

LICENSE REVIEW BOARD MINUTES
CITY OF KENNESAW
Council Chambers
Wednesday, October 2, 2024, 2:00 PM

APPEARANCES OF COUNSEL

For the Board:

Sam Hensley, Jr.

For the City:

Jamie Wingler

BOARD MEMBERS:

Robert Thornton

Tavares Chambless

Donald Perez

and City Clerk Lea Alvarez

I. CALL TO ORDER

The meeting commenced at 2:00 PM. License Review Board Chairman Robert Thornton made introductions. Attorney Sam Hensley, Jr. explained the meeting procedures, post hearing procedures, and the option to appeal to the Mayor and City Council within five business days starting the business day after date of service of a copy of the written notice of the license review board's decision to the owner and/or licensee. The charges and specifications were read into the record. All witnesses were sworn in before the hearing.

II. APPEAL HEARINGS

- A. Appeal of Alcohol License Application Denial for Churras Brazilian Steakhouse (Licensee: Valeriano Cano Serradilha Neto) located at 3940 Cherokee Street, Kennesaw, GA 30144 (denied September 5, 2024)

Attorney for the City Jamie Wingler shared that the purpose of this hearing is to hear an appeal from Valeriano Cano Serradilha Neto regarding the administrative denial of his alcohol license application for Churras Brazilian Steakhouse. Mr. Wingler called Officer Scott Luther to testify. Officer Luther testified that he has worked for the Kennesaw Police Department for over 25 years and has been involved with alcohol code compliance for over 10 years.

Mr. Wingler asked Officer Luther to confirm the following exhibits as true and correct copies of records on file at Kennesaw City Hall: **Exhibit A** (a letter dated September 5, 2024, from the City of Kennesaw denying an application for an Alcohol License for Churras Brazilian Steakhouse); **Exhibit B** (acknowledgment of receipt of the Alcohol License Application Denial Letter from Valeriano Cano Serradilha Neto); **Exhibit C** (Letter of Appeal submitted by Valeriano Cano Serradilha Neto on September 9, 2024);

Exhibit D (City of Kennesaw License Review Board Alcohol License Application Denial Appeal Hearing Notification Letter dated September 23, 2024); **Exhibit E** (Charges and Specifications); **Exhibit F** (Kennesaw Code of Ordinances, Chapter 6: "Alcoholic Beverages," Article II: "Licenses," Section 6-45: "Conditions disqualifying application"); **Exhibit G** (Kennesaw Code of Ordinances, Chapter 6: "Alcoholic Beverages," Article II: "Licenses," Section 6-63: "Procedure for suspension and revocation"); **Exhibit H** (Kennesaw Code of Ordinances, Chapter 6: "Alcoholic Beverages," Article II: "Licenses," Section 6-66: "False information in application"); **Exhibit I** (Kennesaw Code of Ordinance, Chapter 6: "Alcoholic Beverages," Article III: "Prohibitions and Restrictions," Section 6-99: "Breaking of packages; consumption on premises; possession of alcoholic beverages on unlicensed premises; spirituous or alcoholic liquors"); **Exhibit J** (Kennesaw Police Department citation # A23624 issued to Valeriano Cano Serradilha Neto on January 18, 2024); The applicant objected to the exhibit being entered into evidence. It was determined that Mr. Neto wanted to provide an explanation rather than object to the evidence being submitted; **Exhibit K** (photos attached to citation # A23624). Mr. Wingler confirmed that Officer Luther took the photos at Churras Brazilian Steakhouse in January 2024. Mr. Wingler pointed out that the photos contain cans and bottles of alcohol and went on to reference § 6-99, which states that there cannot be broken packages of alcohol if the establishment is unlicensed; **Exhibit L** (Kennesaw Municipal Court disposition of citation #A23624 issued to Valeriano Cano Serradilha Neto); **Exhibit M** (previous Alcohol License for Churras Brazilian Steakhouse). Mr. Wingler noted that the expiration date on the license was December 2023 and clarified that when Officer Luther went to the subject location in 2024, there was alcohol on the premises and that he is why he wrote a citation. Officer Luther responded that Mr. Wingler was correct; and **Exhibit N** (2024 Alcohol License Application for Churras Brazilian Steakhouse). Officer Luther confirmed all the exhibits appear to be true and correct copies of records on file. Mr. Hensley, Jr. confirmed with Chairman Thornton that Exhibits A-N have been entered into evidence without objection. Chairman Thornton confirmed.

Mr. Neto did not have any questions for Officer Luther. Chairman Thornton called Mr. Neto to the podium to provide his testimony. Mr. Neto accepted responsibility for what had been presented at the hearing. He shared that Churras Brazilian Steakhouse is a family-owned restaurant into which his family put all their money. The restaurant was incredibly busy their first six months of opening, and Mr. Neto acknowledged he missed all the letters informing him to renew his alcohol license. During the first week of January, city representatives came to the establishment and told staff to close the bar because the restaurant was operating without an alcohol license. Mr. Neto's stated his staff was instructed to remove all the alcohol from where the public could see. He noted his staff is not fluent in English. A couple of weeks later, Mr. Neto stated that Officer Luther came by and directed that no alcohol can be on the premises despite none of it being sold.

He shared that staff not understanding what "off the premises" meant was the biggest mistake made in this situation. When Officer Luther came and explained further, all the alcohol was removed. When it came to the application, Mr. Neto was desperate to get the license. He thought that when he paid the citation, he would qualify for the license, which is vital for his restaurant. Mr. Neto said the margin is low selling food to the

community, so he is desperate for the license. He said these series of events were due to a language barrier and that he hopes the License Review Board sees that.

Mr. Wingler did not have any questions for Mr. Neto.

Board Member Chambless asked Officer Luther if he made two visits to the premises, including the first week of January 2024. Officer Luther clarified that the first visit was made by the Business License Compliance Officer on December 6, 2023. He mentioned that visits were made several times following and then again on January 16, 2024, advising all alcohol had to be removed. Officer Luther went out on January 18, 2024, to do a follow-up inspection and write the citation. Board Member Chambless asked if the compliance officer told staff that all alcohol had to be removed from the premises. Officer Luther shared he was not sure what exactly was said, but in the notes she entered into their system, she stated Churras Brazilian Steakhouse was not in compliance, that all alcohol must be removed, and that a citation needed to be written for any remaining alcohol. Board Member Chambless asked if a written notice was issued letting the restaurant know they were close to receiving a citation. Officer Luther stated that more than likely, a violation notice was issued, and on that notice, it explains the code section and violation.

Board Member Perez had a question about the ordinance itself as the term “remove” is not specific in the ordinance. He asked if the ordinance states that it is necessary to remove from the premises. Mr. Wingler read § 6-99 (b), which states, “a restaurant, eatery, café, diner, or other eating establishment not licensed under this chapter for on-premises consumption shall not knowingly and intentionally allow or permit the breaking or opening of any package or packages containing alcoholic beverages on the unlicensed premises or permit the drinking of the contents of such packages on the unlicensed premises.” The possession of those packages on the premises is a violation. Mr. Hensley, Jr. pointed out that “premises” would include any portion of the property where the establishment is located, including storage.

Mr. Wingler asked Officer Luther if there was any provision within the ordinance that he was aware of requiring the City to provide any warning to be issued prior to a citation. Officer Luther said there was not.

Board Member Chambless asked if when the compliance officer comes into an establishment, would the officer announce the reason why he or she is there. Officer Luther responded yes. The compliance officer would introduce himself or herself to management or the owner, explain why he or she is there, and do the compliance check.

Board Member Chambless asked if Mr. Neto was made aware when the compliance officer came in and spoke to staff. Mr. Neto responded that his wife is the general manager, and she let him know. The server that helped to clear the bar had the conversation with the compliance officer, and he thinks that is where the misunderstanding about needing to remove all alcohol from the premises occurred. When the compliance officer came, staff turned everything off, including the neon signs, and removed every knob from the draft beers. However, they missed the part that the alcohol itself had to be removed from the property.

Chairman Thornton asked when Mr. Neto was doing the application, and it asked if he had received a citation, why did he say no. Mr. Neto shared that in the 20 years he has been living in the United States, he is used to these sections, specifically when applying for a job or a loan, referring to a criminal offense. He said he was being impulsive and did not read. He checked no because to become a U.S. citizen, his background must be impeccable. He realizes the mistake.

Mr. Hensley, Jr. asked for a point of legal clarification so everyone is aware that on the application for the alcohol license (page 7, question 23), the applicant was asked if he had read and understood all the provisions of the City of Kennesaw and State of Georgia alcohol beverage requirements as stated in Chapter 6 of the Kennesaw Code of Ordinances and Title 3 of the Official Code of Georgia Annotated. That question was answered yes.

Mr. Wingler provided closing statements. He noted that on page 9 of the alcohol license application, it also asks for acknowledgement from the applicant that he or she received a copy of the City of Kennesaw alcohol beverage code. Mr. Wingler stated that the city does everything it can to inform people about the ordinance. Under Georgia law, a license holder is charged with knowledge of the ordinance and ignorance of the law is not an excuse. Mr. Neto was asked twice in the application if he received the ordinance. Churras Brazilian Steakhouse allowed its alcohol license to expire on December 31, 2023. The inspection occurred in January 2024 following the lapse of the license. When the license expired on December 31, 2023, Churras Brazilian Steakhouse was not allowed to have any alcohol on the premises. The officer found the open packages and issued a citation. Mr. Neto agreed that he paid the citation, but did not report it on his application even though it was required that he report it.

Section 6-45 (a) (4) states, in part, that no license shall be granted if “evidence that the applicant or licensee has failed to answer any question on the alcoholic beverage application accurately or failed to provide accurate information to the mayor and city council, license review board, police department, business license division staff or any city official or city employee.” Mr. Wingler argued that if the Board finds that he did not provide the information on the application, it does not have any authority to grant the license. Further, under § 6-45 (b) may also use the following information to come to a decision, that there is “evidence that the applicant has violated any law, regulation or ordinance relating to such business within a ten-year period immediately preceding the date of application.” In accordance with § 6-45 (c), any such violation allows the business license manager the authority to deny the application, which is what they did. Based on the information and the testimony presented, the city asked the Board to uphold the decision of the business license department and deny the application.

Mr. Neto provided his closing statement. He shared that being a foreigner, and now an extremely proud American, the language is hard to understand, especially with the application being like a book. Mr. Neto said his family has put all their money into Churras. He missed the check box on the application and failed because of the language barrier. Mr. Neto does not feel like he is a criminal and “citation” is a new word for him. He recognizes the mistake. Mr. Neto asked the License Review Board for a pardon or favor as the alcohol license is vital for Churras Brazilian Steakhouse.

The Board deliberated. Chairman Thornton stated there are rules to follow. Board Member Chambless said he leaned with defendant in that paying the citation would absolve him from the ordinance violation and that that was why he might not have included it on his application. He understands where the confusion is and why Mr. Neto appealed. Board Member Perez emphasized that he has no problem believing Mr. Neto's good intentions. But these ordinances exist to protect him and other citizens. He said it was way too late to mention it but suggested to solicit counsel that is comfortable with the language before signing anything. He emphasized to Mr. Neto that even if his staff did not understand, he had access to the ordinances and could have looked for assistance in better understanding them. Board Member Perez pointed out that this deliberation is not about Mr. Neto as a person, his character or integrity. Chairman Thornton said that as a board, they are wrestling with this decision because Mr. Neto is a person within this community, but there are rules he must follow, so they must weigh both. Board Member Chambless shared that ignorance of the law does not give anyone a pass. Mr. Neto must be aware of what the laws are regarding his license. However, he acknowledged that Churras Brazilian Steakhouse is a business that is just starting up in the Kennesaw area and that they all want businesses to thrive. He understood that alcohol is a huge part of their revenue and helps keep a business in a community.

Mr. Hensley, Jr. explained post-decision processes and procedures.

Board Member Chambless asked if the board upholds the denial, when could Mr. Neto reapply for the license. Mr. Hensley, Jr. said that date would be determined after the final appeal period is over. Ultimately, it would be 12 months before Mr. Neto could apply for the license again.

Motion by Board Member Chambless to uphold the denial of the alcohol license. Seconded by Board Member Perez. Vote taken; motion approved 2-1 (Board Member Chambless opposed). Motion passed.

