

13-06

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 HOURS OF EVENT _____

DATE PERMIT NEEDED 2/12/13

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

1. Applicant (Owner) Carrabba's Italian Grill, 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.

OSI Restaurant Partners, LLC, 202 North West Shore Boulevard, 5th Floor, Tampa, Florida 33607

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?
Carrabba's Italian Grill #9303

5. Location of the business by street address.
553 Cool Springs Blvd., Franklin, TN 37067-2680

Phone number of the business (615) 778-9111

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

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 Carrabba's Italian Grill, LLC Title Accounting
Mailing Address 2202 North West Shore Blvd., 5th Floor
City, State, Zip Tampa, FL 33607
Daytime contact phone number (813) 288-8286

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 X.

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

Thoroughbred Village, 244 White Bridge Road, Suite 212

Nashville, Tennessee 37219

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.

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 X If so, please give date, place and cause of said revocation.

n/a

12. Give the name and address of the former beer permittee at this establishment.
Carrabba's/Cool Springs, Limited Partnership (d/b/a Carrabba's Italian Grill)
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13. Give applicant's history of involvement in the beer business, if any.
As an affiliate of Outback Steakhouse, the applicant operates

additional Carrabba's Italian Grill locations.

14. Give applicant's employment record for the past 10 years.
Ass an affiliate of Outback Steakhouse, the applicant operates

additional Carrabba's Italian Grill locations.

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

full service 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? n/a

19. Does your company have a training policy for employees regarding the sale of beer to minors? Yes X No _____

If yes, explain the procedure in detail or you may provide a separate attachment.

All employees participate in TABC TIPS training program.

If no, do you plan to implement a training policy in the future? n/a

20. 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.

CARRABBA'S ITALIAN GRILL, LLC

By:

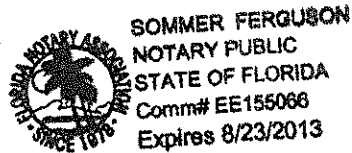
Signature of Applicant/Owner (or Authorized Corporate Officer)

On behalf of: Joseph John Kadow, Executive Vice President of Carrabba's Italian Grill, LLC
Name of Business Entity

Sworn to and subscribed before me this 27th day of December, 20 12

Sommer Ferguson
Notary Public

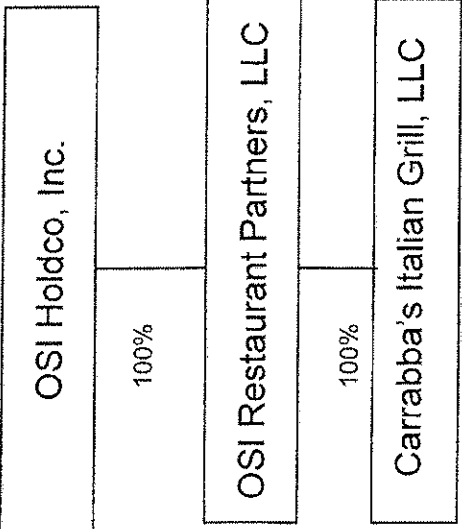
My Commission Expires: 8/23/2013



Official Use Only

Application Fee \$ 250.00 Date Paid 1-14-13
Privilege Tax \$ 100.00 Date Paid 12-21-12
Board Meeting Date 2, 12, 13

New Ownership Structure
Carrabba's Italian Grill



Owner/Applicant:

CARRABBA'S ITALIAN GRILL, LLC

a Florida limited liability company

2202 North West Shore Boulevard, 5th Floor, Tampa, Florida 33607

Charter Number and Date: P95000003626; 01/13/95, EIN 59-3295193

*Carrabba's Italian Grill, LLC is a wholly owned subsidiary of OSI Restaurant Partners, LLC,
a Delaware limited liability company*

Name	Chief Positions
David J. Deno	Chief Financial Officer and Executive Vice President
Joseph John Kadow	Chief Legal Officer, Executive Vice President, General Counsel and Secretary
Steven T. Shlemon	President

RESPONSIBLE VENDING POLICY

OSI is committed to ensuring responsible vending in all of its restaurants. As a member of OSI, you are expected to know our Responsible Vending Policy and follow it.

OUR POLICIES ARE:

- We promote and encourage responsible drinking.
- We will not knowingly allow visibly intoxicated customers to enter the restaurant.
- We will not knowingly serve adult beverages to visibly intoxicated customers.
- We will make every reasonable effort to prevent visibly intoxicated customers from driving, including notifying the police.
- We only employ servers of adult beverages that are of legal serving age (some OSI concepts employ only servers of adult beverages who are of legal drinking age).
- We never serve adult beverages to minors (Customers or employees).
- All employees (including all management) always pay full price for alcoholic beverages when dining in our restaurants; there are no "comp" privileges for adult beverages for employees whatsoever. **THERE ARE NO EXCEPTIONS.**
- When the restaurant is closed for operations for the evening, there is to be no one in the restaurant other than the closing staff.
- Bartenders and servers are expected to be fully knowledgeable and in compliance with local and state alcoholic beverage laws and operating guidelines. Bartenders and servers must strictly obey all liquor laws in their area of the country. You may be held personally liable for any proceedings or fines levied against you if you fail to follow these policies.
- Depending on state law, the only time that adult beverages may be provided to restaurant employees of legal drinking age within the restaurant is for legitimate training purposes (i.e. wine seminars, drink tasting, new drink roll-outs).
- Failure to follow these policies is grounds for termination.

