

MEETING OF JANUARY 8, 2020

WARD 3 (tl)

ITEM NUMBER _____
\$ IMPACT _____

ISSUE:

Application for privilege licenses for Bad Daddy's International LLC. dba Bad Daddy's Burger Bar for the sale of beer, wine, and liquor (retail pouring). Bad Daddy's International LLC is the owner and Phillip Ray Barnes the agent applicant. Formerly Clarence Lanard Taylor was the agent.

SUMMARY:

Phillip Ray Barnes as registered agent for Bad Daddy's International LLC. dba Bad Daddy's Burger Bar requests privilege licenses for the sale of beer, wine, and liquor (retail pouring) at 2995 Atlanta Road SE Bldg A STE 300.

BACKGROUND:

Phillip Ray Barnes will be the registered agent responsible for the sale of alcohol at the referenced location. Phillip Ray Barnes 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 these licenses. Phillip Ray Barnes 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 Bad Daddy's International LLC. dba Bad Daddy's Burger Bar with Phillip Ray Barnes as registered agent.



APPLICATION FOR ALCOHOLIC BEVERAGE
AGENT CHANGE ONLY

Phone (678) 631-5321 Fax (770) 431-2808

Web site: www.smyrnacity.com

PLEASE TYPE APPLICATION AND ANSWER ALL QUESTIONS.

TYPE OF LICENSE: [CHECK APPROPRIATE SPACES]

LIQUOR:

TRANSFER ()
PKG. BEER/WINE ()
PKG. DIST. SPIRITS ()
RETAIL POURING (x)
Restaurant (x)
Package Store ()

BEER:

TRANSFER ()
PKG. BEER/WINE ()
PKG. DIST. SPIRITS ()
RETAIL POURING (x)
Restaurant (x)
Package Store ()

WINE:

TRANSFER ()
PKG. BEER/WINE ()
PKG. DIST. SPIRITS ()
RETAIL POURING (x)
Restaurant (x)
Package Store ()

1. Legal Name of Business Bad Daddy's International, LLC
Operating name of the Business Bad Daddy's Burger Bar
Occupation Tax License Number 5460
Is the Business a proprietorship () partnership () corporation (x) foreign ()

2. Location 2995 Atlanta Rd, SE, Bldg A, #300, Smyrna, GA 30080 Phone 770-575-1044

3. Full name of Owner Bad Daddy's International, LLC

Has owner ever had an alcoholic beverage license revoked in Smyrna or other jurisdiction? Yes () No (x)
If yes, attach full details.

5. Full name of Agent Phillip Ray Barnes

Social Security Number 128-72-9759 Date of Birth 11/03/1987

Are you a Citizen of the United States? Yes (x) No () Birthplace Bayshore, New York

Current Address 1715 Crest Lane Drive City/State Smyrna, GA Zip 30297

Home Telephone 404-437-2400 Number of years at present address 1 year

Do you reside in Cobb County? Yes (x) No () If yes, how long 1 year

Previous address 1016 Martha Drive, Forest Park, GA 30297

Number of years at previous address 6 years Drivers License Number and State GA ID#057487637

What has been your occupation for the past five (5) years? Give detailed list *see Exhibit A for complete employment history

01/2018 - Present: Bad Daddy's Burger Bar, Smyrna, GA

01/2016 - 01/2018: Outback Steakhouse, Atlanta, GA

Agent's employment date with owner 10/22/2018

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 (x)
- (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 are still pending? Yes () No (x)
- (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 (x)
- (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 interest in a retail liquor store(s)? Yes () No (x) If so, state located.

Review highlighted
sections of
attached & initial

8. Have you, your spouse, partner or stockholder any financial interest? Yes () No (x) If yes, give details. _____

Here
↓

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

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 () *N/A Change of Agent only
Contact the Georgia Department of Revenue Alcohol Division (404-417-4900).

Smyrna, Georgia
Application for Alcohol Beverage, AGENT CHANGE ONLY
Phillip Ray Barnes, Bad Daddy's International, LLC

Exhibit A

01/2018 – Current
Bad Daddy's International, LLC /DBA/ Bad Daddy's Burger Bar
Smyrna, GA 30080

01/2016 - 01/2018
Outback Steakhouse
Atlanta, GA 30346

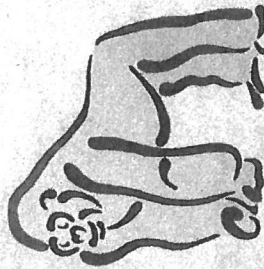
01/2014 - 01/2016
Outback Steakhouse
Stockbridge GA 30281

01/2013 - 01/2016
Applebee's
Stockbridge, GA 30281

CERTIFICATE OF ATTENDANCE

This certificate is awarded to

Barnes, Ray
Bad Daddy's



EVINDI

INCORPORATED

For satisfactory completion of Evindi, Inc.'s

Responsible Alcohol Sales & Service Workshop (3 hrs.)

