# LIQUOR CONTROL BOARD FOR HARFORD COUNTY, MARYLAND

16 North Main Street, Bel Air, MD 21014

## **BOARD MEETING MINUTES**

March 6, 2024

#### CALL MEETING TO ORDER

A regular meeting of the Liquor Control Board for Harford County was called to order at 9:00 a.m. by Chair Goddard at the Board's office. In attendance were Vice Chair Burdette, Commissioners Majewski, Sines and Walters, Board Counsel Amy K. Finneran, and General Manager Crabbs.

#### **ACCOUNTS PAYABLE**

Motion was made by Vice Chair Burdette and was seconded to approve payment of the following bills.

U.S. Treasurer	Withholding	3672.67
State Comptroller	Withholding	1035.94
ConnectPay	Accounting	100.00
Payroll	Payroll	10260.80
Maryland State Retirement	Retirement	670.97
Amy Finneran	Legal	1500.00
Kopin, LLC	Rent	2749.00
Kopin, LLC	Rent	120.00
Malissa Roche	Maintenance	80.00
LEAF	Copier Lease	615.00
Interconnect Service	Telephone	154.50
Merto Data, Inc.	Computer	664.00

### PERSONS SCHEDULED TO APPEAR BEFORE THE BOARD

### First-Time Applicant - St. Margaret School - B&W

First-time applicant Stacy Ward appeared on behalf of St. Margaret School in connection with a per diem beer and wine license application for their 29<sup>th</sup> annual spaghetti social to be held in the parish hall on April 13. Motion was made by Vice Chair Burdette and was seconded to approve the application; the vote was unanimous.

2) Red Robin of Harford County, Inc. T/A Red Robin Gourmet Burgers & Brews - Supplemental Kevin McIlwee, Assistant Secretary, Red Robin of Harford County, Inc. T/A Red Robin Gourmet Burgers & Brews, 602 Bel Air Road, Suite 19, Bel Air appeared along with their attorney Leanne Schrecengost in connection with a Supplemental Application for this Class BNR-BWL-On Sale Only license. The purpose of the application is to remove Jason Cox and add Kevin McIlwee. Remaining on the license are Justin Campbell and Mary Carey. Mr. McIlwee will serve as the Responsible Operator. Motion was made by Commissioner Sines and was seconded to approve the application; the vote was unanimous.

# 3) Harbor Wine & Spirits, L.L.C., T/A Harbor Wine & Spirits - Supplemental

Ankit Desai, Member, Pankajkumar Patel, Member, Harbor Wine & Spirits, L.L.C. T/A Harbor Wine & Spirits, 1027-1029 Pulaski Highway, Havre de Grace appeared along with their attorney Joseph F. Snee, Jr., in connection with a Supplemental Application for this Class A1-BWL-Off Sale Only license. The purpose of the application is to add Mr. Patel to the license. He will hold 40% interest in the L.L.C. and Mr. Desai will retain 60% interest. Mr. Patel will serve as the Responsible Operator. Commissioner Sines

disclosed that he does business with Mr. Snee. Motion was made by Commissioner Walters and was seconded to approve the application; the vote was unanimous.

#### SHOW CAUSE HEARING

# 1) T.G.I. Friday's of Harford County, Inc., T/A T.G.I. Friday's

Michael Gregory, President/Treasurer, Peter Despres, Vice President/Secretary, T.G.I. Friday's of Harford County, Inc., T/A T.G.I. Friday's, 609 Bel Air Road, Bel Air appeared along with their attorney Leanne Schrecengost in connection with violation of the following:

CHARGE 1: Sale and/or provision of alcoholic beverages to an individual under the legal drinking age of twenty-one (21) years in violation of Md. Code Ann., Alcoholic Beverages Article, Section 6-304 ("Code") and Board Rule 4:01.

The alleged violation occurred on December 18, 2023.

Subsequent to the hearing, the Board considered all the evidence presented. Based upon the statement of facts (i.e., the written report of Chief Inspector Buchler), as well as applicable License Holder's testimony and with further consideration to License Holder's relevant past record (if any), the Board made the following findings:

On Charge 1, motion was made by Commissioner Majewski and was seconded to find License Holder in violation; the vote was unanimous. Motion was made by Commissioner Majewski and was seconded to impose a fine of \$500.00; the vote was unanimous.

