

MEETING OF MAR 04, 2019

WARD 5 (sw)

ITEM NUMBER _____

\$ IMPACT _____

ISSUE:

New application for privilege licenses for AVAMC Company LLC dba On The Range for the sale of beer, wine, and liquor (retail pouring). AVAMC Company LLC is the owner and Willie T Chandler is the agent applicant. Mr. Chandler desires a waiver of the distance requirement as listed in City Ordinance Sec 6-118 (600' from a school) as amended in City Ordinance 2015-09 which permits waiver of distance requirements for restaurants requesting a pouring license.

SUMMARY:

Willie T Chandler as the registered agent for AVAMC Company LLC dba On The Range requests privilege licenses for the sale of beer, wine, and liquor (retail pouring) at 2500 South Cobb Dr.

BACKGROUND:

Willie T Chandler will be the registered agent responsible for the sale of alcohol at the referenced location. Mr. Chandler has been given a copy of the Alcoholic Beverage Ordinance and attended the mandatory alcohol awareness workshop. (Certificate attached)

STAFF RECOMMENDATION:

A background investigation conducted by the Smyrna Police Department failed to reveal information that would preclude issuance of this license. Willie T Chandler has agreed to abide by the guidelines set forth by the City of Smyrna ordinance governing the sale of alcohol.

REQUESTED ACTION:

Approval of privilege licenses for the sale of beer, wine, and liquor (retail pouring) for AVAMC Company LLC dba On The Range with Willie T Chandler as the registered agent.

CITY OF SMYRNA
BUSINESS LICENSE DEPARTMENT
APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE
Phone (678) 631-5321 Fax (770) 431-2814
Web site: www.smyrnacity.com

PLEASE TYPE APPLICATION AND ANSWER ALL QUESTIONS.

TYPE OF LICENSE: [CHECK APPROPRIATE SPACES]

LIQUOR:

- NEW
- RENEWAL
- TRANSFER
- MANUFACTURER
- WHOLESALER
- PKG. BEER/WINE
- PKG. DIST. SPIRITS
- RETAIL POURING
- Restaurant
- Package Store
- Dancing/Live Ent
- Private
- Other

BEER:

- NEW
- RENEWAL
- TRANSFER
- MANUFACTURER
- WHOLESALER
- PKG. BEER/WINE
- PKG. DIST. SPIRITS
- RETAIL POURING
- Restaurant
- Package Store
- Dancing/Live Ent.
- Private
- Other

WINE:

- NEW
- RENEWAL
- TRANSFER
- MANUFACTURER
- WHOLESALER
- PKG. BEER/WINE
- PKG. DIST. SPIRITS
- RETAIL POURING
- Restaurant
- Package Store
- Dancing/Live Ent.
- Private
- Other

1. Legal Name of Business AVAMC COMPANY LLC

Operating name of the Business ON THE RANGE

Is the Business a: proprietorship partnership corporation foreign

2. Location 2500 SOUTH COBB DRIVE

Phone 973-801-1628

3. Is business within the designated distance of any of the following?

PACKAGE DISTILLED SPIRITS

- | | YES | NO |
|--|-----------------------|----------------------------------|
| SCHOOL 600 FEET | <input type="radio"/> | <input checked="" type="radio"/> |
| CHURCH/PARK/PUBLIC BUILDING/
LIBRARY/RESIDENCE 300 FEET | <input type="radio"/> | <input checked="" type="radio"/> |

POURING DISTILLED SPIRITS

- | | | |
|--|-----------------------|----------------------------------|
| SCHOOL 600 FEET | <input type="radio"/> | <input checked="" type="radio"/> |
| CHURCH/PARK/PUBLIC BUILDING/
LIBRARY/RESIDENCE 200 FEET
[BUILDING NO CLOSER THAN 75 FEET FROM PROPERTY LINE] | <input type="radio"/> | <input checked="" type="radio"/> |

PACKAGE WINE, MALT BEVERAGE

- | | | |
|---|-----------------------|----------------------------------|
| SCHOOL 600 FEET | <input type="radio"/> | <input checked="" type="radio"/> |
| CHURCH/PARK/PUBLIC BUILDING/
LIBRARY 300 FEET
[EXCEPT GROCERY STORES AS DEFINED BY ORDINANCE] | <input type="radio"/> | <input checked="" type="radio"/> |

POURING WINE, MALT BEVERAGE

- | | | |
|--|-----------------------|----------------------------------|
| SCHOOL 600 FEET | <input type="radio"/> | <input checked="" type="radio"/> |
| CHURCH/PARK/PUBLIC BUILDING/
LIBRARY/RESIDENCE 200 FEET
[BUILDING NO CLOSER THAN 75 FEET FROM PROPERTY LINE] | <input type="radio"/> | <input checked="" type="radio"/> |

