CITY OF KNOXVILLE
BEER PERMIT APPLICATION CHECKLIST

Business Name: Oli Bea
Account# 53964
Business Address: 211 S Central St 37902
Agenda Date: 2/25/20
CLT#: 09EH014018

☐ New application: Received 1/29/20
☐ 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 1/30/20 Received ___/___/___ ___/___/___
  □ Approved □ Pending
☐ Notice of application sent to Building Inspections (215-2999) Inspector:
  Sent 1/30/20 Received ___/___/___ ___/___/___
  □ Approved □ Pending
☐ Notice of application sent to Fire Prevention Bureau (215-2283)
  Sent 1/30/20 Received ___/___/___ ___/___/___
  □ Approved □ Pending
☐ Request distances measured by Engineering Department (215-6132)
  Requested 1/30/20 Received 2/5/20
  □ Yes □ No
☐ Plan for Server Compliance
☐ TASK Program completed

Previous business at this location: no prior permits at this location

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; notification given to applicant/owner
  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: [X] New Business □ New Ownership □ Name Change □ Other
   Jeffrey & Krissy DeAlejandro

2. Name of Business Owner(s): Oli Beakle

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

4. Under what name will the business operate: Oli Bea

5. Business Address: 211 S. Central St. Zip Knoxville 37902 Phone

6. Property Owner's Name: Jeffrey & Krissy DeAlejandro Phone 865-387-5067

7. Type of business you will operate: Restaurant

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.

   Jeffrey DeAlejandro 99%
   Krissy DeAlejandro 1%

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.

   N/A

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

   N/A

11. Type of permit requested:

   On/Off Premise
211 S CENTRAL ST - Property Map and Details Report

Address Information

Site Address: 211 S CENTRAL ST
KNOXVILLE - 37902
Address Type: BUSINESS
Site Name: JEFFREY D'ALEJANDRO'S

Jurisdiction Information

County: KNOX COUNTY
City / Township: Knoxville

Political Districts

Voting Precinct: 06
Voting Location: Green School
801 LULA POWELL DR
TN State House: 15 Rick Staples
TN State Senate: 7 Richard Briggs
County Commission:
(at large seat 10) Evelyn Gill
(at large seat 11) Larsen Jay
(at large seat 11) Justin Biggs
City Council:
(at large seat A) Gwen McKenzie
(at large seat B) Lynne Fugate
(at large seat C) Janet Testerman
School Board: 1 Evetty Satterfield

Property Information

Parcel ID: 094EH01401B
Location Address: 211 S CENTRAL ST
CLT Map: 94
Insert: E
Group: H
Condo Letter: B
Parcel: 14.01
Parcel Type:
District:
Ward:
City Block: 05022
Subdivision: KINGS ROW CONDO
BLDG B
Rec. Acreage: 0
Calc. Acreage:
Recorded Plat: 20190412 - 0060020
Recorded Deed: 
Deed Type: 
Deed Date:

Owner Information

DEALEJANDRO JEFFREY & DEALEJANDRO KRISY
109 S GAY ST #2
KNOXVILLE, TN 37902

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

Census Tract: 1
Planning Sector: Central City
Please contact Knox County Metropolitan Planning Commission (MPC) at (865) 215-2500 if you have questions.

School Zones

Elementary: SEQUOYAH ELEMENTARY
Intermediate: VINE MIDDLE MAGNET
High: AUSTIN-EAST HIGH MAGNET

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 _______ hereby solemnly swear or affirm that each statement in this application is true and correct and understand that if any statement contained therein 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 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 representatives 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 of the bona fide and qualified agent/representative of the corporate applicant.

