

**THE ALCOHOL BEVERAGE BOARD
THURSDAY, SEPTEMBER 13, 2018 @ 1:00 PM
COUNTY COMMISSIONERS CONFERENCE ROOM
CHESAPEAKE BUILDING
41770 BALDRIDGE STREET
LEONARDTOWN, MD 20650**

The meeting of the Alcohol Beverage Board of St. Mary's County was held on Thursday, September 13, 2018 at 1:00 P.M. in the County Commissioners Conference Room, Chesapeake Building, Leonardtown, Maryland.

Kevin Hall, Chair
Linda Palchinsky, Vice-Chair
Betty Currie, Member
Leonard Kohl, Member
Mark Denietolis, Member
James Tanavage, Attorney
Tamara Hildebrand, Board Administrator
Suzan Whilden, Administrative Assistant - **ABSENT**
Garland Thompson, Inspector
Sgt. Stephen Myers, Alcohol Enforcement Coordinator

Chairman Hall called the meeting to order at 1:00 p.m. The Chair introduced the Board and new Member, Mark Denietolis. Member Currie moved to approve the August 9, 2018 minutes. Motion was seconded by Vice-Chair Palchinsky. Member Kohl requested Member Currie to amend the minutes by adding the MSP DUI stats to the AEC's report. Member Currie amended her motion, seconded by Member Kohl. Motion carried.

Chairman Hall called for the applications and premise change to be heard before the violations.

New Business

- **Applications**

The Front Porch- Application of Jeffrey P. Lewis to transfer The Front Porch (SS Washington Street, LLC) Class B (Restaurant) BWL license from Carol A. Andrews, Dean A. Beck & JoAnn Beck & t/a The Front Porch (TFP, LLC) 22770 Washington St., Leonardtown, MD 20650. And permission for Catering & extension of premise for outside dining.

Jeffrey Lewis appeared before the Board and was sworn in. Mr. Lewis explained to the Board that he will be operating the establishment as he has been as the general manager but now in his ownership. The Board Administrator, Ms. Hildebrand clarified

that the request for catering has been withdrawn. Member Currie made a motion for the 90 day conditional approval pending the Traders license and closing of the sale of the business. Motion was seconded by Member Kohl. Motion carried unanimously.

Helen's Café & Catering - Application for Helen Uhler to purchase a Class B (Restaurant) BWL license & t/a Helen's Café & Catering (Helen's Café & Catering, LLC), 29890 Three Notch Rd., Charlotte Hall, MD 20622.

Helen Uhler appeared before the Board and was sworn in. Ms. Uhler stated that she has taken over the former Market Restaurant that is located in the farmers market in Charlotte Hall. Member Kohl made a motion for the 90 day conditional approval pending the Traders license and the use and occupancy permit. Motion was seconded by Member Currie. Motion carried unanimously.

- **Premise Changes**

The Rex – Joseph P. Kurley III, Charles G. Breck and Daniel Norris - Requesting temporary extension of premise for Fall Crawl 2018 beginning on Sept. 29, 2018 at 11:00 AM & ending on Sept. 30, 2018 at 2:00 AM

Joseph Kurley and Daniel Norris appeared before the Board and were sworn in. Mr. Charles Breck was not present, as he was in the hospital. Attorney Tanavage stated that the testimony from the other licensees was sufficient to excuse Mr. Breck from the meeting. Vice-Chair Palchinsky made a motion for the approval of the temporary extension of premise. Motion was seconded by Member Currie. Motion carried unanimously.

- **Violations**

Lighthouse Liquors - Daniel Han, George Arthur Curtis and Na Bee Yi - Sale of alcoholic beverages to a person under the age of twenty-one (21) in violation of Section 6-304 of the Alcoholic Beverages Article of the Annotated Code of Maryland and Section 5.04(j) of the Rules and Regulations of the Alcohol Beverage Board of St. Mary's County.

