

**AGENDA ITEM TITLE: APPLICATION FOR ALCOHOLIC BEVERAGE**

AGENDA DATE: February 1, 2018

CODE CASE #: 40-18

DATE OF INSPECTION: January 2, 2018

COMMERCIAL BUSINESS: Habersham Pizza, LLC

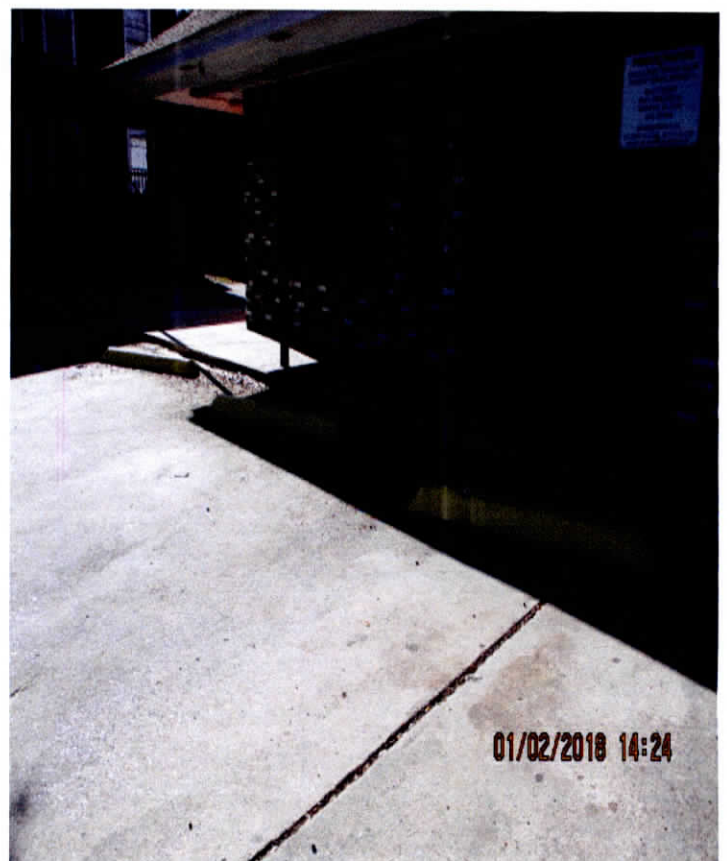
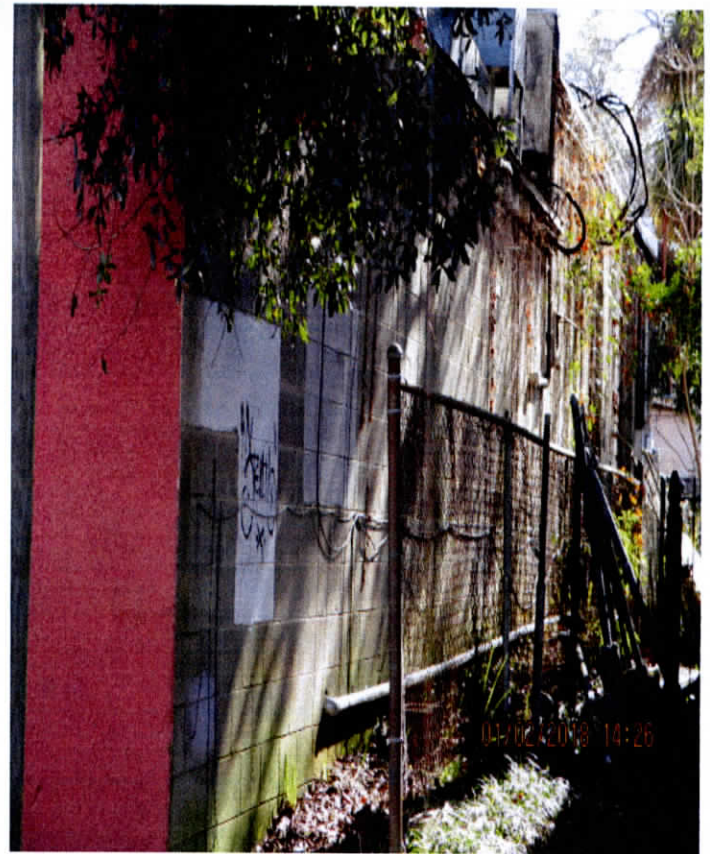
ADDRESS: 1201 Habersham Street

CODE VIOLATIONS: 302.1 Debris, littered premises/302.9 Graffiti /304.3 No Premise Identification on Building 304.2 Exterior Surfaces (wood, oxidation & paint)

COMMENTS: Notified applicant Joshua Yates and Manager Joshua Heintz, advised them of the violations and issued a 10-Day "Notice to Correct" citation.









