

AGENDA

**Beer Board Meeting
August 19, 2010, 6:30 pm
Room 430, Blount County Courthouse**

**Members – Holden Lail, Chairman; Tonya Burchfield; Gary Farmer; David Graham;
Scott Helton; Gerald Kirby; and Steve Samples**

1. Roll Call.
2. Public comment on items on the agenda.
3. Setting of agenda.
4. Approval of Minutes of Beer Board Meeting of August 10, 2010.
5. Unfinished Business.
6. New Business:
 - a. Public Hearing for on and off premises beer permit for BHB Rangers, d.b.a. Mountain View Driving Range.
7. Next Meeting.
8. Public comment on items not on the agenda.
9. Adjournment.

NOTICE

Pursuant to Tennessee Code Annotated § 57-5-105 notice is hereby given that Herbert Nelson Huffstetler has filed an application for the issuance of a beer permit for on and off premises consumption at BHB Rangers, d.b.a. Mountain View Driving Range, 3428 Tuckaleechee Pike, Maryville, Tennessee. Consideration will be given by the Blount County Beer Committee at a meeting on Thursday, August 19, 2010, at 6:30 p.m. in the County Commission Room of the Blount County Courthouse in Maryville, Tennessee. Anyone opposing the issuance of the permit should appear at the time and make their opposition known.

Roy Crawford, Jr.
Blount County Beer Board Secretary

**STATE OF TENNESSEE
COUNTY OF BLOUNT**

BE IT REMEMBERED, that a meeting of the Blount County Beer Board was held on Tuesday, August 10, 2010, at 6:00 pm at the courthouse in Maryville, Tennessee.

Roll call was taken by Roy Crawford, Jr., County Clerk:

Tonya Burchfield – absent	Scott Helton – present	Steve Samples – present
Gary Farmer – present	Gerald Kirby – present	
David Graham - absent	Holden Lail - present	

There were 5 present and 2 absent. The following proceedings were held to-wit:

IN RE: SETTING OF AGENDA.

Scott Helton made a motion to set the agenda. Gerald Kirby seconded the motion. A voice vote was taken with Chairman Lail declaring the motion to have passed.

IN RE: APPROVAL OF MINUTES OF DECEMBER 17, 2009 MEETING.

Gary Farmer made a motion to approve the minutes. Gerald Kirby seconded the motion. A voice vote was taken with Chairman Lail declaring the motion to have passed.

IN RE: ON AND OFF PREMISES BEER PERMIT APPLICATION OF BHB RANGERS, D.B.A. MOUNTAIN VIEW DRIVING RANGE.

Scott Helton made a motion to approve the application on first reading and set the public hearing for August 19, 2010, at 6:30 pm. Steve Samples seconded the motion.

A voice vote was taken with Chairman Lail declaring the motion to have passed.

IN RE: ADJOURNMENT.

Chairman Lail declared the meeting to be adjourned.

APPLICATION FOR A BEER PERMIT

STATE OF TENNESSEE

COUNTY OF BLOUNT

Application for (check one):

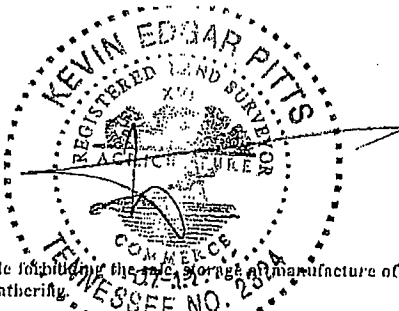
- ON PREMISES PERMIT
- OFF PREMISES PERMIT
- ON AND OFF PREMISES PERMIT
- MANUFACTURER'S OR DISTRIBUTOR'S PERMIT
- TEMPORARY PERMIT

I HEREBY MAKE APPLICATION FOR A PERMIT TO SELL, STORE, MANUFACTURE, OR DISTRIBUTE BEER OR OTHER BEVERAGES AUTHORIZED TO BE SOLD, STORED, MANUFACTURED, OR DISTRIBUTED UNDER THE PROVISIONS OF TENNESSEE CODE ANNOTATED §§ 57-5-101 *et seq.*, AND BASE MY APPLICATION UPON THE ANSWERS TO THE FOLLOWING QUESTIONS:

1. Full name of applicant (owner of business) Herbert Nelson Huffstetter
2. Type of applicant (check one): Person Firm Corporation Joint-stock company
Syndicate Association
3. List all persons, firms, corporations, joint-stock companies, syndicates, or associations having at least a 5% ownership interest in the business (attach additional sheet, if needed) _____
Herbert Nelson Huffstetter -
James Lee Berrong - Kenneth William Berrong
- If the owner is an individual, answer questions 4, 5, and 6. Otherwise, proceed to question 7.
4. What is your present home address? 1018 Belfair Lane
Maryville, TN 37804
5. Previous address(es) within last ten years (use additional sheet if necessary) _____
206 Manchester Maryville TN 37803
618 Lou Lane Maryville, TN 37803
6. Date of birth May 5, 1939 Home telephone number 865-233-2298
7. Applicant's business telephone number 865-803-7315
8. Under what name will this business operate? BHB Rangers/dba Mountain View Driving Range

Blount County has adopted a rule requiring that the Building Commissioner certify that this location meets all of the requirements of the Zoning Resolution of Blount County, Tennessee; see Attachment A.