Adjourned at 3:17 PM

Respectfully submitted,

Lea Alvarez, City Clerk

MAYOR

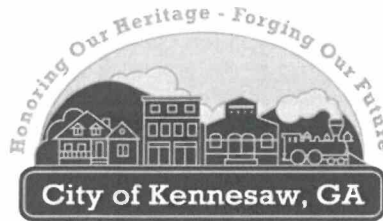
Derek Easterling

City Manager

Jeff Drobney, ICMA-CM

City Clerk

Lea Alvarez, CMC

**COUNCIL**

Mayor Pro Tem Antonio Jones

Madelyn Orochena

Tracey Viars

Pat Ferris

Anthony Gutierrez

September 5, 2024

Valeriano Serradilha Neto
3615 Lakeside Pointe
Kennesaw, GA 30144

RE: Alcohol License Application
Churras Brazilian Steakhouse

Dear Mr. Neto,

I am writing in response to your application for a City of Kennesaw Alcohol License for Churras Brazilian Steakhouse. That application has been denied for the following reasons:

Under Kennesaw Code of Ordinances Section 6-45(b):

...the following standards may also apply to the issuance, retention, renewal, transfer, or denial of a license for alcoholic beverages...(1) evidence that the applicant has violated any law, regulation or ordinance relating to such business within a ten-year period immediately preceding the date of application.

As you have been convicted of a violation for the possession of alcoholic beverages on unlicensed premises within the past ten years, the Kennesaw Business License Division has denied your application. This decision is based on your status as both the licensee and applicant.

Under Kennesaw Code Section 6-(63)(c), you have the "right to an appeal pursuant to the procedures set forth in section 6-63 herein within ten days of the decision to deny on such basis", which in this case shall mean within 10 (ten) business days of your receipt of this notice of denial. Such an appeal would be heard by the Kennesaw License Review Board and you should submit such an appeal in writing to the City Clerk's Office.

Thank you for your attention to this matter. If you have any questions, please contact City Clerk, Lea Alvarez at 678-460-0502.

LaMaya Edmonds
Business License Manager

cc: Jeff Drobney, City Manager
Sam P. Hensley, Jr., Esq.

City of Kennesaw 2529 J.O. Stephenson Avenue Kennesaw, Georgia 30144

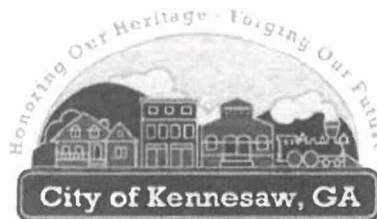
EXHIBIT

A

MAYOR
Derek Easterling

City Manager
Jeff Drobney, ICMA-CM

City Clerk
Lea Alvarez, CMC



COUNCIL

Mayor Pro Tem Antonio Jones

Madelyn Orochena

Tracey Viars

Pat Ferris

Anthony Gutierrez

This is to acknowledge receipt of a hand-delivered letter from the Kennesaw Police Department on behalf of Business License regarding an Alcohol License Application Denial.

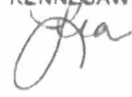
X
Date: 09-05-24

Valeriano Serradilha Neto
Churrs Brazilian Steakhouse
3940 Cherokee St. NW
Kennesaw, GA 30144

RECEIVED

SEP 09 2024

CITY CLERK
CITY OF KENNESAW



Valeriano Cano Serradilha Neto
Owner, Churras Brazilian Steakhouse
3940 Cherokee Street
Kennesaw, GA 30144

09/09/2024

City of Kennesaw
Department; Business License / Alcohol License
2529 JO Stephenson Ave
Kennesaw, GA 30144

Dear Lea Alvarez,

I hope this letter finds you well. I am writing as the owner of Churras Brazilian Steakhouse, located in Kennesaw, to kindly request an appeal regarding the recent denial of my permit to sell alcoholic beverages at my restaurant.

We are committed to providing an exceptional dining experience for our guests, and we believe that offering alcoholic beverages is an important part of this. I respectfully ask for the opportunity to discuss this matter further and explore potential solutions that would satisfy both parties.

I look forward to working with you to reach a mutual agreement as soon as possible. Thank you in advance for your time and consideration.

Professionally yours,
Valeriano Cano Serradilha Neto
Owner, Churras Brazilian Steakhouse



EXHIBIT

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C

MAYOR

Derek Easterling

City Manager

Jeff Drobney, ICMA-CM

City Clerk

Lea Alvarez, CMC

**COUNCIL**

Mayor Pro Tem Antonio Jones

Madelyn Orochena

Tracey Viars

Pat Ferris

Anthony Gutierrez

September 23, 2024

Valeriano Cano Serradilha Neto
3615 Lakeside Pointe
Kennesaw, GA 30144

RE: Alcohol License Application
License Review Board Appeal Hearing
Churras Brazilian Steakhouse

Dear Mr. Neto:

The City of Kennesaw Business License Division has provided official notification that you were denied an alcohol license on September 5, 2024, due to a conviction of you for the possession of alcoholic beverages on an unlicensed premises, which is a violation of the City of Kennesaw Alcohol Code Section 6-99 (c), which states:

(c) It shall be unlawful for any licensee who is authorized to sell malt beverages, or hard cider, or wine, to sell, store or possess spiritous or alcoholic liquors without an appropriate license therefor.

The conviction for this offense took place on March 12, 2024, which is within the ten years immediately preceding the date of your application for an alcohol license. According to additional provisions of the City of Kennesaw Alcohol Code:

1. Section 6-45, in part:
(b)...the following standards may also apply to the issuance, retention, renewal, transfer, or denial of a license for alcoholic beverages...(1) evidence that the applicant has violated any law, regulation or ordinance relating to such business within a ten-year period immediately preceding the date of application.
2. Section 6-45, in part:
(c) ...Upon such a denial, the applicant shall have a right to an appeal pursuant to the procedures set forth in section 6-63 herein within ten business days of the service upon the applicant or applicant's attorney of a copy of the written decision to deny on such basis.

City of Kennesaw 2529 J.O. Stephenson Avenue Kennesaw, Georgia 30144

EXHIBIT

D

In addition, the applicant failed to disclose the citation referenced above in his application for the alcohol license. Question No. 19 on the application states, "Has the licensee, the licensee's spouse or any person having ownership interest in this business or their spouse been: Arrested, Detained, Pled Guilty, On Probation, Convicted, Indicted, Pled Nolo Contendere, [or have] Any Pending Criminal Charge[?]" The applicant answered "No" to all of those questions. City of Kennesaw Alcohol Code Section 6-45 states, in part, "No application for any license under this chapter shall be granted, retained, renewed or transferred where the application or the evidence shows any of the following conditions to exists:... (4) Evidence that the applicant or licensee has failed to answer any question on the alcohol beverage application accurately or failed to provide accurate information to the mayor and city council, license review board, police department, business license division staff or any city official or city employee."

The Kennesaw License Review Board will hold an appeal hearing to hear the charges and specifications against you, and your responses, if any, will be read into the record. The License Review Board will make a determination regarding the status of your alcohol license at the hearing.

Pursuant to Section 6-45 (c) of the City of Kennesaw Alcohol Code, you are hereby notified of an appeal hearing before the Kennesaw License Review Board on Wednesday, October 2, 2024, at 2:00 PM to be held in the Council Chambers of the Kennesaw City Hall at 2529 J.O. Stephenson Avenue, Kennesaw, Georgia 30144.

You have the right to present evidence and testimony from yourself and/or other witnesses at this appeal hearing. You also have the right to be represented by counsel at this appeal hearing.

The Kennesaw Code of Ordinances is available for your review on our website at www.kennesaw-ga.gov.

Respectfully submitted,


Jeff Drobney
City Manager

Cc: Finance Director
City Attorney
Business License Manager
Chief of Police

MAYOR

Derek Easterling

City Manager

Jeff Drobney, ICMA-CM

City Clerk

Lea Alvarez, CMC

**COUNCIL**

Mayor Pro Tem Antonio Jones

Madelyn Orochena

Tracey Viars

Pat Ferris

Anthony Gutierrez

CHARGES AND SPECIFICATION:

A HEARING WILL OCCUR BEFORE THE LICENSE REVIEW BOARD ON WEDNESDAY, OCTOBER 2, 2024, AT 2:00 PM RELATIVE TO CHURRAS BRAZILIAN STEAKHOUSE AND LICENSEE VALERIANO CANO SERRADILHA NETO LOCATED AT 3940 CHEROKEE STREET, KENNESAW, GEORGIA 30144.

Pursuant to the City of Kennesaw Ordinances Section 6-45 (c), a hearing will be held by the License Review Board to determine whether or not the application for a City of Kennesaw Alcohol License for Churras Brazilian Steakhouse located at 3940 Cherokee Street, Kennesaw, Georgia 30144, Valeriano Cano Serradilha Neto, Licensee, should be approved or denied.

The alleged circumstances necessitating the hearing are as follows:

1. The incident, which forms the basis of the hearing, was the conviction of the applicant, Valeriano Cano Serradilha Neto, for the possession of alcoholic beverages on an unlicensed premises, which is a violation of the City of Kennesaw Alcohol Code Section 6-99(c), which states that, "[i]t shall be unlawful for any licensee who is authorized to sell malt beverages, or hard cider, or wine, to sell, store or possess spiritous or alcoholic liquors without an appropriate license therefor." This conviction took place on March 12, 2024, which is within the ten years immediately preceding the date of the application. Per the City of Kennesaw Alcohol Code Section 6-45 (b), a license for alcoholic beverages either by the package or for consumption on the premises may be denied if there is "evidence that the applicant has violated any law, regulation or ordinance related to such business within a ten-year period immediately preceding the date of application."
2. In addition, the applicant failed to disclose the citation referenced above in his application for the alcohol license. Question No. 19 on the application states, "Has the licensee, the licensee's spouse or any person having ownership interest in this business or their spouse been: Arrested, Detained, Pled Guilty, On Probation, Convicted, Indicted, Pled Nolo Contendere, [or have] Any Pending Criminal Charge[?]" The applicant answered "No" to all of those questions. City of Kennesaw Alcohol Code Section 6-45 states, in part, "No application for any license under this

chapter shall be granted, retained, renewed or transferred where the application or the evidence shows any of the following conditions to exist:...(4) Evidence that the applicant or licensee has failed to answer any question on the alcohol beverage application accurately or failed to provide accurate information to the mayor and city council, license review board, police department, business license division staff or any city official or city employee.”

3. The witnesses that may be called at said hearing are the following:
Licensee, Valeriano Cano Serradilha Neto; Kennesaw Police Department Officer Scott Luther; and Business License Manager, LaMaya Edmonds.
4. Documentary or physical evidence that may be tendered at said hearing are as follows: Certified copies of the denial letter from the Kennesaw Business License Division; certified copies of Valeriano Serradilha Neto's appeal letter; certified copies of Churras Brazilian Steakhouse's previous Alcohol License; certified copies of Churras Brazilian Steakhouse's Occupational Tax certificate; certified copies of the Alcohol License renewal application; certified copies of relevant city alcohol ordinances; certified copies of the notice letter; certified copies of the signed receipt of the notice letter; certified copies of the signed subpoena; and certified copies of these charges and specifications.

MAYOR

Derek Easterling

City Manager

Jeff Drobney, ICMA-CM

City Clerk

Lea Alvarez, CMC

**COUNCIL**

Mayor Pro Tem Antonio Jones

Madelyn Orochena

Tracey Viars

Pat Ferris

Anthony Gutierrez

CLERK'S CERTIFICATION

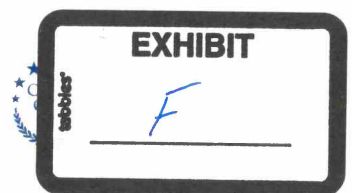
CITY OF KENNESAW
GEORGIA, COBB COUNTY

I, Lea Alvarez, hereby certify that I am the City Clerk for the City of Kennesaw and the lawful custodian of the books and records of said municipality, and as such do hereby certify the attached City of Kennesaw Code of Ordinances, Chapter 6: "Alcoholic Beverages," Article II: "Licenses," Section 6-45: "Conditions disqualifying application," is a true and correct copy of records on file at City Hall.

WITNESS, my hand and Seal of the City of Kennesaw, Georgia, on this 2nd day of October 2024.

