

**THE ALCOHOL BEVERAGE BOARD
THURSDAY, SEPTEMBER 12, 2019 @ 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 12, 2019 at 1:00 PM in the County Commissioners Conference Room, Chesapeake Building, Leonardtown, Maryland.

Kevin Hall, Chairman
Mark Denietolis, Vice-Chairman
Leonard Kohl, Member
April Trossbach, Member
David Willenborg, Member
James Tanavage, Attorney
Tamara Hildebrand, Board Administrator
Suzan Whilden, Administrative Assistant
Sgt. Stephen Myers, Alcohol Enforcement Coordinator

Chairman Hall called the meeting to order at 1:00 pm and introduced the Board and staff.

Member Willenborg moved to approve the August 8, 2019 minutes. Motion was seconded by Vice-Chair Denietolis. Motion carried.

Old Business

- **Extensions of Conditional Approvals**

Pier 450- Peggy Binzel- Requesting 90 day extension of conditional approval

Peggy Binzel appeared before the Board and was sworn in. Ms. Binzel was requesting a 90 day extension of conditional approval as she has run into some regulatory issues to complete the construction of her establishment. Member Kohl made a motion to approve a 90 day extension of time for the conditional approval. Motion was seconded by Vice-Chair Denietolis. Motion carried.

Olde Town Pub – John MacDonald, Joseph Drury and Jason Burroughs -
Requesting 90 day extension of conditional approval

Joseph Drury appeared before the Board and was sworn in. A letter was presented allowing Mr. Drury to speak on behalf of the other licensees, Mr. McDonald and Mr. Burroughs. Mr. Drury stated that the construction is complete but they are waiting on the

final inspections. Vice-Chair Denietolis made a motion to approve an extension of time for the approval. Motion was seconded by Member Trossbach. Motion carried.

New Business

- **Application**

Sweetbay Restaurant & Bar - Application for Peter Vincent Lupo, Susan Lawrence Dyer and Charles Herbert Johnston Jr. to purchase a Class B (Restaurant) BWL license & t/a Sweetbay Restaurant & Bar (Washington & Park, LLC), 22680 Washington St., Leonardtown, MD 20650. And permission for extension of premise for outside dining.

Peter Lupo, Susan Dyer and Charles Johnston appeared before the Board and were sworn in. Mr. Lupo stated that the restaurant would accommodate seating for 100 patrons and would be an upscale establishment serving local foods and drinks. An amendment was made to the application to withdraw the extension of premise for outside seating and will be applied for later after the restaurant opens. The amendment removes the extension of premise as well as changes the answers to # 17 on the application and part of the diagram. Member Kohl made a motion to approve a 90 day conditional approval pending the Use and Occupancy permit, Fire Marshall approval, Traders License and the Health Department approval. Motion was seconded by Member Trossbach. Motion carried.

- **Premise Change**

The Rex – Joseph Kurley, Charles Breck and Daniel Norris - Requesting temporary extension of premise for liberal use to accommodate anticipated large crowd for special event from 9/28/19, 10:00 AM to 9/29/19, 2:00 AM.

Joe Kurley and Charles Breck appeared before the Board and were sworn in. A letter was presented allowing Mr. Kurley and Mr. Breck to speak on behalf of the other licensee, Daniel Norris. Mr. Kurley stated that the event will be set up as it has been done in the past which allows for free flowing patron walking traffic. The area will be fenced off and no tables or chairs will be allowed in this area. Member Trossbach made a motion to approve the extension of premise for this event. Motion was seconded by Member Willenborg. Motion carried.

Brudergarten – Geraldine L’Heureux - Requesting temporary extension of premise for Oktoberfest on 10/5/19 from 7:00 PM to 11:00 PM

Gerri L’Heureux appeared before the Board and was sworn in. Mrs. Hildebrand stated that she had not heard from the Fire Marshal’s office concerning this event. Mrs. L’Heureux explained to the Board that she would like to have an extension of her regular premise for the Brudergarten into Shepard’s Old Field Market to accommodate extra space for her special event for Oktoberfest. Member Kohl made a motion to approve the

extension of premise for the approval. Motion was seconded by Vice-Chair Denietolis. Mrs. Hildebrand reminded the Board of the Fire Marshal approval. Member Kohl amended the motion to include the approval of the Fire Marshal. Motion was seconded by Vice-Chair Denietolis. Motion carried.

- **Officer/Member/Trade Name change**

Patuxent Lodge 2393 L.O.O.M – deleting Russell Clay Bennett; adding Charles Spencer Martin Jr.

Chairman Hall made a motion to approve the officer change. Motion was seconded by Vice-Chair Denietolis. Motion carried

Other Business

- **Board Administrator – Tammy Hildebrand**

Mrs. Hildebrand explained to the Board that the legislative proposals need to be presented to Board of County Commissioners on September 17 and then proposals will go to the Joint Delegation meeting in October. Mrs. Hildebrand stated that she has been getting calls in reference to the CBD products from several establishments around the County. There has been a white glove drug and alcohol report about the consumption of CBD products and that they are not FDA regulated and therefore not an approved food additive, so they cannot be used in mixed drinks. Chairman Hall and Mrs. Hildebrand viewed the webinar on trade practices that mainly pertained to the comptroller regulations.

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

For the month of August, Sgt. Myers reports:

10 Compliance checks- 0 violations
12 tobacco checks -0 violations
Schools just opened so no school tobacco violations
6 DUIs
COPS unit- 0 violations
Sgt. Myers attended 6 meeting /trainings/ events

- **Board Inspector – vacant**

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

Mr. Dent stated that the new tobacco law goes into effect on October 1, 2019. Mrs. Hildebrand brought up the issue of active duty military can be 18 years old to purchase tobacco. Sgt. Myers clarified that it is up to the establishment if they choose to sell to active military age 18-21 years old.

- **Community Alcohol Coalition– Chris Shea** - Requesting letter of support for Social Host bill

Mr. Shea, accompanied by his colleagues, addressed the Board to ask for written support for the Social Host ordinance that the CAC is proposing for legislation. The Board felt that the CAC had not presented enough information, that there was any bill language written yet and they had concerns over some of the parts of the ordinance. Member Willenborg made a motion to table the ordinance for more information. Motion was seconded by Vice-Chair Denietolis. Motion carried

Adjournment

Chairman Hall made a motion to adjourn at 3:50 pm. Motion was seconded by Member Kohl. Motion carried.

Respectfully submitted,

Suzan Whilden, Recording Secretary

Mark Denietolis, Vice-Chair