Applicant Signature or Agent/Representative

Co-Applicant Signature

Co-Applicant Signature

Date: 1/29/2020

Date:

Date:

Sworn to and subscribed before me this 29 day of January, 2020

Notary Public:

My Commission Expires: 10-02-2021
CITY OF KNOXVILLE
APPLICATION FOR BEER PERMIT
OWNER/MANAGER APPLICATION

Reason for Application: ☐ New Application ☐ Manager Change or Addition
☐ Owner--Percentage of Ownership 99% ☐ Manager

1. Name ________________________ ☐ Owner--Percentage of Ownership 99% ☐ Manager

2. Home Address 209 South Central City Knoxville State TN Zip 37902

3. Home Phone (____) __________ Cellular Phone (865) 387-5067 Date of Birth 05/21/1983

4. Driver's License # __________ State TN Social Security # .

5. Local Business Name __________

6. Local Business Address/ZIP 37902 Business Phone: (865) 387-5067

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 §10-7-503.

I, ________________________, 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, ________________________, 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: __/29/20

Sworn to and subscribed before me this 29 day of January, 2020

Notary Public: ________________________

My Commission Expires: __/02/2021
CITY OF KNOXVILLE
APPLICATION FOR BEER PERMIT

Property Details

Property Address: 211 South Central Knoxville, TN 37902

Directions to business, including any landmarks:


Property Owner Information:

Name Jeffrey J. Kissy DeJesandro
Phone 865-387-5067

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 NANA Learning Center
Address 1711 E. Magnolia Ave, Knoxville, TN

Funeral Home:

Name Berry Funeral Home
Address 3704 Chapman Hwy, Knoxville, TN 37902

Hospital:

Name UT Hospital
Address 1074 Alcoa Hwy, Knoxville, TN 37920
CITY OF KNOXVILLE
APPLICATION FOR BEER PERMIT

Notice of Actions Contact

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: Oli Bea

Business Location: 211 S Central St, Knoxville TN 37902

PERSON RESPONSIBLE TO RECEIVE SERVICE OF PROCESS:

Name: Misti D. Hodges

Position: Office Admin Phone (254) 907-9978

Address: 211 S Central St.

City, State, Zip: Knoxville, TN 37902

CERTIFIED MAILING ADDRESS:

Name: Same

Address: 

(Blank Line)
CITY OF KNOXVILLE, TENNESSEE
Standard Business Tax License

<table>
<thead>
<tr>
<th>Business Tax Division</th>
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<tbody>
<tr>
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</tr>
<tr>
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<tr>
<td>License/Receipt #</td>
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<tr>
<td>Issue Date</td>
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<tr>
<td>Expiration Date</td>
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<tr>
<td>State Account #</td>
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</table>

A Minimal 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.

Must be posted in a conspicuous place

DETACH LICENSE ABOVE AND POST IN A CONSPICUOUS PLACE

City Revenue Office - P.O. Box 1028 - Knoxville, Tennessee 37901 - (865)215-2083 - (865)215-2621 (fax)
Oli Bea, LLC  
119 S CENTRAL ST  
KNOXVILLE, TN 37902-1258

Filing Acknowledgment

Please review the filing information below and notify our office immediately of any discrepancies.

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<thead>
<tr>
<th>Control # :</th>
<th>761030</th>
<th>Status:</th>
<th>Active</th>
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<tbody>
<tr>
<td>Filing Type:</td>
<td>Limited Liability Company - Domestic</td>
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<td></td>
</tr>
</tbody>
</table>

Document Receipt

- Receipt #: 005238964
- Filing Fee: $70.00
- Payment-Credit Card - State Payment Center - CC #: 3774519055
- $70.00

Amendment Type: Application for Reinstatement

<table>
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<th>Filed Date:</th>
<th>01/31/2020 9:20 AM</th>
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</thead>
<tbody>
<tr>
<td>Image #:</td>
<td>B0810-1883</td>
</tr>
</tbody>
</table>

It has been determined that the attached application for reinstatement contains the information required by statute; therefore, the above entity is hereby reinstated. When corresponding with this office or submitting additional documents for filing, please refer to the control number given above.