4. Full name of Owner _____

If a sole proprietor, will you manage the business full time on the premises? Yes No

Social Security Number [REDACTED] Date of Birth 11 04 1968

Are you a Citizen of the United States? Yes No Birthplace FLORIDA

Current Address 2915 POND VIEW COURT City/State MARIETTA Zip 30062

Home Telephone [REDACTED] Number of years at present address 8

Drivers License Number and State [REDACTED]

What has been your occupation for the past five (5) years? Give detailed list Hotel & Restaurant MGMT

If a partnership, attach list showing each partner owning 10% or more, with address, telephone number, date of birth, and social security number.

If a corporation, provide corporate address, phone number & name of Chief Executive Officer _____

Federal Tax ID # 83-2516301 State of Incorporation GA

Is this a new business in Smyrna? Yes No If yes, date business will begin in Smyrna _____

Is this a transfer or change of ownership? Yes No Effective date _____

If yes, enclose a copy of the sales contract, closing statement.

Has owner ever had an alcoholic beverage license revoked in Smyrna or other jurisdiction?

Yes No If yes, attach full details.

5. Full name of Manager (as Applicant) WILLIE TYSON CHANDLER

Social Security Number [REDACTED] Date of Birth 11-04-1968

Are you a Citizen of the United States? Yes No Birthplace 11-04-1968

Current Address 2915 POND VIEW COURT City/State MARIETTA Zip 30062

Home Telephone [REDACTED] Number of years at present address 8

Do you reside in Cobb County? Yes No If yes, how long _____

Previous address 255 ALTOONA PLACE

Number of years at previous address 5 Drivers License Number and State [REDACTED]

What has been your occupation for the past five (5) years? Give detailed list HOTEL RESTAURANT MGMT

Manager's employment date with owner SAME PERSON

Has the manager (as applicant):

(a) Been adjudicated as incompetent or insane, or been deemed to have insufficient mental capacity to conduct the business for which the application is made? Yes No

(b) Been discharged from any military service under dishonorable conditions? Yes No

(c) Within a five-year period immediately preceding the date of application, been arrested or convicted of violating any laws, ordinances, or regulations regulating such business? (The term "conviction" shall include an adjudication of guilt, a plea of guilty or nolo contendere or the forfeiture of bond when charged with a crime.) Yes No

If there was an arrest, are charges still pending? Yes No

(d) Within a five-year period preceding the date of application, been convicted for any felony charged under any of the laws of the several states or of the United States? Yes No (The term "conviction" shall include an adjudication of guilt, a plea of guilty or nolo contendere or the forfeiture of bond when charged with a crime.) If there was an arrest, are charges are still pending? Yes No

(e) Within a three-year period preceding the application, been convicted of more than one misdemeanor, including traffic violations, involving the use or abuse of any alcoholic beverage, opiate or drug? Yes No (The term "conviction" shall include an adjudication of guilt, a plea of guilty or nolo contendere or the forfeiture of bond when charged with a crime.) If there was an arrest, are charges still pending? Yes No

(f) Been currently placed on parole from any governing authority? Yes No

Has any license authorizing the sale of alcoholic beverages at the location for which the present license is sought:

(g) Been declared to be under suspension, at the date the application is filed? Yes No

(h) Been revoked within six months of the date that the application is filed? Yes No

If yes to any of the above questions, please attach full detail.

7. Do you own the land and building on which this business is to operate? Yes No

Date Purchased _____ Amount Paid _____

If not, list the terms of the lease; including the manner in which the rent is determined, to whom and at what intervals it is paid.

Attach a copy of the lease and any other pertinent documents.

8. How is the proposed location zoned? COMMERCIAL

Attach copy of zoning certification from the City of Smyrna (Community Development 770-319-5387).

9. If this is an application for an original license, attach proof of adequate parking facilities as per the City of Smyrna zoning requirements (Community Development 770-319-5387).

10. Do you, your spouse, any family members, or any of the other owners, partners, or stockholders have an interest in a retail liquor store(s)? Yes No If so, state the number of stores and where each store is located.

11. Have you, your spouse, partner or stockholder any financial interest in the wholesale liquor business? Yes No
If yes, give details.

12. If this is a previously licensed location, give the amount of alcohol sales for the previous (12) months and state the dates used in computing the gross sales. Indicate gross sales for beer, wine and liquor separately.

