

MEETING OF NOV 20, 2017

WARD 1 (dn)

ITEM NUMBER \_\_\_\_\_

\$ IMPACT \_\_\_\_\_

**ISSUE:**

New application for privilege licenses for Ujamaa Collective LLC dba Maduros Cigar Shop for the sale of beer, wine, and liquor (retail pouring). Samuel Franklin Patterson, II is the owner and agent applicant.

**SUMMARY:**

Samuel Franklin Patterson, II as the registered agent for Ujamaa Collective LLC dba Maduros Cigar Shop requests privilege licenses for the sale of beer, wine, and liquor (retail pouring) at 2997 Cumberland Boulevard STE 210.

**BACKGROUND:**

Samuel Franklin Patterson, II will be the registered agent, responsible for the sale of alcohol at the referenced location. Samuel Franklin Patterson, II 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. Samuel Franklin Patterson, II 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 Ujamaa Collective LLC dba Maduros Cigar Shop with Samuel Franklin Patterson, II as the registered agent.

Acet 5223

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 Ujamaa Collective, LLC

Operating name of the Business Maduros Cigar Shop

Is the Business a:  proprietorship  partnership  corporation  foreign

2. Location 2997 Cumberland Blvd., Suite 210

Phone 7704344804

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

**PACKAGE WINE, MALT BEVERAGE**

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

**POURING WINE, MALT BEVERAGE**

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

4. Full name of Owner Samuel Franklin Patterson II

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

Social Security Number 368523408 Date of Birth 11/21/1947

Are you a Citizen of the United States?  Yes  No Birthplace River Rouge, Michigan

Current Address 528 New River Way City/State McDonough, GA Zip 30252

Home Telephone 770-957-9339 Number of years at present address 14

Drivers License Number and State 53869788 - Georgia

What has been your occupation for the past five (5) years? Give detailed list June 1, 2012 - Oct. 4, 2014, Chief of Police in Riverdale, GA. Oct. 4, 2014 - present, retired.

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 3130 Esplanade Circle, SW Atlanta, Ga. 30311. 404 3685469 Roberto Young, CEO

Federal Tax ID # 81-5298558 State of Incorporation Georgia

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 April 14, 2017

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) Samuel Franklin Patterson II

Social Security Number 368523408 Date of Birth 11/21/1947

Are you a Citizen of the United States?  Yes  No Birthplace River Rouge, Michigan

Current Address 528 New River Way City/State McDonough, Georgia Zip 30252

Home Telephone 770-957-9339 Number of years at present address 14 years

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

Previous address 3269 Brisbane Way, Lithonia, Georgia 30058

Number of years at previous address 25 Drivers License Number and State 53869788 - Georgia

What has been your occupation for the past five (5) years? Give detailed list 6/1/2012 - 10/04/2014 Chief of Police Riverdale, GA and 10/04/2014 - present Retired

Manager's employment date with owner April 14, 2017

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

RR

(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 N/A 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.

Lease term is for 39 months with a 24 month option. The rent is \$2400/month and is paid to: AT ALTUS CUMBERLAND GA, LLC 2701 E. Camelback Road, Suite 150. Phoenix Arizona 85016

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

8. How is the proposed location zoned? GC

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.

N/A

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

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.

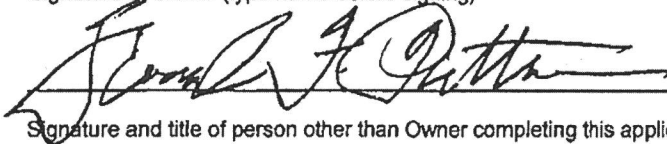
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Web site: [www.smyrnacity.com](http://www.smyrnacity.com)**

GEORGIA, COBB COUNTY

I, Samuel F. Patterson II, BEING DULY SWORN TO LAW, DO SWEAR THAT THE STATEMENTS MADE BY ME IN THE ABOVE AND FOREGOING APPLICATION ARE TRUE, AND NO FALSE, OR FRAUDULENT STATEMENT IS MADE HEREIN AND SUCH STATEMENTS WERE MADE IN ORDER TO PROCURE THE GRANTING OF A LICENSE.

Samuel F. Patterson II

Signature of Owner (type name before signing)



Signature and title of person other than Owner completing this application

Phone Number: Work: 770 4344804 Home: 770 9579330

Samuel F. Patterson II

Signature of Managing Applicant (type name before signing)

Signature and title of person other than Applicant completing this application

Phone Number: Work: \_\_\_\_\_ Home: \_\_\_\_\_

Sworn to and subscribed before me

This 5 day of Oct 20 17

Notary Public



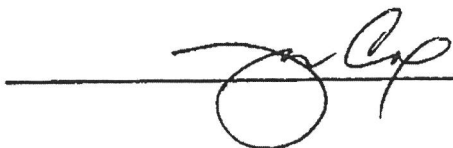
**FINGERPRINTED AT SMYRNA POLICE DEPARTMENT:**

