

MEETING OF FEB 28, 2018

WARD 1 (dn)

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

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

**ISSUE:**

Application for change of agent for Red Lobster Restaurants LLC dba Red Lobster #0392 for privilege licenses for beer, wine, and liquor (retail pouring). Kimberly Jean Griffin is the applicant. Previous owner was GMRI, Inc and the agent was Dan Lee Adams.

**SUMMARY:**

Kimberly Jean Griffin as the registered agent for Red Lobster Restaurants LLC dba Red Lobster #0392 requests privilege licenses for the sale of beer, wine, and liquor (retail pouring) at 2579 Cobb Pkwy.

**BACKGROUND:**

Kimberly Jean Griffin will be the registered agent responsible for the sale of alcohol at the referenced location. Kimberly Jean Griffin has been given a copy of the Alcoholic Beverage Ordinance and has 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. Kimberly Jean Griffin 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 Red Lobster Restaurants LLC dba Red Lobster #0392 with Kimberly Jean Griffin as the registered agent.



**APPLICATION FOR ALCOHOLIC BEVERAGE  
AGENT CHANGE ONLY  
Phone (678) 631-5321 Fax (770) 431-2808  
Web site: [www.smyrnacity.com](http://www.smyrnacity.com)**

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**PLEASE TYPE APPLICATION AND ANSWER ALL QUESTIONS.**

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TYPE OF LICENSE: [CHECK APPROPRIATE SPACES]

<b>LIQUOR:</b>	<b>BEER:</b>	<b>WINE:</b>
TRANSFER <input checked="" type="checkbox"/>	TRANSFER <input type="checkbox"/>	TRANSFER <input checked="" type="checkbox"/>
PKG. BEER/WINE <input type="checkbox"/>	PKG. BEER/WINE <input type="checkbox"/>	PKG. BEER/WINE <input type="checkbox"/>
PKG. DIST. SPIRITS <input type="checkbox"/>	PKG. DIST. SPIRITS <input type="checkbox"/>	PKG. DIST. SPIRITS <input type="checkbox"/>
RETAIL POURING <input checked="" type="checkbox"/>	RETAIL POURING <input checked="" type="checkbox"/>	RETAIL POURING <input checked="" type="checkbox"/>
Restaurant <input checked="" type="checkbox"/>	Restaurant <input checked="" type="checkbox"/>	Restaurant <input checked="" type="checkbox"/>
Package Store <input type="checkbox"/>	Package Store <input type="checkbox"/>	Package Store <input type="checkbox"/>

1. Legal Name of Business Red Lobster Restaurants, LLC  
Operating name of the Business Red Lobster #0392  
Occupation Tax License Number \_\_\_\_\_  
Is the Business a proprietorship  partnership  corporation  foreign  X LLC
2. Location 2579 Cobb Parkway, Smyrna, GA 30080 Phone (770) 952-5736
3. Full name of Owner Red Lobster Restaurants, LLC

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 Agent Kimberly Jean Griffin  
Social Security Number XXXX-XX-XXXX Date of Birth 09/12/1973  
Are you a Citizen of the United States? Yes  No  Birthplace Washington D.C.  
Current Address 203 Swanee Lane City/State Woodstock, GA Zip 30188  
Home Telephone (770) 955-5200 Number of years at present address 11 years  
Do you reside in Cobb County? Yes  No  If yes, how long N/A
- Previous address Ridenhour Boulevard, Kennesaw, GA 30144  
Number of years at previous address 1 Drivers License Number and State 164681843
- What has been your occupation for the past five (5) years? Give detailed list \_\_\_\_\_  
02/28/1990 - Present: Red Lobster - General Manager

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Agent's employment date with owner 02/28/1990

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6. Has the 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 (x)

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

(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 (x) 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 (x) (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 ( )

(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 (x) (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 (x)

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 (x)

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

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

7. 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 (x) If so, state the number of stores and where each stores is located.

