

## MINUTES

The Garrett County Board of License Commissioners / Liquor Control Board held their regular meeting on April 7, 2005 at 9:00 AM. Present for the meeting were Commissioners Bea Crosco and Mike Fratz, Chairperson Thomas Gearhart, Administrator to the Board, F. Gary Mullich and Deborah Owston, Coordinator of Support Services.

Chairperson Gearhart called the meeting to order. A motion was made by Commissioner Crosco to approve the February 3, 2005 meeting minutes and seconded by Commissioner Fratz and unanimously approved. The March 3, 2005 monthly meeting was not conducted as scheduled. The Board signed mileage sheets.

During the general discussion prior to the hearings, the Board was updated on the 2005-2006 license renewals. It was mentioned that there would be licensee changes for Anchor Mart, Lucas Garage, McHenry Beverage, Old Pike 2, Perkins, and Pizzeria Uno's. A letter of withdrawal as local licensee was received from Sharon Winebrenner of the Avilton Inn. As a result, a letter was sent to Mr. Robison informing him that a qualifying local licensee must be on the license. Tina Buckel of Environmental Health informed the office that the Grantsville Comfort Inn's food service permit expired and that it cannot be renewed until the critical violations are corrected. During that time they are not permitted to have food or beverage service. The MALA Spring Conference will be held in Ocean City, Maryland on May 6<sup>th</sup>, 7<sup>th</sup> & 8<sup>th</sup>, 2005. Commissioner Crosco, Gary Mullich and Debbe Owston will attend the conference. The Board discussed a recent concern at the Casselman Valley Sportsman Club.

A hearing was held at 9:30 AM to upgrade the current Class "A" Beer Off-Sale license issued to Arrowhead Deli to a Class "A" Beer & Wine Off-Sale License. Licensee, Robert "Jason" Burgess was present for the hearing in addition to Dan Hubert and Bill Ingram. Jason explained to the Board that they would like to increase their sales to include wine to better serve their customers. They will be redesigning the premise layout in the future and will forward copies to the Board; in the meantime they will display the wine products between the produce and beer sections of the store. Chairperson Gearhart commented that he has been in the store on several occasions and that the employees do a great job in their carding process. Jason said that they take carding very serious and the majority of his staff is currently trained in an alcohol awareness course. Commissioner Crosco made a motion to approve the upgrade to a Class "A" Beer & Wine Off-Sale License and the motion was seconded by Commissioner Fratz and unanimously approved. After appropriate fees were paid, the license was issued.

A transfer hearing was held at 9:45 AM for the transfer of license # 04-35 Class "B" BWL On-Sale License with Catering Option and license # 04-35D Draft Beer license from Lou Strosnider, III of Ridgeline Hospitality Services, LLC operating as Red Run Lodge to Refosco Enterprises, LLC operating as Red Run Inn with Joseph Refosco as the licensee. Mr. Refosco was scheduled to be out of the country at the time of the hearing therefore, Angie Bosley represented him at the hearing. The Board explained to Ms. Bosley that the hearing would be conducted, but Mr. Refosco would have to attend the next meeting to introduce himself to the Board. Ms. Bosley said that the change in operation began on February 1, 2005 and the day-to-day operations are still the same. Debbe Owston informed the Board that Mr. Refosco had discussed with her the possibility of seeking approval from the Board to allow an outside area of the premise be used for a seasonal serving area. The catering option would still be utilized to serve customers in the bed & breakfast. Commissioner Fratz made a motion to approve the transfer of the licenses pending meeting with Mr. Refosco at the May 5, 2005 meeting and that all administrative requests are fulfilled and the motion was seconded by Commissioner Fratz and unanimously approved.

A discussion session was held at 10:00 AM with Charlie Ross of the Chamber of Commerce concerning the Garrett County Wine Festival. Paul Roberts of Deep Creek Cellars was also in attendance. The Chamber would like to promote the event the second weekend of September. The likely licensee to hold the festival license would be Ruth Beitzel of The Chalet Restaurant. They would like the event to be Saturday near The German Village/Fantasy Valley and Sunday at the Savage River Lodge. Proceeds from the event would benefit the American Red Cross. House Bill 1407 would allow the wine

festival license to be used on Sunday in the election districts 11 & 15 to begin at 10:00 AM and exempting wine festival sales from certain meal requirements. Paul Roberts expressed concern of putting the event together less than six months out. He felt that the event would be better attended if held in July or August when the tourist season in Garrett County is at it's highest.

A hearing was held at 10:15 A.M. for a Special 2-Day Class "C" BWL License for Saint Peter the Apostle Catholic Church. Betty Eaton was present to represent the organization on behalf of the applicant Reverend Donald Parson. Ms. Eaton explained the license would be used for the Spring Fling dance on April 30<sup>th</sup>, 2005 at the Parish Hall. The event will take place from 8:00 PM till 12:00 AM. They will be selling 250 tickets and all proceeds after expenses will benefit the Southern Garrett Rescue Squad. The beer will be purchased from Lohr Distributors and included in the ticket price. It was discussed that the ticket references BYOB and that this is not allowed for a licensed premise. Commissioner Crosco made a motion the license be approved and seconded by Commissioner Fratz and unanimously approved. After appropriate fees were paid, the license was issued.

There was general discussion after the hearings concerning the Deep Creek Brewing Company. Correspondences were sent to the licensees referencing the business being closed and the public notice of advertisement by the Board of Zoning Appeals for a special exception permit. Greig Johnson responded to the letters on behalf of the company and submitted a copy of the structural drawings representing the planned renovation. Commissioner Fratz made a motion to approve the additional outside serving area as applied for in the special exception permit for 10-12 seats contingent on approval from the Office of Planning & Zoning, Fire Marshall, Health Department and Department of Public Utilities and the motion was seconded by Commissioner Crosco and unanimously approved.

After the general discussion, the next meeting day was set for May 5, 2005. There being no further business, Commissioner Fratz motioned the meeting be adjourned, and seconded by Commissioner Crosco.

---

Thomas A. Gearhart  
Chairperson

---

May 5, 2005  
Date