

BEER PERMIT APPLICATION FORM TOWN OF WALDEN, TENNESSEE

THIS IS AN APPLICATION FOR:

- ON-PREMISE CONSUMPTION
- OFF-PREMISE CONSUMPTION
- BOTH ON-PREMISE AND OFF-PREMISE CONSUMPTION
- MANUFACTURER'S OR DISTRIBUTOR'S PERMIT
- SPECIAL EVENTS PERMIT

I HEREBY MAKE APPLICATION FOR A PERMIT TO SELL, STORE, MANUFACTURE, OR DISTRIBUTE BEER OR OTHER BEVERAGES AUTHORIZED TO BE SOLD, STORED, MANUFACTURED OR DISTRIBUTED UNDER THE PROVISION OF *TENNESSEE CODE ANNOTATED (TCA) § 57-5-101 ET SEQ.* AND BASE MY APPLICATION UPON THE ANSWERS TO THE FOLLOWING QUESTIONS.

1. Full Name of Applicant (Owner): _____
Person___ Firm___ Corporation___ Joint-Stock Co. ___ Syndicate___ Association___

2. List all persons, firms, corporations, joint-stock companies, syndicates, or associations having at least a 5% ownership interest in the business (attach an additional sheet if necessary).

3. What is your present home address?

4. What were your previous home addresses within the last ten years?

5. Date of birth: _____
6. Applicant's Social Security
number: _____
7. Applicant's Driver's License number _____
8. Home telephone number: _____
9. Business telephone number: _____
10. Under what name will this business operate? _____
11. Location of business by street address or other geographical description:

12. Number of seats in business _____
13. Number of off-street parking spaces _____
14. Specify the identity and address of the person responsible to receive annual privilege tax notices and any other correspondence.

15. Give the name and address of the property owner, if different from the business owner.

16. Will the permit be used to operate two or more restaurants or other businesses under the same permit as permitted by *TCA* § 57-5-103(a)(4) within the same building?
Yes _____ No _____
If yes, specify number _____. List the names of the restaurants or other businesses and describe their location (use additional sheet if necessary).

17. Give name, date of birth, and address of any manager other than the applicant:

Has any person having at least a 5% ownership interest, any of the managers listed in question 14, or any other employee of the business, been convicted of any violation of the beer or alcoholic beverage laws or any crime (other than minor traffic violations) within the last ten years?

Yes _____ No _____

If yes, give particulars of each charge, court, and date convicted.

18. Has this owner or the owners of the organization ever had a beer permit revoked, suspended, or denied in the State of Tennessee?

Yes _____ No _____

If yes, specify where, when and why.

19. Give the name, relationship to applicant (if applicable) and address of the former beer permittee at this location.

20. What is the name and address of the church or other place of worship nearest to your business?

21. What is the name and address of the school nearest to your business?

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22. What is the name and address of the owner of the nearest residential dwelling to your business?
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CONDITIONS OF BEER PERMITS

Permits shall be issued to the owner of the business, whether a person, firm, corporation, joint-stock company, syndicate, or association.

A permit is only for a single location.

A permit is valid only for the business of the owner named in the permit.

A permit holder shall return a permit to the Town of Walden within (15) days of termination of the business, change in ownership, relocation of the business or change of the business name. A change in ownership occurs for a corporate owner when at least (50%) of the stock of the corporation is transferred to a new owner.

No container of beer shall be sold to any patron except in connection with a meal ordered by such patron for consumption on the premises.

No more than three (3) twelve (12) ounce containers of beer shall be sold to any patron on any day for consumption on premises.

Gross sales receipts derived for the sale of beer on the premises by the holder of this permit shall not exceed (50%) of the total revenue derived in any calendar year from the operation of the restaurant facilities on the premises, including gross receipts derived from the sale of beer. Permit holder will provide, upon request, documentation to support compliance with this condition.

It shall be unlawful for any beer permit holder to:

1. Employ any person convicted for possession, sale, manufacture, or transportation of intoxicating liquor, or any crime involving moral turpitude within the past (10) years.
2. Employ any minor less than twenty-one (21) years of age in sale, storage, distribution, or manufacture of beer.
3. Make or allow any sale of beer between the hours of 12:00 midnight and 6 a.m. during any day of the week and at any time before 12:00 (noon) on Sunday.
4. Allow any loud, unusual, or obnoxious noises to emanate from his premises.
5. Make or allow any sale of beer to a minor less than twenty-one (21) years of age.

6. Make or allow any sale of beer to any intoxicated person or to any feeble-minded, insane, or otherwise mentally incapacitated person.
7. Allow drunk or disreputable persons to loiter about these premises.
8. Serve, sell, or allow the consumption on his premises of any alcoholic beverage with an alcoholic content of more than five percent (5%) by weight.

I am knowledgeable 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 ten 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 places of public gathering, or otherwise interferes with public health, safety and morals. I further attest that no sales will be made to minors.

Signature of Applicant/Owner (or authorized corporate officer)

Date

Sworn to and subscribed before me this _____ day of _____, 20____.

Notary Public

My Commission Expires: _____

NOTICE: A non-refundable \$250.00 fee must accompany this application. 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/her permit and shall not be eligible to receive any permit for a period of ten years.

A privilege tax of \$100.00 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 shall pay a pro rata portion of this annual tax when the permit is issued.