

The Banks County Board of Commissioners held a hearing on October 11, 2007, at 1:00 p.m. to consider possible ordinance/resolution violations by La Hacienda Mexican Restaurant located at Banks Crossing. Members present were Chairman Gene Hart and Commissioner Rickey Cain. To represent La Hacienda Mexican Restaurant was the manager Antonio Ayala and waiter Deyci Magdaleno. Investigator Savannah Morgan of the Georgia Department of Revenue Underage Task Force was also present.

Ch. Hart opened the hearing and stated that the purpose of the hearing was to consider the possible violation of furnishing alcohol to a minor and asked Investigator Morgan to present the violation allegations. Investigator Morgan stated that on September 13, 2007 at approximately 6:45 p.m., she and another Investigator Clay Sprayberry, who was 19 years of age, entered the restaurant and Investigator Sprayberry ordered a Bud Light. She said the server Deyci Magdaleno did not ask for identification and served Investigator Sprayberry the drink. Investigator Sprayberry paid for the drink and left the restaurant and reported the incident to the Department of Revenue Inspection Team who went into the restaurant and informed management of the incident.

Mr. Ayala stated they had been in business since 1992 and said Ms. Magdaleno had been with the restaurant for one day. Ch. Hart asked if the restaurant had a training program in place. Mr. Ayala stated he had informed Ms. Magdaleno of the requirements. Ms. Morgan recommended all employees be trained on serving alcohol and stated the Department of Revenue website had information for a training program called TIPS.

Ch. Hart stated he appreciated La Hacienda Mexican Restaurant locating in the county; however the county must enforce its ordinances. Ch. Hart recommended suspending the alcohol license for 30 days with 6 months probation in order for training to be completed. Comm. Cain encouraged Mr. Ayala to implement a training program for employees on serving alcohol.

Comm. Cain made a motion to place La Hacienda Mexican Restaurant on 6 months probation for the period of 10/15/2007 through 4/15/2008 with the requirement that they provide evidence within 30 days that each employee has gone through training on serving alcohol. Any ordinance violation within the probationary period shall result in immediate revocation of the alcohol license. Ch. Hart seconded. Two aye votes and motion carried. The hearing ended at 1:34 p.m.

Chairman

Clerk
