

MEETING OF JULY 6, 2015

WARD 1 (MP)

ITEM NUMBER _____

\$ IMPACT _____

ISSUE:

New application for privilege licenses for AKSM LLC dba Bollywood Zing Indian Restaurant for the sale of beer, wine, and liquor (retail pouring). AKSM LLC dba Bollywood Zing Indian Restaurant is the owner and Sailesh Makhijani is the agent applicant.

SUMMARY:

Sailesh Makhijani as the registered agent for AKSM LLC dba Bollywood Zing Indian Restaurant requests privilege licenses for the sale of beer, wine, and liquor (retail pouring) at 2772 Cumberland Boulevard.

BACKGROUND:

Sailesh Makhijani will be the registered agent, responsible for the sale of alcohol at the referenced location. Sailesh Makhijani 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. Sailesh Makhijani 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 privilege license for the sale of beer, wine, and liquor (retail pouring) for AKSM LLC dba Bollywood Zing Indian Restaurant with Sailesh Makhijani 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 AKSM LLC
 Operating name of the Business Bollywood Zing Indian Bistro

Is the Business a: proprietorship partnership corporation foreign

2. Location 2772 Cumberland Blvd, Smyrn, GA ³⁰⁰⁸⁰ Phone 770-434-6263

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

PACKAGE DISTILLED SPIRITS

SCHOOL 600 FEET YES NO
 CHURCH/PARK/PUBLIC BUILDING/

LIBRARY/RESIDENCE 300 FEET YES NO

POURING DISTILLED SPIRITS

SCHOOL 600 FEET YES NO
 CHURCH/PARK/PUBLIC BUILDING/

LIBRARY/RESIDENCE 200 FEET YES NO

[BUILDING NO CLOSER THAN 75 FEET FROM PROPERTY LINE]

PACKAGE WINE, MALT BEVERAGE

SCHOOL 600 FEET YES NO
 CHURCH/PARK/PUBLIC BUILDING/

LIBRARY 300 FEET YES NO

[EXCEPT GROCERY STORES AS DEFINED BY ORDINANCE]

POURING WINE, MALT BEVERAGE

SCHOOL 600 FEET YES NO
 CHURCH/PARK/PUBLIC BUILDING/

LIBRARY/RESIDENCE 200 FEET YES NO

[BUILDING NO CLOSER THAN 75 FEET FROM PROPERTY LINE]

4. Full name of Owner

Kajal Makhijani

If a sole proprietor, will you manage the business full time on the premises?

Yes No

Social Security Number

Date of Birth

04/29/2015

Are you a Citizen of the United States?

Yes

No

Birthplace

Nadiad

Current Address

250 Pharr Rd, 1009

City/State

Atlanta / GA

Zip 30305

Home Telephone

Number of years at present address

5+

Drivers License Number and State

056856196

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

QA Analyst

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

N/A

Federal Tax ID #

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 Feb 1st, 2015

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)

Seilesh Makhijani

Social Security Number

Date of Birth

08/15/1977

Are you a Citizen of the United States?

Yes

No

Birthplace

INDIA

Current Address

250 Pharr Rd, 1009

City/State

Atlanta / GA

Zip 30305

Home Telephone

Number of years at present address

5+

Do you reside in Cobb County?

Yes

No

If yes, how long

Previous address 211 Ponce de Leon Aven, Apt 2412, ATL GA 30308

Number of years at previous address

2

Drivers License Number and State

056856196

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

IT Consultant / Food
Truck Operator.

Manager's employment date with owner

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 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.

N/A

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

8. How is the proposed location zoned? See Attached.

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.

5-10 years ago yes but don't know sales as
the previous owner not in picture

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

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: AKSM LLC dba bollywood Zing Indian Restaurant
2. Location: 2722 Cumberland Blvd Phone: (770) 431-6263
3. Name of Applicant: Santosh Makhijani

CERTIFICATION BY BUILDING INSPECTOR

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

see letter

Date _____

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.

Construction still underway

Date _____

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.

pd per misc checkbook

Date _____

Tax Clerk



CITY OF SMYRNA

3180 Atlanta Road, Smyrna, Georgia 30080

(770) 319-5387 / www.smyrnacity.com

Date: June 22, 2015

To: Toni Jo Howard, City Administrator

From: Ken Suddreth, Community Development Director
Robin Broyles, Chief Building Official

Subject: Application for New Alcoholic Beverage License

Applicant: **Sailesh Makhijani**

Business: **Bollywood Zing Indian Restaurant**

This applicant, **Sailesh Makhijani**, has submitted with the business license office to have a new alcoholic beverage license issued to **Bollywood Zing Indian Restaurant**

The proposed location has been checked and no building code violations exist at this time. Also, the proposed location has adequate parking.