ATTEST:

Lea Alvarez, City Clerk



Sec. 6-45. - Conditions disqualifying application.

- (a) No application for any license under this chapter shall be granted, retained, renewed or transferred where the application or the evidence shows any of the following conditions to exist:
- (1) Evidence that the applicant, licensee or any individual having an ownership interest in said license, has been convicted within ten years immediately prior to the filing of the application for any felony.
 - (2) Evidence that the applicant has had revoked within the last twelve months any alcohol-related license or permit issued under the police powers of any county, state, municipality, or other governmental entity.
 - (3) Evidence that the applicant or licensee is family, as family is defined in this chapter, to any distributor or wholesaler of alcoholic beverages or employees thereof. This subsection shall not restrict a farm winery from selling at retail or wholesale.
 - (4) Evidence that the applicant or licensee has failed to answer any question on the alcoholic beverage application accurately or failed to provide accurate information to the mayor and city council, license review board, police department, business license division staff or any city official or city employee.
- (b) In addition to the standards stated elsewhere in this chapter, the following standards may also apply to the issuance, retention, renewal, transfer or denial of a license for alcoholic beverages either by the package or for consumption on the premises:
- (1) Evidence that the applicant has violated any law, regulation or ordinance relating to such business within a ten-year period immediately preceding the date of application.
 - (2) Evidence that the applicant has insufficient mental capacity to conduct the business for which application is made.
 - (3) Evidence that, despite compliance with the minimum distance requirement, the type and number of schools or number of churches in the vicinity causes underage persons to frequent the area.
 - (4) Evidence that the location and type of structure could create a difficulty in police supervision.
 - (5) Evidence that there are no licenses granted in the area or that the proposed area already is adequately supplied with such licenses.
 - (6) Evidence that a license for the location would be detrimental to the property values in the area.
 - (7) Evidence that the license in that location would be detrimental to traffic conditions or that there is a lack of sufficient parking which would result in parking on the streets or adjoining property.
 - (8) Evidence that the conduct of the business creates a disturbance, congregation of intoxicated persons, congregation of underage persons, or consumption of alcoholic beverages on the premises by underage persons, or causes the police to answer complaints or make extra surveillance of the premises. More than three underage persons without supervision of a parent or one authorized by a parent shall be prima facie evidence of a congregation of underage persons.
 - (9) Evidence of unusual police observation or inspection in order to prevent the violation of any law, regulation or ordinance regulating such business, if the applicant is a previous holder of a license.
 - (10) Evidence that the application is a guise or dummy application for another person who cannot meet the qualifications of this chapter for the issuance of a license.
 - (11) Evidence that the applicant or any corporation or partnership of which the applicant is or was an officer, director, principal shareholder, general partner or managing agent is delinquent in the payment of any property tax or other tax or license fee payable to the city, the county or the state.
 - (12) Evidence that alcoholic beverages have been sold to an intoxicated person or to an underage person.
 - (13) Evidence that the applicant, licensee or any individual having an ownership interest in said license, has been convicted of any misdemeanor within ten years immediately prior to the filing of the application.
- (c) The business license manager shall have authority to deny an application for a new license under this chapter upon a showing that any one or more of the conditions in subsection (a) exists. Upon such a denial, the applicant shall have a right to an appeal pursuant to the procedures set forth in section 6-63 herein within ten business days of the service upon the applicant or applicant's attorney of a copy of the written decision to deny on such basis. Upon the showing that any one or more of the conditions outlined in subsection (a) exists on an existing licensee, the licensee shall be entitled to notice and a hearing pursuant to the procedures set forth in section 6-63 herein prior to any action taken on said license by the city. Service upon the applicant or the applicant's attorney shall be made by delivering a copy to the applicant or applicant's attorney or by mailing it to the applicant or applicant's attorney at the person's last known address. As used in this Code section, the term "delivery of a copy" means handing it to the applicant or applicant's attorney or leaving it at the applicant's or applicant's attorney's office with a person in charge thereof or, if such office is closed or the applicant or

MAYOR

Derek Easterling

City Manager

Jeff Drobney, ICMA-CM

City Clerk

Lea Alvarez, CMC

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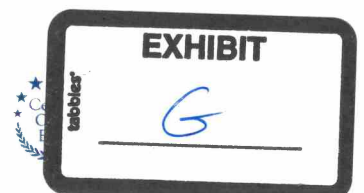
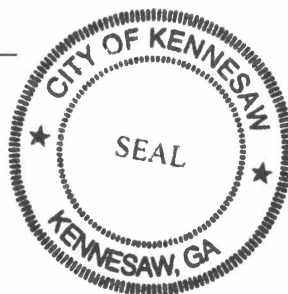
CLERK'S CERTIFICATION

**CITY OF KENNESAW
GEORGIA, COBB COUNTY**

I, Lea Alvarez, hereby certify that I am the City Clerk for the City of Kennesaw and the lawful custodian of the books and records of said municipality, and as such do hereby certify the attached City of Kennesaw Code of Ordinances, Chapter 6: "Alcoholic Beverages," Article II: "Licenses," Section 6-63: "Procedure for suspension and revocation," is a true and correct copy of records on file at City Hall.

WITNESS, my hand and Seal of the City of Kennesaw, Georgia, on this 2nd day of October 2024.

ATTEST:

Lea Alvarez, City Clerk

Sec. 6-63. - Procedure for suspension and revocation.

- (a) No alcoholic beverage license which has been issued or which may hereafter be issued shall be suspended or revoked except for due cause, as defined in this section, after a hearing and upon written notice to the holder of such license of the time, place and purpose of such hearing and a statement of the charge or charges upon which such hearing shall be held. Five days' notice shall be deemed reasonable, but shorter or longer periods of notice shall be authorized as the mayor or city manager may deem the circumstances to justify.
- (b) Due cause for the suspension or revocation of such license shall consist of the violation of any laws, regulations, ordinances regulating such business; the violation of regulations made pursuant to authority granted for the purpose of regulating such business; the violation of any state or federal law; any change in the area where such business is located, which change is deemed by the city council to authorize the city council to refuse the issuance of a license, including those circumstances as outlined in section 6-45; the arrest or conviction of a drug-related, alcohol or sex-related crime, or a crime involving moral turpitude; or any violation of this chapter.
- (c) The police department shall provide written notification to the mayor and city manager of any violation of this chapter or any facts that may constitute due cause for the suspension or revocation of a license. Such notification shall include facts constituting due cause and shall also include a history, if any, of previous violations of this chapter or previous findings of due cause for the probation, suspension or revocation of said license and the penalty, if any, imposed by the city for such violations or previous findings.
- (d) Upon receipt of the notification as provided in subsection (c), the city manager shall place the matter for a first due cause hearing by the license review board, provided that the licensee has not been on probation or suspension within the last 24 months from the date of the writing as provided in subsection (c).
- (e) If the licensee has been on probation or suspension within the last 24 months from the date of the writing as provided in subsection (c), then the city manager shall place the matter for a first due cause hearing by the mayor and city council, wherein the mayor and city council shall consider suspension with or without conditions and/or probation with or without conditions, or revocation of the license.
- (f) Written notice of the time, place, and purpose of the first due cause hearing and a written statement of the charge(s) shall be provided to the licensee. Five business days prior to such hearing shall be deemed reasonable notice, but shorter or longer periods shall be authorized as the city manager or his or her designee may deem the circumstances to justify.
- (g) After the due cause hearing as provided in subsection (d), the license review board may place on probation with conditions, recommend suspension for a period of time not to exceed 12 months or recommend revocation of the alcohol license. The city manager shall send written notice to the licensee of the license review board's decision and prepare a written report to the city council regarding the decision.
- (h) In the event that the license review board recommends that the alcoholic beverage license be on probation with conditions and/or be suspended for six months or less, the owner of the alcoholic beverage license, the licensee or both may appeal to the city council by filing a written notice of appeal with the city manager within five business days starting the business day after date of service of a copy of the written notice of the license review board's decision to the owner and/or licensee. If the license review board recommends probation or suspension as provided above and the owner of the alcoholic beverage license or the licensee or both should fail to appeal such recommendation, at 12:01 a.m. on the first day following the end of the appeal period, the owner of the alcohol beverage license and the licensee shall be deemed to have waived the licensee's right to appeal such decision, subject to the provisions of subsections (i), (j), and (l) of this section. If the license review board recommends suspension for more than six months or revocation, then a second due cause hearing shall be conducted before the mayor and city council no later than the next regular meeting or special called meeting.
- (i) For those hearings conducted by the license review board wherein the license review board recommended probation with conditions or suspension for six months or less, upon review of the city manager's report, the city council shall, no later than the next regular meeting or special called meeting, either approve such recommendations or cause the matter to be placed before the mayor and council for a second due cause hearing.
- (j) In the event that the license review board recommends any probation, suspension, or revocation of a license under this section, the police department shall immediately place signage in or on the premises indicating that such recommendation has been made and the basis for such recommendation, pending review and approval by the mayor and council. Such signage shall remain in place until mayor and council shall take action on such recommendation.
- (k) In all hearings held pursuant to this section, the proceedings shall be as informal as compatible with justice and the following procedures shall prevail:

MAYOR

Derek Easterling

City Manager

Jeff Drobney, ICMA-CM

City Clerk

Lea Alvarez, CMC

**COUNCIL**

Mayor Pro Tem Antonio Jones

Madelyn Orochena

Tracey Viars

Pat Ferris

Anthony Gutierrez

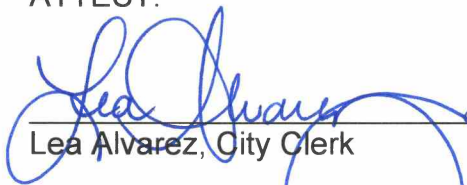
CLERK'S CERTIFICATION

CITY OF KENNESAW
GEORGIA, COBB COUNTY

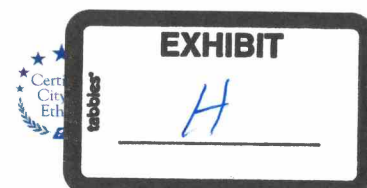
I, Lea Alvarez, hereby certify that I am the City Clerk for the City of Kennesaw and the lawful custodian of the books and records of said municipality, and as such do hereby certify the attached City of Kennesaw Code of Ordinances, Chapter 6: "Alcoholic Beverages," Article II: "Licenses," Section 6-66: "False information in application," is a true and correct copy of records on file at City Hall.

WITNESS, my hand and Seal of the City of Kennesaw, Georgia, on this 2nd day of October 2024.

ATTEST:



Lea Alvarez, City Clerk



Sec. 6-66. - False information in application.

Any material omission, or untrue or misleading information contained in or left out of an original, renewal or transfer application for any license issued under this chapter shall be unlawful, and shall be the cause for the denial thereof, and if any such license has previously been granted under these circumstances, such shall constitute due cause for the revocation of such license.

(Ord. No. 2008-18, § 2, 5-19-08)

MAYOR

Derek Easterling

City Manager

Jeff Drobney, ICMA-CM

City Clerk

Lea Alvarez, CMC

**COUNCIL**

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CLERK'S CERTIFICATION

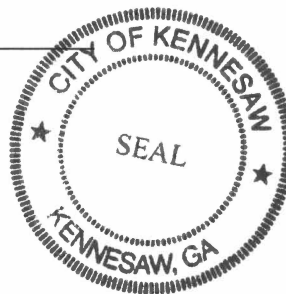
CITY OF KENNESAW
GEORGIA, COBB COUNTY

I, Lea Alvarez, hereby certify that I am the City Clerk for the City of Kennesaw and the lawful custodian of the books and records of said municipality, and as such do hereby certify the attached City of Kennesaw Code of Ordinances, Chapter 6: "Alcoholic Beverages," Article III: "Prohibitions and Restrictions," Section 6-99: "Breaking of packages; consumption on premises; possession of alcoholic beverages on unlicensed premises; spirituous or alcoholic liquors," is a true and correct copy of records on file at City Hall.

WITNESS, my hand and Seal of the City of Kennesaw, Georgia, on this 2nd day of October 2024.

ATTEST:

Lea Alvarez, City Clerk

**EXHIBIT**

Sec. 6-99. - Breaking of packages; consumption on premises; possession of alcoholic beverages on unlicensed premises; spirituous or alcoholic liquors.

