

APPLICATION FOR BEER PERMIT
STATE OF TENNESSEE
CITY OF FRANKLIN

PURSUANT TO SECTION 8 CHAPTER 2 OF THE CODE OF THE CITY OF FRANKLIN, TENNESSEE, AND THE REQUIREMENTS OF 57-5-101 ET. SEQ. OF THE TENNESSEE CODE ANNOTATED, I HEREBY MAKE APPLICATION FOR:

☐ ON PREMISES PERMIT
☒ OFF PREMISES PERMIT
☐ ON AND OFF PREMISES PERMIT
☐ MANUFACTURER'S OR DISTRIBUTOR'S PERMIT
☐ SPECIAL EVENTS PERMIT DATE OF EVENT _____
 HOURS OF EVENT _____

DATE PERMIT NEEDED 10/11

PERMITS SHALL BE ISSUED TO THE OWNER OF THE BUSINESS, WHETHER A PERSON, FIRM, CORPORATION, JOINT-STOCK COMPANY, SYNDICATE, OR ASSOCIATION.

1. Owner (Applicant) Mapco Express, Inc.
 Person ☐ Firm ☐ Corp ☒ LLC ☐ Joint-stock co. ☐ Syndicate ☐ Association ☐

2. List all persons, firm, joint-stock companies, syndicates, or associations having at least a 5% ownership interest in the business (attach additional sheet, if needed). Please give name and address.

COPEC Inc. Corporation Trust Center, 1209 Orange Street, Wilmington, DE 19801

3. If the applicant is a corporation, are they authorized to do business in the State of Tennessee? ☒

4. Under what trade name will this business operate?

Mapco Express #3408

City of Franklin business account number 6685 (local tax acct no.)

5. Location of the business by street address. For special event, list location of the event.

1301 Murfreesboro Rd., Franklin, TN 37064

Phone number of the business 615 794 5382

6. Please give the following information on the person who will be managing the business. This person is an owner _____ or a managing agent ☒.

Name

Drivers

Date of

Home p

7. Specify the identity, address and daytime contact phone number of the person to receive annual privilege tax notices and any other communication from the City.

Name Kim Martin Title Administrative Assistant

Mailing Address 1603 Godfrey Ave. SE

City, State, Zip Fort Payne, AL 35967

Daytime contact phone number 615-224-0852

8. Will the permit be used to operate two or more restaurants or other businesses under the same permit as permitted by T.C.A. Section 57-5-103(a)(4) within the same building? Yes _____ No ☒.

If so, specify number _____. List the names of the restaurants or other businesses and describe their location (use additional sheet if necessary)

9. Do you own the premises on which you will operate? No.
If no, please give the name and address of the property owner.

10. Has any person having at least 5% ownership interest, managers or employees of the business been convicted of any violation of beer or alcoholic beverage laws or any crime (other than minor traffic violations) within last ten (10) years? No. If so, give particulars of each charge, court and date convicted.

11. Has this owner or the owners organization had a beer permit revoked, suspended, or denied in the State of Tennessee? Yes ☒ No ☐ If so, please give date, place and cause of said revocation.

Please see attached list of stores. Stores received only temporary suspension and immediately remedied any issues upon notification.

12. Give the name and address of the former beer permittee at this establishment.

Mapco Express, Inc. 7102 Commerce Way, Brentwood, TN

(Mapco Express, Inc. has a new 100% stakeholder- see above).

13. Give applicant's history of involvement in the beer business, if any.

Mapco Express, Inc. operates over 350 convenience stores in the Southeast.

It was incorporated in 2001.

14. Give applicant's employment record for the past 10 years.

N/A

15. What is the exact nature of the business in which you are applying for a beer permit?
(Restaurant, tavern, motel, etc.)

Convenience Store

16. Will a full course menu be served? No.
17. Will separate and sanitary facilities be maintained for men and for women? Yes.
18. Will dancing be allowed on your premises? No.
If yes, do you acknowledge that section 9-102 of the Franklin Municipal Code prohibits the operation of establishments allowing dancing between 1:30 AM and 8:00 AM?

TRAINING POLICY:

All beer applications must have a training policy submitted with application. This policy must include training regarding the sale of beer to minors.