## MEMORANDUM

**TO:** David Maxwell, CFO  
**FROM:** Tiras Winn Petrea, Principal Zoning Inspector  
**Cc:** Judee Jones, Revenue Administrator; Sergeant Shinita Young, SCMPD's Alcohol Beverage Compliance Unit  
**DATE:** January 16, 2017  
**SUBJECT:** Zoning Review of Alcoholic Beverage License Request

In reference to the application of **Joshua Yates, T/A Habersham Pizza LLC**, requesting an alcoholic beverage license at **1201 Habersham Street**, I have determined that the **Proposed Use, Restaurant that sells alcohol**, within the current **1-R Zoning District**:

- ☐ Is Not Permitted
- ☐ Requires Special Use Approval by the Zoning Board of Appeals
- ☒ **Is Permitted as a Nonconforming Use: Provided, that where alcoholic beverages are sold, such beverages shall only be sold as part of a meal.**
- ☐ Is Permitted with the Following Condition(s):
- ☐ Is Permitted by Right

Additionally, I have determined that the **Proposed Use**:

- ☐ Is an Existing use/occupancy, but new ownership, management or request.
- ☒ **Is a New use/occupancy that requires the issuance of a Certificate of Occupancy prior to issuance of the Alcoholic Beverage License.**

*Tiras Winn Petrea*

Tiras Winn Petrea  
Principal Zoning Inspector





# CITY OF SAVANNAH REVENUE DEPARTMENT

## ALCOHOLIC BEVERAGE LICENSE MEASUREMENT REPORT

Type Application: **NEW** Council Date: February 1, 2018 Petition Number:

Name of Applicant: Joshua Yates

Name of Establishment: Habersham Pizza LLC

Address/Location: 1201 Habersham Street

Nearest Cross Streets: **East Duffy Lane and East Duffy Street**

Type of License: ☒ Beer: ☒ by the drink ☐ package ☐ Sunday Sales  
☒ Wine: ☒ by the drink ☐ package  
☐ Liquor: ☐ by the drink ☐ package

Date Sign Posted: 1/16/2018

Reviewed by **Judee Jones, Deputy City Marshal**

Date Reviewed: 1/19/18

Reviewed by **David Maxwell, CFO:**

Date Reviewed: 1/23/18

### MEASUREMENTS

- ☒ This establishment is in compliance with all distance requirements.  
☐ This establishment is NOT in compliance with all distance requirements, as described:

Measured by: **Megan Edwards, ABC Investigator**  
**Savannah Chatham Metropolitan Police Department**

Date Measured: 1/12/2018

Done by: ☒ Odometer ☐ Roller Tape

☐ **LIQUOR - PACKAGE**

**Church, School Building, Educational Building, School Grounds, College Campus, or Package Store**

Measure from the establishment's *primary entrance* to the *primary entrance* of a church, school building, educational building, school grounds, college campus, or existing package store *along a straight line which is the shortest distance between the two property lines* [O.C.G.A 2-2-12 (d)(1)] [licenses issued after April 13, 1979].

Nearest church and location-

Minimum distance: 100 yards. Measured distance: yards In compliance? ☐ Yes ☐ No

Nearest school building, educational building, school grounds, or college campus and location-

Minimum distance: 200 yards. Measured distance yards In compliance? ☐ Yes ☐ No

Nearest package store and location -

Minimum distance: 500 yards. Measured distance yards In compliance? ☐ Yes ☐ No

**Alcohol Treatment Center**

Measure from the establishment's *primary entrance* to the *primary entrance* of an alcohol treatment center owned and operated by the state, county, or city by *the most direct route of travel on the ground*.

Nearest alcohol treatment center and location -

Minimum distance: 100 yards. Measured distance : yards In compliance? ☐ Yes ☐ No

☐ **BEER/WINE - PACKAGE**

**School Building, Educational Building, School Grounds, or College Campus**

Measure from the establishment's *primary entrance* to the *property line* of a: school building, educational building, school grounds, or college campus by *the most direct route of travel on the ground*.

Nearest school building, educational building, school grounds, or college campus and location-

Minimum distance: 100 yards. Measured distance: yards In compliance? ☐ Yes ☐ No

**Alcohol Treatment Center**

of the nearest church building, school building, educational building, college campus, or alcohol treatment center owned and operated by the state, county, or city, OR to the nearest portion of the nearest school grounds, whichever is applicable.