- (a) No retail dealer shall knowingly and intentionally allow or permit the breaking or opening of any package or packages containing alcoholic beverages on the premises where sold or allow or permit the drinking of the contents of such package or packages on the premises where sold. This section shall not apply with respect to sales pursuant to a license for consumption on the premises.
- (b) A restaurant, eatery, cafe, diner or other eating establishment not licensed under this chapter for on-premise consumption shall not knowingly and intentionally allow or permit the breaking or opening of any package or packages containing alcoholic beverages on the unlicensed premises or permit the drinking of the contents of such package or packages on the unlicensed premises.
- (c) It shall be unlawful for any licensee who is authorized to sell malt beverages, or hard cider, or wine, to sell, store or possess spirituous or alcoholic liquors without an appropriate license therefor.
- (d) Upon the suspension, revocation, denial of renewal or denial of transfer of any alcoholic beverage license under this chapter, the licensee shall remove from the licensed premises all alcoholic beverages within 48 hours of the effective date of such suspension, revocation or denial.

(Ord. No. 2008-18, § 2, 5-19-08; Ord. No. 2012-11, 9-4-12)

State Law reference— O.C.G.A. § 3-3-26.

MAYOR

Derek Easterling

City Manager

Jeff Drobney, ICMA-CM

City Clerk

Lea Alvarez, CMC

**COUNCIL**

Mayor Pro Tem Antonio Jones

Madelyn Orochena

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Pat Ferris

Anthony Gutierrez

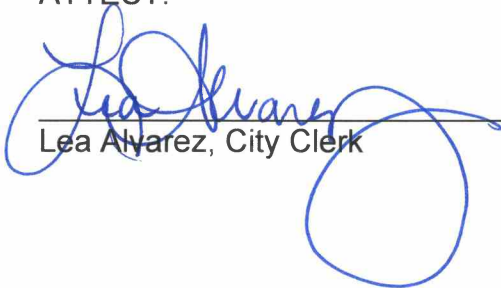
CLERK'S CERTIFICATION

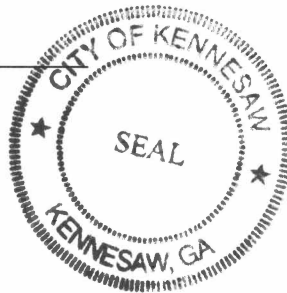
CITY OF KENNESAW
GEORGIA, COBB COUNTY

I, Lea Alvarez, hereby certify that I am the City Clerk for the City of Kennesaw and the lawful custodian of the books and records of said municipality, and as such do hereby certify the attached Kennesaw Police Department citation #A23624 issued to Valeriano Cano Serradilha Neto on January 18, 2024, is a true and correct copy of records on file at City Hall.

WITNESS, my hand and Seal of the City of Kennesaw, Georgia, on this 2nd day of October 2024.

ATTEST:


Lea Alvarez, City Clerk



STATE OF GEORGIA
UNIFORM CITATION, ACCUSATION & SUMMONS
GA 0330600 NCIC NUMBER



CITATION NUMBER

1723624

COURT COPY

Page 1 of 2

COUNTY OF Cobb	AGENCY Kennesaw Police Department	LATITUDE	AGENCY INCIDENT/ CASE NO 2401-0937
CITY OF (IF APPLICABLE) Kennesaw		LONGITUDE	COURT CASE NUMBER
DAY OF WEEK Thursday	MONTH January	DAY 18	YEAR 2024
LOCATION OF OCCURRENCE 3940 Cherokee St - Churras		LOCATION DESCRIPTION	

PERSON(S)

DEFENDANT	NAME (FIRST) VALERIANO	NAME (MIDDLE) CANO	NAME (LAST) SERRADILHA NETO	DATE OF BIRTH & AGE 969	JUV	R	S	HGT 605	WGT 210	HAIR BLK & GRY	EYES GRN
	OTN	PLACE OF BIRTH		DLN / ID NUMBER	STATE GA	TYPE OF I.D. DL		EXPIRES 2030			
	SCARS/MARKS/TATTOOS			ENDORSEMENTS							
	STREET 3615 LAKESIDE POINTE			CITY KENNESAW	STATE GA	ZIP CODE 30144-5816	PROBATION / PAROLE ☐ Yes ☐ No				
	DATE OF ARREST NA		LOCATION OF ARREST NA		DEFENDANT EMAIL						

VEHICLE(s)

TAG / REG	STATE	EXPIRATION	VIN NA	YEAR	MAKE	MODEL / COLOR
-----------	-------	------------	-----------	------	------	---------------

CHARGE(S)

IN VIOLATION OF ☐ GEORGIA CODE CODE SECTION		CODE DESCRIPTION		VIOLATION LEVEL ☒ MUST APPEAR BEFORE JUDGE	
IN VIOLATION OF ☐ COUNTY ORDINANCE ☒ CITY ORDINANCE CODE SECTION		CODE DESCRIPTION			
Sec. 6-99.		Breaking of packages; consumption on premises; possession of alcoholic beverages on unlicensed premises			

NARRATIVE(S)

The undersigned certifies and swears that he/she has just and reasonable grounds to believe that the above named Defendant did commit, at the place and time aforementioned, the above violation(s) of law.

SHORT NARRATIVE DESCRIPTION

(a) No retail dealer shall knowingly and intentionally allow or permit the breaking or opening of any package or packages containing alcoholic beverages on the premises where sold or allow or permit the drinking of the contents of such package or packages on the premises where sold. This section shall not apply with respect to sales pursuant to a license for consumption on the premises.

(b) A restaurant, eatery, cafe, diner or other eating establishment not licensed under this chapter for on-premise consumption shall not knowingly and intentionally allow or permit the breaking or opening of any package or packages containing alcoholic beverages on the unlicensed premises or permit the drinking of the contents of such package or packages on the unlicensed premises.

(c) It shall be unlawful for any licensee who is authorized to sell malt beverages, or hard cider, or wine, to sell, store or possess spirituous or alcoholic liquors without an appropriate license therefor.

(d) Upon the suspension, revocation, denial of renewal or denial of transfer of any alcoholic beverage license under this chapter, the licensee shall remove from the licensed premises all alcoholic beverages within 48 hours of the effective date of such suspension, revocation or denial.
(Ord. No. 2008-18, § 2, 5-19-08; Ord. No. 2012-11, 9-4-12)

State Law reference— O.C.G.A. § 3-3-26.

OFFICER NAME Luther, S.O.	OFFICER'S SIGNATURE
ID NO 1529	ORGANIZATION / UNIT Code Enforcement

COURT INFORMATION

YOU ARE HEREBY ORDERED TO APPEAR BEFORE / REPORT TO THE

Kennesaw Municipal Court
2529 J.O. Stephenson Ave.
Kennesaw, Ga. 30144

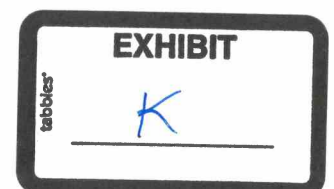
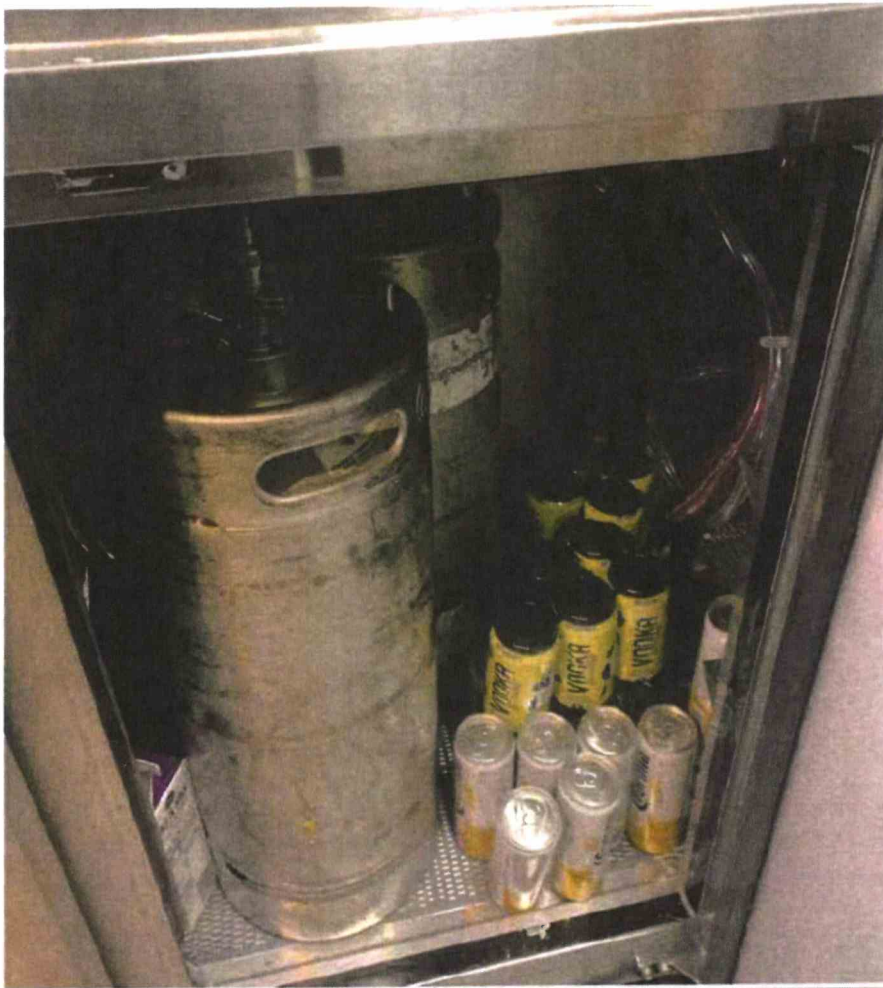
PHONE: 770-429-4531

DEFENDANT SIGNATURE:

COURT DATE: MARCH 12, 2024

COURT TIME: 0900

To answer to the above charge. Your failure to appear shall result in a warrant issued for your arrest to be brought to court to answer the charge(s) above. By my signature, I authorize the court or a third party on their behalf to send text messages or phone calls to my cell phone to convey information regarding court appearances. I understand that standard text messaging rates will apply. I also understand that I may revoke this permission in writing at any time by filing a notice to "opt-out" with the clerk. THIS SUMMONS/CITATION IS ISSUED BY AUTHORITY OF THE LAWS OF THE STATE OF GEORGIA.









MAYOR

Derek Easterling

City Manager

Jeff Drobney, ICMA-CM

City Clerk

Lea Alvarez, CMC

**COUNCIL**

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Madelyn Orochena

Tracey Viars

Pat Ferris

Anthony Gutierrez

CLERK'S CERTIFICATION

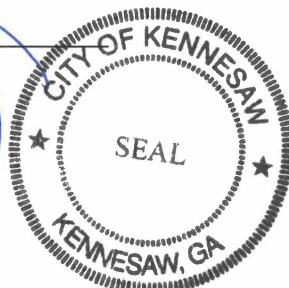
CITY OF KENNESAW
GEORGIA, COBB COUNTY

I, Lea Alvarez, hereby certify that I am the City Clerk for the City of Kennesaw and the lawful custodian of the books and records of said municipality, and as such do hereby certify the attached Kennesaw Municipal Court disposition of citation #A23624 issued to Valeriano Cano Serradilha Neto, is a true and correct copy of records on file at City Hall.

WITNESS, my hand and Seal of the City of Kennesaw, Georgia, on this 2nd day of October 2024.

ATTEST:


Lea Alvarez, City Clerk



**EXHIBIT**L

SERRADILHA NETO, VALERIANO

DOB: [REDACTED]/1969

TICKET: MA0023624

VIOLATION: CONSUMPTION ON PREMISES-NO LIC

JUDGMENT: 270.00

DRIV-LIC: [REDACTED]

PAYMENT: 270.00

REFUND: 0.00

VIOLATION-DATE: 01/19/2024

PLEA:

FINDING: BOND FORFEITURE

COURT-DATE: 03/12/2024

SENTENCE:

BALANCE: 0.00

MONTHS: 0

DAYS: 0

PROBATION: NO



LOC:
3940 CHEROKEE ST 601

Alcoholic Beverage License

CHURRAS BRAZILIAN STEAKHOUSE
LLC
[LOC: 3940 CHEROKEE ST 601]
3940 CHEROKEE ST 601
KENNESAW GA 30144

No.: 2023 030964

Date of Issue: 06/29/2023

CHURRAS BRAZILIAN STEAKHOUSE L
Licensee

in consideration of which City of Kennesaw, Georgia, has granted a license for the sale
of alcoholic beverages

LIQUOR - BEER - SUNDAY SALES POURING

This License Expires On December 31, 2023

Witness my hand and seal with day and year above written

KEVIN CHECKWOOD

Clerk

This License is a mere privilege subject to be revoked and annulled by the Mayor and City Council of the City of Kennesaw
and is subject to amendments to this ordinance or state law upon hearing prior to the revocation with or without cause.