### 2) Plaza Mexico of Fallston, Inc., T/A Plaza Mexico

Thomas Myers, Vice President, Plaza Mexico of Fallston, Inc., T/A Plaza Mexico, 2314 Bel Air Road, Fallston, appeared in proper person in connection with violation of the following:

CHARGE 1: Sale and/or provision of alcoholic beverages to an individual under the legal drinking age of twenty-one (21) years in violation of Md. Code Ann., Alcoholic Beverages Article, Section 6-304 ("Code") and Board Rule 4:01.

The alleged violation occurred on December 18, 2023.

As License holder and President, Jose Murillo, did not appear, motion to postpone was made by Commissioner Sines and was seconded; the vote was unanimous. The show cause hearing will be rescheduled.

### 3) B K Capital, L.L.C., T/A Tutto Fresco

Burke Burns, President, B K Capital, L.L.C., T/A Tutto Fresco, 5 Bynum Road, Forest Hill, appeared in proper person in connection with violation of the following:

CHARGE 1: Sale and/or provision of alcoholic beverages to an individual under the legal drinking age of twenty-one (21) years in violation of Md. Code Ann., Alcoholic Beverages Article, Section 6-304 ("Code") and Board Rule 4:01.

The alleged violation occurred on December 18, 2023.

Subsequent to the hearing, the Board considered all the evidence presented. Based upon the statement of facts (i.e., the written report of Chief Inspector Buchler), as well as applicable License Holder's

testimony and with further consideration to License Holder's relevant past record (if any), the Board made the following findings:

On Charge 1, motion was made by Commissioner Walters and was seconded to find License Holder in violation; the vote was unanimous. Motion was made by Commissioner Walters and was seconded to impose a fine of \$1,000.00; the vote was 4 to 0 in favor of the fine with Chair Goddard abstaining from the vote.

### 4) Shambhavi, Inc., T/A Old School Tavern

Shweta Srivastava, President/Secretary/Treasurer, Shambhavi, Inc., T/A Old School Tavern, 3403 Conowingo Road, Street, appeared along with their attorney Joseph F. Snee, Jr., in connection with violation of the following:

### Charge 1:

 $\chi(\bar{E})$ 

- 1) Did illegally purchase and/or possess alcoholic beverages by violating BR 4:18 and AB §6-311(b)(1) and (3), which state a license holder / retail dealer may not:
  - (b) (1) Purchase any alcoholic beverage except from a licensed manufacturer or wholesaler, private bulk sale permit holder, or non-resident winery permit holder;
    - (3) Keep or allow to be kept any alcoholic beverage on the licensed premises except those that have been purchased by the retail dealer.

### Charge 2:

Did fail to keep complete and accurate records of all alcoholic beverages purchased in violation of Alcoholic Beverages Article § 1-408 of the Annotated Code of Maryland and Board Rule 3:06 which provides that:

- (a) A person who manufactures, rectifies, blends, imports, distributes, transports, stores, warehouses, sells, or offers for sale alcoholic beverages or who holds a license to do those activities shall:
  - (1) keep complete and accurate records of all alcoholic beverages purchased, sold, manufactured, rectified, blended, improved, brewed, fermented, distilled, produced, stored, warehoused, withdrawn from storage, imported, or transferred.

The violation occurred on November 15, 2023.

On February 6, 2024, a Motion to Dismiss was received by HCLCB submitted by Mr. Snee. After discussion, Chair Goddard denied the Motion to Dismiss and confirmed that the hearing will be rescheduled for a future date to allow license holder and Mr. Snee additional time to prepare.

Chair Goddard left the meeting at this time.

#### PER DIEM LICENSES TO BE APPROVED BY THE BOARD

1) National Wild Turkey Federation - Hunting Heritage Banquet - 03/23 - B&W

Issued to Mimi and Thomas Maliszewski on behalf of National Wild Turkey Federation for their annual Hunting Heritage Banquet being held on 03/23 at the Havre de Grace Community Center. Motion was made by Commissioner Majeski and was seconded to approve the application; the vote was unanimous.

2) St. Mark Fallston - Men's Oyster Night - 03/23 - B&W

Issued to Julie Tomko and Juanita Cain on behalf of St. Mark Fallston for their Men's Oyster Night to be held on 03/23 in the church auditorium. Motion was made by Commissioner Sines and was seconded to approve the application; the vote was unanimous.