Processed By: Corp Web User

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<th>Field Name</th>
<th>Changed From</th>
<th>Changed To</th>
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<tbody>
<tr>
<td>Filing Name</td>
<td>Oli Bee LLC</td>
<td>Oli Bea, LLC</td>
</tr>
<tr>
<td>Filing Status</td>
<td>Inactive - Dissolved (Administrative)</td>
<td>ACTIVE</td>
</tr>
<tr>
<td>Inactive Date</td>
<td>08/06/2019</td>
<td>No Value</td>
</tr>
</tbody>
</table>

Phone (615) 741-2286 * Fax (615) 741-7310 * Website: http://tnbear.tn.gov/
Pursuant to the Tennessee Business Corporation Act, Tennessee Nonprofit Corporation Act, Tennessee Limited Liability Company Act, Tennessee Revised Limited Liability Company Act, or the Tennessee Revised Uniform Partnership Act, this application for reinstatement is submitted to the Tennessee Secretary of State.

1. The Secretary of State Control Number is: 000761030

2. The name of the business entity at the time of dissolution is:
   Oli Bee LLC

3. If changing the name, the new name of the entity following reinstatement shall be:
   Oli Bea, LLC
   The new name of the entity must satisfy the statutory requirements for that type of entity.

4. The ground(s) for the administrative dissolution/revocation (check only one):
   ☑ Has/have been eliminated.  - or -  □ Did not exist.

NOTES: Prior to this document being accepted for filing, the Business Services Division will request tax clearance verification for reinstatement from the Tennessee Department of Revenue. If we cannot obtain such tax clearance verification from the Department of Revenue, this document will be rejected and returned to the applicant. To obtain tax clearance for reinstatement, contact the Tennessee Department of Revenue at 615-253-0700.

01/31/2020
Signature Date

Electronic
Signature

Office Admin
Misti Hodges
Signer’s Capacity
Name (typed or printed)

Note: Pursuant to T.C.A. § 10-7-503 all information on this form is public record.
Alcohol Management Program

THIS TRAINING MANUAL TEMPLATE SHOULD BE USED ONLY AS A GUIDE. YOU MUST REVIEW, IN DETAIL, THE VARIOUS POLICIES, PROCEDURES AND PRACTICES AND MODIFY AS APPROPRIATE FOR YOUR RESTAURANT AND FOR COMPLIANCE WITH YOUR LOCAL AND STATE ALCOHOLIC BEVERAGE SERVICE LAWS.
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<td>Completion Certificate</td>
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Introduction

Congratulations on your employment with Oli Bea LLC. As an establishment that serves alcoholic beverages, it is our responsibility to provide you with the necessary training to responsibly sell and serve alcoholic beverages. The following material is intended to be used as a guide and educational tool. Most states require servers of alcoholic beverages to participate in a state certified alcoholic beverage training in addition to the training they receive from their employer. This course is not intended to meet state certification. Rather, it is intended to educate our employees on company policy with regard to alcohol awareness. We take great pride in our quality beverages and friendly, responsive service. Our high standards can only be maintained through great people like you who share our values and desire to do the very best job possible for our guests every day.

Upon completion of this course you will be given a test over the material covered in this program. Only persons able to correctly answer 70% of the questions will be allowed perform jobs that include the service of alcoholic beverages.

Once again, welcome to the OLI BEA, LLC Team!
Facts Regarding Alcohol Related Crashes

The term "drunk driving" is an inaccurate characterization of the problems caused by motorists who are impaired by alcohol. The first criminal laws targeting this problem prohibited "drunk driving," encouraging the notion that the problem involved drivers who were visibly drunk. In fact, many alcohol-impaired drivers do not appear drunk in the traditional way. Research has shown that even small amounts of alcohol can impair the skills involved in driving, but the persistent notion that the problem is predominantly one of drunk drivers has allowed many drinking drivers to decide they are not part of the problem. For these reasons, the term "alcohol-impaired driving" is a more accurate and precise description of what is commonly referred to as "drunk driving."

The National Center for Injury Prevention and control has published the following facts with respect to alcohol related crashes.