19. Please read the following and upon signature of this application, you do understand and agree to comply if you are granted a permit.
- (a) You will not sell beer or similar beverages except at the place or places for which the beer board has issued your permit.
 - (b) You will not sell beer or any like beverage except in accordance with the terms of said permit.
 - (c) If this application is made for permit to sell and not for consumption on the premises, you will not sell for consumption on the premises and not allow consumption on the premises.
 - (d) You will rigidly enforce the law against sales to minors.
 - (e) You will prohibit gambling at your establishment and understand that the conduct of such activities on the premises will result in revocation of your permit.
 - (f) You will secure a certificate or statement from the health department or health officer that the premises covered by the application meet the requirements of the ordinances of the City of Franklin and the laws of the State of Tennessee.
 - (g) You will not attempt to transfer this permit to anyone else.
 - (h) You will display this permit in a prominent place in your establishment.
 - (i) You will not sell or distribute beer between the hours of 3:00 AM and 6:00 AM (8:00 AM for on premises consumption) during the week and between the hours of 3:00 AM Sunday and 12:00 Noon Sunday (10:00 AM for on premises consumption).
 - (j) You will prohibit the congregation at your establishment of those who reasonably appear to be intoxicated, lawless, rowdy, or prostitutes.
 - (k) You will not allow any liquor with alcoholic content of greater than five percent (5%) to be consumed on the premises.

- (l) You will not allow any sale or delivery of beer for consumption on the premises outside of the building, it being the intention to prohibit the sale of beer by what is commonly known as "curb service" or "curb sales" of beer.
- (m) You will comply with all requirements of section 2-201 through 2-229 of the municipal code of the City of Franklin.

A non-refundable \$250 fee must accompany this application and the application shall be submitted at least fifteen (15) days prior to the Beer Board meeting at which it is to be considered. If the application is approved you are required to provide documentation of sales tax registration to the city within ten days of approval. Any applicant making false statement in this application shall forfeit his permit and shall not be eligible to receive any permit for a period of ten years.

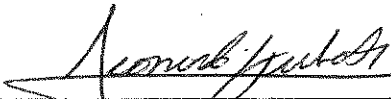
A privilege tax of \$100 is imposed on the business of selling, distributing, storing or manufacturing beer in this state effective January 1, 1994 and each successive January 1. Any holder of a beer permit issued after January 1, 1994 shall pay a pro rata portion of this annual tax when the permit is issued.

I hereby make application to the City of Franklin Beer Board for a beer permit.

The signing of this application acknowledges that I am aware of the laws prohibiting the sale of beer to minors.

I hereby certify that no person having at least a 5% ownership interest, nor any person to be employed in the distribution or sale of beer in my establishment has been convicted of any violation of the beer or alcoholic beverage laws or any crime involving moral turpitude within the past 10 years.

I am also aware that I shall not be issued a permit or my permit shall be revoked if my business location causes traffic congestion or interferes with schools, churches, or other public places of public gathering, or otherwise interferes with public health, safety and morals.



Signature of Applicant/Owner (or Authorized Corporate Officer)

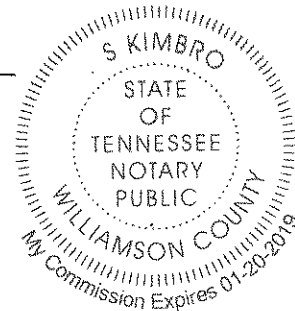
On behalf of: COPEC INC.
Name of Business Entity

Sworn to and subscribed before me this 26 day of Sept., 20 14



Notary Public

My Commission Expires: 1/20/19



Official Use Only

Application Fee \$ <u>250.00</u>	Date Paid <u>9/28/14</u>
Privilege Tax \$ <u>25.00</u>	Date Paid <u>9/28/14</u>
Board Meeting Date <u>10/11/14</u>	

**DELEGATION OF AUTHORITY
FOR CORPORATIONS**

MAPCO EXPRESS, INC., a corporation doing business under the laws of the State of Delaware, having its principal office located at 7102 Commerce Way, Brentwood, TN 37027, does hereby make, constitute and appoint **COPEC, INC.**, a Delaware corporation, and any of **Leonardo Ljubetic Garib, Frederic Chaveyriat, Rodrigo Guerrero González, Joel R. Buckberg, Marc Adesso, Audrey Giglio and Kimberly Wright** to sign, seal, deliver, file and change any document and to perform any act that may be necessary or required by law, in connection with the beer permit application of MAPCO EXPRESS, INC. filed in connection with the acquisition of the capital stock of MAPCO EXPRESS, INC. by COPEC, INC.

Executed this 26 day of September, 2016.

MAPCO EXPRESS, INC.

