

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, April 25, 2018** at 9:15 A.M.

PRESENT: Tim Snelling, Chairman
W. Edwin Cole, Jr., Commissioner
Steven A. Miller, Commissioner
H. Norman Wilson, Jr., Esquire
Earl R. Bradford, Chief Alcohol Beverage Inspector
Robin S. Trader, Administrative Assistant

UPDATES/EXTENSION REQUESTS

Class "B" B&LW B-172 - Kevin Taylor and Tim Muhlmichl, Valhalla Brewing Company, LLC; T/A Valhalla Brewing Company, 41 Cherry Hill Rd., Elkton, MD 21921

Kevin Taylor appeared before the Board; he explained he is getting very close but would like to request a 60-day extension; Commissioner Miller made a motion to approve the 60 day extension; Commissioner Cole seconded that motion and the Board unanimously approved the 60 day extension.

Class "A" BWL No. A-6 - Freda Tuono, Ada Lynn Crabtree, Plum Creek Enterprises, T/A Plum Creek Market, 79 Plum Creek Road, North East, MD 21901

Update for the record – The two parties have come to an agreement; Ms. Tuono will be purchasing the business only.

VIOLATION

Class "B" BWL No. B-10 - James J. Bivens, President; Mary Bivens, Vice President; Rookies, Inc., T/A Hilltop Inn, 825 Hilltop Road, Elkton, MD 21921 (**Official transcript available upon request and payment of fees**)

Rookies, Inc. was called, when no one responded to represent Rookies Inc., the Board unanimously voted to proceed. State of Maryland Comptroller's Office, Supervising Inspector Alan Southworth was duly sworn by the Clerk. Inspector Southworth read his report stating he found several bottles that look aged, had palm prints, tacky to the touch and heavy usage, which usually indicates refilling of bottles. He stated when he spoke with the licensee, James Bivens, he stated the staff probably married the bottles from the outside bar with the inside bar. Inspector Southworth stated he seized several bottles and charged the establishment; he submitted photos which were marked Exhibit #1, they were previously marked 18-0150; he also submitted a copy of James Bivens' Pennsylvania Driver's License. With nothing more to submit this concluded his testimony.

Mr. Bivens appeared later in the meeting and gave his side of what occurred when the inspector was at his establishment. The Board reminded him that he did not have permission for the sale of alcoholic beverages in the outside area and they must appear for the May 30, 2018 meeting to request this.

BOARD DECISION – GUILTY - \$250 fine and \$250 administrative fee for a total of \$500

**APPLICATIONS:
NEW LICENSES**

Application received from Elena Smart; Brielle Smart; Jason Curtis; JEB's Firewater, LLC, T/A Spork, 102 West Main Street, Elkton, MD 21921 21911 for issuance of a new Class "B" Beer, Wine and Liquor Alcoholic Beverage License

Elena Smart, Brielle Smart and Jason Curtis appeared before the Board; they were duly sworn by the Clerk. Mr. Wilson read the legal notice that was published on April 11 and 18, 2018. The fully executed application packet with proper fees included: signatures of 10 registered voters and property owners in District 3; zoning certificate signed by Charles Bromwell, Director, Town of Elkton Building and Zoning. Mr. Wilson asked if the questions that were answered and submitted were the same as when they were submitted; the applicants stated yes. Mary Jo Jablonski representing the Elkton Alliance and the Town of Elkton stated the town has 36 outdoor events planned and this will help the community; they are looking forward to continuing their relationship with Spork. With no further questions, Commissioner Cole made a motion to approve the issuance of the new license; Commissioner Miller seconded that motion and the Board unanimously voted to approve the issuance of the license.

Application received from Larry McElroy, President/CEO; James Gorman, Vice President; The Golden Mule LLC, T/A The Golden Mule, 1809 Conowingo Road, Rising Sun, MD 21911 for issuance of a new Class "B" Beer, Wine and Liquor Alcoholic Beverage License

Larry McElroy and James Gorman appeared before the Board; they were duly sworn by the Clerk. Mr. Wilson read the legal notice that was published on April 11 and 18, 2018. The fully executed application packet with proper fees included: signatures of 10 registered voters and property owners in District 5; zoning certificate signed by Stephen O'Connell, Cecil County Land Use & Development. Mr. Wilson asked if the questions that were answered and submitted were the same as when they were submitted; the applicants stated yes. Mr. McElroy stated they would like to open a pizza parlor and have a tavern license, with the focus on pizza. Mr. McElroy stated they are planning parking in the rear, there is ample room for that back there and it is recommended they fix the entryway off of Route 1. Chairman Snelling asked about outdoor music and Mr. McElroy stated they do not plan for outdoor music at this time. He also stated they plan for an early May opening.