- Impaired driving will affect one in three Americans during their lifetimes.
- Alcohol-related motor vehicle crashes kill someone every 30 minutes and non-fatally injure someone every two minutes (NHTSA 2003a).
- During 2002, 17,419 people in the U.S. died in alcohol-related motor vehicle crashes, representing 41% of all traffic-related deaths (NHTSA 2003a).
- In 2001, more than 1.4 million drivers were arrested for driving under the influence of alcohol or narcotics (FBI 2001). That's slightly more than 1 percent of the 120 million self-reported episodes of alcohol-impaired driving among U.S. adults each year (Dellinger 1999).
- Drugs other than alcohol (e.g., marijuana and cocaine) have been identified as factors in 18% of motor vehicle driver deaths. Other drugs are generally used in combination with alcohol (NHTSA 1993).
- Nearly two-thirds of children under 15 who died in alcohol-related crashes between 1985 and 1996 were riding with the drinking driver. More than two-thirds of the drinking drivers were old enough to be the parent of the child who was killed, and fewer than 20% of the children killed were properly restrained at the time of the crash (Quinlan 2000).
➢ Adult drivers ages 35 and older who have been arrested for impaired driving are 11 to 12 times more likely than those who have never been arrested to die eventually in crashes involving alcohol (Brewer 1994).

➢ In its publication The Economic Impact of Motor Vehicle Crashes, the National Highway Traffic Safety Administration reported that alcohol-related crashes in 2000 were associated with more than $51 billion in total costs (Blincoe 2002).

➢ Male drivers involved in fatal motor vehicle crashes are almost twice as likely as female drivers to be intoxicated with a blood alcohol concentration (BAC) of 0.10% or greater (NHTSA 2003a). A BAC of 0.08% is equal to or greater than the legal limit in most states.

➢ At all levels of blood alcohol concentration, the risk of being involved in a crash is greater for young people than it is for older people (Mayhew 1986). In 2002, 24% of drivers ages 15 to 20 who died in motor vehicle crashes had been drinking alcohol (NHTSA 2003b).

➢ Young men ages 18 to 20 (too young to buy alcohol legally) report driving while impaired almost as frequently as men ages 21 to 34 (Liu 1997).

➢ In 2002, 22% of the 2,197 traffic fatalities among children ages 0 to 14 years involved alcohol (NHTSA 2003c).

➢ Adult drivers ages 35 and older who have been arrested for impaired driving are 11 to 12 times more likely than those who have never been arrested to die eventually in crashes involving alcohol (Brewer 1994).

➢ Nearly three quarters of drivers convicted of driving while impaired are either frequent heavy drinkers (alcohol abusers) or alcoholics (people who are alcohol dependent) (Miller 1986).
Ten Steps to Responsible Alcohol Beverage Service

Oli Bea, LLC is committed to the responsible service of alcoholic beverages. In accordance to this commitment, all employees are required to follow the procedures listed below:

1. No employee will serve an alcoholic beverage to anyone under the age of 21.
2. All employees will carefully check Identification of anyone who appears to be under 30 years of age.
   a. Acceptable documentation is a valid state driver's license with a photo or a photo ID issued by the state of New Jersey.
   b. The employee will carefully check the identification to determine its authenticity. The manager should be informed if there is any appearance of forgery or tampering.
   c. In the absence of authentic identification, or in case of doubt, the employee will refuse service of alcoholic beverages to the customer.
3. No employee will serve an alcoholic beverage to anyone who is intoxicated.
4. No employee will serve alcoholic beverages to anyone to the point of intoxication.
5. It is the employee’s responsibility to notify a manager when a customer shows signs of intoxication or is requesting alcoholic beverages above the limits of responsible beverage service.
6. Any intoxicated customer wishing to leave the establishment will be urged to use alternative transportation provided by the establishment. Be sure to fill out a refusal of service form.
7. All employees are obligated to inform law enforcement authorities when intervention attempts fail.
8. No employee will drink alcoholic beverages while working.
9. All employees who serve/sell alcoholic beverages will successfully complete a state certified Seller/Server training course when beginning employment.

