

TOWN OF CUMBERLAND GAP
BEER BOARD MINUTES
FEBRUARY 1, 2016
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The Beer Board of Cumberland Gap, Tennessee met in regular session on February 1, 2016, immediately following the Town Board meeting. All members were present.

Mayor McGaffee called for approval of the minutes. Chuck Coffey made a motion to the approve minutes, with a second by Jerry Hopson. Mayor McGaffee called for a roll call vote. Board members voted as follows: Susan Bain-yes; Chuck Coffey-yes; Teresa Fuson- yes; Jerry Hopson –yes; John Ravnum-yes; Phillip Waller-yes.

Mayor McGaffee called for Old Business:
There was no old business.

Mayor McGaffee called for New Business:

Beer Permit Application-Angelo's in the Gap

The name listed on the beer permit is no longer part owner of the establishment, so there forth a new permit is required. Chuck Coffey made a motion to approve the application, with a second by Teresa Fuson. Mayor McGaffee called for a roll call vote. Board members voted as follows: Susan Bain-yes; Chuck Coffey-yes; Teresa Fuson- yes; Jerry Hopson –yes; John Ravnum-yes; Phillip Waller-yes.

Complaints against Gap Tap

The attorney sent a certified letter, along with copies of complaints, to Chris Anderson on January 18, 2016 citing him to appear before the beer board. More complaints were faxed to him (the attorney) two days after the letter was mailed. He didn't have time to give Mr. Anderson ten days written notice on those complaints, so there forth, those complaints cannot be considered at this meeting. The only complaints to be considered tonight are the ones that were mailed along with the letter, and those were already talked about earlier in the board of mayor and alderman meeting.

Mr. Anderson explained that he didn't sign for the certified letter until January 28, 2016, so therefore, he did not have 10 days to prepare for the meeting. He asked that all complaints be addressed next month.

The attorney explained that he hasn't received the card back that shows when the letter was signed for. Based on what Mr. Anderson says then he did not receive it within the required 10 days before the meeting. In his opinion, the board cannot proceed tonight. The attorney will mail another certified letter with all the complaints prior to next month's meeting.

There was some discussion about trash around the establishment. Mr. Anderson replied that he cannot clean up an empty parking lot in the dark without police protection when no one else is around. When questioned about the empty cans still around his establishment, Mr. Anderson replied they were on town property not his. He further

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explained that he doesn't sell cans. People are bringing beer cans with them and throwing them down instead of bringing them inside the establishment.

Mr. Anderson agrees that they have valid complaints and symphonizes with them, but he doesn't feel like anyone wants to work with him. Instead they want to shut him down. One resident stated that was not the case they just want the noise to stop. She says she has some recommendations for some small changes but no one wants to listen. Small changes can make a difference.

When asked what they could do to help, Mayor McGaffee told the residents to call Mr. Anderson when there is a problem. One resident replied they did that before but was told to call the cops instead. They have done everything they were told to do. We have filed written complaints, went to Chris, called the cops, even took pictures and put ourselves in danger but nothing is happening, the resident further explained. Mayor McGaffee told them to keep doing what they are doing.

The sheriff's department cannot enforce city ordinances only state laws. When asked if the sheriff's department could enforce the closing time, Mayor McGaffee said they could not, but continue to call the cops anyway so there will be documentation that the establishment is open after the set closing time.

There was discussion about allowing eighteen years old inside the establishment. Mr. Anderson explained that he does not serve beer to eighteen year olds and will continue to allow them inside his establishment.

Mayor McGaffee again stated that anytime anyone has a complaint call 911 so it is recorded.

With no business to come before the board, Teresa Fuson made a motion to adjourn, with a second by John Ravnum. On voice call vote all vote "aye".