

MINUTES

The Garrett County Board of License Commissioners / Liquor Control Board held a special meeting on Thursday, May 27, 2021, at 9:00 AM. Due to the COVID-19 State of Emergency and the limited access to the Garrett County Courthouse, the meeting was conducted by teleconference. Present on the call was Chairperson Lisa Herman, Commissioner Mike Fratz, Commissioner David Moe, and Administrator to the Board Deborah Owston.

Chairperson Herman chaired the meeting and called the meeting to order. The Board approved the Agenda as prepared. There were no mileage sheets to be signed since the meeting was conducted by teleconference.

The Board approved the April 8, 2021 Minutes. Commissioner Moe made the motion. The motion was seconded by Commissioner Fratz and made unanimous by Chairperson Herman.

There was general discussion before the hearings. Ms. Owston provided the 2020-2021 license renewal update for the license year that ends on June 30, 2021. She mentioned that one establishment still has not submitted their 2020-2021 renewal payment. She said it is believed that Cornish Café has not reopened and has no intentions to open in the next couple weeks. Also, since they did not submit a renewal application, their file will be closed and the license considered null and void. The upcoming July 1, 2021 – June 30, 2022 license renewals were technically due back by May 3, 2021. Many are still coming in and Ms. Owston is aware of some that are delayed by the USPS. Ms. Owston further stated that there are about eleven that are still due, and she asked the Board to consider starting to assess the late fees. Commissioner Moe made a motion to start assessing late fees after close of business tomorrow. Commissioner Fratz second the motion. The motion was made unanimous by Chairperson Herman. Ms. Owston said she would follow up on the outstanding applications by email. The local legislative bill, HB0632/SB0457 Garrett County Alcoholic Beverages Act of 2021, passed both Chambers and is waiting the Governor's approval. HB1059/SB0731 Garrett and Allegany Gift Basket Permit passed both Chambers and is waiting on the Governor's approval.

A transfer hearing was held at 9:15 AM for the transfer of the Class B BWL On-Sale 7-Day License with Catering Option issued to Jonathan Kessler of Pine Lodge Steakhouse, LLC to Rhonda Cox. The transfer will be in accordance with the Maryland Annotated Code, Alcoholic Beverages Article AB § 21-902, AB §21-1701 and AB § 21-1702. The legal entity name will remain Pine Lodge Steakhouse, LLC. Ms. Cox will be the sole member of the LLC. The Trade Name will continue to be Pine Lodge Steakhouse. The restaurant is located at 1520 Deep Creek Drive in McHenry. Applicant Rhonda Cox was present on the call as well as the outgoing licensee Jonathan Kessler. Ms. Owston reviewed the license issuance procedures and regulations. In addition, Ms. Owston noted the outstanding administrative items that are due pending the property closing. Commissioner Moe made a motion to approve the transfer of the license pending the outstanding administrative items. The motion was second by Commissioner Fratz and unanimously approved by Chairperson Herman. The license will be issued upon receiving the outstanding administrative items and fees.

A hearing was held at 9:30 AM for the Street Festival License in accordance with the Alcoholic Beverages Article § 21-1304.1. Applicants for the license are Margaret Jamison, Jay Moyer, and Nicole McCullough. The qualifying non-profit organization is the Oakland Heritage Community Foundation, Inc. The Kickoff to Summer / Beer Walk event will be on June 12, 2021 in the Town of Oakland Arts & Entertainment District. Nicole McCullough was present on the call. Ms. McCullough mentioned the event details and answered several questions about the event. She said they will be taken extra measures to follow current COVID-19 health regulations and recommendations. They expect about 400 in attendance. They will be closing a few streets during the event as well as posting "event in progress" signs to alert those traveling in the area. Ms. Owston reviewed the license issuance procedures and regulations. Commissioner Moe made a motion to approve the Street Festival License. The motion was second by Commissioner Fratz and unanimously approved by Chairperson Herman. Ms. Owston said she will get the Age ID scanner and wristbands for the event, so they are available upon issuing the license.

A hearing was held at 9:40 AM for a Special Class C Per Diem 2-Day BWL License in accordance with the Alcoholic Beverages Article § 21-1309. Applicant for the license is Duane Stein. The qualifying non-profit organization is the Grantsville Lions Club. The Grantsville Days community event will be on June 26, 2021 in the Grantsville Town Park. Event organizer Jeremy Layman was on the call to testify on behalf of the application. Mr. Layman spoke about the event. He mentioned that the event will be similar to their event in 2019. They will be set up to start sales around 1 PM and expect to be finished around 9 PM after the Clark's performance. They will be issuing tickets for beer purchases and will secure the perimeter with fencing and event staff will be monitoring those in attendance. They plan to use wristbands and the Age ID scanner if available. The alcohol will be purchased from Lohr Distributors. Commissioner Moe made a motion to approve the Special Class C License. The motion was second by Commissioner Fratz and unanimously approved by Chairperson Herman. A discussion took place about conducting an Oktoberfest event again. Ms. Owston suggested they apply for the Per Diem Multi-Event (5) license after July 1, 2021 if they anticipate at least two annual events each year. Mr. Layman agreed. Ms. Owston also mentioned the license will be issued upon payment.

The general discussion continued after the hearings. Ms. Owston and the Board discussed SB0205/HB0012 Take-out / Delivery bill that passed both Chambers with amendments and was signed by the Governor on May 18, 2021. Ms. Owston told the Board they may want to consider formally adopting additional regulations in the local regulations even though the bill sunsets on June 30, 2023. Executive Order 21-05-12-01 Regulating Certain Businesses and Facilities and Generally Requiring Use of Face Covering has lifted most restrictions with a few regulations being extended until August 15, 2021. Mike Amezcua of Ledo's in McHenry is applying for license for another Ledo's restaurant in Allegany County. As a result, and the limit on holding additional licenses, his license in Garrett County can be upgraded to the Class B Deluxe BDR B&W On-Sale 7-Day so he can hold the Allegany County restaurant license effective approval on June 15, 2021. The Board approved the license upgrade upon issuance of the Allegany County license. The Deep Creek Lake Art & Wine Festival will apply for the State Non-Profit Festival License for September 10, 2021 & September 11, 2021. The Celtic Festival will be held June 6, 2021 at the Friendsville Town Park. The beer is supposed to be sold by the Friendsville VFRD and Maryland Meadworks will also be selling their products. Maryland Meadworks has filed their event

participation notification with the State. The Board said for Ms. Owston to send incomplete renewal applications back to applicants for completion.

The next regular meeting of the Board of License Commissioners is scheduled for Thursday, June 10, 2021. It was discussed that the meeting will be held in person as well as by video call so that all applicants for the hearings can participate. Ms. Owston will check with the IT Department on the possibilities.

There being no further business to discuss, Chairperson Herman adjourned the meeting.

Lisa Herman
Chairperson

June 10, 2021
Date