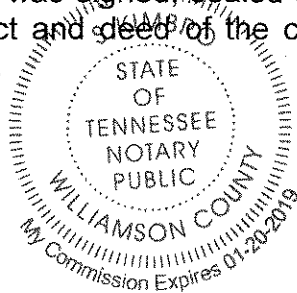
By: 

Title: VP of Sales

STATE OF TENNESSEE }

COUNTY OF WILLIAMSON }

Before me, on this 26 day of September, 2016, the undersigned personally appeared who, I am satisfied, is the person who signed the within instrument as Austin Martin of **MAPCO EXPRESS, INC.**, the corporation named therein and this person thereupon acknowledged that the said instrument made by the corporation was signed, sealed and delivered by this person as such officer and is the voluntary act and deed of the corporation, made by virtue of authority from its Board of Directors.




Notary Public

Mapco Express, Inc. Training Policy

The Tennessee Alcoholic Beverage Commission has certified Mapco Express, Inc. for the Responsible Vendor program. Every Mapco employee participates in Responsible Vendor training, and the training keeps track of compliance. The Responsible Vendor program requirements are integrated throughout Mapco's entire organization, and all new Mapco employees must complete the training upon hire.

Store	City	State	date of failure	Category	Amount of fine	# of Defenses	Agency of fine
1018	Nashville	TN	2/28/2014	Alcohol	1000		1 Metro Nashville
1018	Nashville	TN	11/12/2015	Alcohol	1000		2 Metro Nashville
1033	Nashville	TN	10/25/2013	Alcohol	1000		1 Metro Nashville
1033	Nashville	TN	11/9/2013	Alcohol	1000		2 Metro Nashville
1033	Nashville	TN	11/6/2015	Alcohol	N/A	N/A	TN RV Revocation 3 Years
1040	Goodlettsville	TN	11/18/2014	Alcohol	1000		Metro Nashville
1040	Goodlettsville	TN	2/27/2015	Alcohol	1000		Metro Nashville
3056	Memphis	TN	7/23/2014	Alcohol	1000		City of Memphis
3148	Memphis	TN	2/10/2015	Alcohol	500		1 City of Memphis
3150	Memphis	TN	11/19/2014	Alcohol	Suspension	Failure to Appear	City of Memphis
3150	Memphis	TN	1/17/2015	Alcohol	N/A		1 City of Memphis
3150	Memphis	TN	6/27/2015	Alcohol	N/A		2 City of Memphis
3217	Nashville	TN	1/5/2016	Alcohol	1000		1 Metro Nashville
3401	Hermitage	TN	12/22/2015	Alcohol	1000		1 Metro Nashville
3403	Nashville	TN	3/11/2016	Alcohol	1000		1 Metro Nashville
3410	Nashville	TN	3/11/2016	Alcohol	1000		1 Metro Nashville



Course Introduction

In this course, you will learn about:

- The effects of alcohol.
- How to manage intoxicated customers.
- How to manage minors and how to determine the legal age.
- The acceptable forms of ID.
- How to detect fake and altered ID.
- Law Enforcement and Consequences of illegal Service of Alcohol.

To continue with the course click on the NEXT button located at the top of the page with the other navigation buttons.



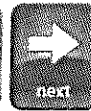
This program has been approved by the Tennessee Alcoholic Beverage Commission as currently satisfying the requirements contemplated by the Tennessee Responsible Vendor Act of 2006



Legislative Intent

It is the intent of the legislature through the provisions of the TN Responsible Alcohol Vendor Act:

1. To eliminate the sale of beer for off-the-premises consumption to, and consumption of beer by, underage persons;
2. To reduce intoxication and to reduce accidents, injuries, and deaths in the state that are related to intoxication;
3. To encourage vendors to be prudent in their selling practices of beer, and to restrict or reduce the sanctions that may be imposed in administrative proceedings by local beer boards against those vendors who voluntarily comply with responsible practices in accordance with this part; and
4. To uniformly apply all provisions in this part statewide, including training, certification and the imposition of penalties or other sanctions for violations of this part, and that no variations from the provisions on training, certification or penalties are permissible.



Loss of certification for sale to minor

If a beer board determines that a sale to a minor occurred by an off-premise beer permit holder, then the certification of the clerk making the sale shall be invalid and the clerk may not reapply for a new certificate for a period of one (1) year from the date of the beer board's determination. Beer boards shall report the names of such clerks to the commission within fifteen (15) days of finding that a sale to a minor occurred. The commission shall notify the responsible vendor of their certified clerks who have lost their certification within fifteen (15) days of notification by the beer board.