CC: Terri Graham, City Clerk

Jim Cox, Business License

File

MAYOR
A. MAX BACON

CITY COUNCIL

WARD 1
MELLENY PRITCHETT

WARD 2
ANDREA BLUSTEIN

WARD 3
TERI ANULEWICZ

WARD 4
CHARLES A. WELCH

WARD 5
SUSAN WILKINSON

WARD 6
WADE LNEICKA

WARD 7
RON FENNEL

CITY ADMINISTRATOR
ERIC TAYLOR

CITY CLERK
TERRI GRAHAM

CITY ATTORNEY
SCOTT A. COCHRAN

MUNICIPAL COURT JUDGE
E. ALTON CURTIS, JR.

Jim Cox

From: Mike Hickenbottom
Sent: Wednesday, June 17, 2015 1:23 PM
To: Jim Cox
Subject: Paid Taxes

Jim,

The address of 2772 Cumberland Blvd taxes are all paid in full.

Thank you,

Mike Hickenbottom
City of Smyrna
678-631-5325

CERTIFICATE OF ATTENDANCE

This certificate is awarded to

Makhijani,Sailesh

Bollywood Zing Indian Bistro
2772 Cumberland Blvd. SE

Smyrna, GA 30080



For satisfactory completion of Evindi, Inc.'s
Responsible Alcohol Sales & Service Workshop (3 hrs.)

INCORPORATED

A handwritten signature in black ink, appearing to read "Michele L. Stumpe".

Michele L. Stumpe, President of Evindi, Inc.

4/3/15

Date

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: 06/04/2015 MAYOR/COUNCIL: 07/06/2015

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

NEW APPLICATION: YES OWNERSHIP YES AGENT YES

NAME OF BUSINESS: AKSM LLC.

