

1226

**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 6/1/12

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

1. Owner (Applicant) Fonda Chae & Mai Bui
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.

Fonda Chae, and Mai Bui
1607 Knox Ct Ln, Brentwood TN 37027

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

4. Under what trade name will this business operate?
LeKing Palace and Sushi Bar
City of Franklin business account number 16285

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

1709 Galleria Blvd. Franklin TN 37067

Phone number of the business (615) 771-7848

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 [REDACTED]

Drivers license # [REDACTED] State [REDACTED]

Date of birth [REDACTED] Soc. Sec. # [REDACTED]

Home phone # [REDACTED] Daytime phone [REDACTED]

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 Fonda Chac Title owner

Mailing Address 1607 Knox Ct Lane

City, State, Zip Brentwood TN 37027

Daytime contact phone number (615) 978-1660

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? NO
If no, please give the name and address of the property owner.

Coolspring Crossing

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? ____ If so, give particulars of each charge, court and date convicted.

NO

11. Has this owner or the owners organization had a beer permit revoked, suspended, or denied in the State of Tennessee? Yes ___ No 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.

Kim Anders Peking Palace

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

Peking Palace 1992

Peking Palace 2010

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

Peking Palace in 1992

Peking Palace and Lushi Bar 2010

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

Restaurant

16. Will a full course menu be served? yes
17. Will separate and sanitary facilities be maintained for men and for women? no
18. Will dancing be allowed on your premises? no
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? _____

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.

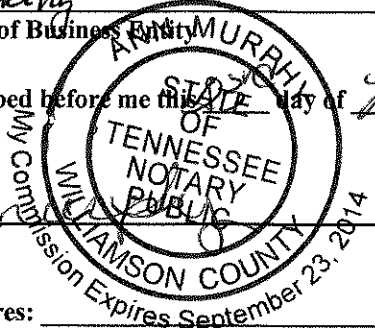
[Handwritten Signature]

Signature of Applicant/Owner (or Authorized Corporate Officer)

On behalf of: *Peking*
Name of Business Entity

Sworn to and subscribed before me this *12* day of *May*, 20*12*

[Handwritten Signature]
Notary Public



My Commission Expires: _____

Official Use Only	
Application Fee \$ <u><i>250.00</i></u>	Date Paid <u><i>5-23-12</i></u>
Privilege Tax \$ <u><i>58.00</i></u>	Date Paid <u><i>5-23-12</i></u>
Board Meeting Date <u><i>6.12.12</i></u>	

XVI. ALCOHOL SERVICE and TENNESSEE LAW

Peking Palace and Sushi Bar

NOTE: Be aware that laws regarding alcohol service differ from state to state. It is a requirement that you attend the TIPS training course offered by the Alcohol and Beverage Commission, and your responsibility become familiar with the local alcohol ordinances.

A. It is illegal to serve anyone under the age of 21.

1. SaiGon Tokyo policy holds that you must card every person that orders an alcoholic beverage!!!!
2. If a guest does not have an acceptable government issued picture ID they cannot consume alcohol in our establishment; other forms of identification may be approved by the manager on duty.
3. No alcoholic beverage are to be served to any table if any one of the customers is not a 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.

1. You do not have to serve a person if you have the slightest hesitation regarding proof of their age or level of intoxication.
2. Two mixed drinks in an hour for a 115 lb. 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.

1. If a patron or employee is on premises and is obviously intoxicated, it is SaiGon Tokyo's responsibility, by law, to ensure the patron's or employee's safety.
2. This means that if an intoxicated person walks through the front door, SaiGon Tokyo is responsible regardless of whether that person was served by SaiGon Tokyo or not.

D. Tennessee Law provides that you may refuse alcohol service to anyone. However, you must notify your manager that you have done so.

E. SIGNS OF INTOXICATION: people have different tolerance levels for alcohol, and you should be aware of changes in their behavior.

Over-friendliness	Lighting more than one cigarette
Moodiness	Eyes glassy
Bragging and talking loudly	Slurred speech
Arguing or annoying guests	Staggering
Complaints about weakness of drink	Spilling drink
Complaints about slow service	Looks sleepy
Gulping and rapid drinking	Cursing
Buy drinks for strangers	

F. SaiGon Tokyo's Serving Limits

1. No "stacking" of drinks: As stated by Tennessee Law, there will be only one drink in front of a person at a time.
2. No doubles will be served at "Last Call."
3. Communicate a guest's alcohol consumption at shift change.
4. Encourage food consumption before the customer gets to the edge.
5. Discourage "power drinking"
6. "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.

City of Franklin

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

DATE: 5-23-12
TO: POLICE CHIEF
FROM: CHRISTY MCCANDLESS, ACCOUNT MGMT SUPERVISOR
RE: RECORDS CHECK FOR APPLICATION FOR BEER PERMIT
BEER BOARD MEETING DATE 6-12-12

- Applicant is requesting a temporary permit. Please return ASAP.
- Please return by 5-31-12 to provide information for Beer Board meeting agenda.

Name of Business Peking Palace & Sushi Bar

Location of Business 1709 Galleria Blvd

Name of applicant Fonda Mac

Managing Agent [REDACTED]

Drivers License [REDACTED] State [REDACTED]

Date of Birth [REDACTED] Soc. Sec. # [REDACTED]

- Recommend. Based on information available to date, the applicant has no record requiring denial of the permit under the provisions of Title 8 of the Franklin Municipal Code.
- Not recommending. Based on information available to date, the Police Dept. is not recommending approval of a permit.

CENTRAL RECORDS DIVISION
FRANKLIN POLICE DEPT

By _____

Date _____

Approved _____
Signature

POLICE DEPARTMENT

David Rahinsky
Chief of Police



Dr. Ken Moore
Mayor

Eric S. Stuckey
City Administrator

May 24, 2012

TO: Chief David Rahinsky *DMR*

FROM: *Mary Casteel*
Mary Casteel, Communications Support Coordinator

THRU: Lieutenant Kevin Teague *KT*

SUBJECT: Beer Board Background Checks

A local check was completed on Mai Bui, Managing Agent for Peking Palace & Sushi Bar and found to be clear.

City of Franklin

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

APPROVED MAY 24 2012

DATE: 5.23-12
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

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Beer Board Meeting Date 6-12-12

*Charge
Ownership*

Name of Business Peking Palace & Sushi Bar

Location of Business 1709 Galleria Blvd.

CODES DEPT

Tommy Duncan
Building Inspector

5-25-12
Date

FIRE DEPT

Fire Inspector

Date

City of Franklin

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

DATE: 5-23-12
TO: CODES DEPT
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FROM: CHRISTY MCCANDLESS, ACCOUNT MGMT SUPERVISOR
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Beer Board Meeting Date 6-12-12 *change in ownership

Name of Business Peking Palace & Sushi Bar

Location of Business 1709 Galleria Blvd

CODES DEPT

Building Inspector

Date

FIRE DEPT

[Signature]
Fire Inspector

6-1-12
Date