

APPLICATION FOR BEER PERMIT
STATE OF TENNESSEE
CITY OF FRANKLIN

PURSUANT TO SECTION 8 CHAPTER 2 OF THE CODE OF THE CITY OF FRANKLIN, TENNESSEE, AND THE REQUIREMENTS OF 57-5-101 ET. SEQ. OF THE TENNESSEE CODE ANNOTATED, I HEREBY MAKE APPLICATION FOR:

- ON PREMISES PERMIT
 OFF PREMISES PERMIT
 ON AND OFF PREMISES PERMIT
 MANUFACTURER'S OR DISTRIBUTOR'S PERMIT
 SPECIAL EVENTS PERMIT DATE OF EVENT _____
HOURS OF EVENT _____

DATE PERMIT NEEDED _____

PERMITS SHALL BE ISSUED TO THE OWNER OF THE BUSINESS,
WHETHER A PERSON, FIRM, CORPORATION, JOINT-STOCK COMPANY,
SYNDICATE, OR ASSOCIATION.

1. Owner (Applicant) Westhaven Golf Club LLC
Person ___ Firm ___ Corp ___ LLC Joint-stock co. ___ Syndicate ___ Association ___

2. List all persons, firm, joint-stock companies, syndicates, or associations having at least a 5% ownership interest in the business (attach additional sheet, if needed). Please give name and address.

Westhaven Partners, LLC - 100%; 1550 W. McEwen Dr., Ste. 200, Franklin, TN 37067

3. If the applicant is a corporation, are they authorized to do business in the State of Tennessee? yes

4. Under what trade name will this business operate?

Westhaven Golf Club

City of Franklin business account number 0072109

5. Location of the business by street address. For special event, list location of the event.

4100 Golf Club Drive; Franklin, TN 37064

Phone number of the business 615-778-3150

6. Please give the following information on the person who will be managing the business. This person is an owner or a managing agent _____.

Name

Drivers license #

State

Date of birth

Soc. Sec. #

Home phone #

Daytime phone #

7. Specify the identity, address and daytime contact phone number of the person to receive annual privilege tax notices and any other communication from the City.

Name Roxanne Gelband

Title Senior Staff Accountant

Mailing Address 1550 W. McEwen Drive, Ste. 200

City, State, Zip Franklin, TN 37067

Daytime contact phone number 615-778-3786

8. Will the permit be used to operate two or more restaurants or other businesses under the same permit as permitted by T.C.A. Section 57-5-103(a)(4) within the same building? Yes _____ No .

If so, specify number _____. List the names of the restaurants or other businesses and describe their location (use additional sheet if necessary)

9. Do you own the premises on which you will operate? yes
If no, please give the name and address of the property owner.

10. Has any person having at least 5% ownership interest, managers or employees of the business been convicted of any violation of beer or alcoholic beverage laws or any crime (other than minor traffic violations) within last ten (10) years? no If so, give particulars of each charge, court and date convicted.

11. Has this owner or the owners organization had a beer permit revoked, suspended, or denied in the State of Tennessee? Yes ___ No x If so, please give date, place and cause of said revocation.

12. Give the name and address of the former beer permittee at this establishment.

Southern Land Company, LLC; 1550 W. McEwen Dr., Ste. 200, Franklin, Tn 37067

13. Give applicant's history of involvement in the beer business, if any.

n/a

14. Give applicant's employment record for the past 10 years.

Tim Downey has owned Southern Land since 1978.

15. What is the exact nature of the business in which you are applying for a beer permit?
(Restaurant, tavern, motel, etc.)

restaurant/grille/private club

16. Will a full course menu be served? yes
17. Will separate and sanitary facilities be maintained for men and for women? yes
18. Will dancing be allowed on your premises? yes
If yes, do you acknowledge that section 9-102 of the Franklin Municipal Code prohibits the operation of establishments allowing dancing between 1:30 AM and 8:00 AM? yes

TRAINING POLICY:

All beer applications must have a training policy submitted with application. This policy must include training regarding the sale of beer to minors.

