AGENDA ITEM TITLE: New Application for 2018 Alcoholic Beverage License (Manufacture/Distillery/Brewery)

AGENDA DATE: February 1, 2018

CODE CASE #: 032-18

DATE OF INSPECTION: January 2, 2018

COMMERCIAL BUSINESS: Two Tides Brewing Company

ADDRESS: 12 West 41st St

PMD CODE VIOLATIONS: 304.2 (Protective treatment), 304.6 (Exterior Walls), 304.15 (Doors)

COMMENTS: All exterior property and premises shall be maintained in clean, safe and sanitary conditions.
COMMENTS: Property Reinspected 1/11/2018 - Violations have been corrected, property is now in compliance.
Judee Jones

From: Katherine Kelsven
Sent: Tuesday, January 02, 2018 9:06 AM
To: Clinton Edminster; jami.ander@hotmail.com
Cc: Judee Jones; Darlene Jackson01
Subject: Alcohol Notice Thomas Square - Two Tides Brewing Company

Please be notified that Two Tides Brewing Company has applied for an alcoholic beverage license. The address for Two Tides Brewing Company is 12 W. 41st Street. This license will go before City Council on February 1, 2018. If there are any concerns, please contact us at (912) 651-6520.

Thank you.

Katherine Kelsven
Community Outreach Specialist
Office: 912.651.6520 ext.1610
Cell: 912.667.2121

SAVANNAH savannahga.gov
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 James Massey, T/A Two Tides Brewing Company, requesting an alcoholic beverage license at 12 West 41st Street, I have determined that the Proposed Use, Microbrewery/Bar, within the current TC-1 Zoning District:

☐ Is Not Permitted
☒ Obtained Special Use Approval by the Zoning Board of Appeals on June 22, 2017 under File #17-003114-ZBA.
☐ Is Permitted as a Nonconforming Use
☐ 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 under Building Permit #17-07276-BC prior to issuance of the Alcoholic Beverage License.

Tiras Winn Petrea
Principal Zoning Inspector

Revised Date: June 16, 2017
SAVANNAH ZONING BOARD OF APPEALS
DECISION OF THE BOARD

PETITIONER: JOSH YELLIN AS AGENT FOR STARLAND PARTNERS LLC
(ON BEHALF OF TWO TIDES BREWING CO.)

FILE NO: 17-003114-ZBA
ADDRESS: 12 WEST 41st STREET
DATE: JUNE 22, 2017

Nature of Request
The petitioner, Josh Yellin as agent for Starland Partners LLC (on behalf of Two Tides Brewing Co.), is requesting approval of a use, #8-3219(18) (Microbrewery), which may be approved by the Zoning Board of Appeals.

Staff Recommendation
The proposed use has been determined to meet the requirements of adjacency to a collector street or greater, as the Starland District is adjacent to both Bull and Whitaker streets. The use is limited to a modest production of malt beverage.

The petitioner is proposing to include seats and tables for patrons, and will operate the facility as a bar serving the malt beverage produced on-site.

Staff recommends approval of the proposed use #8-3219(18) (Microbrewery).

Decision of the Board
Upon a motion made by David Moore and seconded by Michael Brown, the Savannah Zoning Board of Appeals adopts the following resolution:

Resolved, that the Savannah Zoning Board of Appeals does hereby approve the petition as recommended by staff.

Note:
No decision of the board of appeals permitting the use of a building or land shall be valid for a period longer than 12 months; provided, that wherever such use is dependent upon the erection or operation of a building, the board may extend the time for good cause thereon. (§8-3165(e))

VOTING FOR DECISION
Michael Brown
Willie James
Eli Karatassos
David Moore

VOTING AGAINST DECISION

*ABSENT OR FAILING TO VOTE
*Timothy Mackey
*Thomas Branch
*Parker Morgan

Jack Butler
Secretary

Eli Karatassos
Chairman Pro Tem

JB/am
CITY OF SAVANNAH
REVENUE DEPARTMENT

ALCOHOLIC BEVERAGE LICENSE MEASUREMENT REPORT

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

Name of Applicant: James Massey
Name of Establishment: Two Tides Brewing Company
Address/Location: 12 W 41st Street
Nearest Cross Streets: Bull Street and DeSoto Avenue

Type of License: ☑ Beer: ☑ by the drink ☐ package ☐ Sunday Sales
☐ Wine: ☐ by the drink ☐ package 
☐ Liquor: ☐ by the drink ☐ package ☑ X- Manufacturer

Date Sign Posted: 01/11/2018
Reviewed by Judae 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: 1/11/2018
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 -
Susie King Taylor Community School, 1709 Bull St, Savannah, GA 31401
LIQUOR - BY THE DRINK FOR CONSUMPTION ON PREMISES

Church, School Building, Educational Building, College Campus, Alcohol Treatment Center, School Grounds

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 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: 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

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

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

“No 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:
Minimum distance: 100 yards. Measured distance: 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, 1961
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
TO: Rob Hernandez, City Manager

FROM: Joseph H. Lumpkin Sr., Chief of Police

DATE: January 17, 2018

SUBJECT: 12 West 41st Street / Two Tides Brewing Company

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. James Massey 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. James Massey requesting Class B (Manufacturer Malt Beverage) at 12 West 41st Street, T/A “Two Tides Brewing Company”, I submit the following:

Mr. James Massey’s 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
TO: David Maxwell, CFO

THRU: David Gay, Captain

FROM: Shinita Young, ABC Unit Sergeant

DATE: January 16, 2018

SUBJECT: 12 West 41st Street / Two Tides Brewing Company

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 James Massey. 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 James Massey requesting a Class B (Manufacturer, Malt Beverage) permit at 12 West 41st Street, T/A “Two Tides Brewing Company”, I submit the following:

James Massey’s 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.

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 James Massey for Two Tides Brewing Company t/a Two Tides Brewing, is requesting beer (Manufacturer) license at 12 West 41st Street, which is located between Whitaker Street and Bull Street in District 2. The applicant plans to operate as a beer manufacturer. (New owner/location), 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

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.
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 statute of limitation for filing a claim against the City is six (6) months.

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

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**PETITION**

Petition No. 180004
Filed January 5 2018

Clerk of Council

James Massey
Two Tides Brewing Company
12 W. 41st. Street
Savannah, GA 31401

Requesting
A new beer (manufacturing) license.

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

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Certified

Clerk of Council

Referred to Revenue

City Manager