December 27, 2017

Club Owner

Town of Mason

**RE: Responsibilities of Beer Permit Holders**

Dear Owner(s):

Attached hereto are responsibilities that you have under Chapter 2, Section 8-213 of the Mason Municipal Code for your reference.

Chapter 2, Section 8-207 of The Mason Municipal Code states that **“It shall be unlawful for any person to** **sell, store for sale, distribute for sale, or manufacture beer without first making application to and obtaining a permit from the beer board.”** Chapter 2,Section 8-208 further states that **“any person, firm, corporation, joint stock company, private entity, syndicate or association engaged in the sale, distribution, storage or manufacture of beer shall remit the tax on January 1, 1994, and each successive January 1, to the Town of Mason, Tennessee. At the time a new permit is issued to any business subject to this tax, the permit holder shall be required to pay the privilege tax on a prorated basis for each month or portion thereof remaining until the next tax payment date.”**

Pursuant to Chapter 2, Section 8-214, the beer board shall have the power “to revoke or suspend any beer permit issues under the provisions of this chapter when the holder thereof is guilty of … violating any provisions of this chapter.” Beer permits may be revoked by the Board of Mayor and Aldermen, after notice and hearing, for any violation of Chapter 2. Therefore, it is your responsibility to ensure that you are in compliance at all times.

Per Mason Municipal Code, Chapter 2, Section 8-215, the beer board may offer a permit owner the alternative of paying a civil penalty not to exceed $1,000 per offense.

Per Mason Municipal Code Chapter 2, Section 8-215, you would have seven (7) days to pay the civil penalty or your beer permit will be revoked or suspended.

Please also note that, should your permit be revoked, Tennessee Code Annotated §57-5-108(d),

*The action of such agency in connection with the issuance of any order of any kind, including the revocation or suspension of a license or permit, imposition of a civil penalty or the refusal to grant a license or permit under §§ 57-5-105, 57-5-106 and this section, may be reviewed by statutory writ of certiorari, with a trial de novo as a substitute for an appeal, the petition of certiorari to be addressed to the circuit or chancery court of the county in which any such order was issued.*

**It appears that you own $\_\_\_\_\_ for the failure to update your business license and $\_\_\_\_\_\_ for the failure to pay annual privilege tax.** You, therefore, are requested to appear to the Mayor and Board of Alderman meeting on **Monday, December 18, 2017 at 7:00 p.m. to show cause why your beer permit should not be revoked.** Otherwise, the decision will be final.

We appreciate your prompt attention to this matter.

Sincerely,

Gwendolyn Kilpatrick

Mayor

CC: Chasity S. Grice

City Attorney