19. Please read the following and upon signature of this application, you do understand and agree to comply if you are granted a permit.
- (a) You will not sell beer or similar beverages except at the place or places for which the beer board has issued your permit.
 - (b) You will not sell beer or any like beverage except in accordance with the terms of said permit.
 - (c) If this application is made for permit to sell and not for consumption on the premises, you will not sell for consumption on the premises and not allow consumption on the premises.
 - (d) You will rigidly enforce the law against sales to minors.
 - (e) You will prohibit gambling at your establishment and understand that the conduct of such activities on the premises will result in revocation of your permit.
 - (f) You will secure a certificate or statement from the health department or health officer that the premises covered by the application meet the requirements of the ordinances of the City of Franklin and the laws of the State of Tennessee.
 - (g) You will not attempt to transfer this permit to anyone else.
 - (h) You will display this permit in a prominent place in your establishment.
 - (i) You will not sell or distribute beer between the hours of 3:00 AM and 6:00 AM (8:00 AM for on premises consumption) during the week and between the hours of 3:00 AM Sunday and 12:00 Noon Sunday (10:00 AM for on premises consumption).
 - (j) You will prohibit the congregation at your establishment of those who reasonably appear to be intoxicated, lawless, rowdy, or prostitutes.
 - (k) You will not allow any liquor with alcoholic content of greater than five percent (5%) to be consumed on the premises.

- (l) You will not allow any sale or delivery of beer for consumption on the premises outside of the building, it being the intention to prohibit the sale of beer by what is commonly known as "curb service" or "curb sales" of beer.
- (m) You will comply with all requirements of section 2-201 through 2-229 of the municipal code of the City of Franklin.

A non-refundable \$250 fee must accompany this application and the application shall be submitted at least fifteen (15) days prior to the Beer Board meeting at which it is to be considered. If the application is approved you are required to provide documentation of sales tax registration to the city within ten days of approval. Any applicant making false statement in this application shall forfeit his permit and shall not be eligible to receive any permit for a period of ten years.

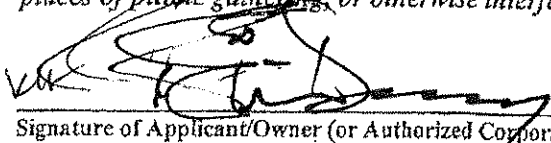
A privilege tax of \$100 is imposed on the business of selling, distributing, storing or manufacturing beer in this state effective January 1, 1994 and each successive January 1. Any holder of a beer permit issued after January 1, 1994 shall pay a pro rata portion of this annual tax when the permit is issued.

I hereby make application to the City of Franklin Beer Board for a beer permit.

The signing of this application acknowledges that I am aware of the laws prohibiting the sale of beer to minors.

I hereby certify that no person having at least a 5% ownership interest, nor any person to be employed in the distribution or sale of beer in my establishment has been convicted of any violation of the beer or alcoholic beverage laws or any crime involving moral turpitude within the past 10 years.

I am also aware that I shall not be issued a permit or my permit shall be revoked if my business location causes traffic congestion or interferes with schools, churches, or other public places of public gathering, or otherwise interferes with public health, safety and morals.



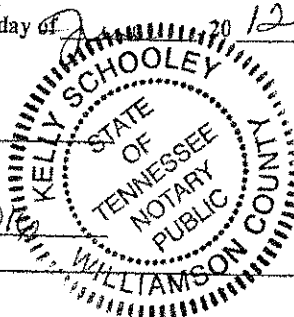
Signature of Applicant/Owner (or Authorized Corporate Officer)

On behalf of: Westhaven Golf Club LLC
Name of Business Entity

Sworn to and subscribed before me this 21st day of June, 2012

Kelly Schooley
Notary Public

My Commission Expires: May 23, 2015



Official Use Only			
Application Fee	\$ <u>250.⁰⁰</u>	Date Paid	<u>6/25/12</u>
Privilege Tax	\$ <u>50.⁰⁰</u>	Date Paid	<u>6/25/12</u>
Board Meeting Date	<u>7 / 10 / 12</u>		

Westhaven Golf Club

Responsible alcohol service

It will be the policy of the Westhaven Golf Club to recommend that all guests be asked to show proper identification regardless of age. Beer is consumed on the premises and will not be sold as a to-go item.

Acceptable forms of Identification:

Driver's License with photo

State-issued personal ID

Passport

Active military ID

Policies concerning responsible alcohol service

- The sale of alcohol to minors is prohibited
- The legal age to purchase alcohol is 21
- No person under 21 will be served alcoholic beverages
- Employees must ID anyone attempting to purchase alcohol
- Employees shall follow their training to check IDs and verify age
- The sale or service of alcohol to intoxicated customers is prohibited
- Managers will visit any consumer who has been served two drinks within an hour prior to another drink being served so the manager can evaluate the customer's level of intoxication
- Managers will assist in intervention with problem customers upon request of seller or server
- All employees must report incidents to a manager and document incidents in an incident log within an hour
- Employees will offer to call a taxi service for the intoxicated customer at the customer's expense
- Employees will not physically restraint intoxicated customers to prevent them from leaving the establishment
- Employees will immediately notify a manager and will call the police to report any intoxicated customer who leaves the establishment and gets behind the wheel of a motor vehicle

