

**ALCOHOL BEVERAGE BOARD  
THURSDAY, OCTOBER 13, 2022 @ 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, October 13, 2022, 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**

**Present:**

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

**Not Present:**

Member Leonard Kohl

**APPROVAL OF THE AGENDA**

Vice-Chair Watts moved to approve the agenda for October 13, 2022. Motion was seconded by Member Hill. Motion carried.

**APPROVAL OF MEETING MINUTES – September 8, 2022**

Member Hill moved to approve the minutes for September 8, 2022. Motion was seconded by Vice-Chair Watts. Motion carried.

**OLD BUSINESS**

- **Extension of conditional approvals**

**Sunset Cove II** - Patrick Shawn Craig - Requesting 90-day extension of conditional approval

Patrick Craig appeared before the Board and was sworn in. Mr. Craig explained that due to difficulties finding contractors to do the work, he was doing much of the renovations

himself. He handed out packets to the Board with pictures of the renovations that he has done so far to the restaurant and property. Member Shin made a motion to approve a 90-day extension of conditional approval. The motion was seconded by Vice-Chair Watts. Motion carried.

## **NEW BUSINESS**

- **Application**

**Third Base** - Application for Pravinkumar Babulal Patel and Elizabeth M. Stewart to transfer Third Base (ADITYA, LLC) Class A-1 BWL license from Seema Gulati and Elizabeth M. Stewart and t/a Third Base (ThirdBase, LLC), 28085 Point Lookout Rd., Loveville, MD 20656

Pravinkumar Patel and Elizabeth Stewart appeared before the Board and were sworn in. Attorney Dan Slade appeared before the Board to represent Mr. Patel in the proceedings. Attorney Slade stated that Mr. Patel is only asking for a conditional approval as the business will not be going to closing until October 31, 2022. Vice-chair Watts made a motion for a 90-day conditional approval pending Fire Marshal, Health Department, Trader's license, Trade Name Registration, Use and Occupancy permit and the closing of the business on October 31, 2022. The motion was seconded by Member Shin. Motion carried.

- **Premise Change**

**Brudergarten** – Geraldine A. L'Heureux - Requesting extension of premises of approximately 1000 sq. ft. for two (2) story addition for kitchen and seating.

Geraldine L'Heureux appeared before the Board and was sworn in. Mrs. L'Heureux explained to the Board that the expansion will include storage and additional seating and a new kitchen. Vice-Chair Watts made a motion for a 90-day conditional approval pending Fire Marshal, Health Department, Use and Occupancy permit and clearance from the Comptroller's Office. The motion was seconded by Member Shin. Motion carried.

**The Rex** – Joseph Kurley, Daniel Norris, and Charles Breck - Requesting extension of premises of approximately 6000 sq. ft. for two (2) story addition for event space.

Joseph Kurley, Daniel Norris, and Charles Breck appeared before the Board and were sworn in. Mr. Kurley explained to the Board what his plan for the extension of the Rex to add 6000 sq. ft. for an event area to the back of the building. Vice-Chair Watts stated his concern about the security of the alcohol and the back doors that led outside into an alleyway from this additional space. Mr. Kurley brought up his head of security, Mr. Jerome Burgess, to explain the security measures. Vice-chair Watts made a motion for a 90-day conditional approval pending Fire Marshal, Health Department, Leonardtown Use and Occupancy permit, clearance from the Comptroller Office and a security plan added to the application. The motion was seconded by Member Hill. Motion carried.

- **Violations**

**Tacos Hacienda \*\* At the time that the Board was to call this establishment, no one was present to testify so the Chairman called the next establishment. \*\***

**Ridgell's Bay Mart - Employee: Claten Patrick Burch**

The above individual, Claten Patrick Burch, was an employee of a license holder and sold or provided alcoholic beverages to an individual under the age of twenty-one years in violation of §6-304 of the Alcoholic Beverages Article of the Annotated Code of Maryland and §5.04(j) of the Rules and Regulations of the Alcohol Beverage Board of St. Mary's County.

Claten Burch appeared before the Board and was sworn in. Mr. Burch admitted that the violation did occur. He explained that he knew what to look for on an ID and that his employer had an ID calendar on the counter. Vice-Chair Watts made a motion of a \$100.00 fine. The motion received no second. Motion failed. Member Shin made a motion for a \$150.00 fine. Motion was seconded by Vice-Chair Watts. Vote was split 2:2; Member Shin and Member Hill for; Chair Willenborg and Vice-Chair Watts against. Motion failed. Discussion was had. Member Hill made a motion for a \$150.00 fine. Motion was seconded by Member Shin. Motion carried 3:1; Vice-Chair Watts against.