Daniel Han and George Arthur Curtis appeared before the Board and were sworn in. Young Song, the attorney for the business stated that he would speak on behalf of licensee Na Bee Yi. Attorney Song stated that his clients admit to the violation. Attorney Tanavage read the facts into the record of the violation on June 24, 2018. Member Kohl made a motion to impose a fine of \$500.00, but because it was a first offense \$250.00 to be held in abeyance for 3 years. Motion was seconded by Member Denietolis. Motion carried unanimously.

Bob's Sunoco - Licensees: Robert E. Belden - Sale of alcoholic beverages to a person under the age of twenty-one (21) in violation of Section 6-304 of the Alcoholic Beverages Article of the Annotated Code of Maryland and Section 5.04(j) of the Rules and Regulations of the Alcohol Beverage Board of St. Mary's County.

Robert Belden and Brian Brunts appeared before the Board and were sworn in. Mr. Belden admits that the violation did occur. Attorney Tanavage read the facts into the record of the violation on July 8, 2018. Mr. Belden stated that he trains his employees about underage violations and had a no tolerance policy and has dismissed Mr. Brunt from his employment. Mr. Brunt stated that he was fully responsible for the violation and he was asking for leniency for his former employer. Member Currie made a motion based on their admission, a fine of \$500.00, \$250.00 to be held in abeyance for 3 years. Also, since the violation occurred within 3 years of the previous violation, the \$250.00 held in abeyance from the previous fine was to be re-instated making a total of \$500.00 due. Motion was seconded by Member Denietolis. Motion carried unanimously.

Bob's Sunoco - Employee: Brian Andrew Brunts. The individual, Brian Andrew Brunts, was an employee of a license holder and sold or provided alcoholic beverages to an individual under the age of twenty-one years in violation of Section 28-2802(b) of the Alcoholic Beverages Article of the Annotated Code of Maryland

Mr. Brunts admits to the violation. Chairman Hall made a motion for a \$250.00 fine. Motion was seconded by Member Currie. Motion carried unanimously.

Other Business

- **Board Administrator** – Tammy Hildebrand - Legislation 2019

Ms. Hildebrand reported to the Board that she has submitted the approved legislative proposals to Delegate Rey and the CSMC. Ms. Hildebrand stated that the tabled proposal to limit Class A licenses in District 8, if the Board decided to submit, would be after the submission deadline. Member Kohl stated he had spoken with Commissioner Morgan and he had wanted more information from Sgt. Myers, the Chamber of Commerce and any who might have interest in this change. Chairman Hall stated he did not feel they had enough information at this time to present this proposal to the legislature.

- **Alcohol Enforcement Coordinator** . Sgt. Steve Myers

Sgt. Myers reported 10 compliance checks with no violations, 10 tobacco checks with no violations. The Road Patrol unit had 9 DUI arrests; no MSP reported. The Cops unit had 4 violations which consisted of open container and drinking in public violations. Sgt. Myers investigated a report of 2 establishments where underage persons were asking adults to purchase alcohol for them but found no violations. Chairman Hall asked Sgt. Myers about the MOU with the Sherriff's office and Sgt. Myers reported that he will be presenting a SOP soon.

- **Board Inspector** . Garland Thompson

Mr. Thompson inspected 14 establishments and did 1 follow-up for the month of August.

- **St. Mary's Licensed Beverage Association** . David Dent . ABSENT

- **Community Alcohol Coalition-** Lauren Abell

Ms. Abell reported that she was filling in for Maryellen as she was attending another meeting. Ms. Abell stated that CAC is working to continue for FY19 including training for retailers, \$25 gift cards to retailers who turn in fake IDs, and the RRF red card green card program. Ms. Abell stated she has a meeting with Ms. Hildebrand to go over some of these programs.

Adjournment - Member Currie made a motion to adjourn. Motion was seconded by Member Kohl. Motion carried unanimously and meeting adjourned at 2:40 pm

Respectfully submitted,

Suzan Whilden, Recording Secretary

Kevin M. Hall, Chair