M. P. Jones

Date

10/31/17

**RECEIVED IN CITY OF SMYRNA BUSINESS LICENSE DEPARTMENT BY:**



Date

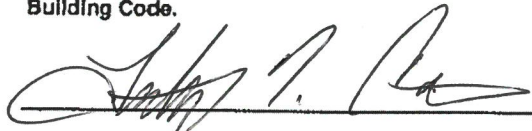
10/31/17

**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: Ujamaa Collective, LLC
  
2. Location: 2997 Cumberland Blvd., Suite 210 Phone: 704344804
  
3. Name of Applicant: Samuel F. Patterson II

**CERTIFICATION BY BUILDING INSPECTOR**

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




Date 11/16/2017

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.



Date 11/16/17

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.

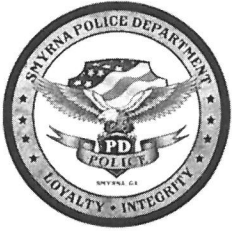
Taxes paid per Mike Auerbott

Date 11/6/17

Tax Clerk



"Policing with a Purpose"



# Smyrna Police Department

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: November 2, 2017

To: Tammi Jones, City Administrator

From: David Lee, Chief of Police  
Sgt. Doug Copeland, Office of Professional Standards

Subject: Application for Alcohol License

Applicant: Samuel Patterson

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This applicant, **Samuel Patterson**, 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, **2997-210 Cumberland Blvd SE**.

The business name is **Maduros Cigar Shop**.

The business is incorporated under the name **Ujamaa Collective, LLC**.

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 his 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



# CERTIFICATE OF ATTENDANCE

This certificate is awarded to

*Samuel Franklin Watson*  
*Madero's Cigar Shop*



## EVINDI

**INCORPORATED**

For satisfactory completion of EvinDi, Inc.'s

Responsible Alcohol Sales & Service Workshop (3 hrs.)

*Michele L. Stumpe*  
Michele L. Stumpe, President of EvinDi, Inc.

Date 11-1-17

This workshop has been approved to satisfy the following alcohol ordinance requirements:  
Cobb County; City of Kennesaw; City of Roswell; Cherokee County; City of Powder Springs;  
Douglas County; City of Holly Springs; City of Sandy Springs; City of Johns Creek; Forsyth  
County; City of Smyrna, Fayette County/ Rockdale County and Spalding County

Certificate to be posted in conspicuous location at licensed premises.

CITY OF SMYRNA

PRIVILEGE LICENSE APPLICATION SUMMARY

DATE: 11/10/17 MAYOR AND COUNCIL: 11/20/17

TYPE OF LICENSES REQUESTED: BEER, WINE, & LIQUOR (RETAIL POURING)

