

**APPLICATION FOR PERMIT AUTHORIZING THE SALE OF BEER IN A RESTAURANT / EATING PLACE FOR ON PREMISES CONSUMPTION**

1. NAME: \_\_\_\_\_

2. RESIDENTIAL ADDRESS: \_\_\_\_\_

3. BUSINESS ADDRESS: \_\_\_\_\_

4. DESCRIPTION OF BUSINESS PREMISES (Please list the name of the owner or owners of the premises upon which the sale of beer shall be conducted along with a copy of the deed, and if held pursuant to a lease or rental agreement, a copy of any and all documents evidencing either ownership or right to use of the premises).

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

5. NAME AND NATURE OF BUSINESS: \_\_\_\_\_

\_\_\_\_\_

6. NAME AND ADDRESS of representative to receive annual tax notices and any other communication from the City of Pigeon Forge or its Beer Board.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

7. NAME AND ADDRESS of any person, firms, corporations, joint stock companies, or associations having at least five (5%) percent ownership in the business.

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8. TOTAL WHOLESALE DOLLAR VALUE OF INVENTORY OF BEGINNING ALCOHOLIC BEVERAGES:

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9. CLASSIFICATION OF ZONING BUSINESS PREMISES: \_\_\_\_\_

10. ATTACH A SITE PLAN OF BUSINESS PREMISES BY REGISTERED LAND SURVEYOR OR ENGINEER LICENSED BY STATE OF TENNESSEE.

11. ATTACH A COPY OF STATE RESTAURANT LICENSE AND /OR RATING.

12. ATTACH A COPY OF SEATING PLAN OF SITE SHOWING A MINIMUM OF 75 INDOOR SEATS.

The undersigned makes oath that the applicant shall not engage in the transportation, storage, sale, distribution, possession, receipt or manufacture of a beer of alcoholic content of not more than five (5%) percent by weight, except at the place or places for which the Beer Board of Pigeon Forge, Tennessee, has issued a permit or permits to such applicant.

The undersigned further makes oath as follows:

- a. That no sale of alcoholic beverages shall take place for the purpose of consumption on the business premises of the applicant.
- b. That no person employed by the applicant in the distribution or sale of alcoholic beverages has ever been convicted of any violation of law against possession, sale, manufacture or transportation of beer or other alcoholic beverage or any crime involving turpitude within the past ten years.
- c. That no person, firm, corporation, joint stock company, syndicate, or association having at least a five (5%) percent ownership interest in the applicant has been convicted of any violation of the laws against

possession, sale, manufacture, or transportation of beer or other alcoholic beverages or any crime involving moral turpitude within the past ten (10) years.

- d. That no sale of such beverages shall be made except in accordance with the permit granted.
- e. That in event a license is issued to the applicant, the business of the applicant shall make no more than twenty-five (25%) percent of its total gross sales in alcoholic beverages of less than five (5%) percent in weight, to be determined monthly.
- f. That applicant shall file a written report on the monthly basis with the City Recorder of the City of Pigeon Forge, Tennessee, as evidence that no more than twenty-five (25%) percent of the gross sales of the business are due to the sale of alcoholic beverages with an alcoholic content not exceeding five (5%) percent in weight.
- g. That the business premises of the applicant is not located within 150 feet of any church or school measured from the closest point of each of the respective buildings.
- h. That the applicant will within ten (10) days after being issued a permit to sell, distribute or manufacture beer, file with the City Recorder and with each person from whom the person buys beer, a copy of a valid certificate indicating that the purchases of beer are "for resale" as that term is defined herein, and shall subsequently maintain at all times a valid resale certificate on file with the City Recorder and with each person from whom that person buys beer.

The holder of the permit shall, in addition thereto, provide to the City Recorder records indicating the amounts in dollar value of beer purchased and an accurate accounting of all dollar value retail sales of beer within each monthly period.

- i. That all city and county property taxes, license fees or other charges by the City of Pigeon Forge or Sevier County, Tennessee, are current and shall in the future be paid on or before the due date therefore.
- j. That no sales of alcoholic beverages shall take place by way of a driveway window.
- k. That no sales shall be made to persons under the age of twenty-one (21) years.
- l. That the applicant has not had a license for the sale of alcoholic beverages of any kind or nature revoked by any city, county, or state.

- m. That applicant shall not advertise the sale of beer by any means, by billboard, television, exterior signage, radio or other communication, off the business premises and shall not advertise the prices for beer. Only one interior sign visible from the exterior of the business premises advertising the availability of beer shall be allowed, and such sign shall not exceed two feet by two feet. No outdoor sign, advertisement, or display that advertises beer may be erected or maintained on the property on which a retail beer establishment is located other than one (1) sign, advertisement, or display which makes reference to the fact that the establishment sells beer but does not use brand names, pictures, numbers, prices or diagrams relating to beer.
- n. That in the event the applicant's restaurant/eating place contains a bar area, food service shall be available to the bar areas as it would be in other areas of the restaurant/eating place.
- o. That the applicant and /or the applicant's restaurant/eating place shall not allow any alcoholic beverage to be consumed, or be open for consumption on or about said premises licensed hereunder, in either bottle, glass, or other container after twelve fifteen (12:15) o'clock a.m. Within thirty (30) minutes of the time for the sale of alcoholic beverages to cease in accordance with the Pigeon Forge Municipal Code, all containers, glasses or vessels of any type which have been used for serving and consumption of alcohol beverages shall be removed from the area or areas whether the alcoholic beverage has been consumed and placed in areas not for access by patrons of the restaurant/ eating place.
- p. No sale or consumption of alcoholic beverages shall take place except in the interior of the applicants permanent restaurant/eating place structure which is enclosed on all sides.
- q. That the premises of the applicant meets all fire safety standards of the City of Pigeon Forge relative to occupancy by the public and the same has been inspected by the City of Pigeon Forge Fire and Building Inspection office in conjunction with this application.

The applicant shall execute an authorization enabling the City of Pigeon Forge to receive from each and every wholesale supplier to the holder of the permit, the dollar value and amounts of beer sold by the wholesaler or distributor to the holder of the permit at such time or times as the City may request such information. This authorization shall be in full force and effect during the entire term of the permit.

By affixing its signature to this application, the applicant hereby authorizes the City of Pigeon Forge to receive from each and every wholesale supplier to the

holder of the permit, the dollar value and amounts of beer sold by the wholesaler or distributor to the holder of the permit at such time or times as the City may request such information. This authorization shall be in full force and effect during the entire term of the permit.

\_\_\_\_\_  
APPLICANT

\_\_\_\_\_  
DATE

Sworn to and subscribed before me,

on this the \_\_\_\_\_ day of \_\_\_\_\_, 200

\_\_\_\_\_  
Notary Public

My Commission Expires: \_\_\_\_\_  
Sale of Beer Application 1