

**MINUTES OF THE BOARD OF LICENSE COMMISSIONERS
OF CECIL COUNTY**

The Board of License Commissioners of Cecil County met in a regular session at the County Administrative Building, Conference Room, 200 Chesapeake Boulevard, Elk Room, Elkton, MD on **Wednesday, June 24, 2015** at 9:15 A.M.

PRESENT: Tim Snelling, Chairman
Herrel "Cuz" Curry, Commissioner
H. Norman Wilson, Jr., Esquire
Earl R. Bradford, Chief Alcohol Beverage Inspector
Robin Trader, Administrative Assistant

Chairman Snelling called the meeting to order and welcomed Board attorney, H. Norman Wilson back after his injury and stated Commissioner Eller is unable to attend today's meeting, however there is a quorum, but if anyone would like to postpone until there was a full Board they may do so.

**APPLICATIONS:
TRANSFER**

Application received from Janki Jatin Patel, J&R Company, LLC, T/A North East Liquors, North East Plaza, Unit 107, North East, MD 21901 for transfer of Class "A" Beer, Wine & Liquor Alcoholic Beverage License A-30 from Jatin Patel; J&R Company, LLC, T/A North East Liquors, North East Plaza, Unit 107, North East, MD 21901

Janki Patel appeared before the Board; she and Jatin Patel were duly sworn by the Clerk. The fully executed application packet with proper fees included: signatures of 10 registered voters and property owners in District 5; a signed zoning certification from the Cecil County Office of Planning and Zoning; the certification form stated "retail liquor package store at 107 North East Plaza, North East, MD 21901." Chairman Snelling asked if Mr. Patel would still be helping with operating the business; he replied yes. Chairman Snelling asked about the hours of operation; Mr. Patel stated they will be the same. Chairman Snelling asked if there would be any construction; Mr. Patel stated no. With no further questions, Commissioner Curry made a motion to approve the transfer; Chairman Snelling seconded that motion and the Board unanimously approved the transfer.

**REQUESTS:
CHANGE OF MODE OF OPERATION**

Class "B" BWL No. B-159 - David Carey, Member; Kenneth Frank Enders, Jr., Member; 600 Rowland LLC, T/A Lee's Landing Seafood Company, 600 Rowland Drive, Port Deposit, MD 21904

David Carey and Kenneth Enders appeared before the Board with attorney, Shelly Upton; the licensees were duly sworn by the Clerk. Mr. Carey stated they have added a small tiki bar which replaced the picnic tables and they are serving food and alcohol in that area. Ms. Upton stated they have built a fence which runs the entire length of the property by the condos which was requested by the condo owners. There was a discussion regarding the pedestrian alleyway near the water and the easement on the side where the tiki bar has been added. The town has placed a restriction on alcohol on the pedestrian alleyway; there is no restriction on the easement. Ms. Upton stated this is private property with permission for public use; there are two lots and are deeded separately. The establishment went to the town to ask what was required before beginning the changeover; they were told they did not need to get permission to do what they planned, they have since found they needed to go before the Planning Commission and the Liquor Board to get permission. They also held a Meet and Greet and there didn't seem to be any significant problems.

Sterling Shuman was sworn by the clerk and spoke on behalf of the residents of Newport Landing. He presented the Board with a packet of information of which he went over with the Board. He stated the public access is supposed to promote access to the water, but in fact it has people congregating on it and does not promote public access at all on the weekends. He feels alcohol is prohibited on both the pedestrian alleyway and the public easement.

Lois Ashport who lives in Tome's Landing spoke; she stated did indeed have a 'Meet and Greet.' She stated she has been a resident for 11 years and loves living on the water, the small town appeal both of which drew her to choose Port Deposit. She said it's very difficult to use the public easement, it is not a 'very friendly' place; there's excess noise, excess people and she feels Lee's Landing needs to be more concerned about the community and being a good neighbor.

Mr. Wilson asked if Ms. Ashport walked through the alley. She stated certain days she does, it's very intimidating. Mr. Carey stated they have staff that monitor and clean the parking lots, promenade; he himself is a condo owner; he feels they do a great deal for the community and they are a wonderful neighbor. Chairman Snelling asked Mr. Carey if they hold charity events; Mr. Carey answered yes, they do. It was explained to the licensees that if in fact the Board approves their request for outdoor sales, the Board always does so with a 30-day trial period. With no further questions or concerns, Commissioner Curry made a motion to approve the request for the change of mode of operation with the addition of outdoor sales; Chairman Snelling seconded that motion and the Board unanimously approved the request.

EXTENSION:

Class "B" BWL No. B-167 - Barbara Ann McGuirk-Millar, Managing Member; Ellen H. Cochrane,

Resident Agent; Pleasant Farms at Worsell Manor, LC, T/A Worsell Manor, 555 Worsell Manor Road, Warwick, MD 21912

Scott Millar appeared before the Board and was duly sworn by the Clerk; he stated he has met with Jeff Thorpe from the Permits and Inspections Office and there are four items that are required, one of which is a drawing from an engineering firm, this has been completed, they are waiting on the report. Mr. Wilson asked if the sale of the license has occurred at this point; Mr. Millar stated yes, it has; Chief Bradford will contact Hacks Point General Store about ceasing sales of alcoholic beverages. Commissioner Curry made a motion to approve a 90 day extension for issuing the transferred license; Chairman Snelling seconded that motion and the Board unanimously approved the extension.

