



City of Bartlett
A. Keith McDonald, Mayor

BEER BOARD MEETING AGENDA

TUESDAY, JANUARY 4, 2022 - BARTLETT CITY HALL - 6:00 PM

MINUTES APPROVAL

Minutes of the December 7, 2021 Beer Board Regular Meeting

PUBLIC HEARINGS

- I. Tobacco Superstores Inc., owned by Allen Cohn at 4600 Barfield, Memphis, Tenn. and Joe Marelle at 9400 Green Knoll, Germantown, Tenn., has applied for an OFF-Premises permit to sell beer at Tobacco Superstore Inc. located at 6339 Stage Road, Bartlett, Tenn. 38134.

NEW BUSINESS

- I Tobacco Superstores Inc., owned by Allen Cohn at 4600 Barfield, Memphis, Tenn. and Joe Marelle at 9400 Green Knoll, Germantown, Tenn., has applied for an OFF-Premises permit to sell beer at Tobacco Superstore Inc. located at 6339 Stage Road, Bartlett, Tenn. 38134. (Penny Medlock, City Clerk)

ADJOURNMENT



BEER BOARD MEETING MINUTES

TUESDAY, DECEMBER 7, 2021 - BARTLETT CITY HALL - 6:00 PM

ATTENDANCE

Cordell Battles: Present, Deborah Williams: Present, Ryan Smith: Absent, Anna Brown: Present, C.E. Zobell: Present.

MINUTES APPROVAL

Minutes of the September 7, 2021 Beer Board Regular Meeting

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Cordell Battles
SECONDER:	C.E. Zobell
AYES:	Battles, Williams, Brown, Zobell

PUBLIC HEARINGS

1. Crossing Lines Bartlett LLC, owned by Wendy McCrory at 2636 Lockesley Cove North, Germantown, Tenn. 38139 and Walter Goodman at 35138 Old Timber Road, Farmington Hills, Mich. 48331, has applied for an ON-Premises permit to sell beer at Gus's World Famous Fried Chicken located at 2943 N Germantown Pkwy, Bartlett, Tenn. 38133.

Representative from Gus's World Famous Fried Chicken, Edward Laplante, 7783 Fawn Ridge Cove, Cordova, TN spoke in favor.

Adjourned at 6:02 p.m.

2. Hometown Ventures LLC, owned by David M. Cook II and Emily N. Cook at 4021 North Tonya Marie Cove, Bartlett, Tenn. 38135; Harry David Reaves III and Stephanie G. Reaves at 4535 Merlins Woods Drive, Bartlett, Tenn. 38135; Jeffrey S. Jones and Jan H. Jones at 6103 Adina Cove, Bartlett, Tenn. 38135, has applied for an ON-Premises permit to sell beer at Side Porch Steakhouse located at 5689 Stage Road, Bartlett, Tenn. 38134.

Representative from Side Porch Restaurant, David Cook, 4021 North Tonya Mare Cove, Bartlett, TN, spoke in favor.

Adjourned at 6:05 p.m.

Minutes Acceptance: Minutes of Dec 7, 2021 6:00 PM (Minutes Approval)

NEW BUSINESS

1. Crossing Lines Bartlett LLC, owned by Wendy McCrory at 2636 Lockesley Cove North, Germantown, Tenn. 38139 and Walter Goodman at 35138 Old Timber Road, Farmington Hills, Mich. 48331, has applied for an ON-Premises permit to sell beer at Gus's World Famous Fried Chicken located at 2943 N Germantown Pkwy, Bartlett, Tenn. 38133.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	C.E. Zobell
SECONDER:	Cordell Battles
AYES:	Cordell Battles, Deborah Williams, Anna Brown, C.E. Zobell