In order to help easily identify clerks, the law requires that all employees must wear a name badge with their first and last name on it.

A rectangular logo with a dotted border and the text "Tennessee Alcohol Vendor Certification" is crossed out with a large, thick black 'X'.

Tennessee Alcohol Vendor
Certification

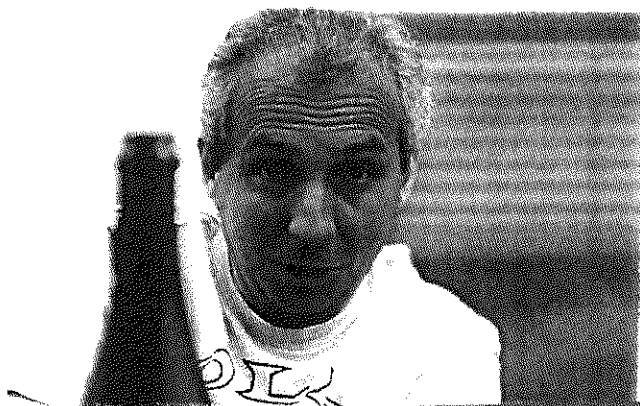


Visible Signs of Intoxication

The following is a list of signs to look for when trying to identify an intoxicated customer

- Red or blood shot eyes
- Staggering
- Strong alcohol breath
- Difficulty in handling money
- Slurred speech
- Animated behavior
- Loud and boisterous behavior





Selling Alcohol to Intoxicated Individuals

Do not sell or furnish beer to any person who appears, considering the totality of the circumstances, to be intoxicated. The penalty can involve up to eleven months and 29 days of probation and a \$2500 fine.



STEPS TO THE 'TECHNIQUES OF ALCOHOL MANAGEMENT'

There are three simple steps to the "Techniques of Alcohol Management" program. Please use your mouse to rollover each technique to learn more about each one.

S.I.R.

Determines if you have a problem customer

S : is for "SIZE UP" the customer - for age; proper ID; possible intoxication; or second party sale

I : is for "INTERVIEW" the customer - to check out suspicions you have.

R : is for "RATE" the customer as either a problem or okay. If okay, proceed.

S.I.R.

M.A.A.M

S.T.O.P.

Contributing material provided by NACS and the Michigan Licensed Beverage Association



STEPS TO THE 'TECHNIQUES OF ALCOHOL MANAGEMENT'

There are three simple steps to the "Techniques of Alcohol Management" program. Please use your mouse to rollover each technique to learn more about each one.

M.A.A.M.

Helps you to handle most problems you discover after using S.I.R.

M : is for "MOVE" the alcohol out of sight and reach.

A : is for "ATTITUDE". Be firm, fair, friendly.

A : is for "ASSERT" the law and store policy.

M : is for "MOVE ON" to other customers or work.

S.I.R

M.A.A.M

S.T.O.P.

Contributing material provided by NACS and the Michigan Licensed Beverage Association



STEPS TO THE 'TECHNIQUES OF ALCOHOL MANAGEMENT'

There are three simple steps to the "Techniques of Alcohol Management" program. Please use your mouse to rollover each technique to learn more about each one.

S.T.O.P.

Helps you control an unusual situation not solved by S.I.R. or M.A.A.M., such as violence, theft, etc.

S : is for "STAY" in the store. Do not chase offenders.

T : is for "TEMPER-CONTROL". Don't lose it! Be professional.

O : is for "OBSERVE" carefully the important details: license number, description, etc.

P : is both for "POST" the details in your store logbook; and "POLICE".

S.I.R

M.A.A.M

S.T.O.P.

Contributing material provided by NACS and the Michigan Licensed Beverage Association



Visible signs of intoxication include:

- ☐ red or bloodshot eyes
- ☐ strong alcohol breath
- ☐ slurred speech
- ☐ all of the above





Module 2: Minors and Determining the Legal Age-Introduction



In Module 2, Minors and Determining the Legal Age, you will learn about minors and how to determine the legal age. By the end of this module you will be able to:

- Determine the legal age to purchase, possess or consume alcoholic beverages.
- Describe Tennessee state law and the criminal penalties of illegal sales of alcoholic beverages to minors.
- Describe the four most commonly used forms of ID which can be used to determine the legal age of a customer.
- Detect false or altered IDs.
- Describe the responsibilities and possible consequences of second-party sales.



21 for Everyone!