NEW APPLICATION: YES OWNERSHIP YES AGENT YES

NAME OF BUSINESS: UJAMAA COLLECTIVE LLC

dba MADUROS CIGAR SHOP

PLACE OF BUSINESS: 2997 CUMBERLAND BOULEVARD STE 210

ATLANTA, GA 30339

AGENT: SAMUEL FRANKLIN PATTERSON, II

HOME ADDRESS: 528 NEW RIVER WAY

MCDONOUGH, GA 30252

CITIZENSHIP YES

POLICE REPORT: DATE REQUESTED 10/31/17 RECEIVED 11/3/17

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

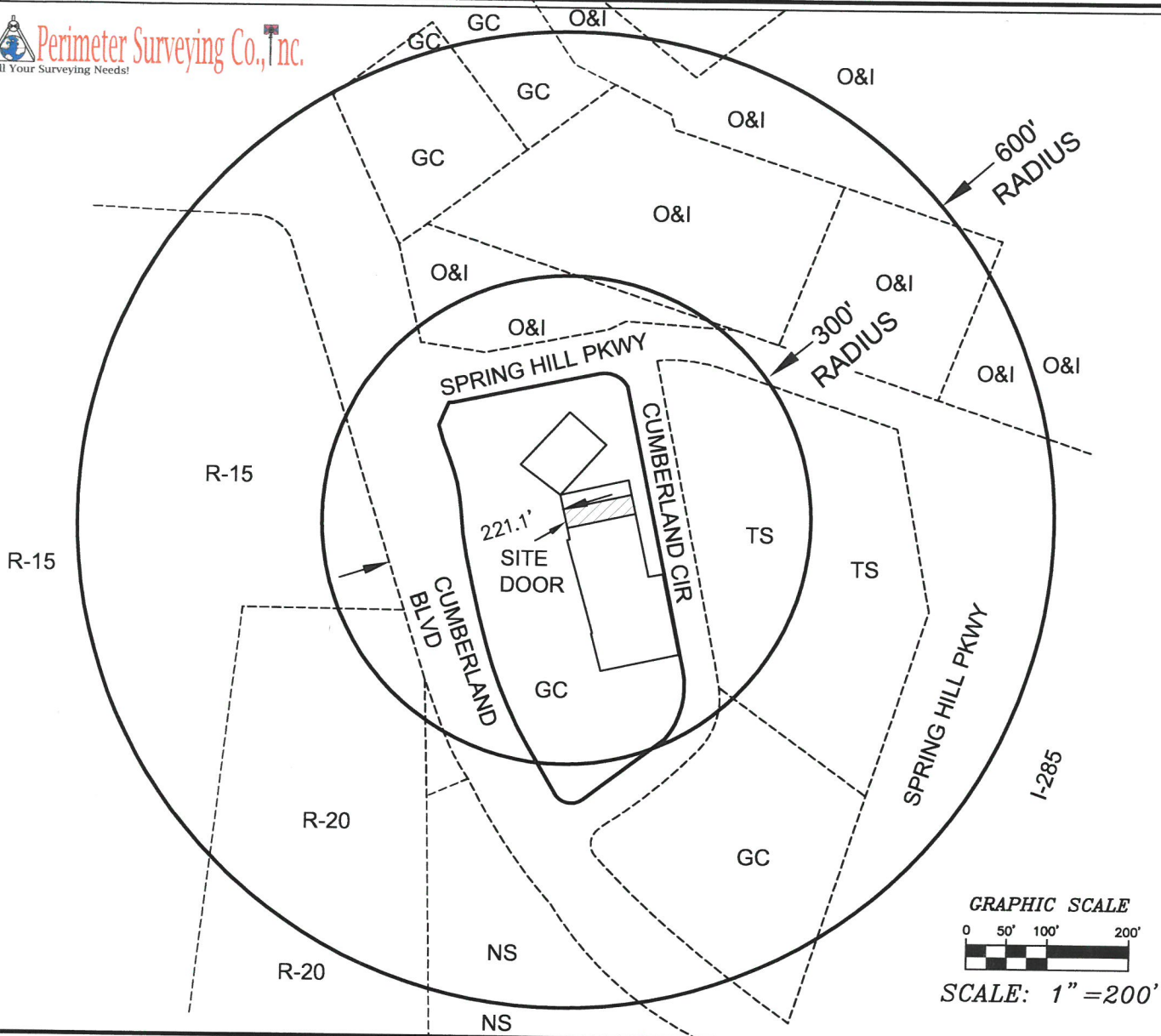
TYPE OF BUILDING MASONRY

DISTANCE MET: SCHOOL YES CHURCH YES LIBRARY YES PARK YES

MAP FURNISHED: YES

ADVERTISED: NOV 10, 2017 & NOV 17, 2017

COMMENTS: ALL TAXES PAID



**Selling on the Premises - Wine and Malt Beverages**

- Nearest Private Residence - 221' TO R-15 ZONING (No Built Residences & no Address found)
- Nearest Church Property Line - 840'+ to Cumberland Community Church @ 3110 Sports Ave SE
- Nearest Public Library - 600'+ to Vinings Public Library @ 4290 Paces Ferry Rd NW
- Nearest School Property Line - 600'+ to Argyle Elementary School @ 2420 Spring Rd
- Nearest Public Park - 600'+ to Jonquil Park @ 2801 Park Rd



Job #: 013717 - JF 2997 Cumberland - INV 01371711032017

**TAX ID: P91302071**  
2997 Cumberland Blvd  
Suite 210  
Land Lot 881, 17th District, 2nd Section  
City of Smyrna  
Cobb County, Ga 30339

**Alcohol Permit Exhibit for:**  
**Ujamaa Collective, LLC**  
d/b/a/  
**Maduros Cigar Shop**



**Perimeter Surveying Co., Inc.**  
1065 Sandtown Road, SW, Marietta, GA 30008  
Phone: (770) 425-6824 | Fax: (770) 425-6768 | kencoper@aol.com  
Kenneth L. Nutt, Ga., RLS. #2104, COA# LSF001223

Party Chief: KN  
Date Surveyed: 11/01/17  
Date Drawn: 11/02/17

Computed by: KN  
Drawn by: JF  
Checked by: KN  
Deed Book 14778 Page 4723

APPLICATION FOR PRIVILEGE LICENSE

I have made application at the Business License Office of the City of Smyrna, Georgia for Ujamaa Collective LLC dba Maduros Cigar Shop located at 2997 Cumberland Boulevard STE 210, Atlanta, Georgia, requesting privilege licenses for the sale of beer and wine (retail pouring). This application will be heard before the Mayor & Council for the City of Smyrna, 2800 King Street, Smyrna, Georgia on November 20, 2017 at 7:00 p.m. All concerned persons are hereby notified.

Samuel Franklin Patterson II  
Licensee

Ujamaa Collective LLC  
dba Maduros Cigar Shop  
2997 Cumberland Blvd STE 210  
Atlanta, GA 30339

Ads to Run Nov 10, 2017 and Nov 17, 2017