

**ALCOHOL BEVERAGE BOARD
THURSDAY, APRIL 13, 2023 @ 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, April 13, 2023, 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 Leonard Kohl
Member Richard Shin
Member Barbara Hill
David Weigel, Attorney standing in for Chris Beaver
Tamara Hildebrand, Administrator
Suzan Dean, Recording Secretary
Dep. Steve Myers, Alcohol Enforcement Coordinator

Not Present:

Chris Beaver, Attorney
Kevin Hall, Inspector

APPROVAL OF THE AGENDA

Vice-Chair Watts moved to approve the agenda for April 13, 2023. Motion was seconded by Member Hill. Motion carried.

APPROVAL OF MEETING MINUTES – March 9, 2023

Vice-Chair Watts moved to approve the minutes for March 9, 2023. Motion was seconded by Member Hill. Motion carried.

OLD BUSINESS

- **Extension of Conditional Approvals**

Sunset Cove II – Patrick Craig - Requesting 90-day extension of conditional approval of application.

Patrick Craig appeared before the Board and was sworn in. Mr. Craig explained that he is very close to completion but has still had issues with construction crews. Vice-Chair Watts made a motion to approve a 90-day extension of conditional approval. The motion was seconded by Member Shin. Motion carried.

Brudergarten – Geraldine L’Heureux - Requesting 60-day extension of conditional approval of extension of premises.

Geraldine L’Heureux appeared before the Board and was sworn in. Mrs.L’Heureux explained that they are close to completion. Vice-Chair Watts made a motion to approve a 60-day extension of conditional approval. The motion was seconded by Member Kohl. Motion carried.

- **Tabled Application**

Dave McKay Liquors - Application of Dave McKay to transfer Dave McKay Liquors Class A-1 BWL license location from 37670 Mohawk Dr., Charlotte Hall, MD 20622 to 30005 Three Notch Rd., Charlotte Hall, MD 20622.

David McKay appeared before the Board and was sworn in. Mr. McKay explained that he would like to transfer his license to another location in Charlotte Hall. Mr. McKay stated that he had had a conversation with Chris Beaver, the Board attorney, but that Mr. Beaver had not called him after that initial call. Mrs. Hildebrand explained she was aware of the communication between Mr. Beaver and Mr. McKay but was under the impression that the evidence Mr. McKay disclosed had no bearing on the liquor store. However, she did not know the exact conversation and therefore could not comment on it. Vice-Chair Watts made a motion for a 90-day extension of the application. The motion was seconded by Member Shin. After discussion, the motion failed. Chairman Willenborg asked Mr. David Weigel, who was sitting in for Attorney Chris Beaver if he had any suggestions. Mr. Weigel suggested that the Board consider tabling the decision until the next Board meeting when Mr. Beaver would be there to address the conversation with Mr. McKay. Vice-Chair Watts made a motion to table the application until the next Board meeting on May 11, 2023, so that Mr. Beaver could be here. Motion was seconded by Member Hill. Motion carried.

- **Correction to March 9, 2023 motion to approve application of International Association of Machinists and Aerospace Workers**

From: Application for John Richley Delahay, Mary McHugh, and Joseph P. Gruber to purchase a *Class B (Restaurant) BWL* license and t/a International Association of Machinists and Aerospace Workers, 24494 Placid Harbor Way, Hollywood, MD 20636

To: Application for John Richley Delahay, Mary McHugh, and Joseph P. Gruber to purchase a **Class D-BWL** license and t/a International Association of Machinists and Aerospace Workers, 24494 Placid Harbor Way, Hollywood, MD 20636

Vice-Chair Watts moved to approve the motion correction. Motion was seconded by Member Hill. Motion carried.