Special Events:

- Restaurant employees are not permitted to consume adult beverages during special events. It is strongly encouraged that Management provide an appreciation party for volunteers after all events. Again, minors are never served adult beverages.
- Management is responsible to ensure proper and responsible liquor service is being conducted at all times including company-sponsored events such as Holiday Parties, Anniversary Parties, Athletic Events, etc.

CHECKING ID'S

Any customer that is of questionable drinking age must show proper identification per your ID checking guide. Any customer that does not clearly look over 30 years of age should be ID'ed and must have a valid picture ID card (i.e. driver's license). Two current ID checking guides are to be positioned in each restaurant (at the bar & at service ally). You can obtain these from the home office mailroom.

HANDLING BAR RELATED PROBLEMS

If a customer is conducting himself distastefully or treating you in a way that makes you uncomfortable or disturbing other customers, bring this to your manager's attention. Have fun serving drinks but use good/sensible judgment.

It is your responsibility to monitor your customer's behavior with regard to drinking. However, you should never confront a customer yourself! As with all customer problems, alert the highest level Manager on duty at once. The Manager will address the situation. Management is committed to supporting our employees in intervening with intoxicated customers.

Most importantly, you can go to jail for serving an intoxicated person and/or a minor. Failure to follow the policies listed can result in OSI and you being sued. If you are found to have violated any of these policies you will face discipline, which may range from counseling to an unpaid suspension or immediate termination, and may include such other forms of disciplinary action as OSI deems appropriate under the circumstances.

WATCH FOR THE FOLLOWING BEHAVIOR:

The Effects of Alcohol on Behaviors

<u>Physical Reaction</u>	<u>Personal Judgment</u>
Irregular or slurred speech	Overly Friendly
Poor Coordination	Aggression
Dazed, glassy look	Change in speech pattern
Inability to complete sentences	Annoying other people
Spilling food and drink	Crude behavior or language
Inability to sit up properly	Boasting
Swaying or drowsiness	Inappropriate flirting
Stumbling & walking into things	Complaining loudly
	Changing consumption rates
	Buying drinks for everyone
	Irrational statements

NOTIFY MANAGER IF YOU OBSERVE THESE BEHAVIORS

As always, we are expected to utilize good judgment at all times. *Fun* is one of our Principles that must continue to be the strength of our organization. We need to invest our time, thoughts and efforts into a *fun* culture. However, *Fun* has never included a lack of **Responsibility**. We can and must maintain a responsible organization.

POLICE DEPARTMENT


David Rahinsky
Chief of Police



Dr. Ken Moore
Mayor

Eric S. Stuckey
City Administrator

January 14, 2013

TO: Lt. Charles Warner 

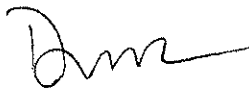
FROM:


Mary Casteel, Communications Support Coordinator

SUBJECT: Beer Board Background Checks

A check of Franklin Police Department records was completed on Robert C. Bardes-Lambert, Managing Agent for Carrabba's which revealed a minor traffic violation in 2012.

A check was completed through LexisNexis/Account which revealed a State Tax Lien out of Fulton County Georgia in 2010.



City of Franklin

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

DATE: 1-11-13
TO: POLICE CHIEF
FROM: CHRISTY MCCANDLESS, ACCOUNT MGMT SUPERVISOR
RE: RECORDS CHECK FOR APPLICATION FOR BEER PERMIT
BEER BOARD MEETING DATE 2-12-13

- Applicant is requesting a temporary permit. Please return ASAP.
- Please return by 1-18-13 to provide information for Beer Board meeting agenda.



Name of Business Carrabba's Italian Grill #9303

Location of Business 553 Cool Springs Blvd

Name of applicant Carrabba's Italian Grill LLC

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

City of Franklin

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

DATE: 1-11-13
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.

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Beer Board Meeting Date 2-12-13

Name of Business Carabella's Italian Grill # 9303

Location of Business 553 Cool Springs Blvd

CODES DEPT

John Pinner
Building Inspector

1/14/13
Date

FIRE DEPT

Fire Inspector

Date

City of Franklin

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

DATE: 1-11-13
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.

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Beer Board Meeting Date 2-2-13

Name of Business Carabba's Italian (Lic #9303)

Location of Business 553 Cod Springs Blvd

CODES DEPT

Building Inspector

Date

FIRE DEPT

[Signature]
Fire Inspector

1-15-13
Date