**Licensee(s): Joseph M. Ridgell and Karen D. Ridgell**

Sale of alcoholic beverages to a person under the age of twenty-one (21) in violation of §6-304 of the Alcoholic Beverages Article of the Annotated Code of Maryland and §5.04(j) of the Rules and Regulations of the Alcohol Beverage Board of St. Mary's County.

Joseph Ridgell and Karen Ridgell appeared before the Board and were sworn in. Mr. Ridgell admitted that the violation did occur. Member Shin made a motion for a \$1000.00 fine, \$500.00 held in abeyance for 3 years and RAST training. Motion carried. 3:1; Vice-Chair Watts against.

**Tacos Hacienda - Employee: Ezequiel Herrera**

The above individual, Ezequiel Herrera, was an employee of a license holder and sold or provided alcoholic beverages to an individual under the age of twenty-one years in violation of §6-304 of the Alcoholic Beverages Article of the Annotated Code of Maryland and §5.04(j) of the Rules and Regulations of the Alcohol Beverage Board of St. Mary's County.

Ezequiel Herrera appeared before the Board and was sworn in. Mr. Herrera admitted that the violation did occur. Mr. Herrera stated he did not have any formal alcohol training. He stated that the owner told him what to look for when checking ID's and to check every patron. Member Shin made a motion for a \$150.00 fine. Motion was seconded by Vice-Chair Watts. Motion carried. 3:1; Vice-Chair Watts against.

**Licensee(s):** Savanna R. Herrera

Sale of alcoholic beverages to a person under the age of twenty-one (21) in violation of §6-304 of the Alcoholic Beverages Article of the Annotated Code of Maryland and §5.04(j) of the Rules and Regulations of the Alcohol Beverage Board of St. Mary's County.

Savanna Herrera appeared before the Board and was sworn in. Mrs. Herrera admitted the violation did occur. She stated she was not the owner and spends very little time at the establishment. She stated the business offers to pay for training but does not mandate it. Vice-Chair Watts made a motion of a \$1000.00 fine and RAST training. Motion was seconded by Member Shin. Motion failed. Vice-Chair Watts made a motion of a \$1000.00 fine, a three (3) day suspension, effective immediately, and RAST training. Motion was seconded by Member Shin. Motion carried.

- **License changes**

**Applebee's Neighborhood Grill and Bar** - Removing Cheryl Morris and adding Bonnie Phillips

Member Shin made a motion to approve the officer change. The motion was seconded by Member Hill. Motion carried.

## **BOARD ADMINISTRATOR'S REPORT**

Mrs. Hildebrand explained that the ATC has been summarizing legislation and she will be passing this information on to the Board. During the recent MALA conference call, Mrs. Hildebrand had Mrs. Dean report what was discussed. Many of the Counties are still confused about the Residency Requirements of licensees; especially counties bordering other states. The Matrix Committee has had two (2) meetings.

## **ALCOHOL ENFORCEMENT COORDINATOR REPORT**

For the month of September, Deputy Myers reported:

- 17 Covert Compliance checks / 2 Violation
- 17 DUI's
- 14 MSP DUI'S
- 5 stationary surveillance- no violations
- 5 State Park surveillance- no violations
- Attended CAC meeting and RAST training

## **BOARD INSPECTOR REPORT**

For the Month of September, Kevin Hall reported:

- 17 inspections, 3 follow-ups
- RAST training

- ATC Summit Meeting (virtual)

### **ST MARY'S LICENSED BEVERAGE ASSOCIATION**

Mr. Kurley explained that the SMLBA conducted a meeting, and they voted in the new officers of the organization. Mr. Kurley hopes to have new members join the organization. Their main membership pool is mostly establishments from the businesses in Leonardtown. In the past, there was a focus on legislation, but Mr. Kurley would like to see other subjects added to this group.

### **ADJOURNMENT**

Member Hill made a motion to adjourn at 3:10 pm. Motion was seconded by Member Shin. Motion carried.

Respectfully submitted,

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Suzan Dean, Recording Secretary

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David Willenborg, Chair