PLACE OF BUSINESS: dba BOLLYWOOD ZING INDIAN RESTAURANT
2772 CUMBERLAND BOULEVARD
SMYRNA, GA 30080

AGENT: SAILISH MAKHIJANI

HOME ADDRESS: 250 PHARR RD
SUITE 1009

ATLANTA, GA 30308

CITIZENSHIP YES

POLICE REPORT: DATE REQUESTED 4/26/2015 RECEIVED 4/28/2015

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

TYPE OF BUILDING MASONRY

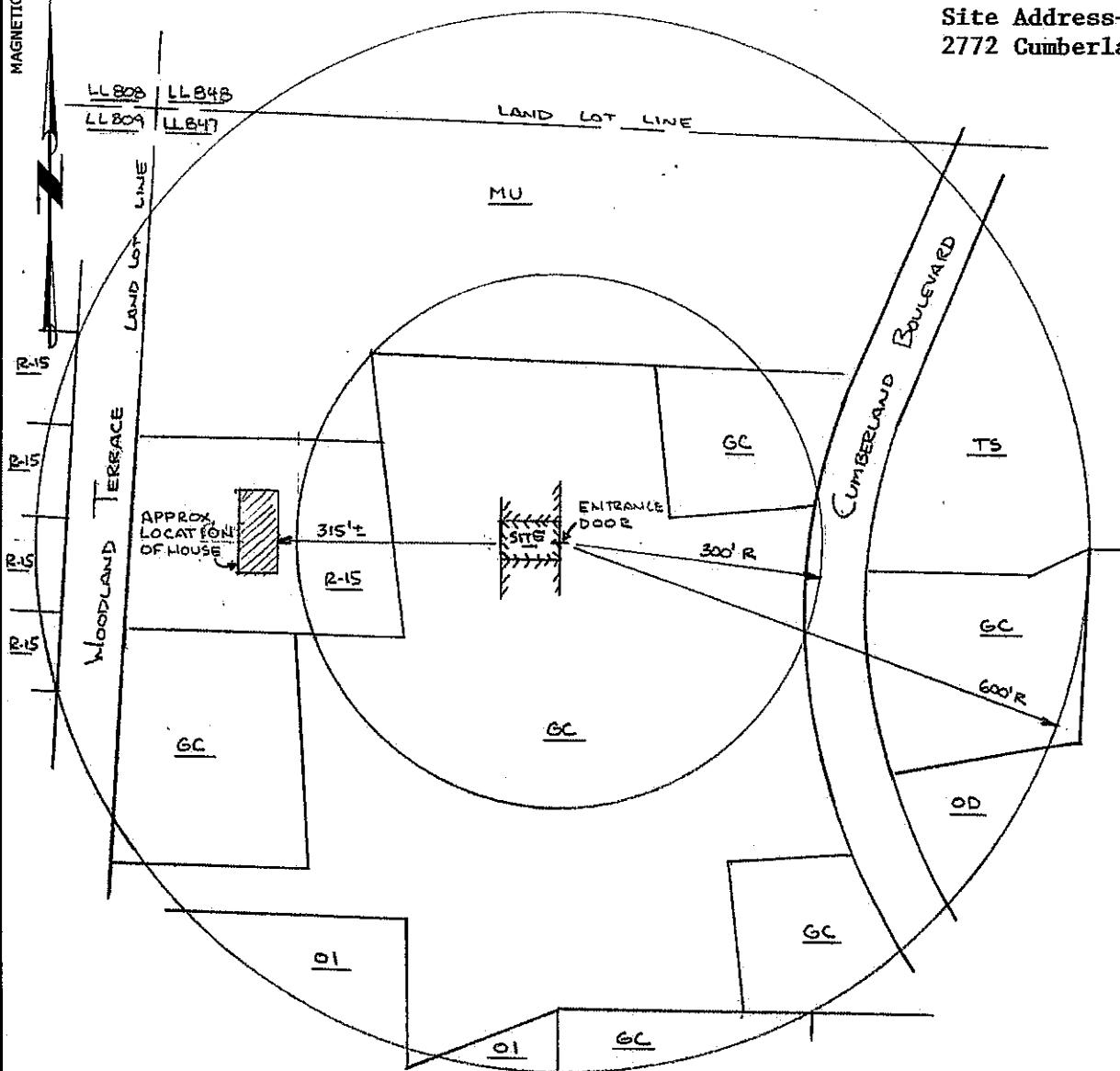
DISTANCE MET: SCHOOL YES CHURCH YES LIBRARY YES PARK YES

MAP FURNISHED: YES

ADVERTISED: JUNE 26, 2015 & JULY 3, 2015

COMMENTS: TAXES PAID

Site Address-
2772 Cumberland Boulevard



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

CHURCH- 1559' to Primera Iglesia Bautista, @ 2581 Spring Street.

SCHOOL- 3150' to Argyle Elementary School, @ 2420 Spring Street.

LIBRARY- 12900' to Smyrna Library, @ 100 Village Green Circle.

PARK- 3350' to Jonquil Park.

PUBLIC BUILDING- 3200' to Fire Station #3.

There are no alcohol treatment centers, nor day nurseries with accredited pre-K within 600' of this site.

City of Smyrna Beer and Wine Pouring License Survey for:

BOLLYWOOD ZING



DATE: 3/11/2015	SCALE: 0 100 200 400
DRAWN BY: GD	1" = 200' GRAPHIC SCALE IN FEET
LAND LOT 847 174 DISTRICT 2ND 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	
194687	



Smyrna Police Department

2646 Atlanta Road
Smyrna, Georgia 30080



David Lee
Chief of Police

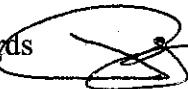
A. Max Bacon
Mayor

Date: April 28, 2015

To: Toni Jo Howard, Interim City Administrator

From: David Lee, Chief of Police

Lt. Rick James, Office of Professional Standards



L.T. RICK JAMES 4/12/09

Subject: Application for Alcoholic Beverage License

Applicant: Mr. Sailesh Makhijani

This applicant, Mr. Sailesh Makhijani is the manager of the business listed below and has submitted an application with the business license office to obtain an alcoholic beverage license issued to 2772 Cumberland Blvd SE Smyrna, GA 30080

The business name is Bollywood Zing Indian Bistro

The business is incorporated under the name AKSM LLC.

A criminal history was conducted on this applicant and there was nothing in his criminal history 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 AKSM LLC dba Bollywood Zing Indian Restaurant located at 2772 Cumberland Boulevard, 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 July 6, 2015 at 7:30 p.m. All concerned persons are hereby notified.

Sailesh Makhijani
Licensee

AKSM LLC dba
Bollywood Zing Indian
Restaurant
2772 Cumberland Boulevard
Smyrna, Georgia 30080

Ads to Run June 26, 2015 and July 3, 2015