

LIQUOR CONTROL BOARD FOR HARFORD COUNTY, MARYLAND

16 North Main Street, Bel Air, MD 21014

BOARD MEETING MINUTES

June 23, 2021

In person meetings resumed this date at the Liquor Control Board Office.

CALL MEETING TO ORDER

Meeting was called to order by Chair Tilley. In attendance were Commissioners Merchant, Welch, and Burdette along with Board Counsel Amy K. Finneran and Judith Powell. Vice Chair Majewski was absent.

MINUTES

Motion was made and seconded to approve the Minutes for May 26; the vote was unanimous.

ACCOUNTS PAYABLE

Harford Bank	Withholding	1922.78
Comptroller of MD	Withholding	550.46
Payroll	Payroll	4531.17
It's PayDay	Accounting	70.00
MD State Retirement	Withholding	489.55
AlphaGraphics	Supplies	67.61
BGE	Utilities	146.66
Crystal Springs	Supplies	43.31
Metro Data	Maintenance	664.00
Skylight Creative Ideas	Supplies	92.30
Sprint	Telephone	200.81
Staples	Supplies	26.49
Baltimore Sun	Advertising	160.20
Malissa Roche	Maintenance	60.00
Petty Cash	Replenishment	225.64
Aberdeen Rose, Inc.	License Fee Refund	2250.00

PERSONS SCHEDULED TO APPEAR BEFORE THE BOARD

1) First-Time Applicant - Friends of Walter "Butch" Tilley – Per Diem Beer, Wine & Liquor License

First-time applicant Walter "Butch" Tilley appeared (co-applicant Albert J. Peisinger, Jr., was unable to appear) on behalf of Friends of Walter "Butch" Tilley in connection with a Per Diem Beer, Wine & Liquor license applicant for a campaign fundraiser to be held at Mr. Peisinger's residence on June 30. Motion was made and duly seconded to approve the application; the vote was unanimous with Chair Tilley recusing himself from the vote.

2) Chips & Salsa, L.L.C., T/A Abingdon Grill – New License Hearing

Dariush Vedadi, Member, Chips & Salsa, L.L.C. T/A Abingdon Grill, 418 Constant Friendship Boulevard, Abingdon, MD 21009 appeared along with their attorney Joseph F. Snee, Jr., in connection with an application for a new Class B1-BW-On Sale Only License. Mr. Vedadi holds 100% interest in the L.L.C., has taken and passed the licensee test, and will serve as the Responsible Operator. The restaurant is within 300' of Sovereign Grace Church and as a result license holder applied to the Harford County Council for a waiver of the place of worship distance restriction. A public hearing was held on February 16 and as there was no opposition, the County Council adopted a resolution recommending that the HCLCB approve the request for waiver of the 300' distance restriction for the issuance of this license. Motion was made and duly seconded to grant the 300' place of worship distance restriction; the vote was unanimous. Motion was then made and duly seconded to approve this application with the flexibility to open on or before August 6; the vote was unanimous.

3) Ziller, L.L.C., T/A Abbey Burger Havre de Grace – New License Hearing

Marigot Miller, Managing Member, Harry Miller, Managing Member, Jason Zink, Managing Member, Ziller, L.L.C. T/A Abbey Burger Havre de Grace, 226 N. Washington Street, Havre de Grace, MD 21078, appeared along with

their attorney, Stephan Fogleman, in connection with an application for a new Class B1-BW-On Sale Only License. Interest in the L.L.C. is held as follows: Marigot Miller, 34%; Harry Miller, 33%; and Jason Zink, 33%. All licensees have taken and passed the licensee test. Mr. Zink will serve as the Responsible Operator. At the time of the hearing, receipt of proof of total capital investment was submitted, and the personal financial information forms were amended to properly reflect the total capital investment. An executed and dated lease amendment remains outstanding. Motion was made and duly seconded to approve the application contingent on submittal of the properly executed and dated lease amendment; the vote was unanimous. The license will be issued on July 14.

4) Mr. Souvlaki, L.L.C., T/A Mr. Souvlaki – New License Hearing (Postponed)

This new license hearing will be rescheduled due to outstanding paperwork.

ADMINISTRATIVE BUSINESS

1) Freebooting Friar, Inc. T/A Vagabond Sandwich Company – Outside Event Application

Freebooting Friar, Inc. T/A Vagabond Sandwich Company has submitted an Outside Event Application to be used on 10/02/2021 for “Sandwich Stock 21” that will be held on the parking lot adjacent to their building. Motion was made and duly seconded to approve the application; the vote was unanimous.

2) Hickory Lodge, L.L.C. T/A Hickory Lodge – Resignation of Responsible Operator

Written notice was submitted by Colin Snyder, Responsible Operator, Hickory Lodge, L.L.C. T/A Hickory Lodge, that he is no longer employed at the Hickory Lodge. The attorney for Hickory Lodge, L.L.C. is working on the application to replace Mr. Snyder.

3) Patrick Dailey-Mark Logsdon Mem. Service Post 17 T/A American Legion 17, Inc.

Edward McCann, License Holder at Patrick Dailey-Mark Logsdon Mem. Service Post 17 T/A American Legion 17, Inc., informed staff that he was no longer a member of Post 17. A representative of the Post has advised that they will submit an application, however, nothing has been submitted to date.

4) Bel Air Rose, Inc., T/A Applebee’s Neighborhood Grill & Bar – License Turned in for Cancellation

Written notice was submitted by Joseph F. Snee, Jr., attorney for Bel Air Rose, Inc., T/A Applebee’s Neighborhood Grill & Bar, advising that the business would be closing on June 29, 2021. Mr. Snee confirmed with his client that they are not interested in escrowing the license. A partial refund will be sent to the license holder.

