



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

1409 W. main st ste 301 franklin TN 37064

Phone number of the business 615-794-7070

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 Walter Balbin Title Owner

Mailing Address 1409 W. main st ste 301

City, State, Zip franklin TN 37064

Daytime contact phone number 615-479-0985

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)

N/A

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

N/A  
\_\_\_\_\_  
\_\_\_\_\_

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.

N/A  
\_\_\_\_\_  
\_\_\_\_\_

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.

2009 - Since Checkers Cab 615-256-7000 Nashville TN  
2006 - 2009 Music City Cab 615-865-4100 Nashville TN  
1992 - 2006 RC Tax (914) 934-4000 New York

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? yes
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.*

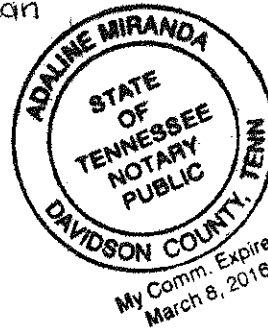
*[Handwritten Signature]*

Signature of Applicant/Owner (or Authorized Corporate Officer)

On behalf of: Giorgio's Restauran Italian & Mexican  
Name of Business Entity

Sworn to and subscribed before me this 25 day of September, 2012

[Handwritten Signature]  
Notary Public



My Commission Expires: march 08, 2016

Official Use Only	
Application Fee \$ <u>250.00</u>	Date Paid <u>9-28-12</u>
Privilege Tax \$ <u>17.00</u>	Date Paid <u>9-28-12</u>
Board Meeting Date <u>11/13/12</u>	

GIORGIO'S RESTAURANT ITALIAN & MEXICAN

ALCOHOL SERVICE and TENNESSEE LAW

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. Giorgio's Restaurant Italian & Mexican 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 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.

*Yolanna*

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 lbs. 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.

*W. H. of alcohol*

C. It is illegal to server anyone who comes into our establishment already intoxicated.

1. If a patron or employees is on premises and is obviously intoxicated, it is Giorgio's Restaurant Italian & Mexican responsibility, by law, to ensure the patron's or employee's safety.
2. This means that if an intoxicated person walks trough the front door, Giorgio's Restaurant Italian & Mexican is responsible regardless of whether that person was served by Giorgio's Restaurant Italian & Mexican are 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                     |
| Buying drinks for strangers        | Cursing                          |
| Buying drinks for stranger         |                                  |

*Adrian Balling*

F. Giorgio's Restaurant Italian & Mexican 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.

*Jessica Estrom*

REGLAS INTERNAS DE GIORGIO'S RESTAURANT ITALIAN & MEXICAN PARA LA VENTA DE BEBIDAS ALCOHOLICAS INCLUYENDO CERVEZA

Queda prohibida la venta y el consumo de bebidas alcoholicas incluidas cevezas de Lunes a Sabado entre las 3:00 A.M. y las 8:00 P.M. y los Domingos entre las 3:00 A.M. y las 10:00 A.M.

Es responsabilidad de los empleados de Giorgio's Restaurant Italian & Mexican, mantener el orden y respetar las leyes del Estado de Tennessee, así como las leyes del Municipio y del Condado donde se encuentra el establecimiento.

Es regla de Giorgio's Restaurant Italian & Mexican que todo mesero, bartender o persona que venda o sirva cualquier bebida alcohólica obtenga la certificación de entrenamiento adecuado y el permiso emitido por la Comisión de Bebidas Alcohólicas del Estado de Tennessee.

No se permite la venta de bebidas alcohólicas por botella o la venta de cerveza por paquete, ya sean abiertos o cerrados a excepción de los vinos de mesa, siempre y cuando sean para consumo dentro del establecimiento.

No esta permitido a ningún empleado, bailar o sentarse dentro del establecimiento con los clientes, así como tampoco esta permitido que ningún cliente compre comida o bebidas para ninguno de los empleados de dicho establecimiento.

Ninguna persona menor de 18 años tiene permitido servir o vender bebidas alcohólicas.

Queda estrictamente prohibido regular cualquier bebida alcohólica incuidas cervezas y vinos de mesa, así como tampoco esta permitido el ofrecer tragos "gratis" a ninguna persona o grupo de personas ya sea como premio o concurso que envuelva bebidas alcohólicas o cervezas.

No servir 2 o más bebidas alcohólicas o cervezas a ningún cliente al mismo tiempo.

Queda prohibido alterar el contenido de alcohol de las bebidas alcohólicas sin el incremento proporcional del precio de dicha bebida, y sin hacer del conocimiento de dicho cambio al manager del establecimiento en turno y del propio cliente.

Es reponsabilidad del mesero identificar adecuadamente y previo a la entrega de cualquier bebida alcohólica, cerveza o vino de mesa al consumidor de dicha bebida.

Es ley del Estado tener 21 años de edad para comprar o consumir alcohol en los Estados Unidos. Es responsabilidad del mesero de estar seguro que todas las personas tienen la edad suficiente.

El mesero debiera identificar correctamente a cualquier persona y asegurar de que dicho consumidor es mayor de 21 años, sin importar la apariencia del cliente, siendo regla del negocio el pedir la identificación de cualquier persona que intente consumir bebidas

*Yuliana*

*W.P. Allen*

*Diana Ballester*

*Juan Carlos Ballester*

# City of Franklin

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

DATE: 9-28-12  
TO: POLICE CHIEF  
FROM: CHRISTY MCCANDLESS, ACCOUNT MGMT SUPERVISOR  
RE: RECORDS CHECK FOR APPLICATION FOR BEER PERMIT  
BEER BOARD MEETING DATE 11-13-12

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

Name of Business Giorgio's Restaurant

Location of Business 1409 W Main St #301

Name of applicant Walter Babbin

Managing Agent \_\_\_\_\_

Drivers License # \_\_\_\_\_ State \_\_\_\_\_

Date of Birth \_\_\_\_\_ Soc. Sec. # \_\_\_\_\_

- 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

October 2, 2012

TO: Lt. Charles Warner

FROM:

*Mary Casteel*  
Mary Casteel, Communications Support Coordinator

SUBJECT: Beer Board Background Checks

A check of Franklin Police Department records was completed on Walter Balbin, Managing Agent for Giorgio's Restaurant and found to be clear.

A check was completed through LexisNexis/Account and found to be clear.

*David Rahinsky*