

MINUTES

The Garrett County Board of License Commissioners / Liquor Control Board held their regular monthly meeting in the Garrett County Commissioner's Conference Room on Tuesday, April 5, 2016 at 9:00 AM. Present for the meeting was Commissioner Michael J. Fratz, Commissioner David L. Moe, Administrator to the Board Deborah R. Owston and Elizabeth Georg, Board Attorney.

Commissioner Fratz called the meeting to order. The Board signed mileage sheets.

The March 3, 2016 minutes were reviewed and approved by the Board. Commissioner Moe made the motion. The motion was seconded by Commissioner Fratz and approved.

There was general discussion prior to the hearings. Ms. Owston said that the legislative bills continue to be on track. Ms. Owston noted that Commissioner Moe's term will expire at the end of May. She will contact the appropriate agencies about his reappointment. The Board approved the pre-application Wine Festival License from the Deep Creek Art & Wine Festival Committee. Ms. Owston will contact a representative and inform them to submit an application at the July meeting. Duffer's golf club is proposing an addition to include a grill kitchen. A follow-up to the changes and ownership concerns will be addressed at the license renewal. Friendsville Liquor Store licensee Dean Bennett inquired about a Draft Beer License and approval for on-premise consumption of beer and wine. Approval from all appropriate agencies as well as the Town of Friendsville must be in place prior to the Board's approval to upgrade the license. Lora Lohr of Telli's Deli called about a Class "D" B&W application. Ms. Lohr holds a Solicitor's Permit with the Comptroller of Maryland. She will need to contact Lou Berman in regards to her involvement as a potential licensee / owner. A complaint of about a 5-year old behind the bar Grantsville American Legion was received. Ms. Owston followed up with a letter to the licensees. The Board approved the local licensee change at Pizza Hut. Brian Edwards replaced Chrissy Leatherman. The FOP # 99 will conduct their annual Spring Bash / Pig Roast on April 9, 2016. The Chamber of Commerce will hold a BAH on April 14, 2016 at HART for Animals. Deep Creek CVFD will hold a Gun & Cash Bash on April 16, 2016. Avilton Community Association will hold a Cash Bash on April 17, 2016. Cornucopia Café informed the office of the Little Crossings Festival - Artisan & Epicurean Faire during the Grantsville National Road Festival. There will be a beer and wine tent on the licensed premise of Cornucopia Café on Saturday, May 21, 2016. The hours of alcohol service will be from 10:00 AM – 6:00 PM. There will be samples and sales by the glass as well as to-go sales.

A license hearing was held at 9:20 AM for a Special Class "C" 2-day BWL License for the Western Maryland Truck Show, Inc. The license will be used on August 27, 2016 at the Grantsville Town Park during the concert. Mr. James P. McFarland is the applicant for the license. Representative, Marcia Sebold was present for the hearing. In addition to the truck show activities, Jason Michael Carroll and Country Express will perform at the baseball field on Saturday, August 27, 2016. Beer sales will take place at the concert. Ms. Owston read the responses from the questions on the Special Class C "Notification of Event" form that was submitted with the application from Mr. McFarland. Commissioner Fratz made a motion to approve the Special Class "C" license for use on August 26 & 27, 2016 at the Grantsville Town Park. Commissioner Moe seconded the motion. After the appropriate fees were paid, the license was issued.

A violation hearing was held at 9:40 AM for the Wisp Resort for the sale of alcohol to a minor during a compliance check conducted on February 8, 2016 by the Maryland State Police at DC's Bar. The business is located at 296 Marsh Hill Road in McHenry. Licensee Victoria Buckel was present for the hearing along with Neil Cardiff and Pam Trydahl. Ms. Liz Georg swore them in for their testimony. Criminal Investigation Report 16-MSP-005199 was reviewed. Ms. Buckel agreed with the facts of the report. She explained some details leading up to the compliance check with the Board. Ms. Owston noted for the record that the employee had current alcohol awareness training. Ms. Owston told the Board that the majority of the staff has current TIPS training. Ms. Owston pointed out that the cadet had a vertical format minor's driver's license. Ms. Owston reviewed the importance of carding and training staff on a minor's vertical license and the key indicators. Ms. Owston reviewed the fine and suspension guideline. Commissioner Fratz made a motion for a letter of reprimand to be placed in the license file and a fine of \$300.00 for a first offense for sales to a minor. The motion was seconded by Commissioner Moe and approved. Ms. Buckel agreed with the facts as presented and the Board's decision on the matter and waived her right to appeal the Board's decision to Circuit Court. Ms. Owston provided Ms. Buckel with copies of various forms of ID for Maryland and the surrounding states.

A violation hearing was held at 10:00 AM for FireFly Farms Creamery & Market for the sale of alcohol to a minor during a compliance check conducted on February 8, 2016 by the Maryland State Police. The business is located at 107 South Main Street in Accident. Licensee Andrea Cedro was present for the hearing. Ms. Liz Georg swore her in for her testimony. Criminal Investigation Report 16-MSP-005184 was reviewed. Ms. Cedro agreed with the facts of the report. She explained some details surrounding the compliance check with the Board. Ms. Owston noted for the record that the employee had current alcohol awareness training. Ms. Owston pointed out that the cadet had a vertical format minor's driver's license. Ms. Owston reviewed the importance of carding and training staff on a minor's vertical license and the key indicators. Ms. Owston reviewed the fine and suspension guideline. Commissioner Moe made a motion for a letter of reprimand to be placed in the license file and a fine of \$300.00 for a first offense for sales to a minor. The motion was seconded by Commissioner Fratz and approved. Ms. Cedro agreed with the facts as presented and the Board's decision on the matter and waived her right to appeal the Board's decision to Circuit Court. Ms. Owston provided Ms. Cedro with copies of various forms of ID for Maryland and the surrounding states.

There being no further business to discuss, Commissioner Moe made a motion to adjourn the meeting. The motion was unanimously approved.

The next meeting of the Board of License Commissioners is scheduled for Monday, May 2, 2016.

DeCorsey E. Bolden
Chairperson

May 2, 2016

Date