It is against the law to serve alcohol to any person who is visibly intoxicated

Alcohol Service and Tennessee Law:

- A. It is illegal to serve anyone under the age of 21.
 - a. Westhaven Golf Club's policy holds that you must card every person that orders an alcoholic beverage

- b. If a guest does not have an acceptable government issued photo ID, they cannot consume alcohol in our establishment. Other forms of identification may be approved by the manager on duty.
 - c. No alcoholic beverages are to be served to any table if any one of the customers is not of legal drinking age, unless the underage person is accompanied by their parent, legal guardian or legal aged spouse.
- B. It is illegal to serve anyone to the point of intoxication
 - a. You do not have to serve a person if you have the slightest hesitation regarding proof of their age or level of intoxication.
 - b. Two mixed drinks in an hour for a 115-pound person will give a .1% blood alcohol level that is legally intoxicated and is in violation of the law. Alcohol is metabolized at a rate of 1 oz per hour.
- C. It is illegal to serve anyone who comes into our establishment already intoxicated
 - a. If a patron or employee is on premises and is obviously intoxicated, it is Westhaven Golf Club's responsibility by law to ensure the patron or employee's safety.
 - b. This means that if an intoxicated person walks through the front door, Westhaven Golf Club is responsible whether or not that person was served by Westhaven Golf Club or not.
- D. Tennessee law provides that you may refuse alcohol service to anyone. However, you must notify your manager you have done so.
- E. Signs of intoxication: People have different tolerance levels for alcohol and you should be aware of changes in behavior.
 - a. Over friendliness, moodiness, bragging and talking loudly, arguing or annoying other guests, complaints about weakness of drink, complaints about slow service, gulping and rapidly drinking, buying drinks for strangers, lighting more than one cigarette, eyes glassy, slurred speech, staggering, spilling drink, looks sleepy, cursing
- F. Westhaven Golf Club's Serving Limits:
 - a. No "stacking" of drinks. As stated by Tennessee law, there will only be one drink in front of a person at a time.
 - b. No doubles will be served at last call.
 - c. Communicate a guest's alcohol consumption at shift change
 - d. Encourage food consumption before the customer gets to the edge
 - e. Discourage power drinking
 - f. Cutting off a customer: A decision to discontinue alcohol service to a guest, made by a manager, will be honored by all restaurant employees. Failure to do so, or knowledge of a failure to do so, is grounds for

immediate termination. If a customer needs to be cut off, notify a manager immediately.

- G. If a person is or becomes intoxicated, he will not be served. A manager should then be notified ASAP and brought up to date on all details.
- a. Manager should handle the refusal. If this is not reasonable, a bartender must be notified before the refusal and will assist/monitor the action.
 - b. Keep a person on the premises until they are sober. (take keys, etc.)
 - c. Offer transportation. A ride home with a sober friend, cab, etc.
 - d. If a guest refuses a ride home or cab, advise them that the police will be notified. If the guest leaves the restaurant while intoxicated, they are a danger to themselves and others.
 - e. If all else fails or the person becomes belligerent, notify the police immediately.

City of Franklin

P O Box 705
Franklin, TN 37065
(615) 791-3225

DATE: 6/25/12
TO: CODES DEPT
FIRE DEPT
FROM: CHRISTY MCCANDLESS, ACCOUNT MGMT SUPERVISOR
RE: BUILDING INSPECTIONS FOR APPLICATION FOR BEER PERMIT

- ON PREMISES PERMIT
 OFF PREMISES PERMIT
 ON AND OFF PREMISES PERMIT
 MANUFACTURER'S OR DISTRIBUTOR'S PERMIT
 SPECIAL EVENTS PERMIT

- Applicant is requesting a temporary permit. Please return ASAP.
 Please return by _____ to provide information for Beer Board meeting agenda.

Beer Board Meeting Date 7/10/12

Name of Business Weatheren Golf Club

Location of Business 4100 Golf Club Dr

CODES DEPT

M. Hamman
Building Inspector

6-27-12
Date

NOTE: Bldg Not Complete - Approx. Final inspection target date will be 7/6/12

FIRE DEPT

Fire Inspector

Date

City of Franklin

P O Box 705
Franklin, TN 37065
(615) 791-3225

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Beer Board Meeting Date 7/10/12

Name of Business Weathermen Golf Club

Location of Business #100 Golf Club Dr

CODES DEPT

Building Inspector

Date

FIRE DEPT

[Signature]
Fire Inspector

6-29-12
Date