

January 10, 2018

9200 Basil Court
Largo, MD 20774

THE BOARD OF LICENSE COMMISSIONERS MET IN REGULAR SESSION:

PRESENT:

Thomas Graham, Chairman
Armando Camacho, Vice Chairman
Eric Bowman, Commissioner
ShaRon M. Grayson Kelsey, Commissioner
Cristian Mendoza, Deputy Chief Liquor Inspector
Kelly Markomanolakis, Administrative Assistant
Brittany Sawyers, Administrative Aide
Keyanna Little, Administrative Aide

Time: 7:05 p.m.

In the matter of **t/a Daisy's Grill Restaurant**, Class B, Beer, Wine and Liquor, Daisy's Grill Restaurant, Inc., 8503 Oxon Hill Road, Fort Washington, 20744 – Request for a Special Entertainment Permit.

Pedro Alvarez stated that he is a resident of Ft. Washington.

Corporate Cicale stated that she is with the Prince George's County Police; that she has met with the business; that they will have civilian security; that the security is adequate.

Mr. Camacho moved to approve the Special Entertainment Permit, seconded by Mr. Bowman and made unanimous by Ms. Kelsey and Mr. Graham.

In the matter of **t/a El Somberito Tex-Mex Restaurant**, Class B, Beer, Wine and Liquor, El Somberito Tex-Mex Restaurant, Inc., 11510 Baltimore Avenue, Beltsville, 20705 – Request for a Special Entertainment Permit.

Ana Alvarez stated that she is a resident of Silver Spring.

Corporate Cicale stated that she is with the Prince George's County Police; that she has met with the business; that they will have civilian security; that the security is adequate.

Mr. Camacho moved to approve the Special Entertainment Permit, seconded by Ms. Kelsey and made unanimous by Mr. Bowman and Mr. Graham.

In the matter of **t/a Hangar Club**, Class B+, Beer, Wine and Liquor, Buck-Up Inc., 6410 Old Branch Avenue, Temple Hills, 20748 – Request for a Special Entertainment Permit

Rudy Davis stated that he is a resident of Washington, DC; that they will not have go-go bands.

Corporate Cicale stated that she is with the Prince George's County Police; that she has met with the business; that they will have civilian security; that the security is adequate.

Mr. Camacho moved to approve the Special Entertainment Permit, seconded by Mr. Bowman and made unanimous by Ms. Kelsey and Mr. Graham.

In the matter of **t/a Andrew's Restaurant**, Class B(R), Beer, Wine and Liquor, Potts in the Kitchen, Inc., 6407 Suitland Road, Suitland, 20746 – Request for a Special Entertainment Permit.

Thomasine Yeung stated that she is a resident of Potomac.

Corporate Cicale stated that she is with the Prince George's County Police; that she has met with the business; that they do not have a large clientele; that they will have a police officer as security; that the security is adequate.

Mr. Camacho moved to approve of the Special Entertainment Permit, seconded by Ms. Kelsey and made unanimous by Mr. Bowman and Mr. Graham.

In the matter of Lisa Nash, President, **t/a The Jerk Pit**, Class B, Beer, Wine and Liquor, The Jerk Pit LLC, 9708 Baltimore Avenue, College Park, 20740 is summoned to show caused for an alleged violation of Sections 26-1103 and 26-1903 of the Alcoholic Beverage Article of the Annotated Code of Maryland and Rule 75 of the Rules and Regulations for Prince George's County to wit: That on Friday, November 3, 2017 at approximately 9:28 p.m., Inspectors Dennis Landis and Sofia O. Guzman of the Prince George's County Board of License Commissioners observed a Disc Jockey at the license premises without a Special Entertainment Permit; the licensee was provided a copy of the Inspector's Report and the subsequent report is available from the Board's Office. Further, the licensee was found in violation of

- Sale to a minor on August 22, 2017 and a fine of \$1,500 was imposed

Dennis Landis stated that he is a Liquor Inspector; he read his report into the record; that he didn't ask the DJ to stop playing.

Sofia Guzman stated that she is a Liquor Inspector; that the business was not cooperative at first; that they became cooperative; that they business had been approved for a Special Entertainment Permit but did not have it on the premises; that three patrons were dancing.

Mr. Graham asked if a representative from the business was at the hearing; notice was taken that a representative for the business failed to appear.

Mr. Camacho moved to fine the licensee in violation and further to impose a fine of \$4,000, seconded by Mr. Bowman and made unanimous by Ms. Kelsey and Mr. Graham.