2. Hometown Ventures LLC, owned by David M. Cook II and Emily N. Cook at 4021 North Tonya Marie Cove, Bartlett, Tenn. 38135; Harry David Reaves III and Stephanie G. Reaves at 4535 Merlins Woods Drive, Bartlett, Tenn. 38135; Jeffrey S. Jones and Jan H. Jones at 6103 Adina Cove, Bartlett, Tenn. 38135, has applied for an ON-Premises permit to sell beer at Side Porch Steakhouse located at 5689 Stage Road, Bartlett, Tenn. 38134.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Cordell Battles
SECONDER:	Anna Brown
AYES:	Cordell Battles, Deborah Williams, Anna Brown, C.E. Zobell

3. Los Pilares of Bartlett, 6249 Stage Road
First violation - September 23, 2021

Representative of Los Pilares, Pedro Ruiz, signed a Waiver of Hearing on the Issue of Liability for the Sale of Beer to a Minor, admitting guilt. He stated the waitress was not wearing her glasses. He told the Board that he would conduct more meetings and training for new employees. Chairman Williams advised that during training two individuals could verify identification.

Mr. Zobell made a motion to impose a 15 day suspension with the alternative of paying a \$1000.00 civil penalty within 7 days. Board members voted unanimously to impose a 15 day suspension with the alternative of paying a \$1000.00 civil penalty within 7 days.

Minutes Acceptance: Minutes of Dec 7, 2021 6:00 PM (Minutes Approval)

RESULT:	COMBO 1ST OFFENSE [UNANIMOUS]
MOVER:	C.E. Zobell
SECONDER:	Cordell Battles
AYES:	Cordell Battles, Deborah Williams, Anna Brown, C.E. Zobell

ADJOURNMENT

Meeting adjourned at 6:16 PM

Deborah Williams, Chairperson

Penny Medlock, City Clerk

Minutes Acceptance: Minutes of Dec 7, 2021 6:00 PM (Minutes Approval)

**Beer Board****SCHEDULED**

Meeting: 01/04/22 06:00 PM

Department: Beer Board

Category: Agreement

Prepared By: Penny Medlock

Department Head: Penny Medlock

BEER PERMIT APPLICATION

Tobacco Superstores Inc., owned by Allen Cohn at 4600 Barfield, Memphis, Tenn. and Joe Marelle at 9400 Green Knoll, Germantown, Tenn., has applied for an OFF-Premises permit to sell beer at Tobacco Superstore Inc. located at 6339 Stage Road, Bartlett, Tenn. 38134.

CITY OF BARTLETT MEMO

DATE: December 28, 2021

TO: The Bartlett Beer Board

FROM: Kristi R. Francavilla

SUBJECT: Beer Permit Application for Tobacco Superstore Inc

Please find attached an **OFF**-Premises Beer Permit Application for Tobacco Superstore Inc located at 6339 Stage Road, Bartlett, TN 38134. Supporting documentation can be found in this packet.

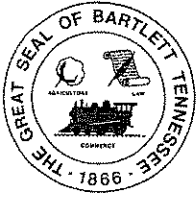
- Reason for new permit: New Business
- Previous owner: N/A
- New owner/applicant: Tobacco Superstores Inc (Joseph Marelle & Allen Cohn)
- Representative: Joseph Marelle
- Location previously sold beer: No
- Background check: Passed
- Distance Boundary: Passed
- Legal Notice: Bartlett Express, 12/23/2021 edition
- Violations by this applicant: No
- Suspension/ Revocation at this location: N/A
- Violations under: N/A
- Date of penalty: N/A
- Penalty: N/A

Included in the application packet are copies of the Beer Ordinances as well as the explanation of the **Suspension Revocation and Civil Penalty of selling Beer to minors.**

Attachment: Tobacco Superstores (3078 : Tobacco Superstore Inc. beer permit)

CONTENT AND ORDER OF ALL BEER PERMIT APPLICATIONS

- 1. AGENDA**
- 2. MEMO TO THE BARTLETT BEER BOARD**
- 3. LEGAL NOTICE**
- 4. APPLICATION**
- 5. OUR NOTICE TO THE NEWSPAPER**
- 6. POLICE BACKGROUND CHECK OF
APPLICANT (SIGNED)**
- 7. CODE ENFORCEMENT'S BOUNDARY REPORT
(SIGNED)**
- 8. MAP OF AREA**



LEGAL NOTICE

Pursuant to the requirements of Ordinance 8-307 of the City of Bartlett, TN, the following information is made known to all interested persons:

Tobacco Superstores Inc., owned by Allen Cohn and Joe Marelle, has applied for an OFF-Premises permit to sell beer at Tobacco Superstore located at 6339 Stage Road, Bartlett, TN 38134.

