

## MINUTES

The Garrett County Board of License Commissioners / Liquor Control Board held their August meeting in the Commissioner's Public Meeting Room on Thursday, August 10, 2017 at 9:00 AM. Present for the meeting was Chairperson Lisa Herman, Commissioner Michael Fratz and Administrator to the Board Deborah R. Owston.

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

The June 22, 2017 minutes were reviewed and approved by the Board. Chairperson Herman made the motion to approve the minutes. The motion was seconded by Commissioner Fratz and unanimously approved.

A new Class "A" Beer & Wine Off-Sale 7-Day License hearing was held at 9:20 AM for Hav-A-Lot, LLC dba the Hav-A-Lot convenience store. The business is located at 17 Hamill Avenue in Bloomington. Applicant for the license is Trina Wilson. Ms. Wilson was present for the hearing. She has 100% membership interest in the business. The property will be leased from Richard Dillinger. The planned hours are from 6:00 AM until 8:00 PM daily. The various rules and regulations were reviewed. The Class A B&W Off-Sale license only allows off-premise sales. On-premise consumption is strictly prohibited. The permitted hours for alcohol sales are Monday thru Saturday from 6:00 AM until 2:00 AM and Sunday from 10:00 AM until midnight. The licensed premise was discussed. Only the store areas will be licensed. The basement will not be licensed. It was noted that the attached apartment is not accessible from the store. All licenses and permits must be displayed to the public. All alcohol must be purchased from a MD wholesaler and the receipts must be kept on the licensed premise for two years and be readily available during an inspection. Ms. Owston emphasized that alcohol cannot be sold or loaned to another retailer nor could alcohol be purchased or borrowed from another retailer. Ms. Owston informed the applicant that it is a violation to split an order with another retailer. Employees selling alcoholic beverages must be at least 21. Employees 18 or older are permitted to stock shelves. Ms. Wilson was recently certified in the TIPS alcohol awareness certification. Ms. Owston reviewed key indicators on a minor's ID as well as the vertical format. She reviewed the current Maryland ID's and cautioned about the recent change for those turning 21. Individuals getting ready to turn 21 can now get their license changed several days prior to their 21<sup>st</sup> birthday and that they may have their horizontal ID before turning 21. As a result, it is extremely important for a newly issued horizontal ID to be thoroughly checked, especially the issuance date and birthdate. Ms. Wilson was informed of the compliance check procedures funded by the Health Department and the sales to minor fine and suspension guideline. Ms. Owston mentioned that recently several fake ID's were discovered in Garrett County. There were a few obvious differences. The backside of the fake ID had a different font and two "s" in restrictions. On the front of the ID, the laminate was bubbled, the license number format was incorrect and the various images were slightly different from a genuine ID. Ms. Wilson was told to never accept an expired license. An exception would be if the expired ID has the interim document that was issued in the past 30 days. Ms. Wilson received a vendor packet from the Health Dept. Ms. Wilson was informed 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. Ms. Owston asked if there were any security measures in place. Ms. Wilson said there would be cameras installed, they have a POS system and they will have a good line of sight to the

beer coolers from the register area. The applicant was informed 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 said if they fail a compliance check, they are to notify the office. Gambling and gaming activities are strictly prohibited on the licensed premise. The new Alcoholic Beverages Article is available on-line through the link on the LCB website. The tax on alcohol is 9%. The advertisement restrictions were discussed and the fact that alcohol cannot be free. Ms. Wilson received a copy of the local rules & regulations. The Delivery Option was explained. The renewal process was reviewed. Chairperson Herman made a motion to approve the Class "A" B&W Off-Sale 7-Day License. The motion was seconded by Commissioner Fratz and approved. The issuing and annual fees were paid and the license issued. Ms. Owston noted that the approval is for ordering purposes only until the Health Permit is issued. At that point, they can open to the public. The Tasting Option was mentioned.

There was general discussion after the hearing. An administrative hearing was held on July 13, 2017 for Ali Ghan Harage Unit event on August 18, 2017. MoonShadow moved their alcoholic beverage inventory on June 27, 2017 to the 145 Bumble Bee Road restaurant. MoonShadow opened to the public on July 8, 2017. On July 17, 2017, the Board of License Commissioners met with Liz Georg in reference to the recent violation hearings. The Greene Turtle requested a Motion for Reconsideration. The request was denied. HB 1386 Maryland Public Ethics Law was discussed. Board members will be required to file financial disclosure forms. Grantsville VFD was scheduled to conduct a benefit golf scramble on July 29, 2017 at the Winfield Golf Course. The event was postponed due to inclement weather. The fire department decided not to include alcohol in the event cost that will be held later. HART for Animals held a Skyhoundz fundraiser on July 29, 2017 and July 30, 2017. The Deep Creek Art & Wine Festival will be held September 9, 2017. Deep Creek VFC will have a crab feast on September 9, 2017. Southern Garrett County Rescue Department will have a gun / cash bash on September 16, 2017. A violation report was received from the Comptroller's Office for untaxed alcoholic beverages at Midway Discount Liquors on July 17, 2017. An administrative hearing was held on August 7, 2017 for Garrett Mentors barn dance fundraiser event on September 16, 2017. Deep Creek Marina, LLC inquired about the possibility to sell alcoholic beverages at the Ariel Adventure Park. They were advised to seek approval from the Permits Office, Planning Office and Health Department prior to the Board considering the request.

The next regular meeting of the Board of License Commissioners is scheduled for Thursday, September 14, 2017.

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

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Lisa M. Herman  
Chairperson

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September 14, 2017  
Date