

MEETING OF FEB 26, 2020

WARD 5 (sw)

ITEM NUMBER _____

\$ IMPACT _____

ISSUE:

Application for change of owner and agent for privilege licenses for beer and wine (retail package) for Prince and Prince LLC dba Chevron Food Mart located at 2875 S Cobb Dr. The previous owner was Good Luck Corner LLC dba Chevron Food Mart with Ashraf Mohammed as agent. The new applicant is Prince and Prince LLC with Uttam Kumar Dey as agent.

SUMMARY:

Uttam Kumar Dey as the registered agent for Prince and Prince LLC dba Chevron Food Mart requests privilege licenses for the sale of beer and wine (retail package) at 2875 S Cobb Dr.

BACKGROUND:

Uttam Kumar Dey will be the registered agent responsible for the sale of alcohol at the referenced location. Uttam Kumar Dey has been given a copy of the Alcohol 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. Uttam Kumar Dey has agreed to abide by the guidelines set forth by the City of Smyrna ordinance governing the sale of alcohol.

REQUESTED ACTION:

Approval of a change of owner and agent for privilege licenses for the sale of beer and wine (retail package) for Prince and Prince LLC dba Chevron Food Mart with Uttam Kumar Dey 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 ☐
WHOLESALE ☐
PKG. BEER/WINE ☐
PKG. DIST. SPIRITS ☐
RETAIL POURING ☐
Restaurant ☐
Package Store ☐
Dancing/Live Ent ☐
Private ☐
Other ☐

BEER:

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

WINE:

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

1. Legal Name of Business Prince and Prince LLC
Operating name of the Business Chevron Food Mart
Is the Business a: ☒ proprietorship ☐ partnership ☐ corporation ☐ foreign

2. Location 2875 S. Cobb Dr. SE Smyrna, GA 30080 Phone 404-395-5268

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

2875 chevron@gmail.com

4. Full name of Owner Uttam Kumar Dey

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

Social Security Number 1670-05-0942 Date of Birth 06/23/1969

Are you a Citizen of the United States? ☒ Yes ☐ No Birthplace Bangladesh

Current Address 33 Central Ave City/State Hapeville/Georgia Zip 30354

Home Telephone 404)395-5268 Number of years at present address 11 years

Drivers License Number and State D58297648 Georgia

What has been your occupation for the past five (5) years? Give detailed list Store manager at Shell Hapeville mart (Gas station)

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 Prince and Prince LLC
2875 South Cobb Dr. SE. Smyrna
Ga. 30080,

Federal Tax ID # 84-3081306 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 January 30th, 2020

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) Uttam Kumar Dey

Social Security Number 1670-05-0942 Date of Birth 06/23/1969

Are you a Citizen of the United States? ☒ Yes ☐ No Birthplace Bangladesh

Current Address 33 Central Ave City/State Hapeville/Georgia Zip 30354

Home Telephone 404-395-5268 Number of years at present address 11 years

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

Previous address 135 N. Central Ave Hapeville, GA 30354

Number of years at previous address 8 Drivers License Number and State D58297648 Georgia

What has been your occupation for the past five (5) years? Give detailed list Store manager at Shell Hapeville mart (Gas station)

Manager's employment date with owner January 2001 - August 2019

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? _____

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.

\$ 82,000 in beer sales averaged annually.
\$ 8,000 in wine sales averaged annually.

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

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.smyrnacity.com

GEORGIA, COBB COUNTY

I, Uttam Kumar Deel, 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.

Uttam

Signature of Owner (type name before signing)

Signature and title of person other than Owner completing this application

Phone Number: Work: _____ Home: _____

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 3 day of Dec 20 19

[Signature]

Notary Public

FINGERPRINTED AT SMYRNA POLICE DEPARTMENT:

Date _____

RECEIVED IN CITY OF SMYRNA BUSINESS LICENSE DEPARTMENT BY:

[Signature] _____
Date 12/3/19

CITY OF SMYRNA
2800 KING STREET
P. O. BOX 1226
SMYRNA, GA 30081

(678) 631-5321 or FAX # (770) 431-2814

Name of Business: Prince and Prince Phone: ()

