

**BOARD OF LICENSE COMMISSIONERS
CARROLL COUNTY, MARYLAND
MINUTES**

On October 8, 2014, the Board of License Commissioners met in Room 003/004 of the Carroll County Office Building, 225 North Center Street, Westminster, Maryland 21157. Board members Roland Meerdter, Chairman, Robert Tabler, and David Brauning were present as well as Assistant County Attorney Timothy Dixon, Counsel to the Board, Gail Kessler, Counsel to the Liquor Inspector, Jo Vance, Administrative Hearings Coordinator, Charles Kaizer, Chief Liquor Inspector, and Keith Benfer, Liquor Inspector.

10:00 a.m., the Board addressed the following official business:

1. A hearing was held in the matter of Case 5762, the violation hearing of Mary Jo Rupp-Malone and Leslie Brooks for a Class B – Beer and Wine License for the use of Dean’s Restaurant, Inc., t/a Dean’s Restaurant, 832 South Main Street, Hampstead MD 21074 in Election District 8. Martha Sitterding, Esquire appeared on behalf of Ms. Rupp-Malone and Gail Kessler, Esquire appeared on behalf of the Liquor Inspector. Testimony was given by Jessica Carroll, a bartender at Dean’s Restaurant, as to how she came to make the mistake of serving an underage person. After further testimony and discussion, Mr. Brauning made a motion that the Board adjourn to consult counsel. Mr. Tabler seconded the motion and it passed unanimously. After resuming the public hearing and upon a motion by Mr. Brauning and seconded by Mr. Tabler, the Board voted unanimously to find the establishment liable of the violation and they imposed a fine of \$300.00.
2. A hearing was held in the matter of Case 5773, the violation hearing of James Coyle, III, for a Class A – Beer and Wine License for the use of Two C’s, Inc., t/a the Liquor Barn, 520 East Baltimore Street, Suite 40, Taneytown, MD 21787 in Election District 1. Mr. Coyle testified on behalf of the Liquor Barn that the server, Frank Stewart, was normally very conscientious and that since the incident he has been TAM certified again. He also testified that his establishment had never before had a violation. Upon a motion by Mr. Brauning and seconded by Mr. Tabler, the Board voted unanimously to find the establishment liable of the violation and they imposed a fine of \$300.00.
3. A hearing was held in the matter of Case 5774, the violation hearing of Karen Regina LoBue, for a Class B – Beer and Wine License for the use of American Dreams Corp., t/a Tony’s Café & Pizzeria, 520 East Baltimore Street, Taneytown, MD 21787 in Election District 1. Karen LoBue and Tony LoBue both testified that the server, Jenna Keller, did not ask for an ID at all. They also testified that they have signs posted everywhere about not serving minors and that they don’t even allow minors in the establishment after 9:00 p.m. Upon a motion by Mr. Brauning, seconded by Mr. Tabler, the Board adjourned to consult counsel. Upon their return to the public hearing and upon a motion by Mr. Tabler and seconded by Mr. Brauning, the Board voted unanimously to find the establishment liable of the violation and they imposed a fine of \$500.00.
4. A hearing was held in the matter of Case 5776, the violation hearing of Ranjit Singh Chakkal,

for a Class A – Beer and Wine License for the use of New Windsor Liquor and Deli, Inc. t/a New Windsor Liquor and Deli, 409 High Street, New Windsor, MD 21776 in Election District 11. Mr. Chakkal testified that he was the one that made the mistake and that he thought the underage person looked older so he did not request any ID. Upon a motion by Mr. Brauning, seconded by Mr. Tabler, the Board adjourned to consult counsel. Upon a motion by Mr. Brauning and seconded by Mr. Tabler, the Board voted unanimously to find the establishment guilty of the violation and they imposed a fine of \$600.00.

5. A letter from Salazon Chocolate Company requesting permission to change their trade name to Market Tavern was presented to the Board. After some discussion and consultation with Mr. Kaizer, and upon a motion by Mr. Tabler, seconded by Mr. Brauning, the Board voted unanimously to approve the name change.
6. The Board was given a reminder of the Alcohol Enforcement Specialist School to be held on October 22, 2014 by the Carroll County Health Department.
7. Carol Mullen of the Coalition Against Underage Drinking and the Carroll County Health Department made a presentation to the Board about a new compliance program called the Mystery Shopper. This program would send individuals who are over 21 into establishments to purchase alcohol, but these individuals could be mistaken for under 21. If the establishment cards the individual, then they get a certificate stating that they did a good job. If they do not card the individual, then they would get a red card. The Coalition was hoping that the Liquor Board would partner with them on this endeavor. Mr. Brauning stated that he would certainly want the Board to be made aware of any establishments that got red cards.
8. The possibility of adding wording to the One Day Liquor License Application about whiskey wheels and baskets of cheer and raffles of alcoholic beverages was discussed. After some discussion and explanation, and upon a motion by Mr. Brauning and seconded by Mr. Tabler, the Board voted unanimously to add this wording the application instructions.
9. A discussion was held about the proposed changes to the Rules and Regulations of the Board. There were several questions and suggestions. It was decided that Ms. Vance would type up a clean copy of the draft document with the changes in a larger font to make them quickly apparent. After the Board has a chance to review the changes, the draft will be sent to the licensed establishments that have email addresses on file with the Board.
10. A draft of the office's CJIS Policy and handling of criminal background documents was presented to the Board for review and approval. After discussion of the policy, Mr. Brauning made a motion that was seconded by Mr. Tabler to accept the Policy. After Mr. Dixon reviewed the policy for legal sufficiency and signed it, Mr. Meerdter also signed the document and it was unanimously approved by the Board.
11. A draft bill for proposed legislation for 2015 was presented to the Board. The bill was designed to license beauty salons for beer and wine since many salons give complimentary drinks to their clientele. After much discussion, it was decided to table this topic.

12. Ms. Vance asked that the Board give approval for removing the request for Social Security numbers from the liquor license applications as a matter of security. She stated that the Social Security numbers were not used in any way. After discussion, the Board approved this suggestion.
13. A letter and drawings from Liberatore's Ristorante in Eldersburg requesting permission to remodel their restaurant and bar. After discussion and input from Mr. Kaizer, the Board approved this request.
14. The meeting was adjourned upon a motion made by Mr. Brauning and seconded by Mr. Tabler with a unanimous vote at 1:35 p.m.

Respectfully submitted by:

Jo Vance
Administrator Hearings Coordinator
Office of Administrative Hearings