POST IN A CONSPICUOUS PLACE

INVOICE FOR ALCOHOLIC BEVERAGE LICENSE

REMIT TO:

LICENSE #: 30964

CITY OF KENNESAW
2529 J.O. STEPHENSON AVE.
KENNESAW, GEORGIA 30144

TYPE OF LICENSE: LIQUOR - BEER - SUNDAY SALES POURING

BASED ON: [REDACTED]

AMOUNT DUE: [REDACTED]

Fee of [REDACTED]

TO:

CHURRAS BRAZILIAN STEAKHOUSE
LLC
[LOC: 3940 CHEROKEE ST 601]
3940 CHEROKEE ST 601
KENNESAW GA 30144

EXHIBIT

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MAYOR

Derek Easterling

City Manager

Jeff Drobney, ICMA-CM

City Clerk

Lea Alvarez, CMC

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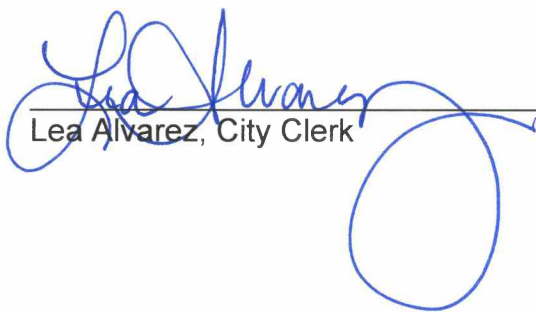
CLERK'S CERTIFICATION

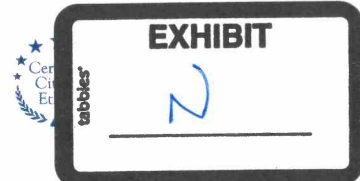
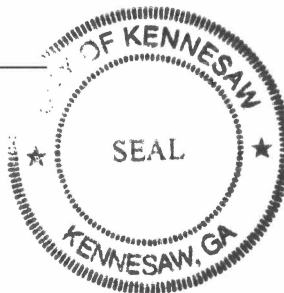
**CITY OF KENNESAW
GEORGIA, COBB COUNTY**

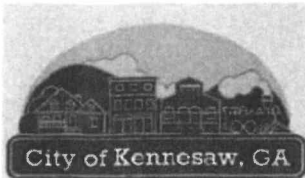
I, Lea Alvarez, hereby certify that I am the City Clerk for the City of Kennesaw and the lawful custodian of the books and records of said municipality, and as such do hereby certify the attached 2024 Alcohol License Application for Churras Brazilian Steakhouse, is a true and correct copy of records on file at City Hall.

WITNESS, my hand and Seal of the City of Kennesaw, Georgia, on this 2nd day of October 2024.

ATTEST:


Lea Alvarez, City Clerk





Business License
2529 J.O. Stephenson Ave.
Kennesaw, GA 30144

Contact Information:
Phone: (770) 424-8274
Fax: (770) 429-4559
www.kennesaw-ga.gov

License Application:
Alcoholic Beverage

APPLICATION

Applying For (Check All That Apply):

- ☒ Liquor
- ☒ Beer
- ☒ Wine
- ☐ Growler
- ☒ Sunday Sales

License Type (Choose one):

- ☐ Manufacturer
- ☐ Wholesaler
- ☐ Retail Package
- ☒ Retail Pouring

Type of Establishment (Choose one):

- | | |
|--|--|
| ☒ Restaurant | ☐ Bottle House |
| ☐ Night Club | ☐ Convenience Store |
| ☐ Grocery Store | ☐ Indoor Entertainment Hall |
| ☐ Lounge | ☐ Hotel/Motel |
| ☐ Private Club | ☐ Package Store |

Business Type (Choose one):

- ☒ Sole Proprietor
- ☐ Corporation
- ☒ LLC
- ☐ Partnership
- ☐ LLP

Please fill out the below information:

1. Full name of business: CHURRAS BRAZILIAN STEAKHOUSE
Doing Business As (DBA): CHURRAS STEAKHOUSE & BAKERY
Anticipated start date of business: _____
2. Business location: 3940 CHEROKEE ST NW, KENNESAW, GA, 30144
Email address: CHURRASRESTAURANT@gmail.com
Phone Number: [REDACTED]
Mailing address: SAME
3. Do you have a certified survey of the location of the property? YES

Does the certified survey indicate that the business is within the designated distance of the following:

- | | | | |
|-------------------------------------|-----------------|------------------------------|-----------------------------|
| a. Private residence | 300 feet radius | ☐ Yes | ☐ No |
| b. School or college | 600 feet radius | ☐ Yes | ☐ No |
| c. Church | 600 feet radius | ☐ Yes | ☐ No |
| d. Public building | 600 feet radius | ☐ Yes | ☐ No |
| e. Hospital | 600 feet radius | ☐ Yes | ☐ No |
| f. Public park | 600 feet radius | ☐ Yes | ☐ No |
| g. Day care center* | 600 feet radius | ☐ Yes | ☐ No |
| h. Alcohol or drug treatment center | 600 feet radius | ☐ Yes | ☐ No |

Package Sales have additional distance limitations as follows:

Package Sales Only (Liquor):

- | | | | | | |
|-------------------------------------|------------------|--------------------------|-----|--------------------------|----|
| a. School or college | 300 feet radius | ☐ | Yes | ☐ | No |
| b. Retail Liquor Package | 1500 feet radius | ☐ | Yes | ☐ | No |
| c. Church | 300 feet radius | ☐ | Yes | ☐ | No |
| d. Day care center* | 300 feet radius | ☐ | Yes | ☐ | No |
| e. Alcohol or drug treatment center | 300 feet radius | ☐ | Yes | ☐ | No |

Package Sales Only (Beer or Wine):

- | | | | | | |
|-------------------------------------|-----------------|--------------------------|-----|--------------------------|----|
| a. School or college | 300 feet radius | ☐ | Yes | ☐ | No |
| b. Alcohol or drug treatment center | 300 feet radius | ☐ | Yes | ☐ | No |

* Must accept GA Pre-K or HOPE Scholarship Monies

* Must follow a prescribed state curriculum

See Code Sections 6-1, 6-42 and 6-43 for distance measurement definition and limitations.

4. For Retail Pouring license, please indicate the following:

Number of pool tables:

NONE

Number of video game machines:

NONE

Size of dance floor:

NO DANCE FLOOR

Amount of cover charge:

Will the location have a DJ, and if so, number of times per week:

NO

5. How many square feet are the following:

7. a. Dining area:

2200

7. b. Bar area:

50

c. % of total dining space that is a bar area:

5%

Is this location new construction or pre-existing? PRE EXISTING

How is the proposed location zoned? _____

This section is to be completed and signed by the City of Kennesaw Zoning staff:

Zoning verified by City of Kennesaw Zoning Division staff member _____

If this is an application for a new establishment, attach proof of adequate parking facilities of one (1) off street parking space for each (200) square feet of total floor area within the building in conformity with the zoning ordinance and regulations of the City of Kennesaw.

If new establishment, parking verified by the Zoning Division staff member _____

If Partnership or LLP:

6. Partnership of LLP Name: _____

Partner/Member:	_____	Social Security #:	_____
Position:	_____	Date of Birth:	_____
Email Address:	_____	% of Ownership:	_____
Phone Number:	_____		

Home Address:	_____	City:	_____
	_____	State:	_____
		ZIP:	_____

Partner/Member:	_____	Social Security #:	_____
Position:	_____	Date of Birth:	_____
Email Address:	_____	% of Ownership:	_____
Phone Number:	_____		

Home Address:	_____	City:	_____
	_____	State:	_____
		ZIP:	_____

****Attach additional sheets if needed****

If Corporation or LLC:

7. Corporation or LLC Name: CHURRAS BRAZILIAN STEAKHOUSE

President/Member: VALERIANO SERRADILHA NETO Social Security #: [REDACTED]
Email Address: CHURRASRESTAURANT@GMAIL.COM Date of Birth: 69
Phone Number: [REDACTED] % of Ownership: 100%

Home Address: 3615 LAKE SIDE POINTE City: KENNESAW
State: GA
ZIP: 30144

VP/Member: _____ Social Security #: _____
Email Address: _____ Date of Birth: _____
Phone Number: _____ % of Ownership: _____

Home Address: _____ City: _____
State: _____
ZIP: _____

Secretary/Member: _____ Social Security #: _____
Email Address: _____ Date of Birth: _____
Phone Number: _____ % of Ownership: _____

Home Address: _____ City: _____
State: _____
ZIP: _____

Treasurer/Member: _____ Social Security #: _____
Email Address: _____ Date of Birth: _____
Phone Number: _____ % of Ownership: _____

Home Address: _____ City: _____
State: _____
ZIP: _____

****Attach additional sheets if needed****

If the business listed in questions 6 or 7 is owned by another firm or corporation, provide the information requested in questions 8 and 9.

8. List corporate name, business name, and % of business owned by the corporation

Corporate Name	Business Name	% Owned
_____	_____	_____
_____	_____	_____

9. List name, position, social security number, address, and % owned for each board member of the corporation listed in question 8.

Name	Position	SSN	Home Address	% Owned
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

10. Is the licensee or any owner listed in questions 6 - 9 currently holding an interest or ever been associated with any alcoholic beverage establishment? If yes, list below.

Licensee/Owner Name	Business Name	Address
_____	_____	_____
_____	_____	_____
_____	_____	_____

11. List full name and other required information of relatives of the licensee or owners who have or have had any license or any financial or ownership interest in any alcoholic beverage business.

Name/Relationship	Home Address	Business Name/Address
_____	_____	_____
_____	_____	_____
_____	_____	_____

12. List the full name and address of the property owner on which the business is to be conducted.

Property Owner: TAYLOR N. GERHARDT

Address: 205 DATURA STREET, SUITE 300, WEST PALM BEACH,
FLORIDA 33401

13. State the total amount of capital funds to be invested in this business.

14. State the amount of personal funds invested by the following:

Licensee/Owner

Other Owners

\$ _____

15. If capital is borrowed, provide the following and attach a copy of the note (s) or evidence of indebtedness, with all attachments, to this application.

Name of Lender	Address	Amount	Date	Interest Rate
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

16. Name the person (s) that will be the manager of this business and provide the following information.

Name	Address	Compensation
VELERIANO SERRADILLA	3615 LAKESIDE POINTE NW	_____
_____	_____	_____

17. Provide the name and address of your CPA or accounting firm:

Name	Address
HECTOR ESPINOSA GARCIA	1900 THE Exchange Se, Suite 430, ATLANTA, GA, 30339

18. Has the *business or any business associated with this business* been cited, charged, indicted, have a pending charge or been convicted at any time for any violation of Georgia Law, Federal Law or any rule or regulation of the State revenue commissioner or any rule, regulation or ordinance of the City of Kennesaw, Cobb County or other governmental unit? Yes ☐ No ☒

If yes, give full details.

NO

19. Has the licensee, the licensee's spouse or any person having ownership interest in this business or their spouse been:

Arrested	___ Yes	<u>X</u> No	Convicted	___ Yes	<u>X</u> No
Detained	___ Yes	<u>X</u> No	Indicted	___ Yes	<u>X</u> No
Pled Guilty	___ Yes	<u>X</u> No	Pled Nolo Contender	___ Yes	<u>X</u> No
On Probation	___ Yes	<u>X</u> No	Any Pending Criminal Charge	___ Yes	<u>X</u> No

If you answered "YES" to any of these questions, list below in complete detail the name, dates, charges, places of arrest and disposition of charge (s). Failure to make a full disclosure in response to this question will result in denial of the application or a revocation of the license if information requested was not provided.