NEW BUSINESS

- **Applications**

Cracker Barrel - Application for Joshua Shane Mayo, Jean Holcomb Shuttleworth, and John Mathias Raley to purchase a Class B (Restaurant) BWL license and t/a Cracker Barrel (CBOCS MD 1, LLC), 45315 Abel House Lane, California, MD 20619

Vice-Chair Watts recused himself from this application process as his wife works for Cracker Barrel.

Joshua Mayo, Jean Shuttleworth, and John Raley appeared before the Board and were sworn in. Linda Carter of Carter Law Firm was present to represent the establishment. A binder was presented as Exhibit 1 which explains the history, gives diagrams and shows the menu of Cracker Barrel. The applicants stated they were no longer looking to use the off-sale privilege of the license and were self-imposing on-sale-only. Member Shin made a motion for a 90-day conditional approval pending the Traders license, Use and Occupancy, Health Department permit and State Fire Marshal inspection. Motion was seconded by Member Kohl. Motion carried.

Tacos Hacienda - Application for Savanna Herrera to purchase a Class B (Restaurant) BWL license and t/a Tacos Hacienda (Hacienda Nueva, LLC), 20975 Point Lookout Rd., Unit 1, Callaway, MD 20620

Savanna Herrera and Jose Herrera appeared before the Board and were sworn in. Mayra Herrera was also sworn in order to help translate for Jose Herrera. Savanna Herrera explained that several of her employees will be trained in the RAST program. Mrs. Hildebrand stated that this was the establishment that did not make the deadline for renewal due to the landlord not signing in a timely manner. Vice-Chair Watts made a motion for a 90-day conditional approval pending the State Fire Marshal inspection and the Use and Occupancy. Motion was seconded by Member Shin. Motion carried.

- **Special Privilege Applications**

Noli's – Melissa Altilio - Requesting Catering privilege.

Melissa Altilio appeared before the Board and was sworn in. Mrs. Altilio explained that she does food catering and would like to be able to offer alcohol as well. Vice-Chair Watts made a motion to approve the catering privilege. The motion was seconded by Chairman Willenborg. Motion carried.

- **Premise Changes**

Southern Trail Distillery – Richard Copsey –

- Requesting temporary extension of premises into normal parking area and field and portable outdoor serving counter for three (3) special events: Spring Shine Festival, May 13, 2023, from 10:00 AM to 5:00 PM; Fall Market, October 7, 2023, from 10:00 AM to 5:00 PM; Holiday Kick-Off Market, December 2, 2023, from 10:00 AM to 4:00 PM.

- Requesting temporary extension of premises and extra serving counter for Bats & Boos event on 10/28/23 from 5:00 pm to 9:30 pm.

Richard and Rachael Copsey appeared before the Board and were sworn in. Mrs. Copsey explained that they are asking for the same annual events they have had in the past. Mrs. Copsey will be applying for the events permits from LUGM in the next week. Vice-Chair Watts made a motion for a 90-day conditional approval pending the events permits from LUGM. Motion was seconded by Member Hill. Motion carried.

BOARD ADMINISTRATOR'S REPORT

Mrs. Hildebrand informed the Board that the MALA conference will be held October 15-17, 2023 at the Grand Hotel in Ocean City. MALA is asking for topics of discussion for the meeting.

ALCOHOL ENFORCEMENT COORDINATOR REPORT

For the month of March, Deputy Steve Myers reported:

- 19 Covert Compliance checks / 1 Violation reported to the ABB.
- 23 DUI's
- 9 MSP DUI'S
- 2 stationary surveillance- no violations
- 6 State Park surveillance- no violations
- IT on-line training and RAST training.

BOARD INSPECTOR REPORT- Absent

ST MARY'S LICENSED BEVERAGE ASSOCIATION- Absent

CANNABIS & ALCOHOL COALITION- Absent

BOARD MEMBERS TIME

ADJOURNMENT

Member Hill made a motion to adjourn at 2:30 pm. Motion was seconded by Member Shin. Motion carried.

Respectfully submitted,

Suzan Dean, Recording Secretary

David Willenborg, Chairman