Nearest church building and location:

Minimum distance: 100 yards. Measured distance: In compliance? ☐ Yes ☐ No

Nearest school building, educational building, school grounds, or college campus and location-

Minimum distance: 200 yards. Measured distance: yards In compliance? ☐ Yes ☐ No

"College campus" does not apply to college grounds, stadiums, or recreational areas.

Nearest school grounds and location -

Minimum distance: 200 yards. Measured distance- yards In compliance? ☐ Yes ☐ No

"School grounds" means the property line of the tract on which the school is located.

Nearest alcohol treatment center and location-

Minimum distance: 100 yards. Measured distance -yards In compliance? ☐ Yes ☐ No

☒ **BEER AND/OR WINE - BY THE DRINK FOR CONSUMPTION ON THE PREMISE**

**School Building, School Grounds, College Campus, or Alcohol Treatment Center**

Measure by the most direct route of travel on the ground FROM the establishment's front door in a straight line to the nearest public sidewalk, walkway, street, road or highway, along such public way by the nearest route TO the front door of the nearest school building, educational building, or alcohol treatment center, and to the nearest portion of the nearest school grounds.

Nearest school building, educational building, school grounds, or college campus and location-

**Susie King Taylor Community School, 1709 Bull St, Savannah, GA 31401**

Minimum distance: 100 yards. Measured distance: **1056 yards** In compliance? ☒ Yes ☐ No

"School grounds" means the property line of the tract on which the school is located.

"College campus" does not apply to college grounds, stadiums, or recreational areas.

Nearest alcohol treatment center owned and operated by the state, county, or city and location-

**Georgia Regional Hospital, 1915 Eisenhower Drive, Savannah, GA 31406**

Minimum distance: 100 yards. Measured distance: **10736 yards** In compliance? ☒ Yes ☐ No

No distance requirements apply to churches for beer/wine by the drink for consumption on the premises.

EXEMPTIONS: No distance requirements for liquor, beer or wine sold by the drink for consumption on the premises apply to the following:

1. Hotels of fifty rooms or more which have been in continuous operation for a period of at least five years preceding July 1, 1981
2. Hotels of less than fifty rooms for the retail sale of alcoholic beverages solely to occupants of the hotel and their guests by the drink for consumption only on the premises
3. A private social club which is open only to its members and their guests and not to the general public, which does not advertise for or solicit patrons, which has an operating dining room as an integral part of its facilities, which dispenses alcoholic beverages solely to club members or their guests by the drink for consumption only on the premises
4. A restaurant that sells alcoholic beverages as a part of the meal or to restaurant patrons waiting for a table to be served a meal in a public place, licensed as a restaurant, and kept, maintained, advertised, and held out to the public as a place where meals are served and where meals are actually and regularly served, such place being provided with adequate and sanitary kitchen and dining room equipment and seating capacity of at least forty people, having employed therein a sufficient number and kind of employees to prepare, cook, and serve suitable food for its guests with the serving of alcoholic beverages to be consumed on the premises as only incidental thereto.
5. Colleges within the Historic District or the Victorian District (Savannah River to 37th Street, East Broad Street to MLK Boulevard) when the premises are zoned to allow such use **In Historic/Victorian District? NO**

ATTACH A DIAGRAM OF THE ESTABLISHMENT'S LOCATION IN RELATION TO THE IDENTIFIED SITES.

Diagram attached? **NO**





# SAVANNAH-CHATHAM POLICE METROPOLITAN

*Chief Joseph H. Lumpkin, Sr.*

**TO:** Rob Hernandez, City Manager  
**FROM:** Joseph H. Lumpkin Sr., Chief of Police  
**DATE:** January 17, 2018  
**SUBJECT:** 1201 Habersham Street / Habersham Pizza

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The purpose of this memorandum is to submit recommendations effective 01/17/2018. The following information is being supplied on an official basis concerning the New Alcohol Beverage License application to **Mr. Joshua Yates** pertinent records of the Georgia Crime Information Center and local agencies have been searched as of this date with the following results: (Only that information which would bear upon this application is recorded.)

**SAVANNAH-CHATHAM METROPOLITAN POLICE DEPARTMENT**  
No Record

**GEORGIA CRIME INFORMATION CENTER**  
No Record

In reference to the petition for **Mr. Joshua Yates** requesting **Class C (Retail Dealer On-premises Consumption: Malt Beverage, Wine)** at 1201 Habersham Street, T/A "Habersham Pizza", I submit the following:

**Mr. Joshua Yates'** fingerprints are on file. It should be noted there are no disqualifying criminal records. Applicable criminal records or incidents concerning this location under the listed name and/or business are not on file. Savannah-Chatham Metropolitan Police Department has no reason(s) for recommending denial of this petition.

