

**THE ALCOHOL BEVERAGE BOARD
THURSDAY, JANUARY 12, 2017 @ 1:00 PM
COUNTY COMMISSIONERS CONFERENCE ROOM
CHESAPEAKE BUILDING
41770 BALDRIDGE STREET
LEONARDTOWN, MD 20650**

The meeting of the Alcohol Beverage Board of St. Mary's County was held on Thursday, January 12, 2017 at 1:00 P.M. in the County Commissioners Conference Room, Chesapeake Building, Leonardtown, Maryland.

Theodore Bellevoine, Chair
Linda Palchinsky, Vice-Chair - ABSENT
Betty Currie, Member
Kevin Hall, Member
Leonard Kohl, Member
James Tanavage, Attorney
Tamara Hildebrand, Board Administrator
Suzan Whilden, Administrative Assistant - ABSENT
Garland Thompson, Inspector
Alcohol Enforcement Coordinator - VACANT

Chairman Theodore Bellevoine called the meeting to order at 1:00 p.m. and introduced the Board to the audience. Member Currie moved to approve the minutes of December 8, 2016 and it was seconded by Member Kohl.

Old Business

- **Extensions of Conditional Approvals**

Last Drop Country Bar – William Dain Johnson- requesting extension of conditional approval.

William Dain Johnson appeared before the Board and was sworn in. Mr. Johnson explained that all the renovation work has not been completed and would like to request an extension. Member Hall made a motion for a 60 day conditional approval and was seconded by Member Currie. Motion carried.

New Business

- **Violations**

Twist Wine & Spirits- Purnima B. Patel, Licensee

- a) Commission of acts on licensed premises contrary to State law in violation of § 5.04(b) ~~Acts Contrary to Law~~+of the Rules and Regulations of the Alcohol Beverage Board of St. Marys County; to wit: Distribution of Tobacco Product or Paraphernalia to Minor in violation of § 10-107 of the Criminal Law Section of the Maryland Annotated Code.

Purnima Patel appeared before the Board and was sworn in. Ms. Patel admitted to the violation. Board attorney, James Tanavage read into testimony the details of the violation. Member Hall made the motion for a fine of \$500.00; \$250.00 held in abeyance, pending no further violations in the next three (3) years; payment to be made within 10 days and attend RAST training. The motion was seconded by Member Currie. Motion carried.

International Beverages, Deli & Cadillac Jacks- Paul Choporis, Licensee

- a) Sale of alcoholic beverages to a person under the age of twenty-one (21) in violation of §6-304 of the Alcohol Beverages Article of the Annotated Code of Maryland and §5.04(j) of the Rules and Regulations of the Alcohol Beverage Board of St. Marys County.

Paul Choporis appeared before the Board and was sworn in. Mr. Choporis admitted to the violation. Board attorney, James Tanavage read into testimony the details of the violation. Member Kohl made the motion for a fine of \$1000.00; \$500.00 held in abeyance, pending no further violations in the next three (3) years; payment to be made within 10 days and attend RAST training. The motion was seconded by Member Currie. During discussion, the motion was amended to a fine of \$500.00; \$250.00 held in abeyance, pending no further violations in the next three (3) years; payment to be made within 10 days and attend RAST training. Motion carried.

Jeffrey Randolph Baumbach, Employee

- a) The above individual, was an employee of a license holder and sold or provided alcoholic beverages to an individual under the age of twenty-one years in violation of §28-2802(b) of the Alcohol Beverages Article of the Annotated Code of Maryland

Jeffrey Baumbach appeared before the Board and was sworn in. Mr. Baumbach admitted to the violation. Member Currie made a motion for a \$250.00 fine and RAST training and was seconded by Member Hall. Motion carried.