The Bartlett Beer Board will meet at 6:00 p.m. on January 4, 2022 at the Bartlett City Hall, 6400 Stage Rd., Bartlett, TN, 38134 to consider the above application after a Public Hearing. Any citizen who would like to appear and testify either for or against this application will be heard.

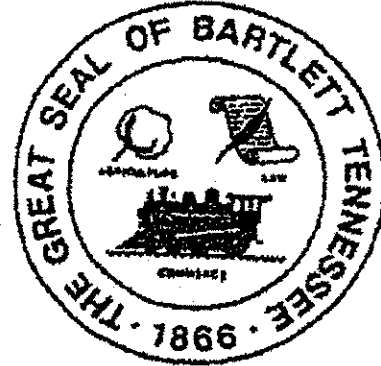
A. Keith McDonald
Mayor

Attachment: Tobacco Superstores (3078 : Tobacco Superstore Inc. beer permit)

APPLICATION OF BEER PERMIT
STATE OF TENNESSEE
CITY OF BARTLETT

Application for (check one):

- ☐ ON-PREMISES PERMIT
☒ OFF-PREMISES PERMIT
☐ MANUFACTURER'S PERMIT
☐ 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 PROVISIONS OF TENNESSEE CODE ANNOTATED 57-5-1-1 ET SEQ. AND BASE MY APPLICATION UPON THE ANSWERS TO THE FOLLOWING QUESTIONS:

1. Reason for application:

☒ New Business
 ☐ New Ownership
 ☐ Other (please explain) _____

2. Print Full Name of applicant (owner):

Joseph Marelle Tobacco Superstores Inc

(Effective 7/1/2015, T.C.A. 57-5-103(a) requires all applicants to be a citizen or lawful resident of the United States for at least one year immediately preceding the date of applying for the permit. The City reserves the right to request documentation of such residency or citizenship during the review and approval process.)

Is applicant a(n) (check one):

☐ Person ☐ Firm ☒ Corporation
☐ Joint-Stock Co. ☐ Syndicate ☐ Association

3. Print address of applicant (owner):

3550 David Cohn Forrest City, AR 72335 office

Home Address

9400 Green Knoll Germantown TN

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

<u>NAME</u>	<u>ADDRESS</u>	<u>DATE OF BIRTH</u>	<u>SSN</u>
Allen Cohn	41600 Barfield Memphis TN		
Joe Marelle	9400 Green Knoll Germantown TN		

5. List all previous addresses (within last 10 years):

Allen Cohn	41600 Barfield Memphis TN
Joe Marelle	See attached

6. Contact Telephone #: 870.633.0099 Cell #: _____

7. Under what name will the business operate? Tobacco Superstore

8. Street address location of the business:

16339 Stag Rd Bartlett TN 38134

9. Business Telephone #: _____

Business Email Address: ap@tobaccosuper.com

10. Specify name, address and position of the person to receive the annual privilege tax notice and any other communication from the City:

Melissa Douglas 3550 David Cohn Forrest City AR 72335 Office Mgr

Marelle – Other Addresses:

2009 to mid 2011 – 71 Townview Drive; Alpharetta, GA 30022

Mid 2011 to mid 2012 – 152 South George Circle; Marion, AR 72364

Mid 2012 to 2013 – 1320 Cherokee Drive; Wynne, AR 72396

2013 to 2014 – 10 S. Main Street; Memphis, TN 38103

2014 to mid 2016 – 2515 Hunters Pointe; Southaven, MS 38618

252 River Trace Marion AL 2016-2020
4400 Green Knoll Dr. Germantown TN 38138

11. Give name and address of property owner, if other than business owner:

DDT Properties

c/o Blund Property Management

773 Brookhaven Circle

Memphis TN 38117

12. Will the permit be used to operate two or more restaurants or other businesses under the same permit as permitted by T.C.A. 57-5-103(a)(4) within the same building? NO (YES or NO). If yes, specify number _____. List the names of the restaurants or other businesses and describe their location (use additional sheet if necessary):

