

**MINUTES OF LICENSE REVIEW BOARD MEETING
CITY OF KENNESAW
Council Chambers
March 17, 2025
2:00 PM**

1. Call to Order / Roll Call

Chairman Thornton called the meeting to order at 2:00 p.m.

2. Due Cause Hearings

A. UHP Partners, LLC d/b/a SuBourbon Bar & Social Club
2718 Summers Street, Kennesaw, GA 30144

Chairman Thornton recognized the Attorney for the License Review Board, Sam Hensley, Jr. Mr. Hensley, Jr. announced that the respective parties had reached a settlement proposal in resolution of the matter at hand. Chairman Thornton recognized the Assistant Attorney for the City, Jamie Wingler. Mr. Wingler shared the following terms of the agreement with UHP Partners LLC d/b/a SuBourbon Bar and Social Club and Licensee David Ulmer:

The Licensee's alcohol license shall be placed on probation, which is effective immediately, continuing until June 15, 2025. Starting June 15, 2025, SuBourbon and the Licensee will begin a 45-day suspension of the alcohol license. The last day that SuBourbon Bar and Social Club will be able to sell alcohol under this license is June 15, 2025. Upon completion of that 45-day suspension period, the SuBourbon and the Licensee will voluntarily surrender the alcohol license, which will begin on July 31, 2025. Further, the Licensee has agreed not to apply for an alcohol license in the City of Kennesaw during the 24-month surrender period beginning July 31, 2025, through July 31, 2027. The Licensee agreed not to own or maintain any financial or other interest in any business within the bounds of the City of Kennesaw that holds an alcohol license during the surrender period. SuBourbon and the Licensee agreed to remove all social media postings regarding the sale of alcohol by March 18, 2025, and to not direct any new social media or advertising during the probationary period.

The Licensee shall appear in court and resolve the citations issued on October 29, 2024, and December 26, 2024, which are pending in Kennesaw Municipal Court, by paying a diversion fee of \$1,000.00 and restitution to the City in the amount of \$6,000.00 on April 1, 2025. Upon payment of said sums, the aforementioned citations shall be nolle prosequi by the solicitor.

Mr. Cary Wiggins, counsel for the Licensee, confirmed that the Consent Agreement [see **Exhibit A**] reflects the agreement made between all parties. He also agreed to waive the charges and specifications.

Motion by Board Member Chambless to accept the Consent Agreement as presented.
Seconded by Board Member Perez.

Vote taken, motion unanimously approved 3-0. Motion passed.

3. Adjourn

Chairman Thornton adjourned the hearing at 2:07 p.m.

Lea Alvarez, City Clerk

DRAFT

BEFORE THE LICENSE REVIEW BOARD
CITY OF KENNESAW, GEORGIA

CITY OF KENNESAW	:
	:
v.	:
	:
UHP PARTNERS LLC, d/b/a	:
SUBOURBON BAR AND SOCIAL CLUB,	:
and DAVID ULMER	:
	:
Licensee	:

CONSENT DECISION

This matter came before the City of Kennesaw (“City”) License Review Board (“LRB”) for hearing on March 17, 2025, regarding the alcohol license for UHP Partners, LLC d/b/a SuBourbon Bar and Social Club (“SuBourbon”) and David Ulmer (“Licensee”), and the City and Licensee consent and agree as follows:

PROBATIONARY PERIOD

1.

Licensee’s alcohol license shall be placed on probation effective immediately and continuing until June 15, 2025 (“Probationary Period”).

2.

Any violation of O.C.G.A. Title 3 or Chapter 6 of the Code of Ordinances of the City of Kennesaw during the Probationary Period shall result in an immediate LRB hearing, and if a violation is determined by the LRB and affirmed in any further appeals, SuBourbon and Licensee agree that a revocation of the alcohol license shall be the penalty. SuBourbon and Licensee agree that email notice of the hearing shall constitute proper notice.

3.

SuBourbon and Licensee agree that all servers and bar staff must be dressed in a manner that is compliant with the Kennesaw Code of Ordinances.

4.

SuBourbon and Licensee agree that all social media posted by or at the direction of SuBourbon and/or Licensee (i.e., www.SuBourbonBar.com and www.Facebook.com/SuBourbon.com) shall be removed by March 18, 2025, and no new social media or advertising can be posted during the Probationary Period by or at the direction of SuBourbon and/or Licensee.

SUSPENSION PERIOD

5.

SuBourbon and Licensee agree that at the conclusion of the Probationary Period, a 45-day suspension of the alcohol license shall automatically go into effect with the suspension to begin on June 15, 2025 ("Suspension Period") and running through July 31, 2025.

6.

At the conclusion of the Suspension Period, the current alcohol license held by SuBourbon and Licensee shall be deemed to be voluntarily surrendered as of July 31, 2025 ("Surrender Period"). For clarity, this voluntary surrender is not considered a revocation under the City's ordinances, but June 15, 2025, shall be the last date alcohol may be served under the current license.

SURRENDER PERIOD

7.

Licensee agrees that he shall not apply for an alcohol license in the City during the 24-month Surrender Period beginning July 31, 2025, through July 31, 2027.

8.

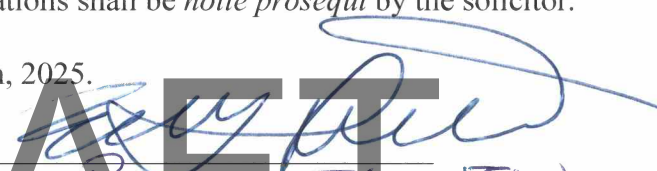
Licensee agrees that he shall not own or maintain any financial or other interest in any business within the bounds of the City of Kennesaw that holds an alcohol license during the Surrender Period.

PENDING CITATIONS

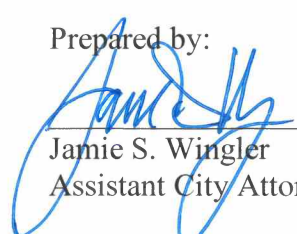
9.

Licensee shall appear in court and resolve the citations issued on October 29, 2024, and December 26, 2024, now pending in the City of Kennesaw Municipal Court by paying a diversion fee of \$1,000.00 and restitution to the City in the amount of \$6,000 on April 1, 2025. Upon payment of said sums, the aforementioned citations shall be *nolle prosequi* by the solicitor.

SO ORDERED this 17th day of March, 2025.

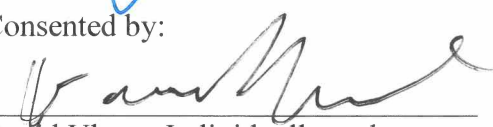
BY: 
Chairman, License Review Board

Prepared by:



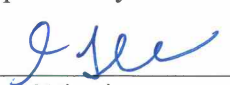
Jamie S. Wingler
Assistant City Attorney

Consented by:



David Ulmer, Individually and
On behalf of UHP Partners, LLC
d/b/a SuBourbon Bar and Social Club

Approved by:



Cary Wiggins
Attorney for David Ulmer and
UHP Partners, LLC d/b/a
SuBourbon Bar and Social Club