3) Harford Artists Association - Take A Chance on Art - 03/16 - B&W

Issued to Marian Pritt, Cassaundra Parrish, Jennifer Schaefer, Annabelle Thurlow, and Linda Strickler on behalf of Harford Artists Association for their Take A Chance on Art auction being held on 03/16 at the Bel Air Reckord Armory. Motion was made by Commissioner Walters and was seconded to approve the application; the vote was unanimous.

### **ADMINISTRATIVE BUSINESS**

1) V.F.W. Post 5337, Inc., T/A Harford Memorial Post - Supplemental

V.F.W. Post 5337, Inc., T/A Harford Memorial Post has submitted a Supplemental Application for change of officers as a result of club elections. John J. Garczynski, Sr., Judge Advocate, is being removed from the license and Timothy C. DuFour, Jr. Vice Commander, will be added to the license. Remaining on the license will be Raymond E. Blackburn III, Quartermaster and John P. Bullock, Jr., Chaplain. Motion was made by Commissioner Sines and was seconded to approve the application; the vote was unanimous.

2) Tidewater Players - Request Date Change

On February 14, the Board approved a per diem license for Tidewater Players for several dates including March 1 to 3. Due to cast illnesses, the applicants have requested a date change to March 22 through 24. Motion was made by Commissioner Majewski and was seconded to approve the application; the vote was unanimous.

3) Sts. Mary Magdalene & Markella Greek Orthodox Church - BWL - Request Outside Service

On February 14, the Board approved a per diem license for Sts. Mary Magdalene & Markella Greek Orthodox Church for their Tsiknopempti Celebration scheduled for March 7. Applicants have submitted a request for Outside Service. Motion was made by Commissioner Majewski and was seconded to approve the request; the vote was unanimous. The additional \$30 outside service fee will be collected.

4) <u>Battery Island Brewing Co. - Outside Event Application - 05/03; 06/07; 07/05; 08/02; 09/06; 10/</u>04

Battery Island Brewing Co. has submitted an Outside Event Application to be used for Havre de Grace First Friday events on 05/03; 06/07; 07/05; 08/02; 09/06; 10/04. Motion was made by Commissioner Sines and was seconded to approve the request; the vote was unanimous.

5) Harford Hotel Spirits, L.L.C. T/A SpringHill Suites by Marriott - Status Update

Harford Hotel Spirits, L.L.C. T/A SpringHill Suites by Marriott has submitted a 60 day status update indicating they have made progress with the County permitting process. The electrician has submitted his request for permitting. They hope to resume the project in the very near future. As the six month tentative approval is about to expire (03/24), motion was made by Commissioner Sines and was seconded to grant a six month extension to the tentative approval; the vote was unanimous.

### 6) February's Performance Budget

February's performance budget was reviewed.

#### **RENEWALS FOR APPROVAL**

Motion was made by Commissioner Walters and was seconded to approve nine renewal applications; see the list attached.

# STAFF REPORT / PUBLIC COMMENT / BOARD COMMENT

There were no comments.

#### **ADJOURNMENT**

There being no further business, motion was made by Commissioner Majewski and was seconded to adjourn the meeting, the vote was unanimous.

Wayne S. Goddard, Chair

Mary Sporre, Secretary

## RENEWAL APPLICATIONS 2024 - 2025

		RENEWALS TO BE APPROVED		
		Individual/Corporation/L.L.C. Name	<u>Trade Name</u>	
1	1	Back Flip, Inc.	Ronnie's Beverage Warehouse	
2	2	GT Bel Air, L.L.C.	The Greene Turtle	
3	3	Hess Country Spirits, L.L.C.	Hess Country Spirits	
4	4	J & L Restaurant, Inc.	Zen 16 Sushi Café	
5	5	Jay Mahadev, Inc.	7-11 Convenience Store	
6	6	KPD Group, Inc.	Moores Mill Convenience w/ Beer & Wine	
7	7	Otter Point Yacht Club, Inc.	Otter Point Yacht Club	
8	8	Parikh & Parikh, L.L.C.	3rd Base Liquors	
9	9	STATIO, L.L.C.	Market Street Brewery	