

**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, October 26, 2016** at 9:15 A.M.

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

UPDATE/CHANGE OF TRADE NAME

Class "B" BWL No. B-15 James Vincent Bomba, President; Margaret Kathryn Bomba, Secretary/Treasurer; Vincent J. Bomba, Madison House, Inc. 2360 Pulaski Highway, North East, MD 21901

James Bomba appeared before the Board. He requested a 90-day extension, saying he plans to be open before then, but would appreciate 90 day just in case anything comes up. Chairman Snelling asked if he had any change of plans for the business; Mr. Bomba answered no. With no further question, Commissioner Cameron made a motion to approve the 90-day extension; Commissioner Curry seconded that motion and the Board unanimously voted to approve the 90-day extension.

REQUEST OFF-PREMISES SALES

Yan Qing Lin; Ruth Ann Maxey; Sushi House, LLC, T/A Johnny's Sushi House, 5412 Pulaski Highway, Perryville, MD 21903

Yan Qing Lin , Ruth Ann Maxey and Johnny Zhang with attorney Karl Fockler appeared before the Board; all were sworn duly by the Clerk. Mr. Fockler stated Mr. Zhang has been in business for over six years; he continued that since that time they have been fighting with the Town of Perryville regarding the zoning, stating it should be zoned Highway Commercial or C2. Mr. Fockler believes it a proper place for an off premises license, stating there are many times Mr. Zhang is asked to sell a bottle of Sake to take home with their meals. He reviewed the financial impact on the business; he stated there will be no additional coolers or racks of wine, the restaurant will remain the same, the hours of operation are 11 AM – 9 PM – he offered a list of signatures of patrons would are in support of the addition of off premises sales. Mr. Fockler stated what Mr. Zhang has proposed is unique and the hours differentiate him from the others.

Step Mikah, Coordinator, MSPF grant stated it is the focus of the committee to limit licenses and decrease the saturation of licenses – he said he is not opposing what Mr. Zhang is requesting at this time.

Don Harmer – Weaver’s Liquors – stated his only concern is the rumor that Mr. Zhang would like to expand to a liquor store, if it stays strictly over the counter; he has no problem with that.

Dharmesh Patel, Howard’s Market – stated this could have an impact on existing licenses and they could change things without coming before the Board – Chairman Snelling stated Chief Bradford does routine inspections and he would know if there were any changes.

Mr. Wilson read the letter from the Town of Perryville into the record.

With no further questions, Commissioner Curry made a motion to approve the addition of off premises sales and the licensees will need to come before the Board to make any changes or additions; Commissioner Cameron seconded that motion and the Board unanimously approved the addition of off premises sales of alcoholic beverages.

TRANSFER – Pending Zoning Certificate

Application received from Jayesh Ambalal Patel, President; Jigar M. Patel, Vice President; JDP, LLC, T/A Lindy’s, 5448 Pulaski Highway, Perryville, MD 21903 for transfer of Class “A” Beer, Wine & Liquor Alcoholic Beverage License from Lynn L. Howard, President; Pamela R. Howard, Vice President; Virginia B. Howard, Secretary/Treasurer, Lindy’s Inc., T/A Lindy’s Market, 5440 Pulaski Highway, Perryville, MD 21903

Jayesh Patel and Jigar Patel appeared before the Board; the applicants were duly sworn by the Clerk. Mr. Wilson read the legal notice into the record that appeared on dates of October 12 and October 19, 2016; the legal notice stated the zoning certificated was pending, Mrs. Trader stated the signed zoning certificate by Mary Ann Skilling, Town of Perryville has been received, however we need a copy of the signed sales agreement and the Bulk Transfer Permit. Mr. Wilson reviewed the questions on the application and asked the applicant if any of the answers had changed since they submitted the application; each applicant stated nothing has changed. Chairman Snelling asked if there would be any changes to the business; the applicants stated no. Chairman Snelling then asked if they would have the same hours; the applicants stated yes. With no further questions, Commissioner Cameron made a motion to approve the transfer conditioned upon receiving a copy of the signed Sales Contract and the Bulk Transfer Permit; Commissioner Curry seconded that motion and the Board unanimously approved the transfer of the license conditioned upon receiving a copy of the signed Sales Contract and the Bulk Transfer Permit.

General Business

- **Approve Minutes**
Minutes from the August meeting were approved
- **Specials**

Old Business

New Business

- Chief Bradford stated the MSPF coalition has recommended we offer an alcohol awareness 'test' for those who apply for a special license – he gave each Board member a copy of the test the office staff has produced – Commissioner Cameron made a motion to include the information on the 'test' in the new Rules and Regulations; Commissioner Curry seconded that motion and the Board unanimously approved to include the information in the Rules and Regulations.
- Rules and Regulations – Chief Bradford stated there were two changes to the revision of the Rules and Regulations; 1) include to have the Board review the two mile radius of licensed establishments when approving a license 2) include the alcohol awareness 'test' – Commissioner Cameron made a motion to approve the revision of the Rules and Regulation; Commissioner Curry seconded that motion and the Board unanimously approved the revision of the Rules and Regulation.

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

BY:

Tim Snelling, Chairman

ATTEST:

Robin S. Trader, Administrative Assistant