13. Please initial here that you have received a copy of the City of Smyrna Alcoholic Beverage Ordinance WTC

14. Are you familiar with the City of Smyrna ordinances and state and federal laws and regulations governing the operation of this type of business? Yes No

15. Are you aware you are required to apply for a State license? Yes No
Contact the Georgia Department of Revenue Alcohol Division at 404-417-4900.

CITY OF SMYRNA
BUSINESS LICENSE DEPARTMENT
APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE
Phone (678) 631-5321 Fax (770) 431-2814
Web site: www.ci.smyrna.ga.us

1. Legal Name of Business: AVAMC COMPANY LLC
2. Location: 2500 SOUTH COBB DRIVE Phone: 973-801-1628
3. Name of Applicant: WILLIE T CHANDLER

CERTIFICATION BY BUILDING INSPECTOR

I have inspected the premises referenced above and certify the location meets all minimum requirements of the Smyrna Building Code.

under construction Date 2/5/19

Chief Building Inspector

CERTIFICATION BY FIRE MARSHAL

I have inspected the premises referenced above and certify the location meets all minimum requirements of the City of Smyrna Fire Prevention Code.

under construction Date 2/5/19

Fire Marshal

CERTIFICATION BY TAX CLERK

I certify the ad valorem taxes for the above referenced property have been paid and there are no outstanding liens.

all paid per Mike Hickenbottom Date 2/5/19

Tax Clerk

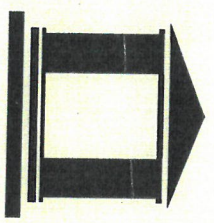
Training Institute for Responsible Vendors, Inc.

certifies that

Willie Tyson Chandler

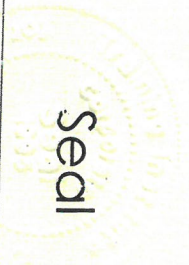
has successfully completed training in our RASS Workshop thus
entitling them to all the rights and privileges appertaining thereto .

In witness thereof the undersigned have affixed their names
this 14th day of January, 2019



Willie Tyson Chandler
President

Seal



CITY OF SMYRNA

PRIVILEGE LICENSE APPLICATION SUMMARY

DATE: 02/06/19 MAYOR/COUNCIL: 03/04/19
TYPE OF LICENSES REQUESTED: BEER, WINE, & LIQUOR (RETAIL POURING)

NEW APPLICATION: YES OWNERSHIP YES AGENT YES

NAME OF BUSINESS: AVAMC COMPANY LLC dba ON THE RANGE

PLACE OF BUSINESS: 2500 SOUTH COBB DR
SMYRNA, GA 30080

AGENT: WILLIE TYSON CHANDLER

HOME ADDRESS: 2915 POND VIEW COURT
MARIETTA, GA 30062

CITIZENSHIP YES

POLICE REPORT: DATE REQUESTED 12/6/18 RECEIVED 1/23/19

RESULTS: INVESTIGATION FAILED TO REVEAL INFORMATION THAT WOULD
PRECLUDE ISSUANCE OF THIS LICENSE

TYPE OF BUILDING MASONRY

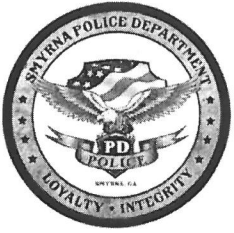
DISTANCE MET: SCHOOL NO CHURCH YES LIBRARY YES PARK YES
WAIVED Ordinance Sec 6-118.

MAP FURNISHED: YES

ADVERTISED: FEB 22 & MAR 01

COMMENTS: _____

"Policing with a Purpose"



Chief of Police
David Lee

2646 Atlanta RD SE
Smyrna, GA 30080-2118

Phone: 770-434-9481
Fax: 678-631-5005

Deputy Chief
Robert L. Harvey



Date: 01-23-19
To: Tammi Jones, City Administrator
From: David Lee, Chief of Police
Lt. Mark Binicewicz, Office of Professional Standards
Subject: Application for Alcohol License
Applicant: **Chandler, Tyson**