Hermanville C-Store- Darlene Newman & Mohammad Qureshi, Licensees

- a) Sale of alcoholic beverages to a person under the age of twenty-one (21) in violation of §6-304 of the Alcohol Beverages Article of the Annotated Code of Maryland and §5.04(j) of the Rules and Regulations of the Alcohol Beverage Board of St. Mary's County

Attorney Mike Davis was present to represent the licensees. Ms. Newman was absent but Mr. Davis stated he represented her. Mohammad Qureshi appeared before the Board and was sworn in. Mr. Qureshi admitted to the first violation. Board attorney, James Tanavage read into testimony the details of the violation. Member Hall made the motion for a fine of \$1000.00; \$500.00 held in abeyance, pending no further violations in the next three (3) years; payment to be made within 10 days and attend RAST training. Ms. Hildebrand brought to the attention of the Board that this is a second violation and that there is \$500.00 from the previous violation that had been held in abeyance. Member Hall amends his motion to include the \$500.00. The motion was seconded by Member Currie. During discussion, Member Kohl stated that they were assessing the same fine for this second offense as was given for the first offense. The vote was in favor 3:1. Chairman Belleavoine, Member Hall and Member Currie in favor, Member Kohl opposed. Motion carried.

- b) Commission of acts on licensed premises contrary to State law in violation of §5.04(b) Acts Contrary to Law of the Rules and Regulations of the Alcohol Beverage Board of St. Mary's County; to wit: Distribution of Tobacco Product or Paraphernalia to Minor in violation of §10-107 of the Criminal Law Section of the Maryland Annotated Code

Mr. Qureshi admitted to the second violation. Member Currie made the motion for a fine of \$500.00; \$250.00 held in abeyance, pending no further violations in the next three (3) years; payment to be made within 10 days and attend RAST training. The motion was seconded by Member Kohl. Motion carried.

Uttam Kumar Singh, Employee

- a) The above individual, was an employee of a license holder and sold or provided alcoholic beverages to an individual under the age of twenty-one years in violation of §28-2802(b) of the Alcohol Beverages Article of the Annotated Code of Maryland

Uttam Singh appeared before the Board and was sworn in. Mr. Singh admitted to the violation. Chairman Belleavoine made a motion for a \$250.00 fine and RAST training and was seconded by Member Hall. Motion carried.

Stop 'N Shop, C.S. & Veena Chawla, Licensees

- 1) Commission of acts on licensed premises contrary to State law in violation of §5.04(b) Acts Contrary to Law of the Rules and Regulations of the Alcohol Beverage Board of St. Mary's County; to wit: Distribution of Tobacco Product or Paraphernalia to Minor in violation of §10-107 of the Criminal Law Section of the Maryland Annotated Code.

C.S. & Veena Chawla were not in attendance. The Board postponed hearing the violation until February meeting.

Other Business

- **Alcohol Enforcement Coordinator MOU – Sheriff Tim Cameron**

Withdrawn

- **Board Administrator – Tammy Hildebrand**

Ms. Hildebrand informed the Board that Crazy for Ewe has filed an appeal.

1) Budget FY18

Ms. Hildebrand stated that she has finalized the Budget for FY18. Member Hall made a motion for the submittal of the budget and it was seconded by Member Currie. Motion carried.

2) Renewals LY17

Ms. Hildebrand stated that renewal applications were mailed on January 13.

3) Legislative planning for 2018 session

Ms. Hildebrand, in following up with the Chairs suggestion of working on a 5 year plan to examine and increase fees, discussed with the Board a Phase I of adding administrative or application fees for applications, transfers, and license changes. Ms. Hildebrand presented research of other counties fees. Chairman Belleavoine stated he felt any plans to add or increase fees should be presented to the County Commissioners after budget session as a courtesy and to get public opinion.

- **Alcohol Enforcement Coordinator**

Vacant; no report

- **Board Inspector – Garland Thompson**

Inspector Thompson inspected 17 establishments and had 22 follow-ups for the month of December. Mr. Thompson also participated in the RAST training.

- **St. Mary's Licensed Beverage Association – Dave Dent**

1) Discussion of 2017 legislative proposals

Mr. Dent has requested the Board to take a stand on the proposed legislation for the Arts / Theatre and Beauty Salon liquor license legislation. Mr. Dent is requesting Board support for opposition to this legislation. The Board suggested putting this issue on next month's agenda when they have all Board members present.

- **Community Alcohol Coalition – Lauren Abell**

Ms. Abell stated that the Grant has been submitted and hopes to have money to help with the RAST training program. The next meeting for the CAC is January 24, 2017 at 12:00 noon at the Outpatient Pavilion at St. Mary's Hospital.

Adjournment

Member Kohl made a motion for adjournment and it was seconded by Member Currie. Motion carried. Meeting was adjourned at 3:05 pm.

Respectfully submitted,

Suzan Whilden, Recording Secretary

Theodore A. Belleavoine, Chair