

MINUTES

The Garrett County Board of License Commissioners / Liquor Control Board held a special meeting in the Commissioner's Public Meeting Room on Thursday May 19, 2016 at 9:00 AM. Present for the meeting was Commissioner Michael Fratz, Commissioner Dave Moe and Administrator to the Board Deborah R. Owston.

Commissioner Fratz called the meeting to order. The Board signed mileage sheets.

Ms. Owston noted with deep sadness that Chairperson DeCorsey E. Bolden passed away on April 29, 2016. Chairperson Bolden began his term on March 11, 2015.

The April 5, 2016 minutes were reviewed and approved by the Board. Commissioner Moe made the motion to approve them as written. Commissioner Fratz unanimously approved the motion.

There was general discussion prior to the scheduled hearings. Ms. Owston updated the Board on the legislative session. SB 682 / HB 1028 for Sunday Sales Referendum was signed by the Governor on April 26, 2016. SB 897 / HB 1072 for the Various Licenses was signed by the Governor on May 19, 2016. The Governor signed SB 724 for the Code Revision of the Alcoholic Beverage Article on April 12, 2016. Ms. Owston spoke about the Board vacancy. She said the Republican Central Committee (RCC) is seeking letters of interest by June 5, 2016. Ms. Owston said that the Appointments Office is aware of the urgency of the appointment.

A Special Class "C" BWL 2-Day License hearing was held at 9:20 AM. Garrett Trails applied for a license to be used on June 25, 2016. Applicants for the license are Margaret Jamison, Steven Green, and Theresa MacLennan. Ms. MacLennan was present for the hearing. The event will be held at Garrett College during the Gran Fondo Ride. The Board and Ms. Owston asked several questions and pointed out various alcoholic beverage regulations to Ms. MacLennan. Ms. MacLennan informed the Board that she recently took the TIPS for Concessions training and presented the Board with a small training handbook she made. She mentioned that she would have all volunteers who will be serving / selling alcohol review her training documents. Commissioner Moe made a motion to approve the Special Class "C" BWL 2-Day License for use on June 24 & 25, 2016. The motion was seconded by Commissioner Fratz and approved.

A license hearing was held for a new Class "B" BWL On-Sale License and Draft Beer License with the Sunday Sales Option. The hearing was held at 9:40 AM for DCGT Holdings, LLC dba The Greene Turtle. The business is located at 75 Visitors Drive, McHenry, MD. Applicants for the license are Dorothy Walters, Francis Bramande and Brandon Reece. Additional members of the LLC are David DiPietro, Ed Winans, Eric Yonke, William Weissgerber, Daryl Walters and Brian Boal. Mrs. Walters was present for the hearing along with Rebecca Butler. Ms. Butler will be the general manager of the sports bar themed restaurant that is anticipated to be open by the first week of July. Mrs. Walters informed the Board that they currently have three persons who have been TIPS trained. They plan on training additional staff once hired. Mrs. Walters informed the Board

that the business hours would be determined soon. She said they plan to be closed by 11:00 PM during the week and later on the weekends. The Board and Ms. Owston discussed the various rules and regulations. Ms. Owston explained that the license allows for take-out beer sales. The Catering Option was discussed. She mentioned that if they wanted to sell wine for take-out sales that they would have to apply for the Off-Premise Wine Option. The Delivery Option was talked about. The days and hours of permitted sales were reviewed. Ms. Owston said that consumption is not permitted after 2:00 AM Monday thru Saturday. Ms. Owston mentioned the limited Sunday Sales hours from 1:00 PM – 10:00 PM where permitted. She also mentioned that there is no consumption permitted after 11:00 PM on Sunday where approved. Ms. Owston mentioned the zoning requirements and the formula for seats and parking. They were advised to get with the Planning Office to review all of the permitted uses as well as the restrictions on the property. A discussion took place concerning the licensed premise and outside areas. Ms. Owston said that she plans on a walk-thru inspection of the premise prior to the opening to note all areas used for alcohol storage. Ms. Owston stated that the Board would most likely approve the proposed changes to the licensed premise as long as all of the appropriate agencies are contacted and approve the plans. The renewal process was explained and the importance of submitting documents on time and complete in order to avoid any penalties and late fees. Ms. Owston reviewed the amusement machine license requirements. Ms. Owston told the applicants that gambling and gaming activities are strictly prohibited. Ms. Owston stated that all licenses and permits must be displayed to the public. All alcohol must be purchased from a Maryland wholesaler and the receipts must be kept on the premise for two years. Ms. Owston stated that BYOB is not permitted on a licensed premise. Ms. Owston noted that bottles of alcohol could not be combined or tampered with. The wine BYOB practice was discussed along with the approval process. The Catering Option was discussed. Ms. Owston reviewed age of employees. Bartenders must be at least 21-years of age. A server must be at least 18 years of age to serve alcoholic beverages from the bartender to a seated customer. Ms. Owston questioned their proposed carding procedures. Ms. Butler said they plan to card everyone who appears younger than 40. Ms. Owston presented them with a vendor packet from the Health Department. A minor's vertical ID was reviewed and they were given copies of a vertical license for Maryland in the vendor packet along with information on the new ID's that will be issued starting later in June. Ms. Owston stated that it is illegal to serve a minor, it is illegal to serve an intoxicated person and that they have the right to refuse service. The sales to minor fines and suspension guidelines were reviewed. Ms. Owston informed them that if for any reason they call law enforcement to the licensed premise or law enforcement shows up at the business that they are to notify the office of the circumstances. Ms. Owston mentioned that if they fail a compliance check, they are to notify the office. Ms. Owston said that nudity and sexual display is prohibited on a licensed premise. Ms. Owston mentioned that Article 2B is available on-line. The tax on alcohol is 9% in Maryland. Ms. Owston went over the wine "doggy-bag" procedures. The State of Maryland Clean Indoor Act was discussed. Maryland law prohibits smoking inside the licensed premise. Ms. Owston stated that when you applied for an alcoholic beverage license you agreed to abide by all State laws. Ms. Owston advised them to contact her to review any unusual concepts for alcoholic beverage sales and service. Commissioner Fratz made a motion to approve the licenses. The motion was seconded by Commissioner Moe and approved. The licenses will be issued pending receiving outstanding administrative items.

The Board had general discussion after the hearings. Grantsville VFD had a Gun & Cash Bash on April 30, 2016. Deer Park CVFD had Gun Bash on May 7, 2016. The Chamber of Commerce conducted Business After Hours on May 12, 2016 at Farmhouse Fête. A complaint of age of employees & selling to minors was received concerning Swanton Grocery. The Board approved the licensee changes for Lake Pointe Inn. Christine Tasker replaced Ed Spak as the local licensee May 3, 2016. Long Stretch Market upgraded license to include Sunday sales on May 17, 2016.

There being no further business to discuss, Commissioner Moe made a motion to adjourn the meeting. Commissioner Fratz seconded the motion.

The next regular meeting of the Board of License Commissioners is scheduled for Thursday, June 2, 2016.

David L. Moe
Chairperson

June 2, 2016

Date