

LIQUOR CONTROL BOARD FOR HARFORD COUNTY, MARYLAND
16 North Main Street, Bel Air, MD 21014

MEETING MINUTES
May 12, 2021

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CALL MEETING TO ORDER

Meeting was called to order by Chair Tilley. In attendance were Vice Chair Majewski and Commissioners Merchant and Welch along with Board Counsel Amy K. Finneran and Judith Powell. Commissioner Burdette was excused.

MINUTES

Motion was made and seconded to approve the Minutes for April 14; the vote was unanimous.

ACCOUNTS PAYABLE

AlphaGraphics	Stationery	100.00
Chubb	Insurance	2508.00
Comcast	Telephone	208.88
Crystal Springs	Supplies	3.99
Kelly & Assoc.	Insurance	2342.98
Proshred	Maintenance	50.00

PERSONS SCHEDULED TO APPEAR BEFORE THE BOARD

1) First-Time Applicant - Empower4LifeMD – Per Diem Beer, Wine & Liquor Application

Jennifer Cox, first-time applicant, appeared along with Elizabeth Laverick on behalf of Empower4LifeMD in connection with a “Father’s Day Waterfront Celebration” being held on June 20 at Lockhouse Museum. Motion was made and seconded to approve the application; the vote was unanimous.

2) Mr. Souvlaki, L.L.C. T/A Mr. Souvlaki – New License Application (POSTPONED)

This hearing has been postponed indefinitely due to the large number of outstanding items.

3) **SHOW CAUSE HEARING**

4) Logos, Inc. T/A 510 Johnny’s – Underage Sale

Ioannis Korologos, President, Nicholas Tsirlis, Secretary, Spiros Korologos, Treasurer, Logos, Inc., T/A 510 Johnny's, 510 Marketplace Drive, Bel Air, MD 21014, were present along with their attorney PeGary R. Maslan, in connection with a show cause hearing indicating violation of:

(1) Sale and/or provision of alcoholic beverages to an individual under the legal drinking age of twenty-one (21) years in violation of the Alcoholic Beverage Article (AB) § 6-304 of the Annotated Code of Maryland ("Code") and Board Rule 4:01.

The violation is alleged to have occurred on March 26, 2021.

Subsequent to the Hearing, the Board considered all the evidence presented. Based upon the statement of facts (i.e. the written report of Board Inspector William Colburn), as well as applicable License Holder testimony, and with further consideration to License Holder's relevant past record (if any), the Board determined the following:

Motion was made and duly seconded to find License Holder in violation of the Alcoholic Beverage Article (AB) § 6-304 of the Annotated Code of Maryland ("Code") and Board Rule 4:01 (Sale and/or provision of alcoholic beverages to an individual under the legal drinking age of twenty-one (21) years); the vote was unanimous.

Motion was made and duly seconded to impose a fine of \$2,000.00 for License Holder's sale and/or provision of alcoholic beverages to an individual under the legal drinking age of twenty-one (21) years in violation of the Alcoholic Beverage Article (AB) § 6-304 of the Annotated Code of Maryland ("Code") and Board Rule 4:01; the vote was unanimous.

ADMINISTRATIVE BUSINESS

1) American Legion 39, Inc. T/A Harford Post 39 – Outside Event Application

American Legion 39, Inc. T/A Harford Post 39, 500 N. Hickory Avenue, Bel Air, has submitted an Outside Event Application to be used for their annual Memorial Day celebration to be held on May 31. Motion was made and seconded to approve the application; the vote was unanimous.

2) Wining Out, L.L.C. T/A The Vineyard Wine Bar – Temporary Outside Service Application

Wining Out, L.L.C. T/A The Vineyard Wine Bar, 142 N. Washington Street, Havre de Grace, has submitted a Temporary Outside Service Area Application to be used with permission from the City through October 2021. Motion was made and seconded to approve the application; the vote was unanimous.

3) Main Street Tower Restaurant & Lounge, L.L.C. T/A Main Street Tower Restaurant & Lounge – Outside Event Application

Main Street Tower Restaurant & Lounge, L.L.C. T/A Main Street Tower Restaurant & Lounge, 29 S. Main St., Bel Air has submitted an Outside Event Application to be used on the parking lot for a fundraising event being held on May 15. Motion was made and seconded to approve the application; the vote was unanimous.

STAFF REPORT / PUBLIC COMMENT / BOARD COMMENT

There were no comments.

EXECUTIVE SESSION

Motion was made by Vice Chair Majewski and seconded by Commissioner Merchant to move to executive session to speak with counsel; the vote was unanimous. The Attorney General's Office has submitted their opinion on the residency requirement and concludes that, in their opinion, the non-durational residency requirements imposed on alcoholic beverage license applicants in Harford

County likely violate the Commerce Clause of the U.S. Constitution as interpreted by the Supreme Court in the Thomas case and would not be saved by Section 2 of the Twenty-First Amendment. The opinion will be forwarded to Delegate Reilly with a cover letter.

Discussion was also held regarding the General Manager position.

Recommendation was made to return to in person meetings; Mrs. Powell will submit a timeline and requirements for live meetings.

Motion was made by Vice Chair Majewski and seconded by Commissioner Welch to return to public session; the vote was unanimous.

ADJOURNMENT

There being no further business, motion was made and duly seconded to adjourn the meeting.

Minutes from the Harford County Liquor Control Board Meeting on May 12, 2021, have been reviewed and approved by the following:

Walter A. Tilley III, Chair

James E. Welch, Commissioner

Paul J. Majewski, II, Vice Chair

Frederic L. Merchant, Commissioner

Susan Burdette, Commissioner