

## MINUTES

The Garrett County Board of License Commissioners / Liquor Control Board held their regular meeting on July 5, 2007 at 9:00 AM. Present for the meeting were Commissioners Bea Crosco and Mike Fratz, Administrator to the Board, Deborah R. Owston and Administrative Assistant, Rebecca Glotfelty.

The meeting was called to order by Commissioner Crosco. A motion was made by Commissioner Crosco to approve the May 3, 2007 and June 7, 2007 minutes as written and seconded by Commissioner Fratz and unanimously approved. The Board signed mileage sheets.

Before the meeting there was general discussion. Ms. Owston reviewed all of the current alcoholic beverage license renewals with the Board and notified them that Curt's Corner has decided to down grade their alcoholic beverage license to beer and wine. Ms. Owston presented the question to the Board that if the current licensee would decided to upgrade back to his original status, would a hearing be necessary? The Board decided not if the upgrade would be within the current alcoholic beverage license year. The Board was notified of an incident that occurred at the American Legion Post 71 on June 21, 2007. The police report filed with the Oakland Police Department indicates that the Manager was uncooperative. Ms. Owston informed the Board that she did notify the alcoholic beverage licensee, Andy Damon, and he was not aware of the incident. The Board would like a letter sent to the American Legion Post 71 and carbon copy the Oakland Police Department, requesting an officer of the American Legion Post 71 to further explain the incident. Commissioner Crosco made a motion to schedule an Administrative hearing for the American Legion and seconded by Commissioner Fratz and unanimously approved. Ms. Owston also mentioned to the Board the option of creating a duplicated alcoholic beverage license for additional serving areas on the licensed premise. She informed the Board that while conducting an inspection at Point View, she noticed a red alcoholic beverage license on display. Red has never been a color for an alcoholic beverage license. When questioning the Manager, Ms. Owston was informed that the original alcoholic beverage license was on file. Due to this occurrence, Ms. Owston suggested to the Board the option of creating an additional "original" alcoholic beverage license to be displayed at the serving area if this area is a separate location from the main area. Commissioner Crosco would like to know how other counties handle this situation and suggested that the Rules and Regulations for Garrett County reflect a rule mentioning defacing of the alcoholic beverage license "no copying". Ms. Owston also informed the Board that the alcoholic beverage licenses were issued to Silver Tree Inn on June 22, 2007 and they opened for business on June 27, 2007. The Harbor Bar was licensed by the Health Department for pre-packaged or light foods. The kitchen will be licensed at a later date. The Board was also updated on the status Silver Tree Inn's zoning and seating issues.

A hearing was held at 9:30 AM for the issuance of a Wine Festival License to be used on September 8, 2007 at the Garrett County Fairgrounds in McHenry, Maryland. The Wisp Resort will be the license holder with the applicants being Karen Myers, Stephen Richards and Gary Daum. Paula Yudelevite and Marty McGreal were in attendance to represent the Wisp Resort and the Wine Festival. Commissioner Crosco questioned if there were any changes from the previous year. Ms. Yudelevite responded that the time of the event would be from noon to 7:00 PM with no changes. Ms. Owston questioned the ticket price and what it included. Ms. Yudelevite responded that the tickets would be \$5.00 for entrance only or \$20.00 for entrance fee including 10 tastings and a commemorative glass along with other activities. Each tasting contains a ½ ounce of wine. Ms. Owston also questioned if anyone working at the event is trained in alcohol awareness. Ms. Yudelevite responded that a winery representative would be in attendance with each celebrity pourer. This event has been very successful in the past. Ms. Yudelevite also informed the Board that they have four restaurants participating with distributors for a wine pairing dinner. The four restaurants are Pine Lodge Steak House, DC Steakhouse, Uno's Pizzeria and Will O' Wisp. Commissioner Crosco made a motion to approve the Wine Festival License as applied for by The Wisp Resort to be used on September 8, 2007 at the Garrett County Fair Grounds and the motion was seconded by Chairperson Fratz and approved. The appropriate fees were paid and the license was issued.

