



Baldwin County Commission

Legislation Details (With Text)

File #: 20-0632 **Version:** 1

Type: Public Hearings **Status:** Passed

File created: 1/21/2020 **In control:** Baldwin County Commission Regular

On agenda: 2/18/2020 **Final action:** 2/18/2020

Title: *Case No. LV-20001 - Alcohol License Application for Triple B Convenience Store Inc. d/b/a Triple B Convenience Store 3

Indexes:

Attachments: 1. Public Hearing Date - Email for Applicant, 2. Location Verification, 3. Consent for Inspection, 4. Business License, 5. Sheriff's Memo, 6. Maps, 7. Triple B Site Photo, 8. Email from Mr. Brill's Attorney, 9. *Addendum Attachment - Proof of Publication

Date	Ver.	Action By	Action	Result
2/18/2020	1	Baldwin County Commission Regular	Approved	Pass

Meeting Type: BCC Regular Meeting

Meeting Date: 2/18/2020

Item Status: New

From: Wayne A. Dyess, County Administrator; Anu Gary, Administrative Services Manager

Submitted by: Barbara Pate, Commission Executive Assistant

ITEM TITLE

*Case No. LV-20001 - Alcohol License Application for Triple B Convenience Store Inc. d/b/a Triple B Convenience Store 3

STAFF RECOMMENDATION

Consider the 050 - Retail Beer (Off Premises Only) and 070 - Retail Table Wine (Off Premises Only) license application for Triple B Convenience Store Inc. d/b/a Triple B Convenience Store 3, located at 10930 County Road 64 Daphne, Alabama, 36526, and approve the issuance of said license(s) by the Alabama Beverage Control (ABC) Board, if the public hearing does not reveal a legitimate reason to deny the application.

The approval is contingent upon the applicant providing the Commission the required original proof of publication affidavit from the newspaper, and a copy of the Alabama Department of Public Health Food Permit.

BACKGROUND INFORMATION

Previous Commission action/date:

January 21, 2020, BCC Regular Meeting - at the request of Mr. Shane Brill, Applicant for Case No. LV-20001 - ABC License Requests [050 - Retail Beer (Off Premises Only) and 070 - Retail Table

Wine (Off Premises Only)] for Triple B Convenience Store Inc. d/b/a Triple B Convenience Store 3, located at 10930 County Road 64 Daphne, Alabama, 36526, the Commission waived the Baldwin County Commission Policy #2.6 - Alcohol License Applications, in order for the Applicant to begin the three-week required advertising for the public hearing, without the required Alabama Department of Public Health Food Permit in place.

January 14, 2020, BCC Work Session - Item was discussed by Commission and Attorney for Applicant.

Background:

At this time, the applicant has not provided staff with a copy of the required Alabama Department of Public Health Food Permit.

Staff has verified the applicant has a current business license, all sales tax requirements have been satisfied, and the Baldwin County Sheriff's Office does not oppose the issuance of this license.

Triple B Convenience Store 3 is a new construction and is located at 10930 County Road 64 Daphne, Alabama, 36526. The ADPH (Baldwin County Health Department) will not conduct its final inspection or issue any final permits until the newly constructed establishment is ready to open.

FINANCIAL IMPACT

Total cost of recommendation: N/A

Budget line item(s) to be used: N/A

If this is not a budgeted expenditure, does the recommendation create a need for funding? N/A

LEGAL IMPACT

Is legal review necessary for this staff recommendation and related documents?
N/A

Reviewed/approved by: N/A

Additional comments: N/A

ADVERTISING REQUIREMENTS

Is advertising required for this recommendation? Yes

If the proof of publication affidavit is not attached, list the reason: Will be presented at meeting.

FOLLOW UP IMPLEMENTATION

For time-sensitive follow up, select deadline date for follow up: N/A

Individual(s) responsible for follow up:

Correspondence will be on hold until staff receives a copy the Alabama Department of Public Health Food Permit from the applicant.

Correspondence to:

State of Alabama ABC Board
c/o Ms. Betty Dean
2715 Gunter Park Drive, West
Montgomery, Alabama 36109

Via email only: betty.dean@abc.alabama.gov

Cc:

Applicant, Shane Brill (via email only - triplebstoreinc@gmail.com)

Attorney for Applicant, Jon Archer (via email only - associate@jbplaw.com)

Action required (list contact persons/addresses if documents are to be mailed or emailed): N/A

Additional instructions/notes: N/A