The sale/service of alcoholic beverages should not be a routine! It is one of the few legal products you can sell that could put you in jail.

THE MANAGEMENT FULLY SUPPORTS THESE POLICIES AND WILL STAND BEHIND OUR EMPLOYEES IN THEIR DECISIONS TO PROMOTE RESPONSIBLE SERVICE.
Understanding the Physiological Effects of Alcohol

Alcohol passes from the mouth down the esophagus and into the stomach and on into the small intestine. At each point along the way ethyl alcohol can be absorbed into the blood stream. However, the majority of the alcohol is absorbed from the stomach (approx. 20%) and the small intestine (approx. 80%). In general, drinking more alcohol within a certain period of time will result in increased blood alcohol concentrations (BAC) due to more alcohol being available to be absorbed into the blood.

The presence of food delays absorption of alcohol. Physiological factors such as strenuous physical exercise also decrease alcohol absorption. Additional factors such as drugs (e.g. nicotine, marijuana, and ginseng), that modify physiological factors regulating gastric emptying also modify alcohol absorption. Diluting alcoholic beverages with water may decrease the absorption rate, but mixing with carbonated beverages increases the absorption rate. A healthy body eliminates 90% of alcohol through the liver at a rate of approximately ½ oz. of pure alcohol (1 drink) per hour.

Alcohol’s direct action on the brain is as a depressant. It generally decreases the activity of the nervous system. Alcohol’s action on the brain produces a number of behavioral effects. These effects are dependent upon the amount of alcohol taken in, the time period over which the alcohol is drunk, and other factors such as whether other drugs are being taken at the same time, the previous drinking history of the individual, the physical state of the person doing the drinking, and the genetic background of the individual (i.e. ethnicity, gender). Higher blood alcohol levels may impair balance, memory and muscular coordination. Increased amounts of alcohol consumption within a short time span may cause severely affected judgment, blunted sensory perception and loss of control.
Blood Alcohol Content

Blood alcohol concentration (BAC) describes the amount of alcohol in a person's blood expressed as weight of alcohol per unit of volume of blood. For example, at 0.10 percent BAC, there is 100 mg of alcohol per 100 ml of blood. As of this revision date driving with a BAC of 0.10 percent is a crime in 5 states. It is a crime to drive with a BAC of 0.08 percent in 45 states and the District of Columbia. A BAC of 0.08 is evidence of an alcohol violation in Massachusetts. In response to a potential loss of federal highway funding, all states likely will have a BAC defining impaired driving at 0.08 percent within the next few years. The BAC in this state is .1.

Most beers contain 4-5% alcohol; wines 12% on average, and distilled beverages average from 40% (80 proof) to 50% (100 proof) alcohol. The following chart provides an estimate of the BAC for an individual based on the weight of the person and the number of drinks they have consumed. This chart assumes that one drink is 1oz. of 80 proof liquor at 40%, 12oz. of beer at 4.5%, or 4oz. of wine at 12%. Drinks with higher percentage of alcohol or more alcohol will yield an even higher BAC.

### Approximate Blood Alcohol Percentage

#### In One Hour

<table>
<thead>
<tr>
<th># of Drinks</th>
<th>Body Weight in Pounds</th>
<th>Influenced</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>100</td>
<td>120</td>
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<tr>
<td>1</td>
<td>0.04</td>
<td>0.03</td>
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<tr>
<td>2</td>
<td>0.06</td>
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<td>10</td>
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Subtract .015% for each hour of drinking.

**KNOW YOUR LEGAL LIMIT** In most states that means .08% of Blood Alcohol Content or any amount which results in loss of normal use of mental or physical faculties. This is only a guide and NOT sufficiently accurate to be considered legal evidence. The figures you calculate are averages. Individuals may vary somewhat in their personal alcohol tolerance. Food in the stomach affects the rate of absorption. Medications, health, and psychological condition are also influential factors. In any case, if you've been drinking at all, be careful!