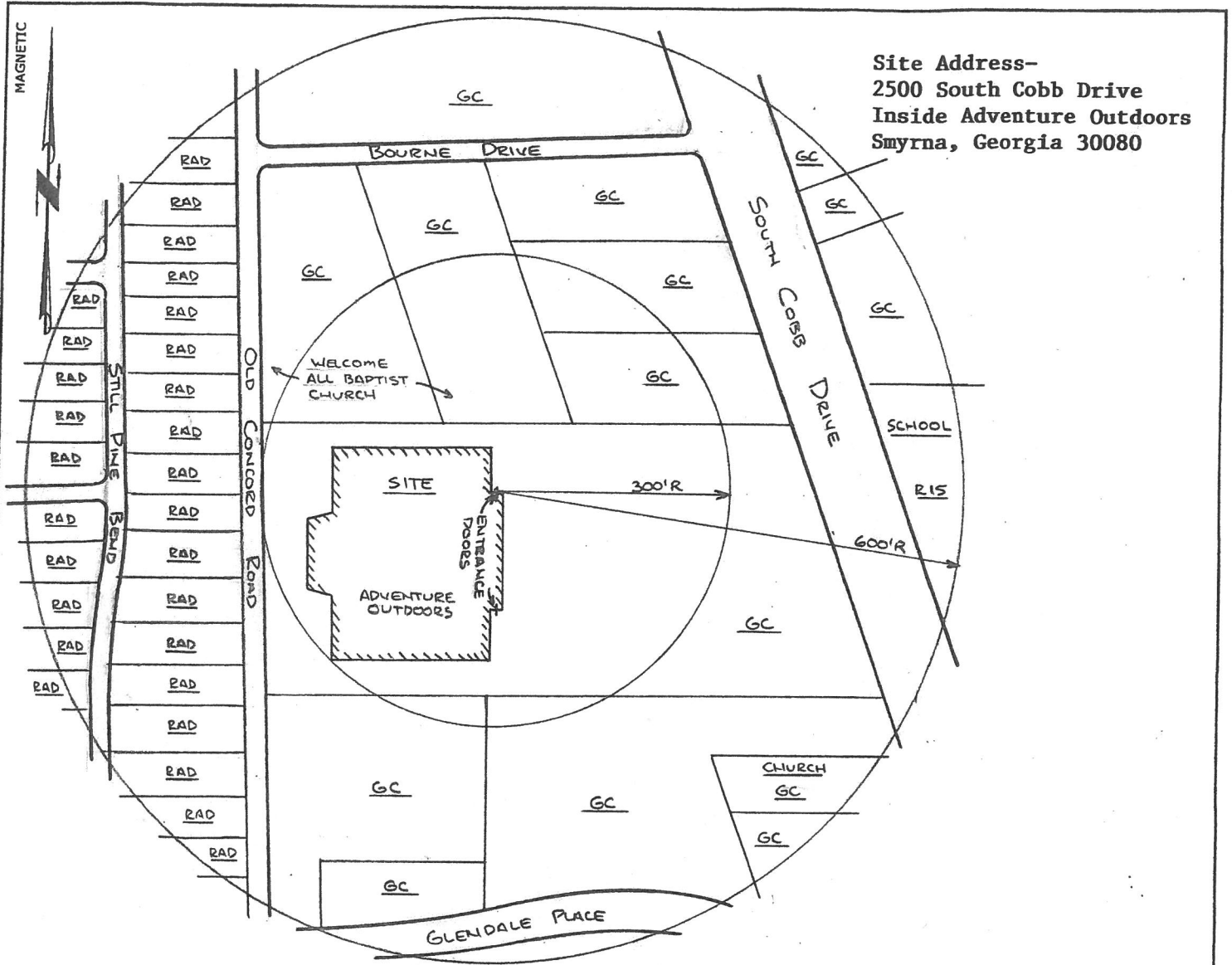
This applicant, **Tyson Chandler**, is the manager of the business listed below and has submitted an application with the business license office to obtain an alcohol beverage license, issued to, **On the Range**.

The business name is **On the Range**.

The business is incorporated under the name **On the Range**.

A background check was conducted on this applicant. There was nothing in his background within the criminal history requirements of City of Smyrna Ordinance 6-51 that would prohibit him from holding the license as long as he meets all the other requirements of the ordinances that regulate this type of business.

CC: Terri Graham, City Clerk
Jim Cox, Business License
File



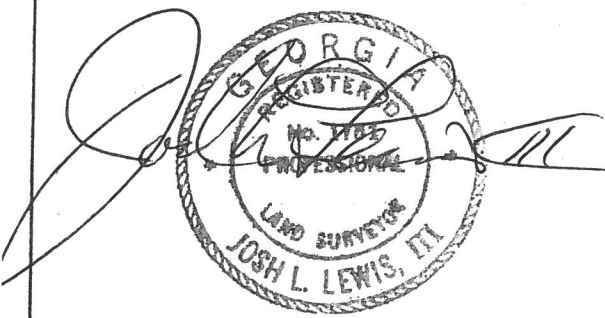
Site Address-
 2500 South Cobb Drive
 Inside Adventure Outdoors
 Smyrna, Georgia 30080

The following distances were measured according to City of Smyrna code:

- CHURCH- 110' to Welcome All Baptist Church, @ 460 Bourne Drive. - *checked*
- SCHOOL- 510' to Belmont Hills Elementary School, @ 605 Glendale Place.
- PARK- 1760' to Burger Park, @ 680 Glendale Place.
- LIBRARY- 6800' to Smyrna Library, @ 100 Village Green Circle.
- PUBLIC BUILDING- 3000' to Post Office, @ 850 Windy Hill Road.
- RESIDENCE- 370' to 175 Still Pine Bend.

