CITY OF KNOXVILLE
BEER PERMIT APPLICATION CHECKLIST

District: 5

Business Name: El Torito
Account#: 60123
Business Address: 5223 Clinton Hwy 37912
Agenda Date: 2-25-20 CLT #: 068NF009

☐ New application: Received 2/3/20
☐ Permit fee Paid: New Application - $250
☐ Publication fee paid - $25.00
☐ Records checks completed
☐ Current City Business License: Expiration Date 5/15/21
☐ 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 2/4/20 Received 2/4/20
☐ Approved ☑ Pending

☐ Notice of application sent to Building Inspections (215-2999)
Sent 2/4/20 Received 2/4/20 Inspector:
☐ Approved ☑ Pending

☐ Notice of application sent to Fire Prevention Bureau (215-2283)
Sent 2/4/20 Received 2/4/20
☐ Approved ☑ Pending

☑ Request distances measured by Engineering Department (215-6132)
Requested 2/4/20 Received 2/4/20
☑ Location needs additional research: Yes ☐ No

☑ Plan for Server Compliance
☐ TASK Program completed

Previous business at this location: Azteca Market (#58356)

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): Irma Lepe    Brice Hurta    El Torito LLC

3. Is Owner a: ☐ Corporation    ☐ General Partnership    ☐ Limited Partnership    ☑ LLC    ☐ Sole Proprietorship

☐ Other ________________________________

4. Under what name will the business operate: EL TORITO

5. Business Address: 5023 Clinton Hwy 37912 Phone (865) 687 3087

6. Property Owner’s Name: Sandra Joslin Phone 865 947 0276

7. Type of business you will operate: Market, Deli

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.

<table>
<thead>
<tr>
<th>Name</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Irma Lepe</td>
<td>70%</td>
</tr>
<tr>
<td>Brice Hurta</td>
<td>30%</td>
</tr>
</tbody>
</table>

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.

<table>
<thead>
<tr>
<th>Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>Irma Lepe</td>
</tr>
<tr>
<td>Brice Hurta</td>
</tr>
</tbody>
</table>

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

<table>
<thead>
<tr>
<th>Machine</th>
</tr>
</thead>
<tbody>
<tr>
<td>Jukebox, pool table x2, foosball</td>
</tr>
</tbody>
</table>

11. Type of permit requested:

☐ Off Premise    ☑ On/Off Premise    ☐ On/Off Premise w/Dancing    ☐ Manufacturer/Distributor    ☐ Self-Serve
5223 CLINTON HWY - Property Map and Details Report

Property Information

<table>
<thead>
<tr>
<th>Field</th>
<th>Value</th>
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<tbody>
<tr>
<td>Parcel ID:</td>
<td>068NF009</td>
</tr>
<tr>
<td>Location Address:</td>
<td>5223 CLINTON HWY</td>
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<tr>
<td>CLT Map:</td>
<td>68</td>
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<tr>
<td>Insert:</td>
<td>N</td>
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<tr>
<td>Group:</td>
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<td>Condo Letter:</td>
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<td>Parcel:</td>
<td>9</td>
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<td>Parcel Type:</td>
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<tr>
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<tr>
<td>Ward:</td>
<td>41</td>
</tr>
<tr>
<td>City Block:</td>
<td>41750</td>
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<tr>
<td>Subdivision:</td>
<td>CLEARVIEW HILLS ADD 2 PT 5</td>
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<tr>
<td>Rec. Acreage:</td>
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<td>Calc. Acreage:</td>
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<tr>
<td>Recorded Plat:</td>
<td>14 - 201</td>
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<td>Recorded Deed:</td>
<td>2324 - 203</td>
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<tr>
<td>Deed Type:</td>
<td>Legal Document</td>
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<td>Deed Date:</td>
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Address Information

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<td>5223 CLINTON HWY</td>
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<tr>
<td>Address Type:</td>
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<td>Site Name:</td>
<td>AZTECA MARKET</td>
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Jurisdiction Information

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<tbody>
<tr>
<td>County</td>
<td>KNOX COUNTY</td>
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<tr>
<td>City / Township</td>
<td>Knoxville</td>
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Political Districts

