

## Minutes – May 14, 2015

The following members of the Board were present at the County Commissioners' Meeting Room, Charles County Government Building, for a regular hearing of the Board of License Commissioners: Pamela Smith, Chairman, William B. Young, Vice Chairman, Guy N. Black, Thomasina Coates and Steve Lowe. Also appearing in support of the Board were M/Cpl. Judith Thompson, Inspector Greg Kiesel, Associate County Attorney Matthew Clagett, and Lisa Bailey, Clerk/Recording Secretary.

1. Upon a motion made, duly seconded and unanimously carried, the following temporary alcoholic beverage license applications were approved:

Mechanicsville Moose Lodge #495, by William E. Males. Appearing on behalf of the applicant was Cecilia Dawlespert, for a 1-day temporary alcoholic beverage license to sell/serve BWL on June 5, from 7am to 3pm at White Plains Golf Course for their 11<sup>th</sup> annual fundraiser to benefit Johns Hopkins Cancer Research with approx. 90 people expected to attend.

College of Southern Maryland, by Shaunda Holt, for 3 – 1-day temporary alcoholic beverage license to sell/serve BWL (Wine Only) on the following dates and locations from 6:30-9:30p.m., for courses offered with approx. 14 people expected to attend each event: June 18 – EatWell Natural Farms, Glen Albin Rd; July 16 – EatWell Natural Farms, Glen Albin Rd; and August 14 – CSM La Plata Campus.

2. Patricia A. Shymansky, trading as Shymansky's Marina, 16320 Cobb Island Road, Cobb Island, Maryland 20625, reappeared for a modification of their Open Air Special Exception Consent Order. With no opposition, and upon a motion duly made, seconded and unanimously carried, the Board approved the proposed modification which will allow the licensee to serve alcoholic beverages from an outside bar area to be constructed within the previously approved outside area.

3. Abhi Aggarwal, Pooja & Payal, LLC, t/a 925 Liquors, 2795 Old Washington Road, Waldorf, Maryland 20601, for a transfer of the Class A – Beer, Wine & Liquor (off sale only) Package Goods alcoholic beverage license from Atul Patel, Jeffrey Bowie, Pooja & Payal, LLC, t/a 925 Liquors, 2795 Old Washington Road, Waldorf, Maryland 20601. Counsel to the applicant was David Martinez, Esq. This matter is rescheduled to the June 11, 2015 hearing date.

4. Show Cause in the matter of the Class D – BW (on/off sale) L (off sale only) alcoholic beverage license issued to Sarwan Singh, Charles Street Liquors, LLC, t/a La Plata Liquors, 503 East Charles Street, La Plata, MD 20646. Counsel to the licensee was Hammad Matin, Esq. The Board approved a request to continue this matter to June 11, 2015.

5. Show Cause in the matter of the Class H – Beer & Wine (on sale only) alcoholic beverage license issued to John Mudd, Jr., Meredith Schaefermeyer, The Noodle Shop, Co. – Charles County, Inc., t/a Noodles & Company, 3055 Waldorf Marketplac #40, Waldorf, MD 20603. Counsel to the licensee was David Mister, Esq. The Board approved a request to continue this matter to June 11, 2015.

6. Amended Show Cause Order in the Matter of the Class B – Beer, Wine & Liquor (on sale only) alcoholic beverage license issued to Tak Yan Cheng, Yan Dan Li, Yan Yun Zhao, Kobe Seafood Hibachi, LLC, t/a Kobe Japanese Grill, 171 Smallwood Village, Waldorf, MD 20601. Counsel to the licensee was Isaac J. McAdams, Esq. In consideration of the testimony and evidence presented alleging service to an Approved Underage Person on February 21, 2015, and upon a motion duly made, seconded and unanimously carried, the Board found the licensee and server in violation and ordered that the alcoholic beverage license be suspended for a period of three days, with all three days held in abeyance for three years from the date of this hearing. The Board also ordered that the licensee be fined Seven Hundred Fifty Dollars (\$750.00); and that the server, Tak Yan Cheng, be fined Fifty Dollars (\$50.00), each made payable to the Charles County Treasurer and delivered to the Board of License Commissioners within 14 days of the Board's written Order.

7. Amended Show Cause Order in the Matter of the Class B – Beer, Wine & Liquor (on sale only) alcoholic beverage license issued to Adam D. Hiland, Avani Pankaj Presswala, BP Waldorf, LLC, t/a Boston's The Gourmet Pizza, 10440 O'Donnell Place, Waldorf, MD 20603. Counsel to the licensee was Sue A. Greer, Esq. Upon consideration of the testimony and evidence presented alleging service to an Approved Underage Person on March 7, 2015, and upon a motion duly made, seconded and unanimously carried, the Board ordered that the alcoholic beverage license be suspended for a period of three days, with all three days held in abeyance for three years from the date of this hearing. The Board further ordered that the licensee be fined Seven Hundred Fifty Dollars (\$750.00); and that the server, Brock Anthony Fulton, be fined Fifty Dollars (\$50.00); each made payable to the Charles County Treasurer and delivered to the Board of License Commissioners within 14 days of the date of the Board's written Order.