A hearing was held at 9:45 AM for the issuance of a Special Class C BWL two-day License for the Sons of the American Legion, Post #214. Greg Lawson was present for the hearing. Mr. Lawson reported that this would be their first year for this type of event. They would be having a cash raffle. The hours will be from noon to 5:00 PM. serving draft beer only and the event will take place at the Avilton Community Building. The ticket price will be \$25.00, which includes the raffle, food and alcohol. A guest ticket can be purchased for \$15.00, which excludes the raffle. Mr. Lawson also informed the Board that they will have a drawing every 15 minutes and all prizes will be cash. He also made the Board aware that they will have experienced workers to monitor underage drinking. Ms. Owston reminded the applicant that they are not permitted to serve to intoxicated individuals, went over the Rules and Regulations, informed the applicant that they can purchase beer from a wholesaler or retailer and due to the license being a two-day license, they will be able to purchase beer the day before the event. Ms. Owston questioned the time of the event in accordance with Article 2B, which states that Sunday sales are to start at 1:00 PM. Mr. Lawson informed the Board that his tickets were already printed for the event stating the starting time of 12:00 PM. Due to this being their first time and tickets already being pre-printed stating that the event begins at 12:00 PM, Commissioner Fratz made a motion the license be approved for Sunday, July 29, 2007 and for the time of the event to being at 12:00 PM instead of 1:00 PM. All future alcohol sales will start at 1:00 PM as stated in Article 2B, the motion was seconded by Commissioner Crosco and approved.

A license hearing was held at 10:00 AM for a Class "D" BWL Off-Sale License with Tasting Option, Delivery Option and Draft Beer License issued to Gale Bosley and Daniel Bosley of Brosis Enterprises, LLC operating as Zip'eez. Applicant, Gale Bosley was present. Ms. Owston requested that Ms. Bosley go over their premise with the Board. Ms. Bosley reviewed the premise area and answered anything in question to the Board. Ms. Owston questioned what type of alcoholic beverages would be served at Sorellees. Ms. Bosley replied that wine and beer only would be served. Ms. Bosley informed that Board that they would now be using one suite as the convenience store only and one as the liquor store. This will allow them to block off the liquor store on Sunday. Ms. Owston informed that Board that she has the necessary Sales and Use Tax Number and Traders License. Approval will be pending favorable background checks, Health Permit and Use and Occupancy Permit. The licenses will be issued under the trade name of Zip'eez with Sorellees as an additional serving area. Commissioner Crosco made a motion the licenses be approved pending administrative documents mentioned with a 90 day limit for opening from today's date of July 5, 2007, the motion was seconded by Commissioner Fratz and unanimously approved.

A hearing was held at 10:15 AM for the issuance of a Special Class "C" BWL two-day License for the Northern Garrett Rescue Squad. Wendy Cardiff, Treasurer was present for the hearing. Ms. Cardiff informed the Board that the license will be used on August 25, 2007 at a gun and cash bash to be held from 12:00 PM until 6:00 PM. The location of the event will be on Skyview Drive behind the State Police Barracks at the pavilion. They have 1,000 tickets printed and food will be served. They will be serving beer only. Members will assist with pouring and serving. Ms. Cardiff informed that Board of items to be raffled and the businesses that donated them. Ms. Owston went over the Rules and Regulations. Commissioner Crosco made a motion the license be approved to be used on August 24, 2007 and August 25, 2007 and seconded by Commissioner Fratz and unanimously approved. After appropriate fees were paid, the license was issued.

There was general discussion after the hearings. Ms. Owston informed the Board that Crime Solvers would be at the August hearing.

After general discussion, the next meeting day was set for August 2, 2007. There being no further business, Commissioner Fratz motioned the meeting be adjourned and seconded by Commissioner Crosco.

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Thomas A. Gearhart  
Chairperson

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August 2, 2007

Date