- A person less than 21 years of age may not purchase, consume, possess or transport any alcohol, liquor or malt or brewed beverages within the State of Tennessee.
- It is illegal to sell, deliver, furnish or give away alcoholic beverages to any minor, or to permit any minor to drink or consume any alcoholic beverages on the licensed premises.



Consequences

Selling, delivering, furnishing or giving away alcoholic beverages to any minor is a class A misdemeanor and can carry a fine of \$2500 as well as eleven months and twenty nine days on probation for anyone convicted of this offence.





Minors...

- It is illegal for a minor to attempt to purchase, consume, possess or to transport any alcoholic beverages within the state. It is illegal for any minor to falsely represent that they are of legal drinking age.
- It is also illegal for anyone to falsely represent that a minor is of legal drinking age in order to buy alcoholic beverages.





Adults purchasing for minors

If you know or are made aware that an adult is purchasing alcoholic beverages for a minor you are obligated by law to refuse the sale.



Appearances can be deceiving

Can you spot the minor? It's hard to tell! So, you have to ask!



Four Common Forms of ID

There are four commonly used forms of ID, however, any government issued, photo ID is acceptable so long as the ID has not been altered or damaged and the birthday is legible. Click on the links below to find out about the four most common types.

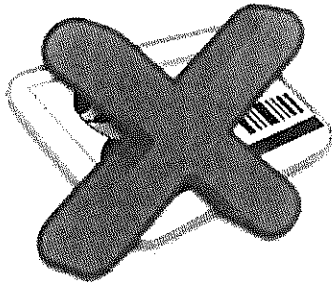
- [1. Valid Drivers License](#)
- [2. Valid Military I.D.](#)
- [3. Valid Passport](#)
- [4. Non-Driver I.D. issued by the Department of Public Safety](#)



Types of Tennessee Drivers Licenses

There are 3 versions of TN Drivers Licenses that are valid. Click on the links below to find out about each type.

- [Current License](#)
- [Previous License](#)
- [Older License with Sticker](#)

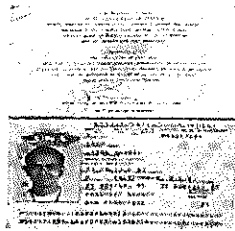
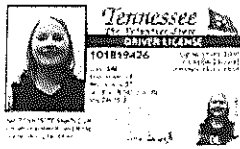


What forms of ID are not acceptable?

- An immigration card.
- A Social Security card.
- A student ID.
- A Department of Corrections ID.
- A Housing Authority ID card.
- A passport in a language you can not read.
- A birth certificate.
- A pistol permit.
- A traffic ticket issued by the Department of Public Safety.



Which of the following are valid and acceptable ID? Click on the image to select your answer.



State issued Driver's License

Valid Passport

State issued Non Driver ID

Military ID



TN Responsible Alcohol Vendor Training (Tennessee) - Minors & Determining Legal Age - Borrowed IDs

58 / 115



101
Class DM
Endorsements
Restrictions
Sex F Ht 5'
SSN ON FILE

JR
220 WEST DUNBAR CAVE ROAD
CLARKSVILLE, TN 37040



Te
The
10181
Class DM
Endorsements
Restrictions
Sex F Ht 5'
SSN ON FILE

JR
220 WEST DUNBAR CAVE ROAD
CLARKSVILLE, TN 37040



JR
220 WEST DUNBAR CAVE ROAD
CLARKSVILLE, TN 37040



Tennessee
The Volunteer State

DRIVER LICENSE

101819426 Expires 11-11-2005
Issued 04-21-2003
Reissue date 11-11-1965

Class DM
Endorsements F
Restrictions 01
Sex F Ht 5'09" Eyes BL
SSN ON FILE

JR
220 WEST DUNBAR CAVE ROAD
CLARKSVILLE, TN 37040

Don Sample

DL

Borrowed IDs

A potential underage purchaser can usually count on the fact that any borrowed ID will not be closely inspected by the alcohol server.



How can you detect a fake or altered ID?

Remember:

- ALWAYS have the customer remove the I.D. from the wallet.

Feel for:

- Pin holes on the surface and look for color variations on the date of birth.