**SUREST POLICY IS ... DON'T DRIVE AFTER DRINKING**
Other Facts About Blood Alcohol Content

What BAC is considered illegal? Driving with a BAC of 0.10 percent is a crime in 5 states. It is a crime to drive with a BAC of 0.08 percent in 45 states and the District of Columbia. A BAC of 0.08 is evidence of an alcohol violation in Massachusetts. In response to a potential loss of federal highway funding, all states likely will have a BAC defining impaired driving at 0.08 percent within the next few years.

What is the effect of alcohol on driving skills and crash risk? At BAC as low as 0.02 percent; alcohol affects driving ability and crash likelihood. The probability of a crash begins to increase significantly at 0.05 percent BAC and climbs rapidly after about 0.08 percent. For drivers age 35 and older with BAC at or above 0.15 percent on weekend nights, the likelihood of being killed in a single-vehicle crash is more than 380 times higher than it is for non-drinking drivers.¹

How many drinks does it take to reach significantly impairing BAC? The effects of alcoholic drinks vary greatly because the rate of absorption and BAC attained vary from person to person due to such factors as weight, amount of fat tissue, and stomach contents. Nevertheless, various organizations have developed charts intended to help people estimate their BAC based on the number of drinks consumed. These tables can be used to estimate BAC, but they are subject to error.

Are beer and wine less impairing than hard liquor? Impairment is not determined by type of drink but rather by the amount of alcohol ingested over a specific period of time. There is a similar amount of alcohol in such standard drinks as a 12-ounce glass of beer, a 4-ounce glass of wine, and 1.25 ounces of 80 proof liquor. Beer is the most common drink consumed by people stopped for alcohol-impaired driving or involved in alcohol-related crashes.
Detection of Intoxicated Persons

The responsible service of alcohol requires that servers be able to recognize intoxicated patrons. Use these detection guidelines to help you recognize intoxication.

1. **Common Indicators**
   - Bloodshot/unfocused eyes
   - Slurred speech
   - Smell of alcohol on breath
   - Mental confusion
   - Impaired motor skills
   - Dishevelment
   - Impaired balance
   - Signs of nausea or loss of bladder / bowel control

2. **Warning Signs of Illegal Intoxication**
   - Development of one or more common indicator
   - Heated altercations
   - Rapid or pronounced changes in mood, behavior or emotional state.

3. **Mistaking Illness for Intoxication**
   - Similar symptoms
   - Need for prompt, correct action
   - Medic - alert jewelry, a warning sign
   - Visual representation of medic - alert jewelry

4. **Atypical Drinkers**
   - Experience and tolerance may mask intoxication
   - Special efforts required to detect intoxication in some very experienced drinkers

5. **Monitoring Customers**
   - Count drinks and use BAC Chart
   - Interview and rate customers prior to sale. Be alert to and probe for hidden indicators and warning signs.
   - Note customer's initial mood and conduct and watch for changes in mood or behavior
- Observe customer interactions
- Re-interview and re-rate customers prior to each additional sale.
Detection of Minors

The service of alcoholic beverages to minors is a crime. You, as well as the restaurant, can be charged with a crime for doing so. The following points can be used in recognition of minors. The primary deterrent we have against serving minors is to ask for identification. The policy for our restaurant is to request identification form anyone appearing to be 30 years old or younger.

1. **Physical Characteristics Common to Minors**
   - Signs of underage status
   - Lack of physical maturity
   - Most minors mature in physical appearance before age 21

2. **Fads and Fashions in Clothing, Accessories, and Grooming Popular with Minors**

3. **Behavior Patterns Characteristics of Minors.**

4. **Suspicious behaviors typical of minors attempting an illegal purchase.**
   - Pooling money and giving it to the oldest appearing member of the group
   - Minor waiting in the background away from the point of purchase while adult obtains more than one serving
   - Adult making repeated purchase for a young appearing person

5. **Detecting Invalid ID:**

6. **Fake ID Warning Signs**
   - Deceptively similar
   - Counterfeit
   - Altered
   - Borrowed / stolen
Intervention with Minors

Professional and respectful intervention is required once you recognize that a minor has received or tried to receive alcoholic beverages.