Class "B" BWL No. B-164 - Ali Afghani, President; Timothy Thompson, Resident Agent, Perryville Sports Bar & Grille, LLC, T/A Perryville Sports Bar & Grille, 648 Broad Street, Perryville, MD 21903 **Issued 6/9/15**

UPDATE:

Class "B" BWL No. B-163 - Brenda Kay Hanks, Walter Scott Hanks, Jr., Brittany Leigh Warfield, Lafayette Inn II, LLC, T/A Lafayette Inn II, 1524 Conowingo Road, Rising Sun, Maryland 21911

Brenda Hanks appeared before the Board; she stated the property is for sale; they have maxed out their funds and are unable to get any loans; they do have a prospective buyer. She stated they have found a source for an interest only loan for two years, but they are leery of pursuing this; she is unsure at this point what their next step will be. Commissioner Curry made a motion to approve a hardship extension through renewal; Chairman Snelling seconded that motion and the Board unanimously approved the extension.

VIOLATIONS:

Class "B" BWL No. B-82 - Khushpin Patel, President; James S. Magraw, Vice President; Lata Patel, Inc. T/A Chrome Dairy & Deli & Ice House, 221 West Main Street, Rising Sun, MD 21911

Khushpin Patel appeared before the Board; he and Chief Bradford were duly sworn by the Clerk. Chief Bradford read his report into the record, stating there was once separated areas where the grocery store and the package store were and now it is opened up and one area. Mr. Wilson asked Mr. Patel when he decided to change this; Mr. Patel stated four or five months ago. He stated there is now a clear view of the entire store; there was a lot of stealing going on; they have 32 cameras and they can see everything. With no further testimony, Chairman Snelling stated the Board will decide on the violation and he would be notified by certified mail. Commissioner Curry made a motion to approve the Change of Mode of Operation for the sale of alcoholic beverages to take place on the entire premises; Chairman

Snelling seconded that motion and the Board unanimously approved the Change of Mode of Operation.

BOARD DECISION: - Admitted guilt - \$100 fine and waive the administrative fee.

Class "B" BWL No. B-22 - Joseph W. Smith, Member; Ann L. Smith, Member; Herman Panacheck, Member; Sassafras Harbor Marina, LLC, Licensee; Norman B. Miron, Managing Member; Norm's Kitchen, LC, Lease Manager; T/A Norm's Kitchen, 1 George Street, Suite 300, PO Box 68, Georgetown, MD 21930

Norman Miron appeared before the Board; he and Chief Bradford were duly sworn by the Clerk. Chief Bradford read his report into the record. Mr. Miron stated this was last minute and he did not get the proper paperwork into the Board office. With no further testimony, Chairman Snelling stated the Board will decide on the violation and he would be notified by certified mail.

BOARD DECISION: - Admitted guilt - \$100 fine and waive the administrative fee.

Bass Masters Tournament:

Melissa MacKenzie and Jen Parsons appeared before the Board. Mrs. MacKenzie introduced Jen and stated she is an intern with the Town and she has been working on this project; she also introduced John Ford. She continued that this is in fact a Cecil County event, not Town of North East. They had to bid on the event just as in the process for the Olympics; there are eight events in the country throughout the year. They are expecting 30,000 people over the four day event. BASS sets the rules for these tournaments; they include the event must include a family oriented festival as well as alcohol. They will have a 30 x 30 area in which the alcohol will be confined; it will be fenced off, a sworn police officer will be in that area at all times, they will serve one drink at a time and drinks must be consumed in that area only, the cutoff will be 8 PM and the park will be cleared by 9 PM. The beer vendor is being bid out and they will know who that is within the next two weeks. She stated the fish weigh ins will be from 3-5, this could be delayed by BASS, whereas the music and alcohol will be cut off at 8 PM. They do understand they cannot serve 'free' alcoholic beverages and they are on board with this. The Board wished them much success with the tournament.

General Business

- **Approve Minutes**
The minutes from the May 27, 2015 meeting were approved
- **Specials**

Old Business

- **Delancy Liquors** – the office received notice the resident agent wished to be removed from the license, they were given ample time to submit new paperwork as required and the license was picked up and has not been reissued.
- **Legislation** - the Board agreed to add Cecil County to A2B Section 2-208.
- **Workshop – Brewery License** –
- **Triangle Liquors** – outdoor container – requesting permission for storage of alcohol – approved.
- **Kilby Cream** – alcohol in ice cream
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New Business

With no further business to discuss, the meeting was adjourned.

BY:

Tim Snelling, Chairman

ATTEST:

Robin S. Trader, Administrative Assistant