13. Give name, date of birth, SSN and address of all managers other than applicant:

Hasn't been hired yet

14. Has any person having at least 5% ownership interest, any of the managers listed in previous question, 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 (10) years? NO (YES or NO) If yes, give particulars of each charge, court, and date convicted:

15. Has this owner or the owner's organization had a beer permit revoked, suspended, or denied in the State of Tennessee? NO (YES or NO)

If yes, specify where, when, and why:

16. Give the name, relationship to applicant and address of former beer permit holder at this location (if applicable):

N/A

(The City of Bartlett has adopted Ordinance 8-313 forbidding the sale of beer and like beverages within 150 feet of a free-standing school or church; or immediately adjacent in a multi-tenant building.)

17. What is the name and address of the school or church nearest your business?

I am knowledgeable of the laws prohibiting the sale of beer to minors. I hereby certify that no person(s) having at least 5% ownership interest, nor any person(s) to be employed in the distribution or sale of beer in my establishment has(ve) 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 or churches, or otherwise interferes with public health, safety and morals.

I understand that by submitting this application, a background investigation shall be conducted on the applicant(s) and on all on-site managers who will be selling beer at the permitted establishment.

Joseph Marelle

Print or type name of Applicant

[Signature]
Signature of Applicant/Owner (or) Authorized Corporate Officer

Sworn and subscribed before me this 8TH day of October, 2021.

P. Diane Phillips

Notary Public

My Commission Expires:

April 5, 2024

P DIANE PHILLIPS
Arkansas - St Francis County
Notary Public - Comm# 12398219
My Commission Expires Apr 5, 2024

AFFIDAVIT OF BEER PERMIT APPLICANT

STATE OF TENNESSEE:

COUNTY OF SHELBY:

I, Allen Coble, make oath and state that I comply with
[Print Your Name]

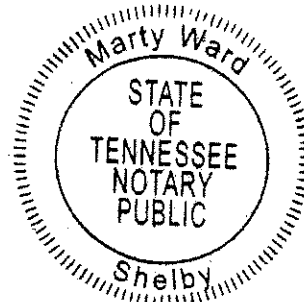
the requirements of Tennessee Code Annotated Section 57-5-108 (k) including but not limited to the following: I am not the original holder of the license, or any family member who could inherit from such individual under the statute of intestate succession, for a premise where a beer license has been revoked.

[Signature]
[Signature]

Sworn to and subscribed before me this 13 day of Dec, 2021.

[Signature]
Notary Public

My Commission Expires: 10-26-25



AUTHORIZATION TO RELEASE INFORMATION

TO WHOM IT MAY CONCERN:

I hereby authorize any individual acting on behalf of the Bartlett Tennessee Beer Board bearing this release, or copy thereof, to obtain any information in your files pertaining to my criminal history, personal history, or disciplinary records. I hereby direct you to release such information upon request of the bearer. This release is executed with full knowledge and understanding that the information is for the official use of the Bartlett Tennessee Beer Board. Consent is granted for the Bartlett Tennessee Beer Board to furnish such information, as is described above, to third parties in the course of fulfilling its official responsibilities. I hereby release you as the custodian of such records, the City of Bartlett, the Bartlett Beer Board or any individual acting on behalf of the City or the Beer Board, both individually and collectively, from any and all liability for damages of whatever kind, which may at any time result to me, my heirs, family or associates because of compliance with this authorization and request to release information, or any attempt to comply with it. Should there be any question as to the validity of the release, you may contact me as indicated below.

12-13-21
DATE

[Signature]
SIGNATURE

Full name (type or print):

Allen Joseph Cohn

Current home address:

4600 Barfield Road
Memphis, TN 38117

Date of birth:

Social security number:

Home telephone number:

870-270-0393

Business telephone number:

870-633-0099

Driver's license number:

_____ State: TN

Witness:

[Signature]
Signature

MARTY WARD
Printed Name

Please include a clear photocopy of your driver's license with this form.