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

Michele L. Stumpe, President of Evindi, Inc.

9-30-19

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
BUSINESS LICENSE DEPARTMENT
APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE**
Phone (678) 631-5321 Fax (770) 431-2808
Web site: www.smyrnacity.com

GEORGIA, COBB COUNTY

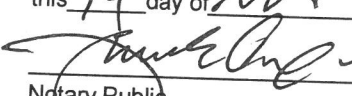
I, Phillip Ray Barnes, BEING DULY SWORN TO LAW, DO SWEAR THAT THE STATEMENTS MADE BY ME IN THE ABOVE AND FOREGOING APPLICATION ARE TRUE, AND NO FALSE, OR FRAUDULENT STATEMENT IS MADE HEREIN AND SUCH STATEMENTS WERE MADE IN ORDER TO PROCURE THE GRANTING OF A LICENSE.



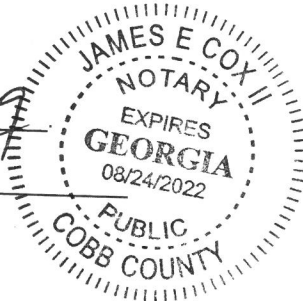
Phillip Ray Barnes
Signature of Managing Applicant (type name before signing)

Signature and title of person other than Applicant completing this application

Phone Number: Work 678-480-1076 Home 404-437-2400

Sworn to and subscribed before me
this 14 day of Nov, 2011


Notary Public



FINGERPRINTED AT SMYRNA POLICE DEPARTMENT:

Date

RECEIVED IN CITY OF SMYRNA BUSINESS LICENSE DEPARTMENT BY:



Date 11/14/11

CITY OF SMYRNA

PRIVILEGE LICENSE APPLICATION SUMMARY

DATE: 12/03/2019 AGENDA: L & V MEETING: DATE: 01/08/2020
TYPE OF LICENSE REQUESTED: BEER, WINE & LIQUOR (RETAIL POURING)

NEW APPLICATION: NO OWNERSHIP NO AGENT YES

NAME OF BUSINESS: BAD DADDY'S INTERNATIONAL LLC.

Dba BAD DADDY'S BURGER BAR

PLACE OF BUSINESS: 2995 ATLANTA RD BLDG A STE 300
SMYRNA, GEORGIA 30080

AGENT: PHILLIP RAY BARNES
HOME ADDRESS: 1715 CREST LANE DR
POWDER SPRINGS, GA 30127

CITIZENSHIP YES

POLICE REPORT: DATE REQUESTED 11/15/19 DATE RECEIVED 12/03/19

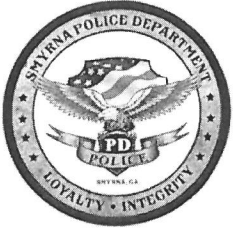
RESULTS: INVESTIGATION FAILED TO REVEAL INFORMATION THAT WOULD
PRECLUDE ISSUANCE OF THIS LICENSE

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

MAP FURNISHED: N/A
ADVERTISED: 12/27/19 & 01/03/20

COMMENTS: ALL TAXES PAID

"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



Smyrna Police Department

Date: 12-03-19
To: Tammi Jones, City Administrator
From: David Lee, Chief of Police
Lt. Mark Binicewicz, Office of Professional Standards
Subject: Application for Alcohol License
Applicant: Phillip Barnes

This applicant, **Phillip Barnes**, 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 2995 Atlanta Rd. Smyrna, GA. 30080.

The business name is **Bad Daddy's Burger Bar**.

The business is incorporated under the name **Bad Daddy's Burger Bar**.

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

USA
Georgia
GOVERNMENT OF GEORGIA
11/03/2024

IDENTIFICATION CARD




ID NO. 057487637 DOB 11/03/1987
CLASS ID EXP 11/03/2024
PHILLIP RAY
BARNES

228 MORROW RD APT 6C
FOREST PARK, GA 30297-2813
CLAYTON


Iss 03/02/2017

Sex M Eyes BRO
Hgt 5'-10" Wgt 225 lb

DD130501280440044435




20-01/00/11




CLASS B

RECEIVED
INFORMATION
11/03/2024



DD130501280440044435



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 Bad Daddy's International LLC dba Bad Daddy's Burger Bar located at 2995 Atlanta Rd BLDG A STE 300, Smyrna, Georgia, requesting a privilege license for the sale of beer, wine, and 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 January 8, 2020 at 10:00 a.m. All concerned persons are hereby notified.

Phillip Ray Barnes
Licensee

Bad Daddy's International LLC
dba Bad Daddy's Burger Bar
2995 Atlanta Rd Bldg A STE 300
Smyrna, Georgia 30080

Ads to Run Dec 27, 2019 and January 3, 2020