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<tbody>
<tr>
<td>Voting Precinct:</td>
<td>41</td>
</tr>
<tr>
<td>Voting Location:</td>
<td>Norwood Elementary School 1909 MERCHANT DR</td>
</tr>
<tr>
<td>TN State House:</td>
<td>89 Justin Lafferty</td>
</tr>
<tr>
<td>TN State Senate:</td>
<td>7 Richard Briggs</td>
</tr>
<tr>
<td>County Commission:</td>
<td>3 (at large seat 10) (at large seat 11)</td>
</tr>
<tr>
<td></td>
<td>Randy Smith</td>
</tr>
<tr>
<td></td>
<td>Larsen Jay</td>
</tr>
<tr>
<td></td>
<td>Justin Biggs</td>
</tr>
<tr>
<td>City Council:</td>
<td>5 (at large seat A) (at large seat B) (at large seat C)</td>
</tr>
<tr>
<td></td>
<td>Charles Thomas</td>
</tr>
<tr>
<td></td>
<td>Lynne Fugate</td>
</tr>
<tr>
<td></td>
<td>Janet Testerman</td>
</tr>
<tr>
<td></td>
<td>Amelia Parker</td>
</tr>
<tr>
<td>School Board:</td>
<td>3 Tony Norman</td>
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Owner Information

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<tbody>
<tr>
<td>Name</td>
<td>JOSLIN SANDRA H</td>
</tr>
<tr>
<td>Address</td>
<td>7701 HEISKELL RD</td>
</tr>
<tr>
<td>City / Town</td>
<td>POWELL, TN 37849</td>
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MPC Information

Census Tract: 39.02
Planning Sector: Northwest City

School Zones

Elementary: NORWOOD ELEMENTARY
Intermediate: NORTHWEST MIDDLE
High: POWELL HIGH

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, [Name], 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, that 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 on 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, its employees, agents and representatives 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, its employees, agents and representative 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.

Applicant Signature or Agent/Representative

Co-Applicant Signature

Co-Applicant Signature

Date: 02/03/2020
Date: 02-03-20
Date: __________

Sworn to and subscribed before me this ___ day of ___-day of ___, 2020.

Notary Public:

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

Reason for Application: [☑] New Application [☐] Manager Change or Addition

1. Name: IRMA LEPE
   Owner - Percentage of Ownership: 70% [☐] Manager

2. Home Address: 2500 N CENTRAL DR
   City: KNOXVILLE
   State: TN
   Zip: 37912

3. Home Phone: (865) 640-5182
   Cellular Phone: (865) 640-5182
   Date of Birth: 03/14/1965

4. Driver's License #: __________________________ State: TN
   Social Security #: __________________________

5. Local Business Name: EL TORITO

6. Local Business Address/ZIP: 5223 Clifton Hwy
   Business Phone: (865) 687 3087

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 [☐] 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? [☐] Yes [☐] No

11. Do you understand that allowing illegal gambling on the premises will subject the permit to revocation? [☑] 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 §10-7-501.

I, IRMA LEPE, 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, IRMA LEPE, 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: __________________________

Sworn to and subscribed before me this 3rd day of February 2020
Notary Public: __________________________
My Commission Expires: __________________________
CITY OF KNOXVILLE
APPLICATION FOR BEER PERMIT
OWNER/MANAGER APPLICATION

1. Name _______________  ☐ New Application  ☑ Manager Change or Addition
   Brice Huerta
   ☐ Owner--Percentage of Ownership 30%  ☐ Manager

2. Home Address  2500 N. Central  City Knoxville  State Tn  Zip 37917

3. Home Phone ____________________  Cellular Phone (865) 978-7676  Date of Birth 06/24/1991

4. Driver's License # ____________________  State Tn  Social Security #

5. Local Business Name  EL TORITO

6. Local Business Address/ZIP  5223 Clinton Hwy  Knoxville 37912  Business Phone: (865) 687-2087

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?  ☑ No  ☐ Yes
   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?  ☑ No  ☐ Yes
   If yes, explain:  

9. Have you ever been convicted of any misdemeanors (Speeding, DUl, 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:  
   Speeding
   Simple possession Knox county

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

11. Do you understand that allowing illegal gambling on the premises will subject the permit to revocation?  ☑ 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.

