

**ALCOHOL BEVERAGE BOARD
THURSDAY, OCTOBER 12, 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, October 12, 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 Barbara Hill
Tamara Hildebrand, Administrator
Chris Beaver, Attorney
Suzan Dean, Recording Secretary
Kevin Hall, Inspector
Dep. Steve Myers, Alcohol Enforcement Coordinator

Not Present:

Member Richard Shin

APPROVAL OF THE AGENDA

Vice-Chair Watts moved to approve the agenda for October 12, 2023 and was seconded by Member Hill. Motion carried.

APPROVAL OF MEETING MINUTES – September 14, 2023

Vice-Chair Watts moved to approve the minutes for September 14, 2023 and was seconded by Member Kohl. Motion carried.

OLD BUSINESS

- **Extension of Conditional Approvals**

Cracker Barrel – Linda C. Carter, attorney for the applicants - Requesting 90-day extension of conditional approval.

Linda Carter appeared before the Board and was sworn in. Ms. Carter explained they had hoped for an October 1st roll out of alcohol licensing for all the Cracker Barrel's in Maryland, but there have been some delays, so they are requesting another 90-day extension in hopes for a November roll out. Vice-Chair Watts recused himself from the discussion and vote due to a conflict of interest. Member Kohl moved to approve the 90-day extension and was seconded by Member Hill. Motion carried.

NEW BUSINESS

- **Violations**

Asahi Japanese Steak & Seafood House

Employee: Kayla Lynn Young 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.

Kayla Young appeared before the Board and was sworn in. Ms. Young admitted the violation did occur. Vice-Chair Watts made a motion for a \$150.00 fine and was seconded by Member Kohl. Motion carried.

Licensee(s): Daniel S. Kim - 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.

Daniel Kim appeared before the Board and was sworn in. Mr. Kim admitted the violation did occur. Vice-Chair Watts made a motion for a \$1000.00 fine, \$500.00 held in abeyance and RAST training and was seconded by Member Hill. Motion carried.

Pax River Ale House

Employee: Yuki Theresa Olsheski 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.

Yuki Olsheski appeared before the Board and was sworn in. Ms. Olsheski admitted that the violation did occur. Vice-Chair Watts made a motion for a \$100.00 fine and was seconded by Member Kohl. Vote was 3:1. Chairman Willenborg opposed. Motion carried.

Licensee(s): Melissa Akaras and Jane Carroll - 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.

Melissa Akaras and Jane Carroll appeared before the Board and were sworn in. Mrs. Akaras admitted the violation did occur. Vice-Chair Watts made a motion for a \$1000.00 fine, \$500.00 held in abeyance and RAST training and was seconded by Member Hill. Motion carried.

- **Applications**

Mac's Tap & Table - Application for John Joseph MacDonald III and Benjamin James MacDonald to purchase a Class B (restaurant) BWL license and t/a Mac's Tap & Table (Team Mac, LLC), 25470 Point Lookout Rd., Leonardtown, MD 20650.

John MacDonald III and Benjamin MacDonald appeared before the Board and were sworn in. Vice-Chair Watts made a motion for a 90-day conditional approval pending the Health Department, Fire Marshal, Trader's license and Use and Occupancy permit and was seconded by Member Hill. Motion carried.

- **Special Privilege Applications**

Merchants Lane Fine Wine & Spirits – Ajit Singh and Rajni Kumar - Requesting a 365 Day Beer and Wine Tasting Permit

Ajit Singh and Rajni Kumar appeared before the Board and were sworn in. Member Kohl made a motion to approve the 365 Day Beer and Wine Tasting Permit and was seconded by Vice-Chair Watts. Motion carried.

- **Premise Change**

The Rex – Joseph Kurley, Charles Breck and Daniel Norris - Requesting temporary extension of premises for outdoor concert on Leonardtown Square on October 14, 2023, from 4:00 PM to 1:00 AM

Joseph Kurley and Charles Breck appeared before the Board and were sworn in. A letter was presented by Daniel Norris giving Mr. Kurley permission to speak on his behalf. Vice-Chair Watts made a motion for a 2-day conditional approval, pending the Health Department approval, seconded by Member Hill. Motion carried.

BOARD ADMINISTRATOR'S REPORT

Mrs. Hildebrand reminded the Board members attending the MALA conference to check in with either her or Mrs. Dean when they arrived and to call either if they had any problems.

ALCOHOL ENFORCEMENT COORDINATOR REPORT

For the month of September, Deputy Myers reported:

- 10 Alcohol and Tobacco Compliance checks – no violations

- 13 DUI's- Sheriff
- 2 stationary surveillance - no violations
- 5 State Park surveillance - no violations
- 3 Alcohol Violation Summons Served
- RAST, CAC

BOARD INSPECTOR REPORT

For the Month of September, Inspector Hall reported:

- 14 inspections, 3 follow-ups
- Taught RAST

ST MARY'S LICENSED BEVERAGE ASSOCIATION

Joe Kurley updated the Board on the topics of the last SMLBA meeting: discussion of the submitted legislation for the new liquor tasting permit and a form they have been working on and completed for new hires. The form is an acknowledgement that they have been offered training from the employer and understand the consequences and penalties of serving someone underage. The form would be available for association members and non-member restaurants. Offering the form to non-members would also give them the opportunity to invite them into the SMLBA.

ADJOURNMENT

Member Hill made a motion to adjourn at 2:25 pm and was seconded by Vice-Chair Watts. Motion carried.

Respectfully submitted,

Suzan Dean, Recording Secretary

David Willenborg, Chair