8. Amended Show Cause Order In the Matter of the Class B – Beer, Wine & Liquor (on sale only) BLX Luxury Restaurant alcoholic beverage license issued to Melissa Gibson, Brian Lutton, Potomac Family Dining Group Operating Co., t/a Applebee's, 10 Shining Willow Way, La Plata, MD 20646. Upon consideration of the testimony and evidence presented alleging service to an Approved Underage Person on March 13, 2015; and upon a motion duly made, seconded and unanimously carried, the Board ordered that the alcoholic beverage license be suspended for a period of three days, with all three days held in abeyance for three years from the date of this hearing. The Board further ordered that the licensee be fined Seven Hundred Fifty Dollars (\$750.00); and that the server, Angela Leigh Bilodeau, be fined Twenty-five Dollars (\$25.00); each made payable to the Charles County Treasurer and delivered to the Board of License Commissioners within 14 days of the date of the Board's written Order.

9. Show Cause Order In the matter of the Class D – Beer, Wine (on/off sale), Liquor (off sale only) alcoholic beverage license issued to James M. Williams, My Bryantown Store, LLC, t/a Bryantown Store, 6435 Leonardtown Road, Bryantown, MD 20617. Counsel to the licensee was David J. Martinez, Esq. In consideration of the testimony and evidence presented alleging service to an Approved Underage Person on February 21, 2015; and upon a motion duly made, seconded and unanimously carried, the Board ordered that the alcoholic beverage license be suspended for a period of three days, with two of the three days held in abeyance for three years from the date of this hearing, and the one-day suspension to begin at opening of business on Monday, May 18, 2015 and end at close of business on Monday, May 18, 2015. The Board further ordered that the licensee be fined Seven Hundred Fifty Dollars (\$750.00); and that the

server, Harish Maganti, be fined Fifty Dollars (\$50.00), each made payable to the Charles County Treasurer and delivered to the Board of License Commissioners within 14 days of the date of the Board's written Order.

10. In the matter of the Class B – BWL (on sale only) alcoholic beverage license issued to Myung Ho Paik, Robert A. Boarman, Waldorf, Inc., t/a Spice Club Bar & Grill, 3250 Old Washington Road, Waldorf, MD 20602. Counsel to the licensee was David Martinez, Esq. This matter is rescheduled to July 9, 2015.

11. The clerk provided the Board members with a current listing of licensees, including licenses per election district.

12. The Board approved a request from Anne Woodford to extend her conditional approval for an additional 30-days to June 14, 2015.

13. The clerk advised that she had received notice that Aqualand Marina Ships Store will open for the 2015 season beginning April 18, with the days/hours of operation: Saturday & Sunday – 8/9:00 a.m. to 5/6:00 p.m.

14. The clerk provided the Board with a list of licensees that had vacated their licensed premises and/or not renewed their license for the 2015 licensing year:

Joe's Noodle House – vacated 2/2015	Café China – vacated 11/2014
Icon – turned-in/vacated 8/2014	The Palador Club – Not renewed 2014/2015
Deja Blu – vacated 11/2014	Miss Motley's – Not renewed 2015
Three Brothers – Not renewed 2015	Damon's–Not renewed 2014/15-renovation
Lefty's BBQ – Not renewed 2014/15 reno	American Legion 293 – vacated
Brassas Rotisserie – vacated	Mimi's Café – vacated 9/2014
Mama Mia's – Not renewed	

15. M/Cpl. Judith Thompson advised that fifteen compliance checks were conducted since the last hearing, with the following 10 establishments having passed:

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|---------------------------------------|------------------------------|
| 1. Ollie's Bar & Grill, Ripley        | 6. The Olive Garden, Waldorf |
| 2. Bobby Rucci's Famous Ital Deli, WP | 7. Applebee's Waldorf        |
| 3. Taqueria Los Compadres, Waldorf    | 8. Red Robin, Waldorf        |
| 4. The Rivah, Cobb Island             | 9. El Montes, Waldorf        |
| 5. The Scuttlebutt, Cobb Island       | 10. Texas Ribs/BBQ/Waldorf   |

16. Upon a motion duly made, seconded and unanimously carried, the Board approved the March 12, 2015 Minutes as presented.

With no further business the meeting adjourned at 12:15 p.m.