In the matter of Paul McDonald, Owner, **t/a Corner Lounge**, Class B(R), Beer, Wine and Liquor, Supreme Corner, LLC, 105 North Crain Highway, Upper Marlboro, 20774 is summoned to show caused for an alleged violation of Sections 26-1103 and 26-1903 of the Alcoholic Beverage Article of the Annotated Code of Maryland and Rule 75 of the Rules and Regulations for Prince George's County to wit: That on Saturday, November 4, 2017 at approximately 10:20 p.m., Inspectors Hector Cuellar of the Prince George's County Board of License Commissioners observed a band playing at the license premises without a Special Entertainment Permit; the licensee was provided a copy of the Inspector's Report and the subsequent report is available from the Board's Office. Further, the licensee was found in violation of

- Sale to a minor on January 6, 2016 and a fine of \$1,500 was imposed

Paul McDonald stated that he is a resident of Bowie; that he is not represented by an attorney.

Hector Cuellar stated that he is a liquor inspector; he read his report into the record; that they had a four piece band; that he does not recall any patron dancing; that he didn't check for the Special

Entertainment Permit; that he didn't ask about the Special Entertainment Permit; that he has been informed that they were approved for the permit.

Mr. Camacho moved to fine the licensee in violation and further to impose a fine of \$4,000, seconded by Mr. Bowman and made unanimous by Ms. Kelsey and Mr. Graham.

In the matter of Donnell Long, Member, Scott Bell, Member, Ralph Powers, Member, **t/a New Old Town Inn**, Class B (R), Beer, Wine and Liquor, New Old Town Inn, LLC, 14745 Main Street, Upper Marlboro, 20772, is summoned to show cause for an alleged violation of Section 4-109(a)(21) of the Alcoholic Beverage Article of the Annotated Code of Maryland and Rule 26 of the Rules and Regulations for Prince George's County to wit: That the licensee was found in violation of Section 9-407 of the Labor and Employment Article of the Annotated Code of Maryland by the Maryland Workers' Compensation Commission (Case No. 15101173) on March 20, 2017 for failure to secure workers' compensation and insurance and was ordered to pay a fine of \$7,000; and that, to date, the licensee has failed to comply with the order. Furthermore the licensee was previously found in violation of:

- Sale to a minor on April 13, 2016 and a fine of \$1,500 was imposed.
- Uncooperative with a liquor inspector on May 4, 2015 and a fine of \$500 was imposed.
- Continued from December 6, 2017

Donnell Long stated that he is a resident of Upper Marlboro.

Mr. Camacho moved to dismiss the violation, seconded by Ms. Kelsey and made unanimous by Mr. Bowman and Mr. Graham.

In the matter of **t/a Plato's Diner**, Class D, Beer and Wine, Akaras, Inc., 7131 Baltimore Avenue, College Park, 20740 - Hearing regarding the expiration of License.

Tony Akaras stated that he is a resident of College Park.

Cristian Mendoza stated that he is the Deputy Chief Liquor Inspector; he outlined the dates regarding this license.

Linda Carter, Esquire stated that this business has a longer history; that the licensee is a resident and businessman in College Park for 20 years; that as part of the redevelopment of the Route 1 corridor Tony was asked to purchase the auto parts store; that he spent a lot of time and money; that the license was approved for a transfer; that he lobbied for and was able to get legislation to allow the business to convert the license for an off sale license; that this was single purpose legislation; that they came before the Board to transfer the license; that he cannot change the foot print of the business so they are raising the roof; that they needed a parking variance from College Park.

Tony Akaras stated that College Park didn't have zoning authority; that the city does have authority for a parking variance; that he worked with the city; that he requested a parking variance; that originally he was denied for the variance; that he worked with the city to get an agreement to obtain the variance; that he agreed to add a sidewalk; that the approval was granted in July; then he started the process of and voted for approval.

Linda Carter, Esquire stated that they have already appeared before College Park; that he paid \$1.25 million for the building; that they have already spent \$200,000 in associated fees.

Linda Carter, Esquire stated that they presented a book in May.

Tony Akaras stated that they were unable to submit the permit without a site plan; that he has been working diligently; that he didn't anticipate the fire at Plato's Diner; that Plato's location was sold to the University of Maryland; that the restaurant closed because of the fire; that he could have rebuilt the building but didn't want to use the insurance money to build a building that was going to be torn down; that he was working hard the whole time to get this project off the ground; that he lives within walking distance of the business; that he didn't anticipate the fire; that WSSC hasn't responded in 6 or 7 months.

Linda Carter, Esquire stated that the law allows the Board to revoke the license but that it is not mandatory; that the legislators understood the building process is lengthy; that the legislators approved a single use legislation for this business; that they would like the license reinstated; that they will agree to provide monthly status reports on the progress; that they anticipate starting construction at the end of March; that the business is permanently closed; that they are requesting additional time to open the business; that they would like an extension until June 2019.

Tony Akaras stated that he anticipates nine months for the build out; that he has a strong incentive to get the business open; that he will work hard to get it open in December 2018. Mr. Camacho moved to reinstate the license for a period of six months, seconded by Ms. Kelsey and made unanimous by Mr. Bowman and Mr. Graham.

Respectfully submitted,

Kelly E. Markomanolakis
Administrative Assistant

Adjourned: 8:05 p.m.