Attachment: Tobacco Superstores (3078 : Tobacco Superstore Inc. beer permit)

AFFIDAVIT OF BEER PERMIT APPLICANT

STATE OF TENNESSEE:

COUNTY OF SHELBY:

I, Joseph Marelle, make oath and state that I comply with
[Print Your Name]

the requirements of Tennessee Code Annotated Section 57-5-108 (k) including but not limited to the following: I am not the original holder of the license, or any family member who could inherit from such individual under the statute of intestate succession, for a premise where a beer license has been revoked.

[Signature]

Sworn to and subscribed before me this 8TH day of October, 2021.

P Diane Phillips
Notary Public

My Commission Expires:

P DIANE PHILLIPS
Arkansas - St Francis County
Notary Public - Comm# 12398219
My Commission Expires Apr 5, 2024

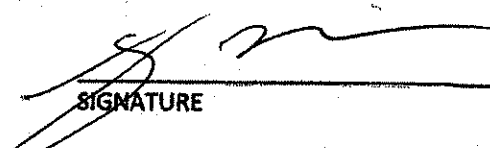
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10/8/21
DATE


SIGNATURE

Full name (type or print):

Joseph Marella

Current home address:

9400 Green KnollGermanatown TN

Date of birth:

Social security number:

Home telephone number:

Business telephone number:

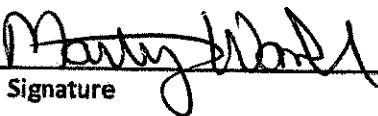
870.633.0099

Driver's license number:

State: AR

Witness:

Signature

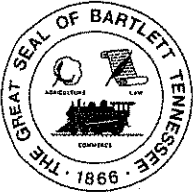


Printed Name

MARTY WARD

Please include a clear photocopy of your driver's license with this form.

Attachment: Tobacco Superstores (3078 : Tobacco Superstore Inc. beer permit)



LEGAL NOTICE

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The Bartlett Beer Board will meet at 6:00 p.m. on January 4, 2022 at the Bartlett City Hall, 6400 Stage Rd., Bartlett, TN, 38134 to consider the above application after a Public Hearing. Any citizen who would like to appear and testify either for or against this application will be heard.

A. Keith McDonald
Mayor

Attachment: Tobacco Superstores (3078 : Tobacco Superstore Inc. beer permit)



PUBLIC HEARING

3.1.a

The Board of Zoning Appeals will meet in the Assembly Chamber at Bartlett City Hall on Thursday, January 20, 2022 at 6:30 p.m. for a hearing to consider the following request:

Laura Smith, property owner of 6402 Baird Lane, is requesting a variance to permit an accessory structure to encroach into the required accessory building setback. The subject property is located within the "RS-10" Single Family Residential Zoning District.

Any citizen who may wish to appear at Bartlett City Hall and testify either for or against this request will be heard. Written comments, either for or against, may be addressed to the attention of Kimberly Taylor, Director of Planning, City of Bartlett; 6382 Stage Road, Bartlett, TN 38134, and are to be received no later than 11:00 a.m. on Thursday, January 20, 2021.

A. Keith McDonald
Mayor



LEGAL NOTICE

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A. Keith McDonald
Mayor

BARTLETT OFFICE SPACE AVAILABLE

**2989 Elmore Park Rd. - 2,800 sq. ft.
or approx. 600 sq. ft. - 1,000 sq. ft - 1,200 sq. ft.**

**7715 Highway 70 #106 - 3,200 sq. ft. office and
warehouse with loading dock and overhead door**

7731 Highway 70 - Approx. 400 sq. ft. utilities furnished

**3173 Kirby Whitten Rd. +/- 150 sq. ft.
\$475/mo. utilities furnished**

**3173 Kirby Whitten Rd. +/- 100 sq. ft.
\$450/mo. utilities furnished**

**3173 Kirby Whitten Rd. - Several Virtual
Offices starting at \$150/mo. utilities furnished**

Attachment: Tobacco Superstores (3078 : Tobacco Superstore Inc. beer permit)

CITY OF BARTLETT MEMO

DATE December 16, 2021
TO: Chief Cox
FROM: Kristi Francavilla
SUBJECT: Background Report

Please find attached a Beer Permit Application and Legal Notice for an OFF-Premises Permit being presented to us by Tobacco Superstores Inc. for Tobacco Superstore located at 6339 Stage Road, Bartlett, TN 38134.