9. Give business address and geographical location of business 3428 Tuakaleechee Pike Maryville, TN 37804
10. Describe the nature of the business you will operate Golf Driving Range
11. Name and address of the person to receive annual tax notices and other communication
Herbert N. Huffstetter 1018 Belfair Lane
Maryville, TN 37804
12. Give name and address of property owner (if other than business owner)
Bercong Family Partners LC
3402 Tuakaleechee Pike Maryville, TN 37803
13. Will permit be used to operate two or more restaurants or other businesses within the same building? (yes or no)
_____. If yes, specify number _____, and list the names of all restaurants or other businesses and describe all locations (use separate sheet if necessary) _____
14. Give name, date of birth, and address of any manager other than applicant N/A
15. Has any person who owns five percent (5%) or more of the business, any manager listed in response to question 14 above, or any other employee of the business, been convicted of any violation of the beer or alcoholic beverage laws or any crime (other than minor traffic violations) within the last ten (10) years? NO If yes, give particulars of each charge, court, and the date convicted _____
16. Have you, your business, or any person who owns five percent (5%) or more of the business, ever had a beer permit revoked, suspended, or denied in the State of Tennessee? NO If yes, specify where, when, and why. _____
17. Give the name, relationship to applicant (if applicable) and address of the former beer permittee at this location
N/A



Blount County has adopted a rule forbidding the sale, storage or manufacture of beer within 2,000 feet of a church, school, or other place of public gathering.

18. What is the name, address, and distance to your business location (as measured by a Registered Tennessee Surveyor) of the church (or other place of worship) nearest to your business? MORNING STAR BAPTIST CHURCH - 3412 E. LAMAR ALEXANDER PARKWAY - CHURCH IS 2,151.1' NORTHWEST OF MT. VIEW DRIVING RANGE BUILDING. (SEE SURVEY)

19. What is the name, address, and distance to your business location (as measured by a Registered Tennessee Surveyor) of the school nearest to your business? HERITAGE MIDDLE SCHOOL 3737 E. LAMAR ALEXANDER PARKWAY - SCHOOL IS 1.27 MILES NORTH EAST OF MT. VIEW DRIVING RANGE BUILDING (SEE SURVEY).

Blount County has adopted a rule forbidding the sale of beer and like alcoholic beverages within 300 feet of a residential dwelling, if the owner of the dwelling objects to the issuance of a beer permit.

20. What is the name of the owner, address, and distance to your business location (as measured by a Registered Tennessee Surveyor) of the nearest residential dwelling to your business? MARY KATE KEEBLE OKAIN - 146 HUBBARD SCHOOL ROAD. RESIDENCE IS 518.2' NORTH EAST OF MT. VIEW DRIVING RANGE BUILDING (SEE SURVEY).

21. What is the name of the owner, address, and distance to your business location (as measured by a Registered Tennessee Surveyor) of any other residential dwelling within 300 feet your business? NONE

22. Name, address, and registration number of Tennessee Registered Surveyor performing survey of distances included with this application: Kevin Pitts
1710 W. LAMAR ALEXANDER PKWY, MARIETTA
#2324

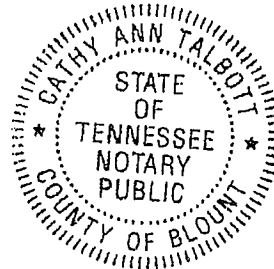
I certify that this application contains true information to the best of my knowledge and belief. I am aware of my continuing obligation to amend or supplement this application promptly if a change in circumstances affects the responses provided in this application, either before or after a permit has been issued. I certify that I am knowledgeable of the laws prohibiting the sale of beer to minors. I am aware that I will not be issued a beer permit or my permit will be revoked if my business location causes traffic congestion or interferes with schools, churches, or other places of public gathering, or otherwise interferes with public health, safety and morals. I will surrender to the Beer Board any permit issues under this application within fifteen (15) days of termination of the business, change in ownership, relocation of the business, or change of the business's name.

[Signature]
Signature of Applicant/Owner (or Authorized Corporate Officer)

Sworn to and subscribed before me this 22 day of July, 2010.

[Signature]
Notary Public

My Commission Expires: December 4, 2010



NOTICE: A non-refundable \$250 fee must accompany this application. If the application is approved you are required to provide documentation of sales tax registration to the county within ten (10) days of approval. A survey provided by a registered Tennessee Surveyor shall be included with this application with at least the following information: distance to the nearest incorporated city or town, distance to the nearest church (or other place of worship), distance to the nearest school, distance to the nearest place of public gathering.

A privilege tax of \$100 is imposed on the selling, distributing, storing or manufacturing beer in this state. The tax is due each January 1 and is payable to the Blount County Clerk. This tax is prorated for new permits issued after January 1, and must be paid when the permit is issued.

