

## MINUTES

The Garrett County Board of License Commissioners/Liquor Control Board held their regular meeting on May 1, 2003 at 9:00 AM. Present for the meeting were Commissioners Bea Crosco and Mike Fratz; Chairperson Thomas Gearhart; Administrator to the Board, F. Gary Mullich and Deborah Owston, Administrative Assistant.

Chairperson Gearhart called the meeting to order. A motion was made by Commissioner Crosco to approve the April 3, 2003 minutes and seconded by Commissioner Fratz with all in favor. The Board signed mileage sheets.

There was general discussion before the hearings in which Debbe Owston updated the Board on several items. Len Kushner of Josie's Restaurant may pick up a license for Beer & Wine On-Sale instead of the approved BWL On-Sale for the remainder of the 2002-2003 license year and then possibly begin July 1<sup>st</sup> with Beer, Wine & Liquor. The license for The Pub At the Club was picked up on April 11, 2003. Lynn Kasik of On The Rox's picked up the license on April 18, 2003. Winner's Circle Convenience Store opened for operation on May 1, 2003 and received their license on April 24, 2003. Upcoming license transfers include McHenry Beverage to Deb Savage and Cindy's Place to Brenda Robeson due to the death of the licensee, Lucinda Drees. The Board signed an amended license for On The Rox's with the new license number of 02-36 for the Class "D" BWL On-Sale and 02-36D for a Draft Beer License. In addition, the amended license added the provision stating, "All doors and windows must be closed while there are any bands, karaoke or music being played." Ms. Kasik picked up the amended licenses on May 1, 2003.

Gary Warn of Hen House made a written request to the Board to allow use of the pavilion area from June 29<sup>th</sup> thru August 23<sup>rd</sup> on Thursday, Friday and Saturdays between 7:00 PM and 10:30 PM. Commissioner Crosco made a motion to approve this request and Commissioner Fratz seconded the motion with all in favor.

Jonathan Kessler of Smiley's Fun Zone made a written request to the Board to allow use of the parking area around The Fort for a special event to be held twice a year in June and October. The event would include family entertainment activities, live music and fundraisers for the Recreational Trails Task Force. Commissioner Fratz made a motion to approve this request and Commissioner Crosco seconded the motion with all in favor.

Jonathan Kessler of Smiley's Fun Zone made a written request to increase the premise size and serving area to allow for a 30-foot kitchen addition and 40-foot dining room area on the first floor as well as on the lower level. Commissioner Crosco made a motion to approve the addition and Commissioner Fratz seconded the motion with all in favor.

Roger Ruff of Midway Discount Beverages made a written request to the Board to add the Wine Tasting Option to the current Class "D" BWL Off-Sale License. Commissioner Fratz made a motion to approve this request and Commissioner Crosco seconded the motion with all in favor.

A hearing was scheduled for 9:30 AM but was held at 10:20 AM for the issuance of a Special Class "C" BWL 2-Day license to be used on May 24<sup>th</sup> with a rain date of May 31<sup>st</sup>, if needed, at the McKenzie Pavilion for the State Troopers Association Lodge # 40. Applicant, Tfc. Mike Fluharty was present for the hearing. Tfc. Fluharty explained to the Board that they were planning a pig roast at \$15 per person, which would include beer. The event would be held from 2:00 PM till 10:00 PM. Commissioner Crosco made a motion the license be approved and seconded by Commissioner Fratz and unanimously approved. After the appropriate fees were paid, the license was issued.

A hearing was held at 9:45 AM for the issuance of a Special Class "C" BWL 2-Day License to be used on May 21<sup>st</sup> at the Oakland Train Station by Community Action Committee. Dwayne Yoder was there to represent Community Action. He explained that the license would be used at a barbeque at the Train Station for The Local Initiative Support Group visiting Garrett County. The barbeque would be a private event with a concert open to the public after. The hours would be from 5:30 PM till 8:00 PM with no selling of alcohol after 8:00 when the concert is scheduled. Commissioner Crosco made a motion the license be

approved and seconded by Commissioner Fratz and unanimously approved. After the appropriate fees were paid, the license was issued.

A hearing was held at 10:00 AM for a Class "A" Beer & Wine Off-Sale license for MLD LLC, operating Deep Creek Gourmet located at 97 Fort Drive, McHenry, Maryland. Applicants Norma Beckman and Darlene Engel were present for the hearing. They explained to the Board that they intend to open by the end of May or the beginning of June. The business will have gourmet items for sale as well as a gift basket service with beer or wine as an option. The hours of operation will be from 10:00 AM till 8:00 PM. They do not intend to have delivery of the baskets. Commissioner Crosco made a motion the license be approved and seconded by Commissioner Fratz and unanimously approved. After the appropriate fees were paid, the license was issued.

After the hearings, the next meeting date was scheduled for June 5, 2003. There being no further business, Commissioner Fratz motioned the meeting be adjourned, and seconded by Commissioner Crosco.

---

Thomas A. Gearhart  
Chairperson

---

June 5, 2003  
Date