I have included information on the owners. Allen Cohn and Joe Marelle will represent the business at the Beer Board meeting at 6:00 pm on Tuesday, January 4, 2022.

Please do your usual background check based on the attached application and return to me as soon as possible. Also please include your signature and whether approved or not approved.

Thank you very much for your help!

YES ☒ Background check Has been approved.

NO ☐ Background check Has Not been approved.

Signature

Insp Schuber

Attachment: Tobacco Superstores (3078 : Tobacco Superstore Inc. beer permit)

CITY OF BARTLETT MEMO

DATE December 16, 2021

TO: Jim Brown

FROM: Kristi Francavilla

SUBJECT: Boundary Report

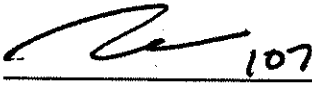
Please find attached an OFF-Premises Beer Permit Application being presented to us by Tobacco Superstores Inc., owned by Allen Cohn and Joe Marelle, for Tobacco Superstore, located at 6339 Stage Road, Bartlett, TN 38134.

I would appreciate it if you would please check all the distance and boundaries as required by our city ordinances and mark the appropriate Yes or No line and return with your signature as soon as possible.

Thank you very much!

Yes X All distance and boundaries meet the requirements of the City of Bartlett.

NO _____ All distance and boundaries do not meet the requirements of the City of Bartlett.

Signature  107

Attachment: Tobacco Superstores (3078 : Tobacco Superstore Inc. beer permit)

**Melvin Burgess
Assessor Of Property
Shelby County Government**

Property Location and Owner Information

Parcel ID	B0157 Y00001C
Property Address	6331 STAGE RD
Municipal Jurisdiction	BARTLETT
Neighborhood Number	00602F53
Tax Map Page	106D
Land Square Footage	38159
Acres	0.876
Lot Dimensions	281.80/278.09X133.24/140.33
Subdivision Name	ELMORE PARK MEADOW REV SEC D
Subdivision Lot Number	202-204
Plat Book and Page	44-42
Number of Improvements	1
Owner Name	DDT PROPERTIES LLC
Owner Mailing Address	118 E MULBERRY
Owner City/State/Zip	COLLIERVILLE TN 38017

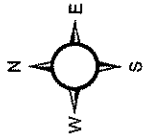
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Appraisal and Assessment Information

Class	COMMERCIAL
Land Appraisal	\$286,500
Building Appraisal	\$302,700
Total Appraisal	\$589,200
Total Assessment	\$235,680
Greenbelt Land Appraisal	\$0
Homesite Land Appraisal	\$0
Homesite Building Appraisal	\$0
Greenbelt Appraisal	\$0
Greenbelt Assessment	\$0



TOBACCO SUPERSTORE
APPLICANT: MELISSA DOUGLAS
3550 DAVID COHN
FORREST CITY, AR 72335



0 200 400

**MELVIN BURGESS, ASSESSOR
SHELBY COUNTY, TENNESSEE**

DISCLAIMER: THIS MAP IS FOR PROPERTY ASSESSMENT PURPOSES ONLY. IT IS NOT CONCLUSIVE AS TO LOCATION OF PROPERTY OR LEGAL OWNERSHIP AND THEREFORE, SHOULD NOT BE RELIED UPON AS A REPRESENTATION OF ANY PROPERTY FOR ANY PURPOSE.

MAY 2014

Attachment: Tobacco Superstores (3078 : Tobacco Superstore Inc. beer permit)