1. **Proper Demeanor of seller.** Remain professional, courteous, and calm.

2. **Examination of an identification card.** Request to see their I.D. always including the word ‘please’.

3. **Removal of Alcoholic Beverages from Minor's Reach or Possession.** Once it has been determined that the guest is a minor, you must remove the drink from their possession.

4. **Sample Words and Phrases.**
   - “*May I see your I.D. please?*”
   - “*I'm sorry; it is against the law to serve minors. We'll have to take your drink.*”
   - “*I'll have to take your drink until a manager can verify you are of legal age.*”

5. **Contacting Law Enforcement Authority when Intervention Fails.** The server should always call a manager before contacting law enforcement. The manager can then inform the minor patron that unless the patron complies, there will be no other choice than to call law enforcement.
Intervention with Intoxicated Patrons

Professional and respectful intervention is required once you recognize that a patron is intoxicated.

1. **Proper Demeanor of seller.** Remain professional, courteous, and calm.

2. **Designated Driver Programs.** Intoxicated patrons should be urged not to drive. In the absence of a designated driver you should inform them of your restaurant’s alternative transportation program.

3. **Early Intervention Techniques**
   - Use various methods to slow service of beverages.
   - Try to serve food and alternative beverages.
   - Warning concerning caffeine products. Caffeine has no effects against the alcohol; both compounds will remain in the person. The alcohol is a depressant and will make the person tired, caffeine will only make them awake but they would remain intoxicated. Time is the only real effect to neutralize alcohol.

4. **Cut - Off Intervention**
   - Remove alcoholic beverages.
   - Arrange an immediate safe ride.
   - Contact police if necessary.

5. **Sample Words and Phrases**
   - "Management has prohibited me from serving any more drinks to you."
   - "You have reached the maximum # of drinks I am allowed to serve you. Would you like me to call a manager for approval to serve more?"
   - Managers can use a discreet method to cut off a patron by calling them away from the table or bar as not to embarrass the patron. One method is to tell the patron they have a phone call. Once they are away from other guests you can politely inform them that they will not be served any more alcohol.
6. **Obligation of seller to inform law enforcement authorities when intervention attempts fail.** The server should always call a manager before contacting law enforcement. The manager can then inform the minor patron that unless the patron complies, there will be no other choice than to call law enforcement.

7. **Sanctions for employee violations.** Illegal service of alcoholic beverages is a crime. You, as well as the restaurant, can be charged with a crime for doing so. Additionally, DRAM shop laws are such the both the employer and employee may be held liable for serving intoxicated patrons that are later involved in accidents related to alcohol impairment.
Alcohol Awareness is a growing concern within the Hospitality Industry nationwide. By recognizing the "early" signs of intoxication, monitoring your customer's consumption, and treating them as you would a guest in your own home; you fulfill your responsibility and protect the guest.

To serve or not to serve?

By understanding and fulfilling your responsibilities...

Your Role:
- Observe
- Monitor
- Report

Assisted by the guidance and support of management...

Your Manager's Role:
- Confirm
- Confront
- Resolve
Dram Shop Laws - Liability

Many states have enacted “dram shop” acts that create a civil cause of action (i.e. the basis for a lawsuit) against a business (and in some cases the employee) if the sale of alcohol to an intoxicated person results in injury to a third party. These laws also create liability for businesses that serve any alcohol to a minor who injures another person as a result. Not only do you need to understand the dram shop laws in your state, but also you need to make sure that anyone in your operation who serves alcohol understands and has training in them.

If a patron shows up drunk, not only should you refuse alcohol service, but also you should document the incident on a form created for this purpose. It need not be any format in particular, but it might include the following: the time of arrival and leaving, a description (including name, if possible) of the patron, descriptions of other people in his party, his actions or behavior that indicated inebriation, and the name and signature of the person filling out the form.