Manish Jayendrakumar Patel, Triangle Liquors appeared and stated he wanted to ensure that with a Class "D" license that is for on-premises only and they cannot sell alcohol to go; the Board assured him that at this time he is applying for a Class "D" on-premises only license and all patrons must be 21 and over.

With no further questions, Commissioner Miller made a motion to approve the issuance of the new license with the condition they must provide the Board office with a copy of the Occupancy Permit; Commissioner Cole seconded that motion and the Board unanimously voted to approve the issuance of the license with the condition they must provide the Board office with a copy of the Occupancy Permit.

RECLASSIFICATION – POSTPONED BY APPLICANT

Application received from Benjamin LeRoy, BAL Management Group, Owner; Robert Greenawalt, Kristina Lewis, Creative Restaurant Group, Lease Manager; T/A Stuffer’s Restaurant, 1005 A. Elk Mills Road, Elkton, MD 21921 for reclassification of Class “B” Beer & Light Wine Alcoholic Beverage License No. B 138 to Beer, Wine and Liquor.

TRANSFER

Application received from Lara Munch, President; V. Glenn Slonecker, North East Developers LLC, T/A Merchant Social, 1500 Chesapeake Club Drive, North East, MD 21901 for transfer of Class “B” Beer, Wine & Liquor Alcoholic Beverage License No. B-79 from Harry C. Barbin, Jr., CEO; Harry C. Barbin, III, President; David R. Koch, Secretary; Glenn Slonecker, Vice President; Horsham Valley Associates, Inc., Chesapeake Bay Golf Club, L.P., T/A Chesapeake Bay Golf Club at North East, 1500 Chesapeake Club Drive, North East, MD 21901

Lara Munch and V. Glenn Slonecker appeared before the Board; she was duly sworn by the Clerk. Mr. Wilson read the legal notice that was published on April 11 and 18, 2018. The fully executed application packet with proper fees included: signatures of 10 registered voters and property owners in District 5; zoning certificate signed by Stephen O’Connell, Cecil County Land Use & Development. Mr. Wilson asked if the questions that were answered and submitted were the same as when they were submitted; the applicants stated yes. Ms. Munch stated they plan to hold special events, weddings, etc. in the club house; the golf course is no longer in business. With no further questions, Commissioner Cole made a motion to approve the issuance of the new license; Commissioner Miller seconded that motion and the Board unanimously voted to approve the issuance of the license.

General Business

- **Approve Minutes**
- **Specials**

Old Business

New Business

- **Cecilton Fire Company** – Chief Bradford stated the Cecilton Fire Company has requested to temporarily use their license at their carnival grounds for a one-day event, August 25th, since they are not holding their annual carnival this year. Commission Cole made a motion to approve the one day event; Commissioner Miller seconded that motion and the Board unanimously approved the one-day event.
- **Renewal** –
 - Chief Bradford stated that during renewal we received several requests for a Change of Officers
 1. American Legion Post 15 C-1
 2. Cecil County Memorial Post6 6027 North East C-8
 3. Cecilton Fire Company FD-1
 4. Elkton Fair Hill Services A-22

5. Hacks Point Fire Company FD-9
6. Happy 40 A-54
7. Holiday Inn Express B-100
8. Hollywood Casino EF-1
9. Loyal Order of Moose C-2
10. Mason Dixon Post 194
American Legion C-9
11. North East Fire Company FD-4
12. North East Liquors A-30
13. North East River Yacht Club C-3
14. Perryville Fire Department B-116
15. Quick Fill Food Mart A-44
16. Singerly Fire Company FD-3
17. Station Spirits A-17
18. Sunoco A Plus A-26
19. Susquehanna Post 135
American Legion C-6

- Chief Bradford also stated we've received a request for a lease management agreement for Captain Chris' Crab Shack – the Board unanimously approved this request.

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

BY:

Tim Snelling, Chairman

ATTEST:

Robin S. Trader, Administrative Assistant