There are no alcohol treatment centers within 300' of this site.

City of Smyrna Wine, Malt and Distilled Spirits Pouring License Survey for:
 AVAMAC Company LLC

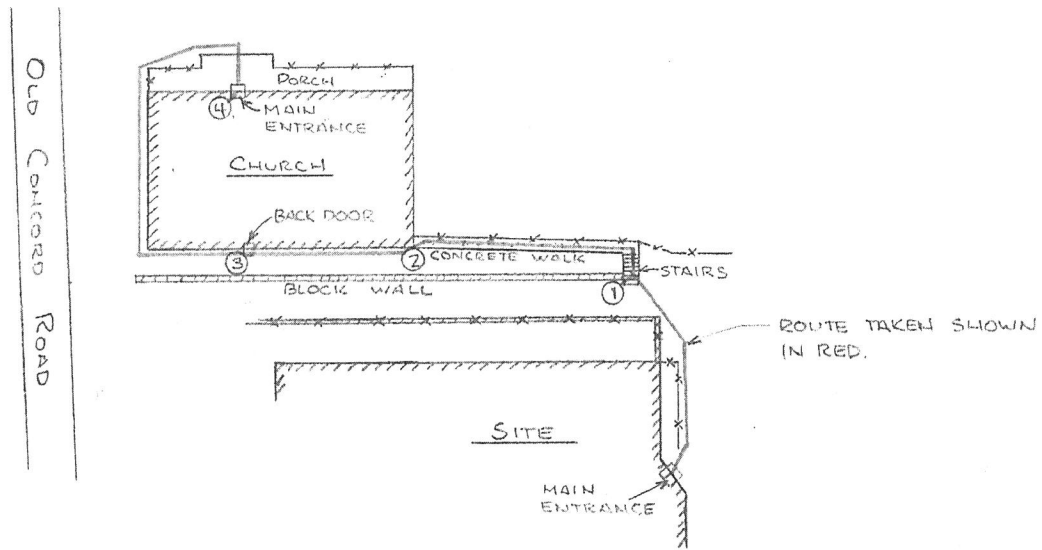


DATE: 12-10-2018	SCALE: 1" = 200'	0 100 200 400 GRAPHIC SCALE IN FEET
DRAWN BY: GD		
LAND LOT 346	17 TH DISTRICT	2 ND SECTION
COBB	COUNTY	GEORGIA
GEORGIA LAND SURVEYING CO. 155 CLIFTWOOD DRIVE, ATLANTA, GA 30328 PH (404)255-4671 FAX (404)255-6607 WWW.GLSURVEY.COM		199976

MAGNETIC



Site Address-
2500 South Cobb Drive
inside Adventure Outdoors
Smyrna, Georgia
30080



Distances to various points on church property, as measured from entrance door of site:

- 1) 110' to property line.
- 2) 227' to nearest building corner.
- 3) 321' to back door.
- 4) 555' to main entrance.



Note:

This drawing is supplementary to an alcohol license survey of this site.

DATE: 12-10-2018	SCALE: 1" = 100'	0 50 100 200 GRAPHIC SCALE IN FEET
DRAWN BY: GD		
LAND LOT 346	17 TH DISTRICT	2 ND SECTION
COBB COUNTY	GEORGIA	
GEORGIA LAND SURVEYING CO. 155 CLIFTWOOD DRIVE, ATLANTA, GA 30328 PH (404)255-4671 FAX (404)255-6607 WWW.GLSURVEY.COM		199976-S

APPLICATION FOR PRIVILEGE LICENSE

I have made application at the Business License Office of the City of Smyrna, Georgia, for AVAMC Company LLC dba On the Range located at 2500 South Cobb Dr. SE, Smyrna, Georgia, requesting privilege licenses for the sale of beer, wine, and liquor (retail pouring). This application will be heard before the Mayor & Council for the City of Smyrna, 2800 King Street, Smyrna, Georgia on March 4, 2019 at 7:00 p.m. All concerned persons are hereby notified.

Willie Tyson Chandler
Licensee

AVAMC Compay llc
Dba On the Range
2500 South Cobb Dr.
Smyrna, GA 30080

Ads to Run Feb 22, 2019 and Mar 01, 2019