Case Study 1: Shattered Lives and Bad Press

Five years after a drunken driver crashed into a carload of teens leaving an alcohol-free school dance, a bar and its principals were ordered to pay the victims almost $1 million. That was the decision entered by a Texas district court judge in 2002 when a jury handed down a $964,000 judgment, against a saloon and its two owners.

Four students were injured in the 1997 crash on their way home from a Valentine's Day dance sponsored by Students Against Drunk Driving. During the civil trial, the driver testified that he drank 21 beers and two liquor shots at the establishment. The driver’s blood-alcohol level was three times the legal limit when tested several hours after the crash, which happened less than 1,000 feet from the bar’s parking lot.

Case Study 2: San Antonio Bartender Arrested in DWI Probe.

Tuesday March 26, 2002. San Antonio TV News 12. In a first-ever arrest in San Antonio, a bartender was recently charged for serving a drunken driver who was later involved in a deadly DWI crash. "When they find out not only is the drunk driver responsible, but the person who served the alcohol is also responsible."
Alcohol Management Program Test

Employee Test

Employee __________________ Date __________________ Position __________________

Instructions: Complete each sentence by filling in the blanks. Refer to the contents of this guide for your answers.

1) Alcohol-related motor vehicle crashes kill someone every _______ minute and non-fatally injure someone every two minutes.

2) No employee will serve an alcoholic beverage to anyone under the age of _______.

3) All employees will carefully check Identification of anyone who appears to be under _______ years of age.

4) It is the employee's responsibility to notify a manager when a customer shows signs of _________________ or is requesting alcoholic beverages above the limits of responsible beverage service.

5) Acceptable documentation for identification is a ______________________

______________________________ or a ________________________________

______________________________

6) The majority of the alcohol is absorbed from the _____________ (approx. 20%) and the _____________________________ (approx. 80%).

7) The presence of food delays ___________________ of alcohol.

8) Most beers contain _______% alcohol; wines _______% on average, and distilled beverages average from _______% (80 proof) to _______% (100 proof) alcohol.
9) It is a crime to drive with a BAC of ________ percent.

10) There is a________ amount of alcohol in such standard drinks as a 12-ounce glass of beer, a 4-ounce glass of wine, and 1.25 ounces of 80 proof liquor.

11) Name at least three common indicators of intoxication.

i> __________________________________________

ii> __________________________________________

iii> __________________________________________

12) Name one method of detecting a minor. __________________________________________

13) Coffee helps an intoxicated person sober up. (True or False) ________________

14) Your role for Alcohol Awareness involves:

i> __________________________________________

ii> __________________________________________

iii> __________________________________________

15) The manager’s role for Alcohol Awareness involves:

i> __________________________________________

ii> __________________________________________

iii> __________________________________________

16) Employees serving alcoholic beverages to an intoxicated patron can be charged with a crime. (True or False)
17) Establishments that serve an intoxicated person cannot be held liable if that person is involved in a crash. (True or False)
Completion Certificate

Alcohol Management Program

This certifies that ______________________________ has read and understands the Alcohol Management Program for VENTURA’S OFFSHORE CAFÉ. Completion of this program and signature of the above named individual indicates that he/she understands, supports, and will comply with all company policies as well as all state and local laws governing the sale and service of alcoholic beverages.

_________________________    ________________
Employee Signature            Date

_________________________    ________________
General Manager’s Signature   Date
DATE: 1-29-20

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: Oli Bea

Business location: 211 S Central St

Property description: [ ] New construction [ ] Pre-existing structure

Directions to and/or landmarks near location:

SCHOOL/DAYCARE:

Name: Nana Learning Center

Address: 1711 E Magnolia Ave

Distance/feet: MORE THAN 300'

FUNERAL HOME:

Name: Berry Funeral Home

Address: 3704 Chapman Hwy

Distance/feet: MORE THAN 300'

HOSPITAL:

Name: UT Hospital

Address: 1924 Alcoa Hwy

Distance/feet: MORE THAN 300'