

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

On July 6, 2016, 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 David Brauning, Acting Chair, Robert Tabler, and George Harmening were present as well as Assistant County Attorney Timothy Dixon, Counsel to the Board, Jo Vance, Administrative Hearings Coordinator, and Keith Benfer, Liquor Inspector.

10:30 a.m., the Board addressed the following official business:

1. **Case #5959** – A hearing was held for a Class B – Beer, Wine and Liquor License application for a change in Resident Licensee to be issued to Margaret S. Murray and Jason Rose for the use of Westminster Rose, Inc., t/a Applebee’s Neighborhood Bar & Grill, 634 Baltimore Blvd., Westminster, Maryland 21157, in Election District 7. Dave Bowersox, Esq., appeared on behalf of the establishment and applicant Margaret Murray. Dave Brauning asked that it be added to the record that he frequently eats at Applebee’s but that it would not influence his ability to make a decision in this case. Judith A. Guerrieri would be resigning as Resident Licensee and her resignation letter was presented to the Board to add to the file. Ms. Murray would serve as secretary to the corporation and has paid \$5,000.00 to be a stockholder of the company. Ms. Murray will also be paid \$2,500.00 a year to act as Resident Licensee per her contract with Westminster Rose, Inc. If she should resign as Resident Licensee in the future, she would surrender her shares in the business. Ms. Murray testified that she would not be active in the day to day operations of the business, but that she does frequent the establishment and was impressed with the management as it currently is. She also stated that the management of the establishment would not be changing. When asked about her driving record with numerous Fail to Appear and Fail to Complies, she stated that she would initially plan to go to court to get the fine lower, but then always ended up just paying the fine. John Gaburick and Peter Gray testified as to the fit and proper character of Ms. Murray. Upon a motion by Mr. Tabler, seconded by Dr. Harmening, the Board approved the application.

2. **Case #5960** – A hearing on the application for a Class A – Beer, Wine and Liquor License application for a transfer of location for the license issued to Margaret S. Murray and Jason Rose for the use of Westminster Rose, Inc., t/a Applebee’s Neighborhood Bar & Grill, 634 Baltimore Blvd., Suites 125-127, Eldersburg Maryland 21784, in Election District 5. The Sparrows have been in business at the current location for 5 years. Their current location is only 1,400 square feet, but the new location will be 3,600 square feet and will have more traffic and visibility. They testified that they have had one violation in the 5 years for a sale to a minor. They also stated that they TAM train their employees after 6 months of employment. They are targeting a September opening of the new establishment and they have a 5 year lease with a 5 year option. Upon a motion by Mr. Tabler and seconded by Mr. Harmening, the Board approved the application by unanimous vote.

The Board then addressed the items on the business meeting agenda as follows:

3. There was a discussion about the new application for the new tasting license that allows beer, wine and liquor tastings for one fee of \$150.00 annually. The Board approved the application as presented.
4. The Board approved a request from Mr. Tabler to move the November meeting from the second to the first Wednesday of the month, which will be November 2nd. Everyone agreed to the move.
5. The Board approved a request from the Sykesville American Legion Post 223 to use their outside Pavilion for a fundraising event for “Mitchell Ride” on July 16, 2016.
6. There was a discussion of the new Maryland Code books that replaces Article 2B. It is a four volume set that costs approximately \$595.00. It was decided that one copy in the office and Mr. Dixon’s copy in his office would be sufficient.
7. There was a discussion about posting the notice of hearing signs at businesses since we found out that per Article 2B, Carroll County is not required to post. After much discussion, it was decided to leave things as they are for now.
8. There was a letter from Flick’s Pub in Taneytown informing the Board that they have made a change in their hours of operation. The Board approved the change.
9. The Board approved an application from the Citizens of Brian DeLeonardo for a one day liquor license for an outdoor event to be held August 21, 2016 at the Winfield Fire Department.
10. The Board approved three applications for one day liquor licenses for outdoor events from Steven Colella of the Town of Sykesville for a Block Party on 8/5/16, a Block Party on 9/2/16, and a Harvest Festival on 9/10/16.

At this time, Mr. Brauning adjourned the meeting at approximately 12:00 p.m.

Respectfully submitted by:

Jo Vance
Administrator Hearings Coordinator
Office of Administrative Hearings