

MINUTES

The Garrett County Board of License Commissioners / Liquor Control Board held their June meeting in the Commissioner's Public Meeting Room on Thursday, July 12, 2018 at 9:00 AM. Present for the meeting was Chairperson Michael Fratz, Commissioner Lisa Herman, Commissioner David Moe, Administrator to the Board Deborah Owston and Attorney to the Board M. Elizabeth Georg.

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

The June 14, 2018 meeting minutes were approved by the Board. Chairperson Fratz made the motion. The motion was seconded by Commissioner Moe and unanimously approved by Commissioner Herman.

There was general discussion before the scheduled hearings. In accordance with AB § 21-203, Michael Fratz will be the Board of License Commissioners chairperson effective July 1, 2018 thru June 30, 2019. The 2018 renewals totaled \$129,810.00. There were 73 full-time licenses and 14 non-profit licenses renewed. The Board reviewed the BWL Tasting Option guidelines, forms and regulations. The Board asked Ms. Owston to gather responses from various license holders on the current times they conduct tasting events. The Board is in agreement that tastings should not occur after 9:00 PM. The Oakland Mt. Lake Park Lions Club BBQ Grillin & Chillin event was held on June 30, 2018 at the AG Heritage Hall. The Chamber of Commerce will host a Business After Hours event on July 12, 2018 at The White Barn. Our Town Theatre will have a fundraiser event on Saturday, July 14, 2018. HART for Animals will have a Skyhoundz fundraiser on July 27, 2018 and July 29, 2018.

A Beer & Wine Festival License hearing was held at 9:20 AM on the application submitted by Drinks, Inc. trading as McHenry Beverage Shoppe. Sherry Gosnell is the applicant for the license. Paula Yudelevit and Mary Callis attended the hearing to represent the Deep Creek Art & Wine Festival Committee. The festival will be September 8, 2018 at the Garrett County Fairgrounds in McHenry from noon until 7:00 PM. Ms. Yudelevit discussed the details of the event with the Board. She mentioned the history of the event and noted that this would be the fourteenth year. Ms. Owston mentioned that in accordance with AB § 21-1304.2 the Beer & Wine Festival License goes in to effect on July 1, 2018. Ms. Yudelevit stated that they look forward to being able to now offer craft beer at the event. She said there will be a separate area for the beer sampling. HART for Animals and GLAF are the two main beneficiaries of the festival. Other local nonprofits are on site as well to conduct fundraising. The advance ticket cost is \$30 and \$35 at the gate. They estimate approximately 2,800 people will attend the event. Commissioner Moe made a motion to approve the Saturday, September 8, 2018 Beer & Wine Festival License. The motion was seconded by Commissioner Herman and unanimously approved by Chairperson Fratz. All fees were paid and the license issued. Ms. Owston presented Ms. Yudelevit a vendor packet.

A license hearing was held at 9:40 AM with Maryellen Miller of Fireside Deli & Wine Shop. The business is located at 2205 Glendale Road in Swanton. Ms. Miller requested approval to upgrade her current Class "D" B&W On-Sale License to include the Delivery Option as permitted in AB § 21-1903. Ms. Owston reviewed the Regulations for Alcoholic Beverage

Delivery. Ms. Miller acknowledged the regulations. She told the Board that she is interested in making deliveries of alcoholic beverages to vacationers and home owners. She plans on creating a package option that includes a couple bottles of wine, some cheese and Panini sandwiches. She is looking to create a service delivery that will include some vacation rentals. She has spoken with a few of the rental agencies. Ms. Miller stated that if a private tasting is requested she would market that option. Commissioner Moe made a motion to approve the Delivery Option license upgrade. The motion was seconded by Chairperson Fratz and unanimously approved by Commissioner Herman. The upgraded license will be issued upon payment of the one-time issuing and annual fee totaling \$300.00.

A violation hearing was held at 10:00 AM for the Grantsville American Legion Post #214 located at 108 Miller Street in Grantsville. Licensee Gary Layman was present for the hearing. The violation hearing was the result of a failed inspection on February 27, 2018 conducted by the Comptroller of Maryland Field Enforcement Division and Ms. Owston. The business was cited with violations of the Alcoholic Beverages Article. AB § 6-311, specifically, did unlawfully purchase or keep alcoholic beverages on licensed premises which were purchased from other than a duly licensed manufacturer or wholesaler. AB § 1-408, specifically, did unlawfully fail to keep complete and accurate records of all alcoholic beverages purchased. Attorney M. Elizabeth Georg swore in Mr. Layman to testify. Mr. Layman said he was present the day of the inspection. He said the Legion Commander contacted him to arrive to meet with the inspectors already on-site. He said the inspectors mentioned that there were bottles of alcoholic beverages without invoices. He said he was told by the inspectors that receipts for all alcohol must be on site. Commissioner Moe made a motion for a letter of reprimand and a \$100 fine due within 30 days. Chairperson Fratz seconded the motion and the affirmative vote of the Board was unanimous by Commissioner Herman. The license holder indicated he would accept the Board's decision and waive his right to appeal the Board's decision to Circuit Court. The fine was paid in full

The next regular meeting of the Board of License Commissioners is scheduled for Thursday, August 9, 2018.

There being no further business to discuss, Chairperson Fratz made a motion to adjourn the meeting.

Michael J. Fratz
Chairperson

August 9, 2018
Date