

MINUTES

The Garrett County Board of License Commissioners / Liquor Control Board held their regular meeting in the Commissioner's Public Meeting Room on Thursday, September 1, 2016 at 9:00 AM. Present for the meeting was Chairperson David Moe, Commissioner Michael Fratz, Commissioner Lisa Herman, Administrator to the Board Deborah R. Owston and Elizabeth Georg, Board Attorney.

Chairperson Moe called the meeting to order. The Board signed mileage sheets.

The August 3, 2016 minutes were reviewed and approved by the Board. Chairperson Moe made the motion to approve the minutes. The motion was seconded by Commissioner Fratz and unanimously approved by Commissioner Herman.

A license hearing was held at 9:05 AM for a Per Diem Class C Multiple 2-Day BWL License for the Bittering VFD. Applicants for the license are Justin Orendorf and Dennis Yoder. Mr. Orendorf was present for the hearing as well as Tina Buckel, Heather Christner and Baulee Canon. Mr. Orendorf stated they would be having a gun / cash bash fundraiser at the Garrett County Fair Grounds on Saturday, October 29, 2016 from 12:00 PM until 6:00 PM. The \$25 ticket cost includes a raffle ticket, meal and alcoholic beverages. Ms. Owston and the Board discussed the various rules and regulations with the members of the Bittering VFD. Ms. Owston acknowledged that several members of the Bittering VFD have recently attended TIPS for Concessions training. Ms. Owston reviewed the new Maryland ID's. Chairperson Moe made a motion to approve the Per Diem Class C Multiple 2-Day BWL License for use on October 29, 2016. The motion was seconded by Commissioner Herman and unanimously approved by Commissioner Fratz. After the appropriate fees were paid, the license was issued. Ms. Owston provided copies of the various ID's as well as a vendor packet provided by the Health Department. All fees were paid and the license was issued.

A violation hearing was held at 9:20 AM for Good to Go for the sale of alcohol to a minor during a compliance check conducted on June 2, 2016 by the Maryland State Police. The business is located at 8025 Friendsville Road in Friendsville. Licensees Debra Spear and Richard Beissel were present for the hearing. Ms. Georg swore them in for their testimony. Criminal Investigation Report 16-MSP-021970 was reviewed. The license holders acknowledged the facts of the report. They explained some details relating to the compliance check. Ms. Owston pointed out that the 19 year old cadet had a vertical format minor's driver's license. Ms. Owston reviewed the importance of carding and training staff on a minor's vertical license and the key indicators. Ms. Owston explained the fine and suspension guideline. Commissioner Moe made a motion for a letter of reprimand to be placed in the license file and a fine of \$300.00 for a first offense for sales to a minor. The motion was seconded by Commissioner Herman and unanimously approved by Commissioner Fratz. The license holders agreed with the facts as presented and the Board's decision on the matter and waived their right to appeal the Board's decision to Circuit Court. The \$300 violation fine was submitted. Ms. Owston provided them with copies of the new Maryland ID's. Ms. Owston mentioned the upcoming referendum vote for off-premise Sunday sales in the Friendsville election district. She also informed the license holders of the new 7-day license fees that go into effect October 1, 2016.

A violation hearing was held at 9:40 AM for Midway Discount Liquors for the sale of alcohol to a minor during a compliance check conducted on June 2, 2016 by the Maryland State Police. The business is located at 464 Weber Road in Oakland. Licensees Jeanne C. Devine and Denver K. Eichorn, II were present for the hearing. Ms. Georg swore them in for their testimony. Criminal Investigation Report 16-MSP-021971 was reviewed. The license holders acknowledged the facts of the report. They explained some details relating to the compliance check. Ms. Owston pointed out that the 19 year old cadet had a vertical format minor's driver's license. Ms. Owston reviewed the importance of carding and training staff on a minor's vertical license and the key indicators. Ms. Owston explained the fine and suspension guideline. Commissioner Moe made a motion for a letter of reprimand to be placed in the license file and a fine of \$300.00 for a first offense for sales to a minor. The motion was seconded by Commissioner Herman and unanimously approved by Commissioner Fratz. The license holders agreed with the facts as presented and the Board's decision on the matter and waived their right to appeal the Board's decision to Circuit Court. Ms. Owston provided them with copies of the new Maryland ID's. Ms. Owston mentioned the upcoming referendum vote for off-premise Sunday sales in the Mt. Lake Park election district. She also informed the license holders of the new 7-day license fees that go into effect October 1, 2016.

There was general discussion after the hearings. The Board and Ms. Owston spoke in detail with Sandy Miller and Mike Wilburn about the Health Department grants and the structure of compliance checks. The Garrett County Legislative meeting will be Tuesday, December 6, 2016 at 4:15 PM in the Commissioners Public Meeting Room. Potential legislation as well as changes to the Rules & Regulations include code revision and corrections to the new Alcoholic Beverages Article, earlier alcohol sales on Sunday, prohibition of on-premise bottle sales of distilled spirits, additional court fee for violation hearings and parameters for sales to minor warnings. Commissioner Herman will not be attending the November 3, 2016 meeting. In accordance with AB 21-2007 / Article 2B § 11-402 the Board extend the hours to serve alcoholic beverages on January 1, 2017 until 4:00 AM. The Winner's Circle license was transferred to DJR Group, LLC on August 18, 2016. Chamber of Commerce hosted a Business After Hours event on August 11, 2016 at Market Square in McHenry. The Western Maryland Truck Show was held on August 20, 2016 at the Grantsville Town Park. The Deep Creek Art & Wine Festival will be held September 10, 2016 at the McHenry Fairgrounds from 12:00 PM – 7:00 PM. Deep Creek Volunteer Fire Co., Inc. will have a Crab Feast fundraiser event on September 10, 2016 from 3:00 PM – 10:00 PM. The compliance award luncheon and ID training will be held on Thursday, September 15, 2016 at Black Bear. The Cornish Manor Café is potentially moving to the former Proudfoot's building pending Fire Marshal review. Jacques Hourtal & Don Champion may apply for a B&W license. Lake Pointe Inn may have a license transfer. A discussion took place concerning Long Stretch Market and the plans for a pavilion as well as advertised entertainment. It was decided that the Fire Marshal and other appropriate agencies should be informed of the changes in use.

There being no further business to discuss, Chairperson Moe made a motion to adjourn the meeting. Commissioner Herman seconded the motion and unanimously approved by Commissioner Fratz.

The next regular meeting of the Board of License Commissioners is scheduled for Thursday, October 6, 2016.

October 6, 2016

David L. Moe
Chairperson

Date