. I/we understand that a requirement of beer permit issuance is the permittee(s) and ON-SITE manager(s) who will supervise and/or sell and serve the beer at the establishment must complete alcohol education and training programs in accordance with City of Knoxville Code Section 4-60(c).

5. I/we understand that by submitting this application, a background investigation shall be conducted on the applicant(s) and all ON-SITE managers who will be selling beer at the permitted establishment. It is further understood that any and all documents related to that investigation shall become public record open for public inspection and reproduction pursuant to Tennessee Code Annotated § 10-7-503.

6. I/we understand that a requirement of maintaining good status standing with the Knoxville Beer Board, is that I/we must notify the City of Knoxville Business Tax Office each time there is a change in the on-site manager responsible for selling the beer.

7. I/we hereby release, absolve and hold harmless, the City of Knoxville, the Knoxville Beer Board, the Knoxville Police Department, and the employees, agents and representatives of all of the foregoing from any and all liability of whatever type for any damages, causes of actions, personal property injuries which may result as a consequence of my application for a beer permit, background investigation, release of documents or any other matters related to my application. I/we hereby waive all possible liability of the City of Knoxville, Knoxville Beer Board, Knoxville Police Department, and the employees, agents and representatives of all the foregoing as stated above.

8. I/we agree that the hiring of an employee who has been convicted within the past ten (10) years of any law relating to the sale, possession, manufacture or transportation of intoxicating beverages, including beer, as defined by City of Knoxville Code Section 4-37 or the hiring of an employee who has been convicted of any felony or crime involving moral turpitude within the past ten (10) years will be cause for possible revocation of the beer permit.

9. I/we understand if any information given in the application subsequently changes, I/we will immediately notify the Knoxville Beer Board c/o Business Tax Office.

10. I/we understand that if the business closes down, relocates, or there is ANY change in the ownership of the business, the permit will be surrendered to the Business Tax office within 15 days of said change for appropriate action.

11. I/we assume full responsibility for the permit and will be accountable for full compliance with the laws of Knoxville and the State of Tennessee in the sale of beer.

12. I/we have read the foregoing release. I/we fully understand its provisions, and voluntarily consent to abide by its requirements.

13. I/we acknowledge and understand that the fees paid for the beer permit application process are non-refundable.

14. The undersigned is the applicant or the bona fide and qualified agent/representative of the corporate applicant.

[Signatures]

Applicant Signature of Agent/Representative
Date: 11/1/19

Co-Applicant Signature
Date:

Co-Applicant Signature
Date:

Sworn to and subscribed before me this 1st day of November, 2019.

Notary Public: 
My Commission Expires: 4/28/20
CITY OF KNOXVILLE
APPLICATION FOR BEER PERMIT
OWNER/MANAGER APPLICATION

Reason for Application: x New Application x Owner Percentage of Ownership 100% Manager

1. Name Aurlin Joseph Kelley

2. Home Address 128 Carrie Reagan Lane City Knoxville State Tn Zip 37931

3. Home Phone () Cellular Phone (865) 399-8640 Date of Birth 09 / 03 / 1973

4. Driver’s License # __________________________ State TN Social Security # ____________

5. Local Business Name SCOOTER’S PLACE

6. Local Business Address/ZIP 4101 BRUHIN ROAD, 37912 Business Phone: (865) 399-8640

7. Have you ever been convicted of any violation of liquor and/or beer laws, felonies, or any crime involving moral turpitude, within the last ten years, or do you have any charges currently pending? Yes x No
If yes, give particulars of each charge, including city, county, state: court and date:

8. Have you ever had a beer permit revoked, suspended, or denied? □ Yes □ No
If yes, explain:

9. Have you ever been convicted of any misdemeanors (Speeding, DUI, Simple Assault, etc.) within the last ten (10) years or have any charges currently pending? □ Yes* □ No
If yes, give particulars of each charge, including city, county, state: court and date:

10. Do you understand both the state laws and the local laws regulating the sale and distribution of beer in the City of Knoxville? x Yes □ No

11. Do you understand that allowing illegal gambling on the premises will subject the permit to revocation? x Yes □ No

AFFIDAVIT

I hereby solemnly swear or affirm that each statement in this application is true and correct and agree that if my statement is false, the permit issued may be revoked by the Beer Board, upon notice and hearing, and that the burden is on the permittee to prove the correctness of all the statements in this application.

I understand that this application is subject to the Tennessee Public Records Act and shall be open for inspection and reproduction by any citizen. Tennessee Code Annotated §10-7-503

I, AURLIN JOSEPH KELLEY __________________________ understand that by submitting this application, a background investigation shall be conducted and any and all documents related to my investigation shall become public records.

I, AURLIN JOSEPH KELLEY __________________________ hereby release, absolve and hold harmless, the City of Knoxville, the Knoxville Beer Board, the Knoxville Police Department, its employees, agents and representatives, from any and all liability of whatever type for any damages, causes of actions, personal or property injuries which may result as a consequence of my application for a beer permit, background investigation, release of documents or any other matters related to employees, agents and representatives as stated above.

I have read and understand the foregoing Release and understand its provisions and voluntarily consent to abide by its requirements.

Signature of Applicant

Date: 11-1-19

Sworn to and subscribed before me this 1st day of November, 2019.