Business Address: 2875 S Cobb Dr. SE
Number/Street Suite #

Smyrna GA 30080
City State Zip

Mailing Address: 2875 S Cobb Dr. SE
Number/Street Suite #

Smyrna GA 30080
City State Zip

Applicant/Owner: Uttam Dey Phone: (404) 395-5268

Check One: Applicant ☐ Owner ☒ Number of Employees: _____

Residential Address of Applicant: 33 Central Park Dr. Hapeville GA 30354
Number/Street City State Zip

Federal Tax ID Number: 843081306 Social Security Number: 670-05-0942

Driver's License Number: 058291648 Date of Birth: June 23, 1969

Check One: Proprietorship ☐ Partnership ☐ Foreign ☐ Corp-Domestic ☐

Full Description of Business: Convenience / w gas

President: _____ Vice President: _____

Secretary: _____ Treasurer: _____

DOLLAR AMOUNT OF TOTAL GROSS RECEIPTS: _____

Will there be renovations of any kind, inside or outside the structure? Yes ☐ No ☒

If yes, describe renovations: _____ Will the

outside of the building be painted? Yes ☐ No ☐ If yes, colors must be muted earth tone.

I hereby affirm that I am a legal resident of the United States, and further acknowledge that periodically, the Smyrna Police Department will verify information contained in the license application. I further affirm that I will adhere to the provisions of the Immigration and Nationality Act, as amended, by verifying the identity and employment eligibility of all employees hired after November 6, 1986 and that I will complete and maintain Form I-9 for all employees as required by this act.

SIGNATURE OF APPLICANT

Uttam Dey 11/20/19

Fire Marshal

GC Chell 11/13/19
Planner

DATE

[Signature] 11/14/19
Building Inspector

Environmental Technician

Chevron

CAS
11/2/19

J.L.
11/14

Training Institute for Responsible Vendors, Inc.

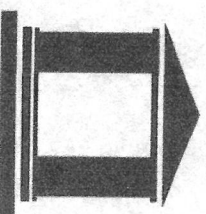
certifies that


Uttam Kumar Dey

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 23rd day of January, 2020

Seal




President

CITY OF SMYRNA

PRIVILEGE LICENSE APPLICATION SUMMARY

DATE: 02/05/2020 L & V MEETING: 02/26/2020

TYPE OF LICENSE REQUESTED: BEER AND WINE (RETAIL PACKAGE)

NEW APPLICATION: NO OWNERSHIP YES AGENT NEW

NAME OF BUSINESS: Prince and Prince LLC

dba Chevron Food Mart

PLACE OF BUSINESS: 2875 S Cobb Dr.
SMYRNA, GEORGIA 30080

AGENT: Uttam Kumar Dey
HOME ADDRESS: 33 Central Ave
Hapeville, GA 30354

CITIZENSHIP YES

POLICE REPORT: DATE REQUESTED 12/03/19 DATE RECEIVED 01/02/2020

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

TYPE OF BUILDING MASONRY

DISTANCE MET: SCHOOL NA CHURCH NA LIBRARY NA PARK NA

MAP FURNISHED: N/A
ADVERTISED: 02/14/2020 & 02/21/2020

COMMENTS: TAXES PAID IN FULL



"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: 01-02-2020

To: Tammi Jones, City Administrator

From: David Lee, Chief of Police

Lt. Mark Binicewicz, Office of Professional Standards

Subject: Application for Alcohol License

Applicant: Dey Uttam

This applicant, **Dey Uttam**, 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, **2875 S. Cobb Dr. Smyrna, GA. 30080.**

The business name is **Chevron Food Mart.**

The business is incorporated under the name **Chevron Food Mart.**

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

APPLICATION FOR PRIVILEGE LICENSE

I have made application at the Business License Office of the City of Smyrna, Georgia for Prince and Prince LLC dba Chevron Food Mart, 2875 South Cobb Drive, Smyrna requesting a privilege license for the sale of beer and wine (retail package). This application will be heard before the License and Variance Board for the City of Smyrna, 2800 King Street, Smyrna, Georgia on February 26 at 10:00 a.m. All concerned persons are hereby notified.

Uttam Kumar Dey
Licensee

Prince and Prince LLC
Dba Chevron Food Mart
2875 South Cobb Drive
Smyrna, Georgia 30080

Ads to Run February 14 and February 21