20. Has the licensee, the licensee's spouse or any person having ownership interest in this business or their spouse ever had any interest in any business, ever been a licensee or ever been an officer in any business that was cited, had an employee of any business cited, detained, arrested, indicted or convicted for any offense by any federal, state, county or city government or has any business been warned or had any license placed on probation, denied, suspended or revoked by any federal, state, county or city government? Failure to make a full disclosure in response to this question will result in denial of the application or a revocation of the license if information requested was not provided.

NO

21. Indicate the type of alcohol awareness training and the number of hours of training that is required of owners and employees selling alcoholic beverages for the business. Also, indicate if training is required annually and the number of hours required.

It's required 3 hours of training yearly. Servers are required to look for signs that people are misusing alcohol and becoming proficient at handling ID checking.

22. What types of materials (written materials, signs, badges, etc.) are provided with the training of the employees?

Written materials

23. Have you read and do you understand all the provisions of the City of Kennesaw and State of Georgia Alcoholic Beverage requirements as stated in Chapter Six (6) of the City of Kennesaw Code of Ordinances and Title III of the Official Code of Georgia.

Yes ☒ No ☐

24. Are you aware that the sale of alcoholic beverages to an underage person (s) by you or your employees may result in the suspension or revocation of the alcoholic beverage license?

Yes ☒ No ☐

25. What procedures do you have in place to ensure that alcoholic beverages are not sold to underage person (s) or any other violation of the City of Kennesaw Code of Ordinances and State Law? Please attach all documentation relating to such procedures and include an explanation as their usage.

I am going to provide my employees (ONE) hour training to go over the guide and restaurant serving alcohol. My employees will learn strategies that ensure responsible alcohol service and promote professionalism.

26. What technology, equipment and products have been or will be implemented in the location to ensure compliance with the City of Kennesaw, Cobb County and State Law? Examples include cash registers that require the date of birth to be entered, cameras, signs and calendars). Describe below:

ALL THE ABOVE

27. Estimated gross receipts from this location for the remaining calendar year: \$ _____

28. List occupations for the past ten years. Include dates of employment and positions.

From/To Month/Year	Company	City	State	Position/Salary
2005-PRESENT	SPECTRA CONTRACTING	ATLANTA	GA	CONTRACTOR/\$100K

29. List previous residences of the licensee for the past ten years.

From/To Month/Year	Address	City	State
07/15/09-02/07/15	746 TERRELL MILL RD	MARIETTA	GA
01/12/07/15	2850 DELK RD SE, APT 150	MARIETTA	GA

KENNESAW, GEORGIA
COBB COUNTY

I, Valeriano Cano Serrano being duly sworn according to law, do swear that the facts and things stated by me in the above and foregoing answers to questions are true and no false or fraudulent statement is made herein and such answers were made in order to procure the granting of such a license.

I have received a copy of the City of Kennesaw Alcoholic Beverage Code and I am aware that all licenses must be obtained and fees paid no later than two weeks from the date of approval of this application by the Mayor and Council.

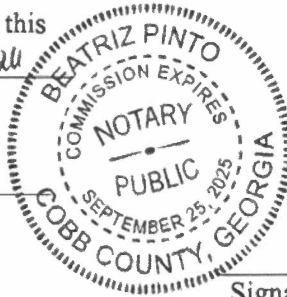
[Signature]
Signature of Applicant

Signature of Spouse of Applicant

Sworn to and subscribed before me this

15 day of August, 2011

[Signature]
Notary Public



Signature and title of person other than applicant filing out this application

Phone Number

Application received in Kennesaw City Hall by:

Application to be heard by Mayor & Council

Date & Time: _____

A REPRESENTATIVE MUST BE PRESENT AT THE MAYOR & COUNCIL MEETING

FOOD SALES AND ALCOHOLIC BEVERAGE SALES AFFIDAVIT

NAME OF ESTABLISHMENT: CHURRAS BRAZILIAN STEAKHOUSE

ADDRESS OF ESTABLISHMENT: 3940 CHEROKEE ST NW, KENESSAW GA 30144

LICENSEE'S NAME: VALERIANO CANO SERRADILHA NETO BUSINESS LIC #: _____

FOOD SALE AND ALCOHOLIC BEVERAGE SALE, *Financial reports must be attached to support the reported total or CPA certification must be completed attesting to the reported sale.* This information must be provided from the financial records of the above establishment on a calendar year basis, or such period during which the establishment has been open.

PERIOD FOR WHICH INFORMATION IS PROVIDED: _____ (IF EXISTING BUSINESS, MUST BE 12 MONTH PERIOD, IF NEW BUSINESS, MUST BE 12 MONTH ESTIMATE)

Gross Receipts from food sales this period: _____

Gross Receipts from Alcoholic beverage Sales this period: _____

Total Food Sales and Alcoholic Beverage Sales this period: _____

Briefly describe the method by which receipts are segregated daily into food sale and alcoholic beverage sale:

POS SYSTEM

I certify that I have a working knowledge of the books and records of the establishment whose name appears above, and that to the best of my knowledge the figures presented above represent accurate sales totals for the period specified.

HECTOR ESPINOSA GARCIA NOSSA TAX ACCOUNTING LLC
CPA NAME: (PRINTED) NAME OF CPA FIRM

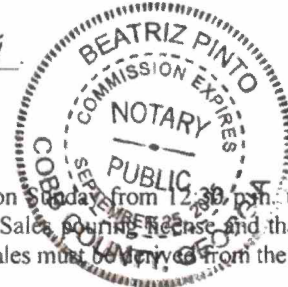
770-256-5626
PHONE

[Signature]
CPA SIGNATURE

1900 THE EXCHANGE SE #400, ATLANTA GA 30339
BUSINESS ADDRESS

SWORN UNDER OATH THIS 15 DAY OF August, 2019

[Signature]
NOTARY PUBLIC



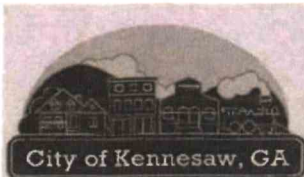
I hereby affirm that I understand that the privilege of selling alcoholic beverages on Sunday from 12:30 p.m. until Monday 2:55 a.m. requires valid alcoholic beverage pouring license, valid Sunday Sales pouring license and that at least 50% of the licensed establishment's annual gross food and alcoholic beverage sales must be derived from the sale of prepared meals and food.

I hereby affirm that I understand that records of food sales and alcoholic beverage sales must be prepared and maintained. Failure to prepare and maintain records of food sales and alcoholic beverage sales is cause for denial or revocation of an alcoholic beverage pouring license, including a Sunday Sales pouring license. I further affirm that I understand that the City of Kennesaw Business License Division may audit our records to verify same at its discretion.

Signature of Licensee/Owner

Notary Public

Sworn under oath this _____ day of _____, 20____.



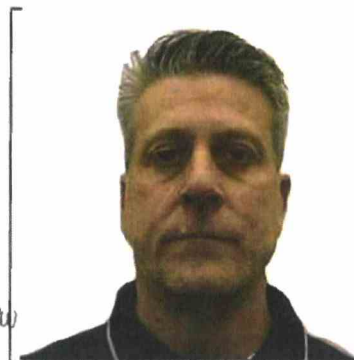
Business License
2529 J.O. Stephenson Ave.
Kennesaw, GA 30144

Contact Information:
Phone: (770) 424-8274
Fax: (770) 429-4559
www.kennesaw-ga.gov

License Application:
Alcoholic Beverage

OWNER/LICENSEE PERSONAL STATEMENT INFORMATION

1. Full name of licensee (No initials): VALERIANO CANO
(Include maiden names and alias names if any) SERRADILHA NETO
2. Phone Numbers:
 - a. Business: 770-672-0536
 - b. Cell: [REDACTED]
 - c. Home: [REDACTED]
3. Home Address: 3615 LAKESIDE POINTE NW-KENNESAW
4. Business Address: 3940 CHEROKEE ST NW, KENNESAW
5. Please fill out the following:
Age: 54 Sex: MALE Height: 6'5 Color of Hair: GREY
Race: WHITE Weight: 200 Color of Eyes: BLUE/GREEN
6. Social Security #: [REDACTED]
7. Place of Birth: CAMPINAS-SP-BRAZIL Date of Birth: [REDACTED] 1969
U.S. Citizen: YES ☐ By Birth ☒ Naturalized
If a naturalized citizen, provide certificate #: [REDACTED]
and submit original naturalization certificate or U. S. Passport
If a legal permanent resident, provide alien registration #: [REDACTED]
and submit copy of I-551 card
Derived Parents Certificate #'s: [REDACTED]
Date & Port of Entry: [REDACTED]
8. How long have you resided in the City of Kennesaw or Cobb County? 3 years
9. Number of years at this present address? 3
10. Are you (Choose one): ☐ Single ☐ Married ☐ Widowed ☒ Divorced
11. If married, complete the following information on spouse.
Full Name of Spouse: [REDACTED]
Social Security #: [REDACTED] Spouse's Maiden Name: [REDACTED]
Place of Birth: [REDACTED] Date of Birth: [REDACTED]
Place of Marriage: [REDACTED] Date of Marriage: [REDACTED]



16. Education: List name of schools attended, address, dates of attendance and degrees earned.

M/YR	to	M/YR	School	Address	City	State	Degree
1975		1987	ALA	BRAZIL	VALINHOS	SP	HIGH SCHOOL
1988		1992	U.M. DAS CRUZES	BRAZIL	VALINHOS	SP	BACHELOR BUSINES

Name of spouse's employer: N/A

Address of employer: N/A

U.S. Citizen: N/A ☐ By Birth ☐ Naturalized

If a naturalized citizen, provide certificate #: N/A

and submit original naturalization certificate or U. S. Passport

If a legal permanent resident, provide alien registration #: N/A

and submit copy of I-551 card

Derived Parents Certificate #'s: _____

Date & Port of Entry: N/A

12. Give names and addresses of all children and stepchildren (regardless of age).

Full Name	Address	Age	Birth Place
LUIZA SERRADILHA	3615 LAKESIDE POINTE	21	ATLANTA - GA
VICTORIA SERRADILHA	[REDACTED]		

13. Give names and addresses of all immediate living relatives.

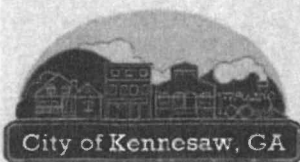
	Full Name	Address
DECEASED Parents:	RAMON CANO SERRADILHA	Rua Prudente de Moraes Piracicaba - Brazil
DECEASED	BENEDICTA DASILVA SERRADILHA	SAME
Siblings:	MARIA JOSE FURLAN	SAME
	MARCELO CANO SERRADILHA	R. MAL. DEODORO, N 1320 - PIRACICABA - BRAZIL
SIBLING In Laws :	RAMON CANO SERRADILHA	

14. Do you or your spouse have financial interest in any bar, lounge, tavern, restaurant, or other place of business where alcoholic beverage are sold and consumed on the premises? If yes, give details:

NO

15. Are you or your spouse related to anyone who has ownership or is employed by any wholesale or retail alcoholic beverage business? If so, give name, relationship to licensee or licensee's spouse, business name and the amount of interest, and/or type of employment in each.

NO



Business License
2529 J.O. Stephenson Ave.
Kennesaw, GA 30144

Contact Information:
Phone: (770) 424-8274
Fax: (770) 429-4559
www.kennesaw-ga.gov

License Application:
Alcoholic Beverage

OWNER/LICENSEE PERSONAL FINANCIAL STATEMENT

Name: VALERIANO SERRADILHA
Social Security #: [REDACTED]
Residence Address: 3615 LAKESIDE POINTE NW
City/State/Zip: KENNESAW-GA-30144
Residence Phone:

Date of Birth: [REDACTED] 1969
Name of Spouse:
Business/Organization: CHURRAS STEAKHOUSE
Business Phone: 770-672-0536
Partner/Officer in any other business? ☐ Yes ☒ No

Assets

Cash on hand in banks
Accounts Receivable
Stocks & Bonds
Real Estate
Cash value of Life Insurance
Automobiles
Deposit Accounts
Credit w/ Financial Institutions
Other Assets (Itemize) ☒

Total Assets

Liabilities

Notes payable to banks - Secured
Notes payable to banks - Unsecured
Accounts Payable
Unpaid Taxes
Mortgage on Real Estate
Other Debts (itemize)
Total Liabilities
Net Worth

Total Liabilities & Net Worth

Source of Annual Income CHURRAS/RS
Bonus & Commissions 0
Alimony, Child Support, or Separate Income
Itemize all loan sources & Interest
Other Income (Itemize)
Total Income

Unsatisfied judgments or lawsuits pending?