1. Brice Huerta
   I, Brice Huerta, 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.

2. Brice Huerta
   I, Brice Huerta, 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: 02-03-2020

Sworn to and subscribed before me this 3rd day of February, 2020


State of TENNESSEE NOTARY PUBLIC
CITY OF KNOXVILLE
APPLICATION FOR BEER PERMIT

Property Details

Property Address: 5333 Clinton hwy Knoxveille 37912

Directions to business, including any landmarks:

Property Owner Information:

Name: Sandra Joslin
Phone: 465 947 0276

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: Norwood Open school
Address: 5011 Marguerite rd Knox 37912

Funeral Home:

Name: Wegner Funeral Home
Address: 5815 Western Ave Knox, 37921

Hospital:

Name: St. Mary's
Address: 1516 St. Mary st Knox 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: E L Toro

Business Location: 5323 Clinton hwy Knox tn 37912

PERSON RESPONSIBLE TO RECEIVE SERVICE OF PROCESS:

Name: Brice Huerty

Position: partner Phone (865) 975 7678

Address: 2500 N. central st Knoxville tn 37917

City, State, Zip: 

CERTIFIED MAILING ADDRESS:

Name: Brice Huerty

Address: 2500 N. central st

City, State, Zip: Knoxville tn 37917
CITY OF KNOXVILLE, TENNESSEE

Business License

Business Name and Location:
EL TORITO
5223 CLINTON HWY

Mailing Address:
EL TORITO
c/o EL TORITO LLC
5223 CLINTON HWY
KNOXVILLE, TN 37912

Account # 60123
Classification 2
License/Receipt # 251206
Issue Date 02/03/2020
Expiration Date 05/15/2021

This Minimum Business Tax License does not permit the Licensee to operate a business of any type which is in conflict with any Federal, State, County or City ordinance, codes or laws.

Mark B.
Collection Officer

Business Tax Receipt

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

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
<th>Description</th>
<th>Amount</th>
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<tbody>
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<tr>
<td>Wholesale</td>
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<td>Penalty</td>
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City Revenue Office - P.O. Box 1028 - Knoxville, Tennessee 37901 - (865)215-2083 - (865)215-2621 (fax)
Division of Business Services  
Department of State  
State of Tennessee  
312 Rosa L. Parks AVE, 6th FL  
Nashville, TN 37243-1102

Filing Information

Name: EL TORITO, LLC

General Information
SOS Control #: 001071207  
Formation Locale: TENNESSEE
Filing Type: Limited Liability Company - Domestic  
Date Formed: 01/08/2020
Status: Active  
Fiscal Year Close: 12
Duration Term: Perpetual  
Member Count: 2
Managed By: Member Managed

Registered Agent Address
EL TORITO, LLC  
2500 N CENTRAL ST  
KNOXVILLE, TN 37917-5111

Principal Address
5223 CLINTON HWY  
KNOXVILLE, TN 37912-3843

The following document(s) was/were filed in this office on the date(s) indicated below:

<table>
<thead>
<tr>
<th>Date Filed</th>
<th>Filing Description</th>
<th>Image #</th>
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<tbody>
<tr>
<td>01/08/2020</td>
<td>Initial Filing</td>
<td>B0799-1507</td>
</tr>
</tbody>
</table>

Active Assumed Names (if any)
EL TORITO

5223 Clinton Hwy
Knoxville, TN 37912
(865)687-3087
etorito5223@gmail.com

February 18, 2020

The following steps will be taken to prevent underage consumption and purchase of alcoholic beverages.

- No nearby schools, minimal underage traffic.
- Signs will be posted through the building.
- Have an ID verification guide at the register.
- Check ID on every purchase.
- Clerks and servers will all be trained to spot and refuse sale to any and all unqualified customers.
- The manager will be present every shift with up to date ABC permits.
- We will use our previous experience with alcohol sales.
- Limit the sale of on-site beer to 2-3 beers per meal.
DATE: 2-4-20

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: El Torito

Business location: 5223 Clinton Hwy

Property description: New construction ~ Pre-existing structure ~

Directions to and/or landmarks near location: next to Krystal

SCHOOL/DAYCARE:
Name: Norwood Open School
Address: 5011 Marguerite Rd
Distance/feet: MORE THAN 300'

FUNERAL HOME:
Name: Weaver Funeral Home
Address: 5815 Western Ave
Distance/feet: MORE THAN 300'

HOSPITAL:
Name: St. Mary's North (Tennova)
Address: 7565 Dannaker Dr
Distance/feet: MORE THAN 300'