ANY APPLICANT MAKING ANY FALSE STATEMENT IN THIS APPLICATION SHALL FORFEIT HIS PERMIT AND SHALL NOT BE ELIGIBLE TO RECEIVE ANY PERMIT FOR A PERIOD OF TEN YEARS.

ATTACHMENT A

CERTIFICATION OF COMPLIANCE

Name of business: MTN View Driving Range

Business address and geographical location: 3428 Turbalochee Pike

This address is located on the same parcel as Lambert
Access Golf course, which is a grandfathered business.

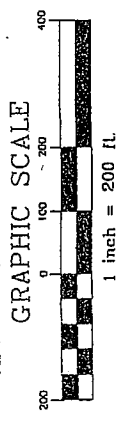
The proposed commercial activity of the sale of beer at this location for on premises and/or off premises consumption is allowed as a permitted use, and this location is in compliance with all lot size, setback, buffering, soils, building height and other applicable requirements for such permitted use, under the provisions of Resolution No. 00-06-010 of the Board of County Commissioners of Blount County, Tennessee, as amended, entitled the "Zoning Resolution of Blount County, Tennessee."

Dated this 26th day of July, 2010.

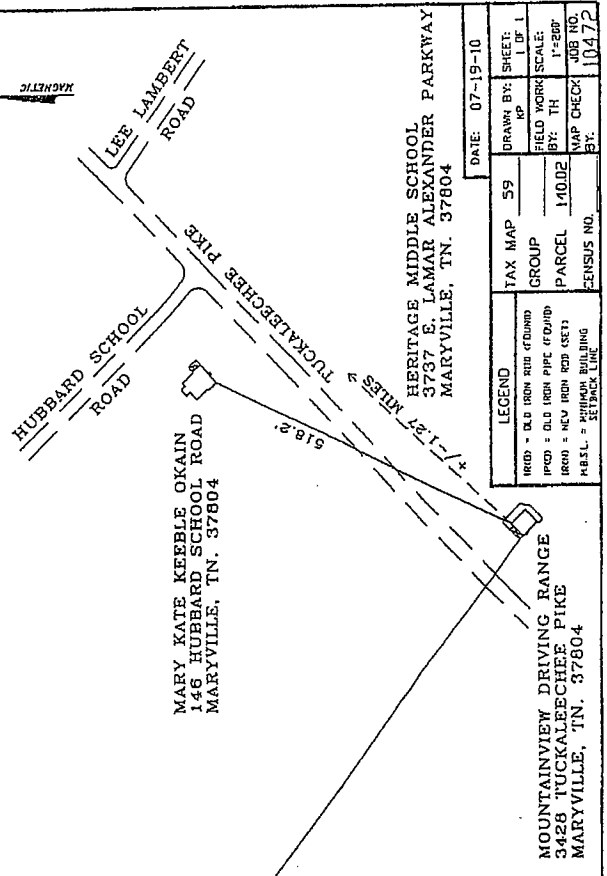
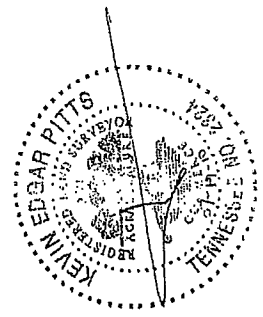
Roger D. Felth
Blount County Building Commissioner

MORNING STAR BAPTIST CHURCH
 3412 E. LAMAR ALEXANDER PARKWAY
 MARYVILLE, TN. 37804

BEER PERMIT SURVEY FOR
 MOUNTAINVIEW DRIVING RANGE
 MOUNTAINVIEW DRIVING RANGE
 3428 TUCKALEECHIE PIKE
 MARYVILLE, TN. 37804



BLOUNT SURVEYS, INC.
 KEVIN EDGAR PITTS, PLS. NO. 2324
 1710 W. LAMAR ALEXANDER PARKWAY
 P.O. BOX 4355, PHONE (865)983-0404
 MARYVILLE, TENN 37802-4355
 FAX (865)984-8182



LEGEND	TAX MAP	DATE
IRCD = OLD IRON ROD FOUND	GROUP	07-19-10
IPCD = OLD IRON PIPE FOUND	PARCEL	
IRCH = NEW IRON ROD (SET)	140.02	
H.B.S.L. = HYDRAULIC BUILDING SETBACK LINE	SENSUS NO.	
	59	
	1 OF 1	
	BY: TH	
	SCALE:	
	1" = 200'	
	MAP CHECK	
	JOB NO.	
	10472	

HERITACE MIDDLE SCHOOL
 3737 E. LAMAR ALEXANDER PARKWAY
 MARYVILLE, TN. 37804

MARY KATE KEEBLE OKAIN
 146 HUBBARD SCHOOL ROAD
 MARYVILLE, TN. 37804

MOUNTAINVIEW DRIVING RANGE
 3428 TUCKALEECHIE PIKE
 MARYVILLE, TN. 37804