Examine:

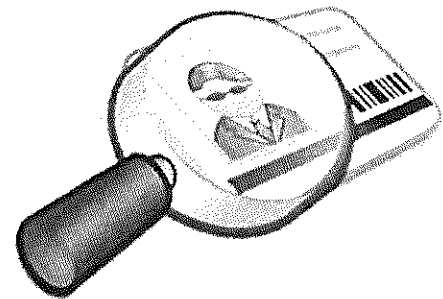
- The photo and physical description. They should match the person handing you the ID.
- The expiration date. You CANNOT accept an expired ID.
- The birth date. Are they old enough?
- Whether-or-not the ID is a duplicate.
- The state logo. If it's partially missing or blurred, the ID might be fake.
- The hologram. Is it a genuine hologram or a basic hologram added to a fake ID?
- The card's reverse side lettering. Some ID makers neglect the back side of the ID. Look for blurred lettering or differences from the front of the ID.
- Whether it is an out-of-state license. Use an ID Checking Guide when you're looking at an unfamiliar license.

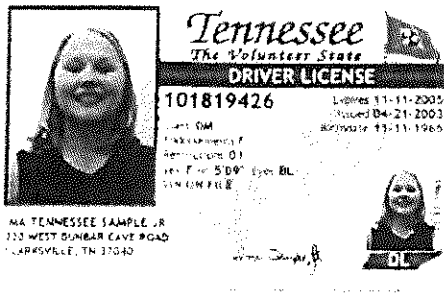
Ask:

- About basic information on the card, such as the birth date, middle initial, zip code, age, etc.
- For a second form of ID. People with fake IDs rarely carry back-up identification.

Return:

- If you are satisfied that the proof of age is valid, you may sell.
- If you are not convinced, return the ID to the customer and refuse the sale!





A young looking customer presents you with an ID. You inspect the ID and determine that the customer is of age. However, the ID appears to have been tampered with. You should:

- ☐ Refuse to sell.
- ☐ Confiscate the ID and have the customer thrown out.
- ☐ Ask your manager for assistance.
- ☐ Refuse to sell and ask your manager for assistance.

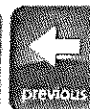
Instructions

Instructions

Show me



SAM



Determining Legal Date of Birth

Here is a quick tip to help you determine whether a customer is old enough to legally purchase alcohol by looking at the Date of Birth(D.O.B.) on their ID.

	Legal
Today's Date:	Date of Birth:
9-29-2016	- 21 years = 9-29-1995



Is your customer old enough?

It's important to be able to identify a customer's age when they are purchasing alcohol. Look at today's date and the Date of Birth(D.O.B) on their ID and decide if they're old enough.

Today's Date: Date of Birth:

9-29-2016

9-8-1998

Is your customer old enough?

YES

NO

POLICE DEPARTMENT

Deborah Y. Faulkner, EdD
Chief of Police



Dr. Ken Moore
Mayor

Eric S. Stuckey
City Administrator

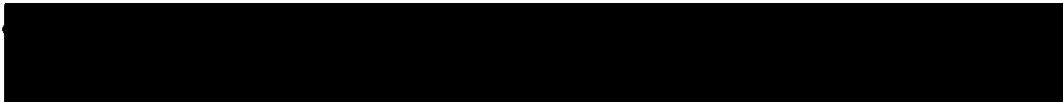
September 29, 2016

TO: Chief Deborah Y. Faulkner *DF*
FROM: Mary E. Casteel
Mary E. Casteel, Communications Support Coordinator

SUBJECT: Beer Board Background Checks

A check of Franklin Police Department records was completed on David DeSerio, Managing Agent for Mapco Express Inc., and found to be clear.

A check was completed through LexisNexis/Accurint and revealed the following:



Requested by: Delisa Pugh

City of Franklin

P O Box 705
Franklin, TN 37065
(615) 791-3225

DATE: 9-28-16

TO: POLICE CHIEF

FROM: CHRISTY MCCANDLESS, ACCOUNT MGMT SUPERVISOR

RE: RECORDS CHECK FOR APPLICATION FOR BEER PERMIT
BEER BOARD MEETING DATE 10-11-16

- ☐ Applicant is requesting a temporary permit. Please return ASAP.
- ☒ Please return by 10-3-16 to provide information for Beer Board meeting agenda.

Name of Business Mapco Express # 3408

Location of Business 1301 Murfreesboro Rd

Name of applicant Mapco Express, Inc

Managing Agent

Drivers License

Date of Birth

- ☐ Recommend. Based on information available to date, the applicant has no record requiring denial of the permit under the provisions of Title 8 of the Franklin Municipal Code.
- ☐ Not recommending. Based on information available to date, the Police Dept. is not recommending approval of a permit.

CENTRAL RECORDS DIVISION
FRANKLIN POLICE DEPT

By _____

Date _____

Approved _____
Signature