5) Kohler Food and Beverage, Inc. T/A Pairings Bistro – Outside Event Application – July 23 & 24

Kohler Food and Beverage, Inc. T/A Pairings Bistro has submitted an Outside Event Application to be used on July 23 & 24 on the property of Maryland Center for the Arts, Bear Legacy Adventure Trail, 2503 S. Tollgate Road, Bel Air, for a bluegrass festival. Motion was made and duly seconded to approve the application; the vote was unanimous.

6) Bel Air Downtown Alliance – Revision to Per Diem Licenses

Previously the Board approved the per diem beer and wine applications for First Fridays that were submitted by the Bel Air Downtown Alliance. License holder has requested that liquor be added to the remaining licenses to be used on 07/02, 08/06, 09/03, and 10/01. Motion was made and duly seconded to approve the request for beer, wine and liquor; the vote was unanimous.

7) Bayou, Inc. T/A Bayou Restaurant – Request to Change Operational Hours

Bayou, Inc. T/A Bayou Restaurant has submitted a request to change their operational hours to Tuesday through Sunday from 2 p.m. to 4 p.m., with their last seating for dinner at 7p.m. Motion was made and duly seconded to approve the request; the vote was unanimous.

8) V.F.W. Post 10028, Inc. T/A Aberdeen Memorial Post – Outside Event Application

V.F.W. Post 10028, Inc. T/A Aberdeen Memorial Post has submitted an Outside Event Application to be used on 07/24 for an “All White Party” on the rear parking lot of the Post.

9) Fines Paid

Fines imposed by the Board have been paid by Plum House IV, Inc. T/A Chopstix (\$100.00 alcohol awareness violation) and Logos, Inc. T/A 510 Johnny's (\$2000.00 sale to an underage cadet).

10) Discussion: Carryout-Delivery of Alcoholic Beverages, Gift Basket Permit, and Distillery On-site Consumption Permit

HB 12 goes into effect on 07/01 and allows for the sale or delivery of alcoholic beverages for off-premises consumption by a restaurant, bar, or tavern. The Board decided to opt-in and will adopt regulations to authorize the sale or delivery of alcoholic beverages for off-premises consumption. Inspector Colburn has suggested that the first step would be to simplify the process. A draft application form similar to the wine corkage permit and growler permit applications was presented.

The Board also agreed on the following points:

- a. For every \$20.00 in food sales to a customer, the following amounts of alcohol can be sold to that same customer during a single transaction, providing that all other requirements are met.
- b. Size limits
 1. No more than 48 ounces of beer.
 2. No more than 750 ml of wine
 3. No more than 16 ounces of any cocktail
- c. Prices for alcohol sold via delivery or carry-out must be the same prices or not lower than that which would be charged for on-sale consumption.
- d. Drive-thru alcohol distribution is not authorized in keeping with § 22-1604 of the Alcoholic Beverages Article.

Mrs. Powell will draft a Board Rule aligned with the above recommendations and distribute to the commissioners for review. A public hearing will be held on July 28 once a meeting place has been determined.

HB 1100 goes into effect on 7/01/2021 and allows for issuance of a gift basket permit to allow a business that includes the sale and delivery of gift baskets of flowers, food, or other items to include:

1. Not more than 72 ounces of beer
2. Not more than 2.25 liters of wine
3. Not more than 2.25 liters of liquor

A draft of proposed rules for the gift basket permit includes the language of HB 11, except that a sentence needs to be added indicating that the distance requirements detailed in § 22-1602 of the Alcoholic Beverages Article do not apply to the Gift Basket permit.

The only other language added in the draft is section C – Permit Applicants must meet the same qualifications and complete the same paperwork as required by applicants for a new alcoholic beverage license.

AB § 2-202 allows a local licensing Board to issue an on-site consumption permit to the holder of a Class 1 Distillery License issued by the State. Initially, the Board submitted proposed legislation to create a DLR License, which would function as the on-site consumption permit. However, it did not pass, and our legislators seemed to feel that we could create the permit through our own Rules and Regulations.

The draft of proposed rules is taken from the proposed DLR License legislation.

Section B is new language similar to language in the Gift Basket Permit concerning the qualifications and required paperwork.

Section F is amended language setting the hours and days of operation to be the same as the underlying Class 1 Distillery License.

The Board must set a fee for the permit. The draft currently lists the fee as \$1,000.

11) Approve 2021-2022 Budget

The revised 2021-2022 budget was presented. Motion was made and duly seconded to approve the 2021-2022 budget; the vote was unanimous.

PER DIEM BEER & WINE LICENSES TO BE APPROVED BY THE BOARD

1) Harford Artists Association – Art Receptions – July 10, September 11, November 6

Issued to	Annabelle Thurlow and Wanda Arrington
On Behalf of	Harford Artists Association
Type of Event	Art show and reception
Date(s) of Event	7/10, 9/11, 11/6
Location Description & Address	37 N. Main Street, Suite 104 Bel Air
Outside Event?	No
Rain Date	NA

Motion was made and duly seconded to approve the application; the vote was unanimous.

STAFF REPORT / PUBLIC COMMENT / BOARD COMMENT

RCDC, L.L.C. T/A Chaps Pit Beef has received final Health Department approval and the license was issued 06/15.

ADJOURNMENT

There being no further business, motion was made and duly seconded to adjourn the meeting; the vote was unanimous.

Minutes from the Harford County Liquor Control Board Meeting on June 23, 2021, have been reviewed and approved by the following:

Walter A. Tilley III, Chair

James E. Welch, Commissioner

Frederic L. Merchant, Commissioner

Susan Burdette, Commissioner