N/A

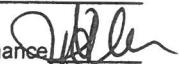
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8. Have you, your spouse, partner or stockholder any financial interest in the wholesale liquor business? Yes ( ) No (x) If yes, give details. N/A

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

10. 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 (x) No ( )

11. Are you aware you are required to apply for a State license? Yes (✓) No ( ) Not required for change of agent Contact the Georgia Department of Revenue Alcohol Division (404-417-4900).

**CITY OF SMYRNA  
BUSINESS LICENSE DEPARTMENT  
APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE  
Phone (678) 631-5321 Fax (770) 431-2808  
Web site: [www.smyrnacity.com](http://www.smyrnacity.com)**

GEORGIA, COBB COUNTY

I, Kimberly J. Griffin, 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.

KIMBERLY GRIFFIN

Signature of Managing Applicant (type name before signing)

Kimberly J. Griffin

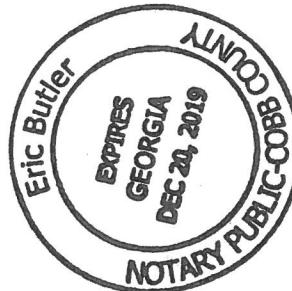
Mindy L. Thompson, Esq.  
Sard & Leff, LLC

Signature and title of person other than Applicant completing this application

Phone Number: Work (770) 644-0800 Home \_\_\_\_\_

Sworn to and subscribed before me  
this 30<sup>th</sup> day of January, 2018.

Eric Butler  
Notary Public



FINGERPRINTED AT SMYRNA POLICE DEPARTMENT:

Date \_\_\_\_\_

RECEIVED IN CITY OF SMYRNA BUSINESS LICENSE DEPARTMENT BY:

J. C. P. Date 1/30/18

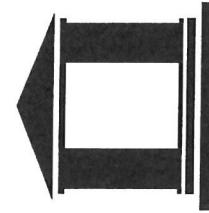
# Training Institute for Responsible Vendors, Inc.

certifies that

Kimberly Jean Griffin

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 30th day of January, 2018



  
President

Seal

CITY OF SMYRNA

PRIVILEGE LICENSE APPLICATION SUMMARY

DATE: 2/13/18 LICENSE/VARIANCE: 02/28/18

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

NEW APPLICATION: NO OWNERSHIP yes AGENT YES

NAME OF BUSINESS: RED LOBSTER RESTAURANTS LLC  
dba RED LOBSTER #0392

PLACE OF BUSINESS: 2579 COBB PKWY  
SMYRNA, GA 30080

AGENT: KIMBERLY JEAN GRIFFIN  
HOME ADDRESS: 203 SWANEE LANE.  
WOODSTOCK, GA 30188

CITIZENSHIP YES

POLICE REPORT: DATE REQUESTED 01/30/19 RECEIVED 02/05/18

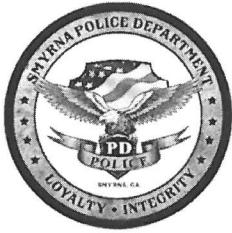
RESULTS: INVESTIGATION FAILED TO REVEAL INFORMATION THAT WOULD  
PRECLUDE ISSUANCE OF THIS LICENSE

TYPE OF BUILDING MASONRY  
DISTANCE MET: SCHOOL YES CHURCH YES LIBRARY YES PARK YES

MAP FURNISHED: N/A

ADVERTISED: 02/16/18 & 02/23/18

COMMENTS: TAXES PAID



# 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: 02-05-18

To: Tammi Jones, City Administrator

From: David Lee, Chief of Police

Lt. Mark Binicewicz, Office of Professional Standards

Subject: Application for Alcohol License

Applicant: Griffin, Kimberly

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This applicant, **Griffin, Kimberly**, is the manager of the business listed below and has submitted an application with the business license office to obtain an alcohol beverage license / agent name change only, issued to **Red Lobster**.

The business name is **Red Lobster**.

The business is incorporated under the name **Red Lobster**.

