

**ALCOHOL BEVERAGE BOARD
THURSDAY, JUNE 8, 2023 @ 1:00 PM
COUNTY COMMISSIONERS CONFERENCE ROOM
CHESAPEAKE BUILDING
41770 BALDRIDGE STREET
LEONARDTOWN, MD 20650
MINUTES**

The meeting of the Alcohol Beverage Board of St. Mary's County was held on Thursday, June 8, 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
Member Leonard Kohl
Member Richard Shin
Member Barbara Hill
Tamara Hildebrand, Administrator
Chris Beaver, Attorney
Suzan Dean, Recording Secretary
Kevin Hall, Inspector
Dep. Steve Myers, Alcohol Enforcement Coordinator

Not Present:

Vice-Chair Richard Watts

APPROVAL OF THE AGENDA

Member Kohl moved to approve the agenda for June 8, 2023. Motion was seconded by Member Hill. Member Kohl moved to amend the motion to include the withdrawal of the tabled application for Dave McKay Liquors. Motion was seconded by Member Shin. Motion carried.

APPROVAL OF MEETING MINUTES – May 11, 2023

Member Shin moved to approve the minutes for May 11, 2023. Motion was seconded by Member Hill. Motion carried.

OLD BUSINESS

- **Extension of Conditional Approvals**

The Brass Tap Craft Beer Bar and Kitchen – Candace Snavelly - Requesting 90-day extension of approval.

Candace Snavelly appeared before the Board and was sworn in. Ms. Snavelly explained that the master permit had been issued which included the approval for the outdoor seating and therefore they could now begin construction. Ms. Snavelly stated that all licensees have completed the required RAST training and have taken TIPS training as well. Member Kohl made a motion to approve a 90-day extension of conditional approval. The motion was seconded by Member Shin. Motion carried.

- **Tabled Applications**

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. **WITHDRAWN**

NEW BUSINESS

- **Violations**

Twist Wine & Spirits – Employee - Deep Jagadishkumar Patel

The above individual, Deep Jagadishkumar Patel, 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.

Deep Jagadishkumar Patel appeared before the Board and was sworn in. Mr. Patel admitted the violation did occur. Mr. Patel stated that he usually checked IDs of persons who looked under 27-30 years of age. Member Shin made a motion for a \$150.00 fine. Motion was seconded by Member Hill. Vote was 2:2: Members Shin, and Hill for; Chairman Willenborg and Member Kohl against. Motion failed. Member Kohl made a motion for a \$250.00 fine. Motion was seconded by Chairman Willenborg. Vote was 3:1 Member Shin against. Motion carried.

Twist Wine & Spirits – Licensee - Purnima B. Patel

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.

Purnima Patel appeared before the Board and was sworn in. Mrs. Patel admitted the violation did occur. Mrs. Patel stated that when she works, she does 100 % ID checking. Member Shin made a motion for a \$1000.00 fine. \$500.00 held in abeyance and RAST training. The motion was seconded by Member Hill. Motion carried.

Leonardtwn Wine & Spirits – Employee - Navjot Singh

The above individual, Navjot Singh, 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

Navjot Singh appeared before the Board and was sworn in. Mr. Singh admitted the violation did occur. Mr. Singh stated that he had been stocking shelves in the back of the

store and just didn't take the time to ID the CI when she came in. Member Kohl made a motion for a \$250.00 fine. The motion was seconded by Member Shin. Motion carried.

Leonardtwn Wine & Spirits - Licensees - Dilpreet Kaur and Karlee Elizabeth Thompson

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.

Dilpreet Kaur and Karlee Elizabeth Thompson appeared before the Board and were sworn in. Ms. Kaur admitted the violation did occur. Member Shin made a motion for a \$1000.00 fine. \$500.00 held in abeyance and RAST training. The motion was seconded by Member Hill. Motion carried.

- **Applications**

Kimara's Vine - Application of Aisha Holmes to transfer Kevin's Corner Kafe Class B (restaurant) BWL license from Byron Kevin Thompson and t/a Kimara's Vine, (Kimara's, LLC), 24509 Point Lookout Rd., Leonardtown, MD 20650

Aisha Holmes appeared before the Board and was sworn in. Dr. Holmes was represented by her attorney Joseph Capristo. Member Shin made a motion for a 90-day conditional approval pending Health Department, Fire Marshal approval, Use and Occupancy permit and Trader's license. The motion was seconded by Member Hill. Motion carried.

Stirred Martini Bar and Bistro - Application of Crista Tilman to purchase a Class B (restaurant) BWL license and t/a Stirred Martini Bar and Bistro (Stirred., LLC), 25188 Three Notch Rd., Hollywood, MD 20636. And permission for catering.

