

**ALCOHOL BEVERAGE BOARD
THURSDAY, JULY 8, 2021 @ 1:00 PM
COUNTY COMMISSIONERS CONFERENCE ROOM
CHESAPEAKE BUILDING
41770 BALDRIDGE STREET
LEONARDTOWN, MD 20650**

The meeting of the Alcohol Beverage Board of St. Mary's County was held on Thursday, July 8, 2021 at 1:00 PM in the County Commissioners Conference Room, Chesapeake Building, Leonardtown, Maryland.

Chairman David Willenborg called the meeting to order at 1:00 pm.

ROLL CALL

Members present:

Chairman David Willenborg
Vice-Chair VACANT
Member Leonard Kohl
Member Barbara Hill
Member Richard Watts
Tamara Hildebrand, Administrator
Chris Beaver, Attorney
Suzan Dean, Recording Secretary
Kevin Hall, Inspector
Sgt. Steve Myers, Alcohol Enforcement Coordinator

APPROVAL OF THE AGENDA

Member Kohl moved to approve the agenda. Motion was seconded by Member Watts. Motion carried.

APPROVAL OF MEETING MINUTES

Member Hill moved to approve the minutes for the June 10, 2021 meeting. Motion was seconded by Member Kohl. Motion carried.

OLD BUSINESS

- **Extension of Conditional approvals**

Gridiron Grill – Greg Callaway - Requesting 90-day extension of conditional approval of outdoor seating.

Greg Callaway appeared before the Board and was sworn in. Mr. Callaway explained to the Board that he will need extra time to get his Fire Marshal approval & green card signed for his outdoor seating. Member Watts made the motion for the 90-day extension of the

conditional approval for the outdoor seating. Motion was seconded by Member Hill. Motion carried.

Toasted Foot – Robert Oler and Scott Reeves -Requesting 90-day extension of conditional approval of outdoor seating.

Robert Oler and Scott Reeves appeared before the Board and were sworn in. Mr. Oler and Mr. Reeves stated they will need extra time to get all Health Department approval for their outdoor seating. Member Kohl made the motion for the 90-day extension pending the Health Department approval for the outdoor seating. Motion was seconded by Member Watts. Motion carried.

St. James Deli and Spirits – Sherry Thompson -Requesting 90-day extension of conditional approval of store renovation and expansion.

Sherry and David Thompson appeared before the Board and were sworn in. Mr. and Mrs. Thompson explained that they will need additional time for the renovations and expansions for their store, as they are waiting for equipment deliveries and final inspections from the Health Department. Member Watts made the motion for the 90-day extension pending the Health Department for the approval of the store's renovation and expansion. Motion was seconded by Member Hill. Motion carried.

Foxy Fish – Debbie and David Buckler -Requesting 90-day extension of conditional approval of extension of premise for new bathrooms and service hallway.

Debbie Buckler appeared before the Board and was sworn in. A letter was presented to the Board granting Mrs. Buckler permission to speak on behalf of David Buckler. Mrs. Buckler stated that they are waiting on a special delivery and after that installation, they will have the final inspection done by the Fire Marshal, Health Department, and LUGM. Member Hill made the motion for the 90-day extension for the approval of the restaurants extension of premise to finish the new bathrooms and service hallways. Motion was seconded by Member Kohl. Motion carried.

Russell's Store – Janet Draper and Roger Buckler - Requesting 90-day extension of conditional approval of outdoor seating.

Roger Buckler appeared before the Board and was sworn in. A letter was presented to the Board granting Mr. Buckler permission to speak on behalf of Janet Draper. Member Kohl made the motion for the 90-day extension pending the Health Department and LUGM approvals for the outdoor seating. Motion was seconded by Member Watts. Motion carried.

Green Door – Brian Tarleton - Requesting 90-day extension of conditional approval of outdoor seating.

Brian Tarleton appeared before the Board and was sworn in. Mr. Tarleton stated that the Health Department is telling him he needs to wait until next Spring to do a perc test in order to see if his septic capacity will give allow him the additional eight seats he is

requesting. Member Watts made the motion for the 90-day extension pending the Health Department approval for the outdoor seating. Motion was seconded by Member Hill. Motion carried.

Dave McKay Liquors – David McKay - Requesting 180-day extension of conditional approval of location transfer of store.

David McKay appeared before the Board and was sworn in. Mr. McKay explains to the Board that he needs to request an additional 180 -day extension of conditional approval of the location transfer of the new store. He stated that the new building has not been built due to lack of the landlord securing funding, acceptable bids from contractors and because of COVID. Member Watts made a motion not to approve the 180-day extension. No second was voted. Motion failed. Member Hill made the motion for the 90-day extension of conditional approval for the location transfer of the store. Motion was seconded by Member Watts. Motion carried.

NEW BUSINESS

- **Applications**

Quality Street Kitchen and Catering - Application of Sharon A. Purcell to transfer Quality Street Kitchen and Catering (Q Street Catering and Culinary Arts, LLC) Class B (Restaurant) BWL license location from 41675 Fenwick St., Leonardtown, MD 20650 to 41655 Park Ave., Leonardtown, MD 20650.