☐ Yes ☒ No

Are any income tax returns made by you for prior years being contested?

☐ Yes ☒ No

If so, what do you estimate as the additional amount you may be required to pay?

Are any assets pledged or joint names other than as described above?

☐ Yes ☒ No

Have you ever been declared bankrupt?

☐ Yes ☒ No

Do you have a will?

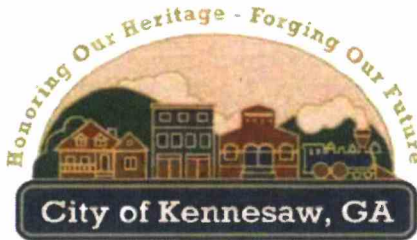
☐ Yes ☒ No

Who is named as your executor?

Beneficiary:

Executor:

As of 20



City of Kennesaw

Alcohol License

Permit No.

A-

Renewal? Yes or No

Name-Based Criminal History Record Information Consent/Inquiry Form

I hereby authorize City of Kennesaw to conduct an inquiry for the purpose listed below and receive any Georgia and/or national criminal history record information as authorized by the state and federal law. City Ordinance 22-121 Solicitation Licensing.

Full Name (print)	VALERIANO CANO SERRADILHA NETO		
Address	3615 LAKESIDE POINTE NW, KENNESAW, 30144		
Sex	Race	Date of Birth	Social Security Number
MALE	WHITE	1969	

☒ This authorization is valid for 364 days from date of signature.

Purpose Code Used: (check one)

NON-CRIMINAL JUSTICE PURPOSES	
☒	A- Alcohol License
☐	B- Bail Bonds
☐	E- Adult Entertainment
☐	M- Massage Therapy
☐	P- Pawn & Precious Metal
☐	S- Solicitation Permit

The inquiry resulted in the following: (check all that apply)

☐	No Criminal Record Available
☐	Criminal Record (Attached/Released)
☐	No NCIC/GCIC Warrant
☐	Possible NCIC/GCIC Warrant (List Wanting Agency Below)

Wanting Agency Name: _____

Wanting Agency Telephone: _____

Have you ever been **arrested, charged and/or convicted** of a crime in this Country or any other Country for any offense **in the last five (5) years**? Yes ☐ No ☒

If yes, please list:

Note: Please list all arrests within the last five years regardless of the disposition of the case

Offense/Charge	Arresting Agency	Date	Disposition

Are you **currently** on probation or parole for a drug or alcohol offense? Yes ☐ No ☒

I have received and read a copy of the Kennesaw Ordinance pertaining to obtaining a solicitation permit.
Yes ☒ No ☐

I hereby certify that all information given by me on this application is complete and true to the best of my knowledge. I further understand that **any falsification or intentional omission of requested information will result in denial of my application for a solicitation license.**

Signature of Applicant



For Department Use Only:

GCIC Operator #:

Reviewed by Chief of Police or designee

Reviewed by Business License Clerk or designee:

Approved _____ Denied _____

City Signature

Applicant Privacy Rights Notification Policy

Non-Criminal Justice

Standard Operating Procedure

Applicant Notification Policy for information derived from the Georgia Crime Information Center (GCIC) Criminal Justice Information System (CJIS) network.

The City of Kennesaw Business License Division licenses privilege licenses (alcohol, massage, precious metal, pawn, bail bondsmen, adult entertainment) and as a part of the process conducts fingerprint based background checks through the Georgia Crime Information Center. Prior to fingerprinting, each individual must complete an application and receive a copy of both the Applicant Privacy Rights and the Privacy Act Statement. The City of Kennesaw Business License Division provides the applicant with the privacy rights as part of the application packet and as a poster near the live scan machine.

Once the applicant has read the Applicant Privacy Rights and the Privacy Act Statement, the applicant will sign the Applicant Privacy Rights Notification Signature Form stating the notification was received.

The City of Kennesaw Business License Division will maintain the signed document with the applicant's fingerprints for at least the duration of the audit cycle, which is no less than three years.

Record Challenge/Correction

If an applicant chooses to challenge the accuracy of the criminal history record or needs to correct or update a record, they will be given thirty (30) days to do so. The applicant will be notified that the procedures for challenging an FBI record are set forth in 28 CFR 16.30 through 16.34 and the procedures for challenging a Georgia record can be found on the GBI website.

The applicant will be given a copy of the fingerprint-based criminal history record if a challenge or correction is pursued, otherwise the applicant will not be provided a copy of the record.

The City of Kennesaw Business License Division is not authorized to release the name-based criminal history record.

Appeal Process

The applicant is provided an opportunity to appeal an adverse decision that was based on the criminal history record information provided from the fingerprint-based background check. The procedures for the appeal process are as follows:

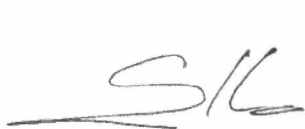
- Applicant must submit a request in writing to the Business License Manager stating the reason the adverse decision should be reviewed. The request should include the applicant's name, date of notification of adverse decision, and an explanation of why the decision should be overturned.
- The Business License Manager will provide the written request to the Finance Director. The Finance Director will review the appeal and the applicant will be notified within ten (10) days of the decision regarding the license application.

Applicant Privacy Rights
Notification Signature Form

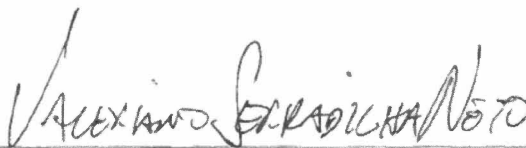
Applicant Notification and Record Challenge:

Your fingerprints will be used to check the criminal history records of the FBI. You have the opportunity to complete or challenge the accuracy of the information contained in the FBI identification record. The procedure of obtaining a change, correction or updating an FBI identification record is set forth in Title 28, Code of Federal Regulations (CFR), 16.34.

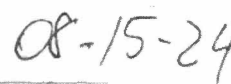
Procedures for obtaining a copy of the FBI criminal history record are set forth in 28 CFR 16.30 through 16.33 or review the [FBI website](#).