Joseph H. Lumpkin Sr., Chief of Police  
Savannah Chatham Metropolitan Police Department



# SAVANNAH CHATHAM POLICE

METROPOLITAN

*Chief Joseph H. Lumpkin, Sr.*

**TO:** David Maxwell, CFO

**THRU:** David Gay, Captain

**FROM:** Shinita Young, ABC Unit Sergeant

**DATE:** January 16, 2018

**SUBJECT:** 1201 Habersham Street / Habersham Pizza

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The purpose of this memorandum is to submit recommendations effective 1/16/2018. The following information is being supplied on an official basis concerning the New Alcohol Beverage License application for **Joshua Yates**. A security plan has been submitted by the applicant and reviewed by Savannah-Chatham Metropolitan Police Department.

The security plan was examined to ensure it properly addresses all mentioned concerns in the City of Savannah's 2017 Alcohol Beverage Ordinance, Section 6-1206, Subsection D, Paragraph 4, Items A-I, as applicable.

In reference to the petition for **Joshua Yates** requesting a **Class C (Retail Dealer, Malt Beverage, Wine)** permit at 1201 Habersham Street, T/A "Habersham Pizza", I submit the following:

**Joshua Yates'** Security Plan has been reviewed. It should be noted the Security Plan addresses all applicable concerns as set forth by the governing sections of the City of Savannah's 2017 Alcohol Ordinance. The Savannah-Chatham Metropolitan Police Department has no reason(s) for recommending denial of this Security Plan.

A handwritten signature in blue ink, appearing to read "Shinita Young", with the date "1-15-18" written to the right of the signature.

Shinita Young, ABC Unit Sergeant  
Savannah-Chatham Metropolitan Police Department

**OFFICE OF THE CLERK OF COUNCIL  
ALCOHOLIC BEVERAGE LICENSE HEARING  
PUBLIC HEARING NOTICE**

Notice is hereby given that Joshua Yates for Habersham Pizza, LLC t/a Habersham Pizza, is requesting liquor, beer and wine (drink) license at 1201 Habersham Street, which is located between East Duffy Street and East Henry Street in District 2. The applicant plans to operate a full-service restaurant. (New owner/request), will be heard at the meeting of City Council at 2:00 pm, Thursday, February 1, 2018 in the Council Chambers, second floor of City Hall.

Anyone objecting to the issuance of this license may appear at that time and be heard.

City of Savannah  
Luciana M. Spracher  
Acting Clerk of Council

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SAVANNAH MORNING NEWS  
SPECIAL NOTICE COLUMN

Please insert the above notice in the SPECIAL NOTICE column of the Savannah Morning News: Wednesday, January 24, 2018.

Please let the City's Purchasing Department have two copies of the affidavit of publication.

OFFICE OF THE CLERK OF COUNCIL

Legal notice emailed to Purchasing to be forwarded to Savannah Morning News:  
Monday, January 22, 2018.



(THIS SIDE FOR OFFICE USE ONLY)

**REPORT**

Petition No. 180003

Filed January 5 20 18

The Department, to Which the Petition  
Was Referred, Reports:

Notice: "Be advised that the City of Savannah, as a Municipal Corporation, Chartered under the Laws of the State of Georgia in some injury or damage cases, such as damages caused by defects in streets and sidewalks and the sewer system, is not liable unless it first had knowledge of the defect causing the injury and thereafter failed to correct the defect. In most cases, the City has no notice of defects until the initial injury occurs and in such cases, the City is not liable and such petitions may be denied. You, nevertheless, have the right as a citizen to present your petition and have it investigated and resolved and/or heard by the Mayor and Aldermen." The stature of limitation for filing a claim against the City is six (6) months.

Clerk of Council

**PETITION**

Joshua Yates

Habersham Pizza LLC

1201 Habersham St.

*Savannah Ga 31401*

Requesting

New beer and wine (drink) license with  
Sunday sales.

Department Head

Be it resolved By the Mayor and  
Aldermen of the City of Savannah in  
Council assembled that the above  
report be and the same is hereby  
adopted.

In Council \_\_\_\_\_ 20 \_\_\_\_

Certified \_\_\_\_\_

Referred to Revenue

Clerk of Council

City Manager