Sharon Purcell appeared before the Board and was sworn in. Mrs. Purcell stated that she is requesting a location transfer that still requires some construction. The site plan that she had was different then the site plan that was presented to the Board. Member Kohl made the motion for the 90-day conditional approval pending the Health Department, Fire Marshal, Use and Occupancy from Leonardtown and an up-to-date site plan. Motion was seconded by Member Watts. Motion carried.

Lex Wine and Spirits - Application of Roland Mellies and Van Thauh Huynh to transfer Lex Liquor Wine and Spirits (WE R 7, LLC) Class A-1 BWL license Village Way, #101 from Ajit Singh and t/a Lex Wine and Spirits (Yurova, LLC), 46400 Lexington, Lexington Park, MD 20653.

Roland Mellies and Van Thauh Huynh appeared before the Board and were sworn in. Mr. Mellies stated that they would be going to closing the next day. Member Watts made the motion for the 90-day conditional approval pending the Traders license, Use and Occupancy, clearance from the Comptroller of the current owner's liability and closing of the business. Motion was seconded by Member Hill. Motion carried.

The Real Food Studio - Application for Lisa Marie Kelley to purchase a Class B (Restaurant) BWL license and t/a The Real Food Studio (Eat Real, LLC), 41566 Medley's Neck Rd., Leonardtown, MD 20650. And permission for catering, extension of premise for outdoor seating on patio and extra serving counter. (* applicant has withdrawn request for extension of premise for outdoor seating on patio and extra serving counter *)

Lisa Kelley appeared before the Board and was sworn in. Mrs. Kelley stated that they will be remodeling the kitchen and are currently selling from a Farmers Market. Member Kohl made the motion for the 90-day conditional approval pending the Health Department, LUGM, Fire Marshal and Traders license. Motion was seconded by Member Watts. Motion carried.

- **Premise changes**

Action Lounge and Billiards – Jeannie Suite - Requesting outdoor seating.

Jeannie Suite and Keith Griffith appeared before the Board and were sworn. Mr. Griffith stated that the outside area had picnic tables with gravel and a rope fencing around it. They are leasing this area from the County, and this is a Smoke Free area. Mr. Griffith explained that patrons would enter the restaurant and come outside to this area, and it would be manned by servers and a doorman. Member Watts made a motion for the approval of the outdoor seating. Motion was seconded by Member Kohl. Motion carried.

Social Coffeehouse and Speakeasy – Sean Coogan, Jr. - Requesting temporary extension of premise for outdoor service during special Town event: Jazz Festival, on July 9th, from 4:30 pm to 9:00 pm.

Sean Coogan appeared before the Board and was sworn in. Mr. Coogan stated that all alcohol would be served from the restaurant, no outside bar service. Member Kohl made a motion for the approval of the temporary extension of premise. Motion was seconded by Member Hill. Motion carried.

- **Rules & Regulation changes**

Distillery On-Site Consumption Permit

Language was presented to the Board for additions to the Rules & Regs for the Distillery On-Site Consumption Permit.

A definition and description of the permit was added to Section 1.06. Member Hill moved to approve the language for the 1.06 Definitions of the Rules and Regulations. Motion was seconded by Member Kohl. Motion carried.

The hours of operation allowed by the law were added to 4.02. Member Kohl moved to approve the language for the 4.02 Schedule of Operation of the Rules and Regulations. Motion was seconded by Member Watts. Motion carried.

The fee for the permit was added to 7.02. Member Kohl moved to approve the language for the 7.02 Classes and Fees of the Rules and Regulations. Motion was seconded by Member Hill. Motion carried.

HB 12/SB 205 Discussion on adoption

The Board discussed adoption of HB12/SB 205, allowing businesses to continue to sell mixed cocktails for off-site consumption. Roger Buckler who was representing the St.

Mary's Licensed Beverage Association, presented a petition of businesses who were in support of the Board adopting the legislation for St. Mary's businesses. The Board appointed Member Watts and Chair Willenborg, along with the Administrator and Attorney as a work group, to develop language to present to the Board at the August meeting.

BOARD ADMINISTRATOR'S REPORT

Mrs. Hildebrand explained that she and Kevin have been working to get RAST program updated and hopefully started again in the fall. Since the State of Emergency and all its allowances ended July 1, 2021, Attorney Beavers put language together, Resolution 2021-01, giving the Board ability to allow establishments to continue to serve alcoholic beverages in outdoor areas for a period not to exceed 90 days, as long as they submit an application for permanent seating. Member Hill moved to approve the language for Resolution 2021-01. Motion was seconded by Member Kohl. Motion carried.

BOARD INSPECTOR REPORT

Inspector Kevin Hall reported for the month of June:

- 11 inspections
- MALA meeting
- CAC meeting
- Text Alert to all licensees regarding end of State of Emergency

ALCOHOL ENFORCEMENT COORDINATOR REPORT

Sgt. Steve Myers reported for the month of June:

- 17 Alcohol/Tobacco Covert Checks - 0 Violations
- 15 DUI Arrests
- 1 Meeting

Sgt. Myers stated that there is a sobriety checkpoint this weekend. (July 10)

ADJOURNMENT

Member Hill made a motion to adjourn at 4:00 pm. Motion was seconded by Member Kohl. Motion carried.

Respectfully submitted,

Suzan Dean, Recording Secretary

David Willenborg, Chairman