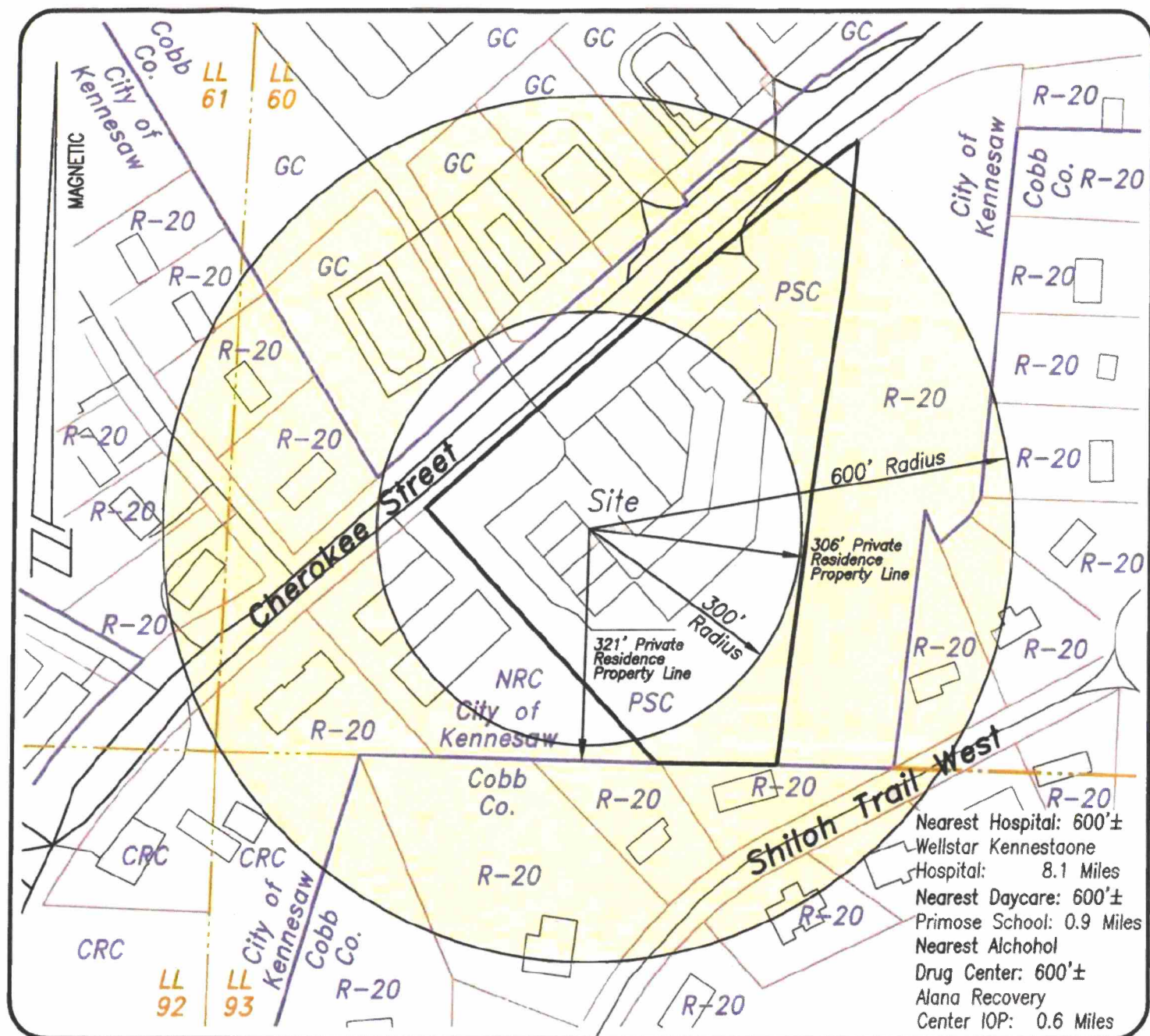
Signature



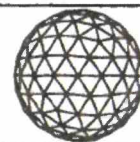
Print Name



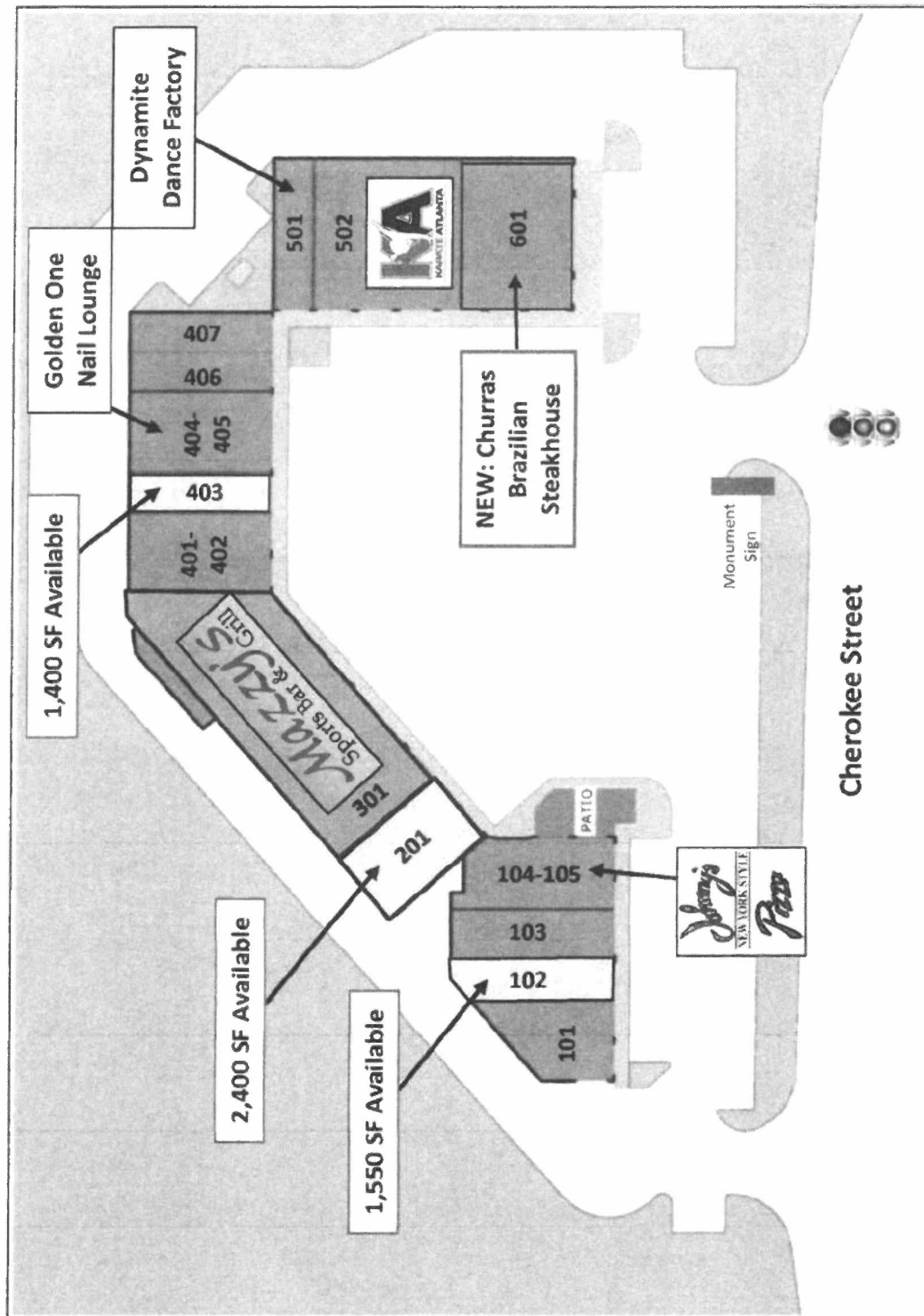
Date



For The Firm
 CC Land Surveyors, Inc.



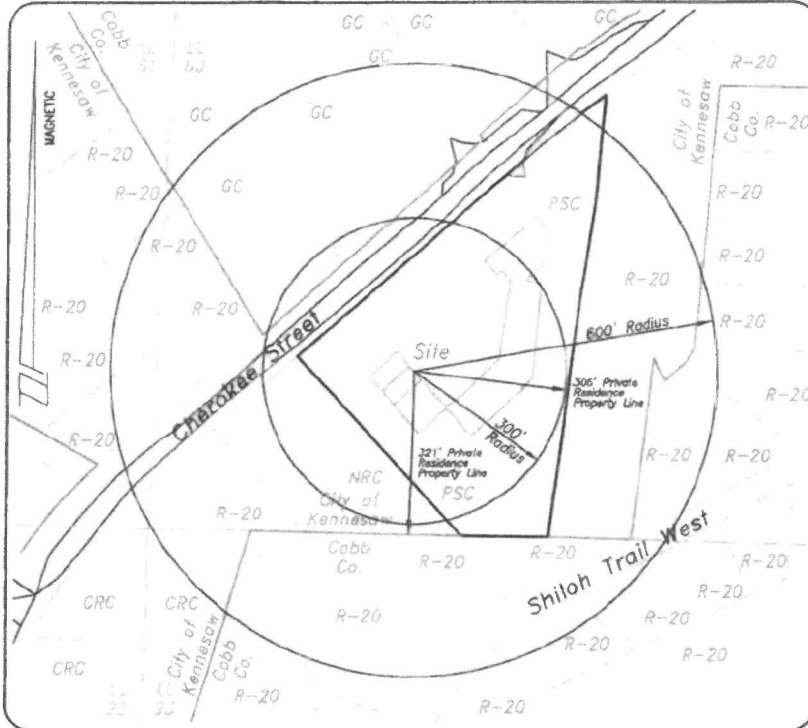
Shops at Shiloh Crossing
 3940 Cherokee Street, Kennesaw, GA 30144



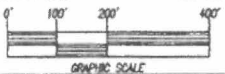
Shared by others >



22-3940 Cherokee St Suite 601 Kennesaw ABS-s



Selling on the Premises:
Liquor, Wine and Malt Beverages
Nearest Private Residence Property Line:
3875 Shiloh Trail: 321'±
Nearest School Bus Stop:
Cherokee St & Weeks Dr: 433'±
Nearest Public Library:
KSL Horace W Sturgis: 600'±
Nearest Church:
Shiloh United Methodist: 0.8 Mile
Nearest School Property Line:
Saint John the Baptist Hybrid: 600'±
Nearest Public Park:
McCollum Park: 0.9 Mile



Property Address:
3940 Cherokee St
Suite 601
Kennesaw, GA 30144



For The Firm
CC Land Surveyors, Inc.

SURVEY FOR ALCOHOLIC BEVERAGE LICENSE

Churras Brazilian Steakhouse

Contact: Valeriano Serradilha Neto

LAND LOT: 60 DISTRICT: 20th SECTION: 2nd
CITY: KENNESAW SCALE: 1" = 200'
COUNTY: COBB STATE: GEORGIA

REFERENCE PLAT BOOK/PAGE:

FIELD DATE: N/A CAD DRAFTING DATE: 10/31/2022

REVISIONS:

Field Draw: N/A Drawn By: VH Checked By: CC Approved By: CC

LOCATION: 2022 JOB No: 22-3940 Cherokee Street

CC Land Surveyors

PO BOX 803143

Acworth, Georgia 30101

770-975-3933 ~ 770-426-2274 (fax)

www.ccland.com



Certificate of Completion

AACEA

(America's Alcohol Certified Education Association)

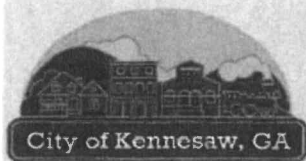
*This certificate confirms that **Valeriano Serradilha Neto** has
completed the AACEA Responsible Alcohol Seller/Server Training and
Education Seminar.*

Completed on **02/14/2023**

Expiration Date **02/14/2025**

Lea Riggs
President/CEO
888-865-1900
www.aacea.com

Certificate #: 809021423



Business License
2529 J.O. Stephenson Ave.
Kennesaw, GA 30144

Contact Information:
Phone: (770) 424-8274
Fax: (770) 429-4559
www.kennesaw-ga.gov

License Application:
Alcoholic Beverage

CHECKLIST

1. The application must be completed in its entirety before being accepted by the Business License Office. Provide one original and one duplicate of the completed application and all attachments.
2. The application and all attachments must be typed or legibly printed in black ink. The Business License Office reserves the right to refuse to accept any application and/or attachment(s) that are considered illegible by the Business License Office.
3. A personal statement must be submitted for the licensee, each owner, each partner and each stockholder with 20% or more ownership. The Business License Department reserves the right to request personal information on all stockholders, partners and owners.
4. All applications for a new alcoholic beverage license will not be accepted unless the licensee provides a certificate of attendance by the licensee to an approved alcohol sales and service workshop for owners and managers per alcoholic beverage Ordinance Sec. 6-69.
5. Applicants for a license to sell alcoholic beverages on premises must attach a financial report to support the reported amounts on the Food Sales and Alcoholic Beverage Sales Affidavit or a CPA must attest to the reported sales on the Food Sales and Alcoholic Beverage Sales Affidavit. The Food Sales and Alcoholic Beverage Sales Affidavit must be signed by the licensee and the CPA (if completed by the CPA). This form must also be notarized.
6. The sale of alcoholic beverages on Sunday is only authorized for those licensees that possess a Sunday Sales permit. The sale of alcoholic beverages on premises must derive at least 50 percent of their total annual gross food and beverage sales from the sale of prepared meals to qualify for a Sunday Sales permit.
7. **POURING LICENSE APPLICATIONS ONLY** – Please provide the following:
 - a. Floor plan of the entire location
 - b. Structural plan indicating dining area, tables, bar area, kitchen, dance area, pool tables, games and other entertainment
 - c. Complete menu
 - d. Picture of the location (both inside and outside)
 - e. Health department certificate
8. Non U. S. Citizens must provide their original Immigration Card I-551 and naturalized citizens must provide their original certificate of naturalization for verification and copying by the Business License staff. This applies to the licensee, each owner, each partner and each stockholder with 20% or more ownership and the spouses of the licensee, each owner, each partner and each stockholder with 20% or more ownership. If none of the above exists, please provide original documents that authorize you to legally be in the United States.
9. A signed and notarized consent form must be provided for the licensee, each owner, each partner and each stockholder with 20% or more ownership and for the spouse of the licensee, each partner and each stockholder with 20% or more ownership.

10. The licensee must be fingerprinted by the City of Kennesaw Police Department. The licensee will obtain two (2) fingerprint cards from the Business License Department.
11. Two (2) photographs of the licensee, each owner, each partner and each stockholder with 20% or more ownership must be provided. The photographs must be 2x2 and less than a year old.
12. A \$350 nonrefundable application fee must be submitted with the application payable to the City of Kennesaw by certified check, cashier's check or money order or debit/credit card.
13. Submit a note of indebtedness if capital is borrowed. The note of indebtedness must include the parties' names and the terms of the agreement. If buying an existing establishment, provide a copy of the executed purchase agreement and if leasing the space, provide a copy of the lease agreement.
14. Provide a copy of the Certificate of Incorporation if the business is a corporation or a copy of the Certificate of Organization if the business is a LLC. Provide a copy of the Certificate of Partnership if the business is a Partnership or LLP.
15. Provide a distance survey completed by a certified surveyor. The surveyor must provide the specific distance in feet from the customer entrance of the proposed location to the nearest property line or structure listed in Ordinance Sec. 6-42 and 6-43. Each property must have the zoning designation clearly labeled. If the proposed location is in a shopping center the survey must indicate the location of the tenant space. Failure to provide an accurate survey is cause for administrative denial of the application. Surveys for liquor package stores must also indicate the specific distance in feet from the customer entrance to the nearest property line of the nearest liquor package store.
16. Zoning – The zoning of the proposed location must be noted on the application and must be verified by a City of Kennesaw Zoning staff member. The Planning & Zoning Department is located at the lower level rear entrance of Kennesaw City Hall at 2529 J. O. Stephenson Avenue, Kennesaw, GA 30144.

NOTICE – Any and all false information provided to the Business License Department verbally or written will subject that person that provides this false information to prosecution to the full extent of the law and will subject the application to administrative denial or revocation.

LIQUOR PACKAGE ONLY - Submit drawings or snapshots of the location of the existing building to show compliance with Sec. 6-100 of the Alcoholic Beverage Code.

Once the license is approved, all fees must be paid within fourteen (14) days or the license will be void. All alcoholic beverage license fees must be paid with a certified check, cash or debit/credit card.

Failure of employees to comply with obtaining an alcohol server's permit will result in prosecution and possible suspension or revocation of the business owner's alcoholic beverage license. (See Sec. 6-69 & Sec. 6-70).

All alcoholic beverage establishments must apply for and receive a State Alcoholic Beverage License prior to stocking and selling alcoholic beverages. A State Application can be obtained by contacting the Georgia Department of Revenue Alcohol Division at 404-417-4900.

LICENSE FEES

Business license fees/occupational taxes are in addition to the annual alcohol license fees stated below:

	POURING	PACKAGE
LIQUOR	\$3000	\$2000
BEER	\$550	\$300
WINE	\$550	\$300
GROWLER	\$200	\$200
SUNDAY SALES	\$550	\$300
OFF PREMISE	\$500	N/A
MANUFACTURER	N/A	\$3000
WHOLESALE	N/A	\$100
BOTTLE HOUSE	N/A	\$2000

ALCOHOL LICENSES APPROVED AND ISSUED AFTER JULY 1st WILL BE PRORATED FOR ½ YEAR.

The Mayor and City Council will initially consider the application on the Wednesday prior to the scheduled City Council meeting. The final decision will be made in a public hearing and a representative from the business must be present at the public hearing. **The Business License Department may make a recommendation but has no authority in the decision regarding the license.** Hearings are held at 6:30 PM the first and third Mondays of each month, with exceptions of holidays when the hearing is moved to Tuesday. Hearings are held in the Council Chambers located at the rear entrance of Kennesaw City Hall at 2529 J.O. Stephenson Ave, Kennesaw, Georgia 30144. If there are any questions regarding the alcoholic beverage application, please contact the Business License Department at (770) 424-8274.