

**ALCOHOL BEVERAGE BOARD
THURSDAY, JULY 13, 2023 @ 1:00 PM
COUNTY COMMISSIONERS CONFERENCE ROOM
CHESAPEAKE BUILDING
41770 BALDRIDGE STREET
LEONARDTOWN, MD 20650
MINUTES**

The meeting of the Alcohol Beverage Board of St. Mary's County was held on Thursday, July 13, 2023, at 1:00 PM in the County Commissioners Conference Room, Chesapeake Building, Leonardtown, Maryland.

Chairman David Willenborg called the meeting to order at 1:00 pm.

ROLL CALL

Present:

Chairman David Willenborg
Vice-Chair Richard Watts
Member Leonard Kohl
Member Barbara Hill
Tamara Hildebrand, Administrator
Chris Beaver, Attorney
Suzan Dean, Recording Secretary
Kevin Hall, Inspector
Dep. Steve Myers, Alcohol Enforcement Coordinator

Not Present:

Member Richard Shin

APPROVAL OF THE AGENDA

Member Kohl moved to approve the agenda for July 13, 2023. Motion was seconded by Member Hill. Motion carried.

APPROVAL OF MEETING MINUTES – June 8, 2023

Member Hill moved to approve the minutes for June 8, 2023. Motion was seconded by Member Kohl. Motion carried.

OLD BUSINESS

- **Extension of Conditional Approvals**

Cracker Barrel – Linda C. Carter, attorney for the applicants - Requesting 90-day extension of conditional approval.

John Raley appeared before the Board and was sworn in. Linda Carter, attorney for Cracker Barrel was present to testify for her client. Mrs. Carter stated that the only

condition that needed to be met for the completion of the application of the liquor license was to obtain the Traders license and they are planning on picking that up next week. Member Kohl made a motion to approve a 90-day extension of conditional approval. The motion was seconded by Member Hill. Motion carried; Vice-Chair Watts recused himself.

NEW BUSINESS

- **Violations:**

The Front Porch – Employee - Marcie Katherine Fuchs

Marcie Katherine Fuchs 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 §6-304 of the Alcoholic Beverages Article of the Annotated Code of Maryland and §5.04(j) of the Rules and Regulations of the Alcohol Beverage Board of St. Mary's County.

Marcie K. Fuchs appeared before the Board and was sworn in. Ms. Fuchs admitted that the violation did occur. Ms. Fuchs explained to the Board that the policy of the establishment was 100% ID check, but the CI had joined a group of friends that Ms. Fuchs knew were of age, so she assumed she was of age as well. Vice-Chair Watts made a motion for a fine of \$150.00. Due to failure of a second, the motion failed. Member Kohl made a motion for a \$250.00 fine, seconded by Vice-Chair Watts. Motion carried 3:1, Vice Chair Watts opposed.

The Front Porch – Licensee - Jeffrey P. Lewis

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

Jeffrey Lewis appeared before the Board and was sworn in. Mr. Lewis admitted that the violation did occur. Mr. Lewis requested to have his General Manager, Jordan Walker, join him as she oversees the daily operations of the restaurant. Mr. Lewis stated his policy was to check IDs for persons 40 and older. Ms. Walker stated her policy is to check IDs for all persons. Vice-Chair Watts made a motion for \$1000.00 fine, \$500.00 held in abeyance and RAST training, seconded by Member Hill. Motion carried.

Chaptico Market & Deli – Employee - Joshua Robert Reigle

Joshua Robert Reigle, 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 §6-304 of the Alcoholic Beverages Article of the Annotated Code of Maryland and §5.04(j) of the Rules and Regulations of the Alcohol Beverage Board of St. Mary's County

Joshua Reigle appeared before the Board and was sworn in. Mr. Reigle admitted that the violation did occur. Member Kohl made a motion for a \$250.00 fine, seconded by Member Hill. Motion carried 3:1, Vice-Chair Watts opposed.

Chaptico Market & Deli - Licensee(s) - Lucas Pierson Black and Mary Jolene Black

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

Lucas Black and Jodie Black appeared before the Board and were sworn in. Mr. and Mrs. Black admitted that the violation did occur. Mrs. Black explained to the Board that newly hired employees work with the experienced employees in order to learn how to run the register. Both Mr. and Mrs. Black explained to the Board that they felt they had done everything to prepare them adequately to sell alcoholic beverages. Vice-Chair Watts made a motion for a \$1000.00 fine, \$500.00 held in abeyance and RAST training. The motion was seconded by Chairman Willenborg. Motion carried.

- **Applications:**

Kitchen Latrice - Application of James D. Carr, Shanika L. Carr, and Jose J. Arroyo to purchase a Class D-BWL license and t/a Kitchen Latrice (Kitchen Latrice Carr, LLC), 26130 Three Notch Rd., Mechanicsville, MD 20659.

James Carr, Shanika Carr and Jose Arroyo appeared before the Board and were sworn in. Mr. Carr explained that their plan is to have the establishment a bar, but they would like to add a kitchen in the future. Vice-Chair Watts made a motion for a 90-day conditional approval pending the Bulk Transfer Certificate. The motion was seconded by Member Hill. Motion carried.

- **Officer /Member /Trade Name changes:**

Sunset Cove II - Changing trade name to Salt Waterfront Kitchen

Member Kohl made a motion to approve the trade name change to Salt Waterfront Kitchen. The motion was seconded by Vice-Chair Watts. Motion carried.

Breton Bay Golf & Country Club - Removing Richard Pace and Kevin McCleaf; Adding Helen M. Wernecke and David Darden

Member Kohl made a motion to remove Richard Pace and Kevin McCleaf and add Helen M. Wernecke and David Darden. The motion was seconded by Vice-Chair Watts. Motion carried.

The Front Porch - Adding Jordan N. Walker

Member Kohl made a motion to add Jordan Walker. The motion was seconded by Member Hill. Motion carried.

BOARD ADMINISTRATOR'S REPORT

- **MALA conference**

Mrs. Hildebrand explained that the MALA conference will be October 15 -17. Check-in will be on Sunday the 14th after 4pm. Vice-Chair Watts stated he would not be able to attend due to another commitment. Mrs. Hildebrand has asked the Board to let her know by next board meeting if you will be attending the conference.

ALCOHOL ENFORCEMENT COORDINATOR REPORT

For the month of June, Deputy Myers reported:

- 22 Covert Compliance checks - 1 violation
- 8 DUI's- Sheriff
- 9 DUI's - MSP
- 2 stationary surveillance - no violations
- 5 State Park surveillance - no violations
- 27 Tobacco checks- no violations
- RAST, Agency firearms training

INSPECTOR REPORT BOARD

For the Month of June, Inspector Hall reported:

- 15 inspections,
- Virtual MALA, ATC (zoom) conference
- Taught RAST

BOARD MEMBERS TIME

Vice-Chair Watts stated that he wanted to know whether there is anything the Board can do to improve the policies and procedures of businesses to help them avoid violations. Mrs. Hildebrand stated the Board may be stepping outside their jurisdiction by trying to create business policies and procedures. Mrs. Hildebrand suggested that Board members attend the RAST class so they can see the type of information licensees are given to help them stay in compliance.

ADJOURNMENT

Member Kohl made a motion to adjourn at 2:37 pm, seconded by Vice-Chair Watts. Motion carried.

Respectfully submitted,

Suzan Dean, Recording Secretary

David Willenborg, Chair