Crista Tilman appeared before the Board and was sworn in. Ms. Tilman explained that she will be doing 100% ID checking. Member Shin made a motion for a 90-day conditional approval pending Fire Marshal approval and Trader's license. The motion was seconded by Member Hill. Motion carried.

- **Premise Changes**

Il Piccolo Morso - Requesting extension of premises of 370 sq ft. for outdoor seating on deck.

Silvia Chance appeared before the Board and was sworn in. Mrs. Chance explained that they will be building a deck in the parking area with screening, and it will accommodate 6 tables. The Corporate Town has already approved this plan. Member Shin made a motion for a 90-day conditional approval pending Health Department, Fire Marshal approval and Use and Occupancy permit. The motion was seconded by Member Hill. Motion carried.

Potomac Garden - Requesting extension of premises of 3500 sq ft. for outdoor seating.

Angela Wathen appeared before the Board and was sworn in. Mrs. Wathen explained that there will be fencing around the extended area. Member Kohl made a motion for a

90-day conditional approval pending Health Department, Fire Marshal approval, Comptroller and Use and Occupancy permit. The motion was seconded by Member Hill. Motion carried.

Above Par Golf & Entertainment - Requesting extension of premises of 1500 sq ft for outdoor seating - **WITHDRAWN**

The Slice House II Go – three requests

Maegyne and Kenneth Held appeared before the Board and were sworn in.

1. Requesting extension of premises of 216 sq ft for outdoor seating

Member Shin made a motion for a 90-day conditional approval pending Health Department. The motion was seconded by Member Kohl. Motion carried.

2. Requesting extension of premises of 2268 sq ft for expansion of business into adjacent unit

Member Shin made a motion for a 90-day conditional approval pending Health Department, Fire marshal and Use and Occupancy permit. The motion was seconded by Member Hill. Motion carried.

3. Changing trade name to The Slice House

Mrs. Hildebrand explained that she and the owners of The Slice House and The Slice House II Go are looking for a smooth transition when The Slice House closes around July 4th. Member Shin made a motion to approve the trade name change. The motion was seconded by Member Hill. Motion carried.

BOARD ADMINISTRATOR'S REPORT

- Rules and Regulations changes to §2.18 and §8.01

Mrs. Hildebrand explained that the Board needed to vote on the changes to the Rules and Regulations §2.18 – Prohibition Against Licensing, that had been discussed by the Board the previous month and remove Section VIII – COVID RECOVERY LEGISLATION, §8.01 – Sale and Delivery for Off-Premises Consumption Permit, as it had expired.

Chairman Willenborg stated the change to §2.18 clarifies where the 300' measurement would be taken from the business: the nearest wall of the business, which is not necessarily the nearest wall of the building, as is the case for a business in a strip mall or shopping center.

Member Kohl made a motion to adopt the change to §2.18 - Prohibition Against Licensing of the Rules and Regulations of the Alcohol Beverage Board of St. Mary's County to read:

*The Board may not approve any license to sell alcoholic beverages in any **establishment**, the nearest wall of which, measured in a direct line, is within 300 feet of the nearest point of the main building of any elementary or secondary school, church, or other place of worship.*

The motion was seconded by Member Hill. Motion carried.

Member Kohl made a motion to delete the entire Section VIII - COVID Recovery Legislation, §8.01 – Sale and Delivery for Off-Premises Consumption Permit of the Rules and Regulations of the Alcohol Beverage Board of St. Mary’s County. The motion was seconded by Member Hill. Motion carried.

Mrs. Hildebrand stated that the testimony from the violators; employees and licensees on their policy of checking IDs of 30 and younger is not a good policy. Mrs. Hildebrand asked the Board, “What does 30 look like”. Would like to see 100 % ID checking as the policy.

BOARD INSPECTOR REPORT

For the Month of May, Inspector Hall reported:

- 12 inspections, few follow-ups
- Attended Virtual MALA, CAC
- Taught RAST

ALCOHOL ENFORCEMENT COORDINATOR REPORT

For the month of May, Deputy Myers reported:

- 12 Covert Compliance checks - 1 violation
- 14 DUI’s
- 13 MSP DUI’S
- 4 Alcohol Violations Summons served.
- 2 stationary surveillance - no violations
- 5 State Park surveillance - no violations
- CAC meeting

ST MARY’S LICENSED BEVERAGE ASSOCIATION – Joe Kurley ABSENT

CANNABIS & ALCOHOL COALITION - ABSENT

ADJOURNMENT

Member Hill made a motion to adjourn at 2:35 pm. Motion was seconded by Member Kohl. Motion carried.

Respectfully submitted,

Suzan Dean, Recording Secretary

David Willenborg, Chair