Notary Public:

My Commission Expires: 4/20/20
CITY OF KNOXVILLE
APPLICATION FOR BEER PERMIT

Property Details

Property Address: 4101 BRUHIN ROAD, KNOXVILLE TENNESSEE 37912

Directions to business, including any landmarks:
TAKE EXIT 6, US 441, FROM I 640, TAKE OLD BROADWAY FOR 1 BLOCK, TURN LEFT ON DUTCH VALLEY RD.
2 MILES TO THE INTERSECTION OF BRUHIN ROAD AND DUTCH VALLEY ROAD, SCOOTER'S PLACE IS ON THE RIGHT

Property Owner Information:
Name: DOYLE H. NICELY
Phone: 865-281-2303

Neighborhood Demographics

Provide the following locations nearest to the business. Provide ALL lines of information requested. You may want to drive or walk the area around the business location to determine which facilities are closest. You will be held accountable for the information provided.
**Must be filled in completely – No Exceptions**

School / Day Care:
Name: INSKIP ELEMENTARY
Address: 4701 HIGH SCHOOL ROAD, KNOXVILLE TN 37912

Funeral Home:
Name: LYNNHURST
Address: 2300 WEST ADAIR DRIVE, KNOXVILLE TN 37917

Hospital:
Name: TENNOVA
Address: 400 E. OAKHILL AVE, KNOXVILLE TN 37917
Pursuant to City of Knoxville Code Section 4-67, the City requires the applicant to designate an individual residing within Knox County to receive notice of actions of the City or the Beer Board and to accept service of process. Please provide the name of the individual, their position with the applicant (owner, manager, etc.) and their address (may be business location). Note that the applicant is required to notify the City in accordance with Section 4-67 if there is any change in this information. In addition to a local address, please provide an address to which certified mail may be sent.

**BEER PERMIT APPLICATION:**

**Business Name:** SCOOTER'S PLACE

**Business Location:** 4101 BRUHIN ROAD, KNOXVILLE TENNESSEE 37912

**PERSON RESPONSIBLE TO RECEIVE SERVICE OF PROCESS:**

**Name:** AURLIN JOSEPH KELLEY

**Position:** MANAGER Phone (865) 399-8640

**Address:** 128 CARRIE REAGAN LANE

**City, State, Zip:** KNOXVILLE, TENNESSEE 37931-6021

**CERTIFIED MAILING ADDRESS:**

**Name:** AURLIN JOSEPH KELLEY

**Address:** 128 CARRIE REAGAN LANE

**City, State, Zip:** KNOXVILLE TENNESSEE 37931-6021
**Business Tax Receipt**

*Final Returns MUST be filed within 15 days of close of Business.*

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Guidelines for Server Compliance Plans:

Scooter’s Pace is a small community event and AM Vets Center. Scooter’s Place is a 21 and older establishment that is a smoking environment. Scooter’s Place has two pool tables and soft and steel tip dartboards. We have music by juke box and planning on karaoke. We also have a small kitchen to serve our patrons.

Manager and owner attend TASK class.

**NO one under the age of 21 shall be served.**

**• policy & procedure for checking IDs;**

  - Bartender shall check all ID’s.
  - Bartenders can use any one of these:
    - Photo drivers license
    - State ID
    - Military ID
    - Resident Green Card
    - Passport
    - If an ID looks to be fake, then the customer will not be served.

**• procedure for preventing overserving alcohol;**

  - Bartenders shall not over serve.
  - Bartenders will be trained to watch for behavior cues to prevent overserving.

  Watch for decreased:

  - Inhibitions
  - Judgement
  - Reactions
  - Coordination

Bartend use your judgement to prevent overserving individual customers:

  - Size up the customer.
  - Interview the customer.
  - Rate the customer as sale or no sale.

If the customer is starting to show signs of intoxication bartender should:

  - Move the alcohol away.
  - Bartenders attitude is courteous and professional.
  - Assert the law
  - Manager – have the manager step in.
- procedure to refuse service or sale of alcohol;

  If a customer is intoxicated
  - Stop serving
  - Promote non-alcoholic alternatives (coffee, soda, water, tea, and or non-alcoholic beer)
  - Provide table snacks
  - Offer food from kitchen
  - Offer free soda to designated drivers
  - Help arrange ride for drunk customer (taxi, Uber, Lyft, and or phone for a ride)

- number of alcoholic beverages that may be served at one time to a customer;

  Bartenders are only allowed to serve one drink at a time.

- signage visible to customers and staff that communicate laws and policies on drinking;

  Signs will be behind the bar showing laws and warnings
  - Drinking age
  - Drinking while pregnant hazards
Hello Mark,

This facility remains approved from our office. Thanks for informing us of the situation though.

Rodney

Sent from my T-Mobile 4G LTE Device
DATE: 11-1-19

TO: Donald Jenkins, City Surveyor
Engineering Department

FROM: Mark Byrd, Collections Officer
Finance Department

RE: Request for distance measurements for beer permit application

Please measure the distances from the below indicated beer permit applicant's proposed location to the public facilities indicated and forward this information back to me. As required by law, this information is necessary to process the applicant's beer permit request. Thank you in advance for your assistance.

Business name: Scooter's Place

Business location: 4101 Bruhin Rd

Property description: New construction

Directions to and/or landmarks near location: I-640, exit 6. Old Broadway for 1 block, then L on Dutch Valley Rd. 2 miles to intersection of Bruhin & Dutch Valley. Scooter's Place is on the R.

SCHOOL/DAYCARE:
Name: Inskip Elementary
Address: 4701 High School Rd
Distance/feet: MORE THAN 300'

FUNERAL HOME:
Name: Lynn Hurst
Address: 2300 W Adair Dr
Distance/feet: MORE THAN 300'

HOSPITAL:
Name: Tenova
Address: 400 E Oakhill Ave
Distance/feet: MORE THAN 300'