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

CC: Terri Graham, City Clerk

Jim Cox, Business License

File



**Affidavit of Compliance with O.C.G.A. 50-36-1 "Verification of Lawful Presence within the United States."**

**O.C.G.A.50-36-1 requires that applicants applying for such things as licenses for public benefits complete a signed and sworn affidavit verifying the applicant's lawful presence in the United States. Therefore, the applicant must answer the following questions.**

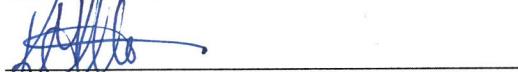
The applicant is a United States citizen or legal permanent resident at least eighteen (18) years old. YES X NO \_\_\_\_\_

The applicant is a qualified alien or nonimmigrant under the federal Immigration and Nationality Act. Title 8 U.S.C., as amended, at least eighteen (18) years old, and is lawfully present in the United States. The applicant's alien number issued by the Department of Homeland Security or other federal immigration agency must be provided.

YES \_\_\_\_\_ NO X Alien ID number \_\_\_\_\_

O.C.G.A. 50-36-1 states that "Any person who knowingly and willfully makes a false, fictitious, or fraudulent statement of representation in an affidavit executed pursuant to this Code section shall be guilty of a violation of the Code Section 16-10-20."

**I declare, under penalty of law, that this affidavit has been completed by me and is true and correct.**

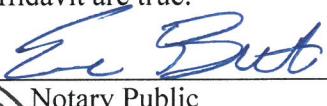
  
Signature

01/30/2018  
date

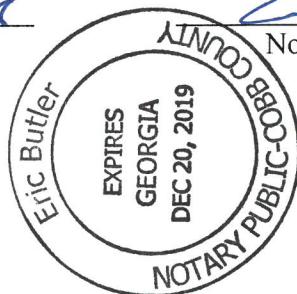
(Must be signed by applicant. If the applicant is a corporation, must be signed by an officer of the corporation.) **A STAMPED SIGNATURE IS NOT ACCEPTABLE.**

I hereby certify that Kimberly J. Griffin is personally known, or verified by me, that the applicant signed this application after stating to me his or her personal knowledge and understanding of all statements and, under oath actually administered by me, has sworn that the statements and answers contained in this affidavit are true.

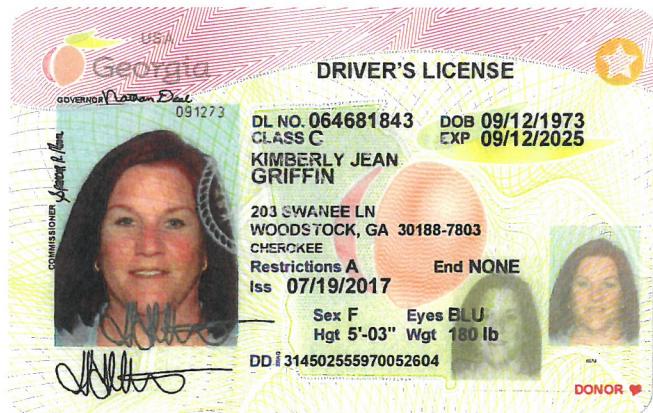
This 30<sup>th</sup> day of January, 20 18

  
Eric Butler  
Notary Public

AFFIX SEAL



You must attach a copy of a secure and verifiable document as defined in O.C.G.A. 50-36-2. Such documents include a valid Georgia issued driver's license or ID Card, a valid driver's license issued by another state or an identification document issued by the United States Government.



APPLICATION FOR PRIVILEGE LICENSE

I have made application at the Business License Office of the City of Smyrna, Georgia for Red Lobster Restaurants LLC dba Red Lobster #0392 located at 2579 Cobb Pkwy requesting privilege licenses for the sale of beer, wine, & liquor (retail pouring). This application will be heard before the License and Variance Board for the City of Smyrna, 2800 King Street, Smyrna, Georgia on February 28, 2018 at 10:00 a.m. All concerned persons are hereby notified.

Kimberly Jean Griffin  
Licensee

Red Lobster Restaurants LLC  
dba Red Lobster #0392  
2579 Cobb Pkwy  
Smyrna, GA 300080

Ads to Run Feb 16, 2018 and Feb 23, 2018