

BOARD OF LIQUOR LICENSE COMMISSIONERS FOR BALTIMORE CITY
DOCKET – THURSDAY, JANUARY 22, 2009
ROOM 215 - CITY HALL - 100 NORTH HOLLIDAY STREET

Please note: If you are interested in a particular case, please call 396-4385 the day before these hearings to verify that a particular case is still scheduled for this date and time.

1:00 p.m. cases

Chong In Lee & Chong Mun Lee, C & C Lee, Inc. T/a Plaza Liquors, 5722 Wabash Avenue - Class “A” Beer, Wine & Liquor License – Violation of Rule 4.01(a) “No licensee shall sell or furnish alcoholic beverages to any person under twenty-one (21) years of age or to any person with the knowledge that such person is purchasing or acquiring such beverages for consumption by any person under twenty-one (21) years of age” on October 28, 2008 (Re: Alcoholic beverage sold to 19 year old Maryland State Police Cadet); **Violation of Rule 3.02** “Licensees shall cooperate with representatives of the Board, members of the Police Department, Health Department, Building Engineer’s office, Grand Jury and representatives of other governmental agencies whenever any such persons are on official business” on October 28, 2008 (Re: Employees in store all acted as though they did not understand English); **Violation of Rule 3.03(c)** “Licensees shall keep on their premises records containing the legal names, aliases, addresses, ages, and Social Security numbers of all persons employed by them. Such records shall be open for inspection at all times by duly authorized representatives of the Board, the Police Department of Baltimore City, and other governmental agencies” on October 28, 2008 (Re: No one was able to produce employee records)

DECISION:

James D. Wertz T/a Westside Inn, 328-30 S. Bentalou Street - Class BD7 Beer, Wine & Liquor License – Violation of Rule 4.01(a) “No licensee shall sell or furnish alcoholic beverages to any person under twenty-one (21) years of age or to any person with the knowledge that such person is purchasing or acquiring such beverages for consumption by any person under twenty-one (21) years of age” on November 10, 2008 (Re: Alcoholic beverage sold to 19 year old Maryland State Police Cadet); **Violation of Rule 3.03(c)** “Licensees shall keep on their premises records containing the legal names, aliases, addresses, ages, and Social Security numbers of all persons employed by them. Such records shall be open for inspection at all times by duly authorized representatives of the Board, the Police Department of Baltimore City, and other governmental agencies” on November 10, 2008 (Re: No one was able to produce employee records); **Violation of Rule 3.06** “Licensees shall operate their establishments at all times in accordance with the requirements of the Health Department of Baltimore City, the Building Code of Baltimore City, and the rules and regulations of the Fire Department of Baltimore City” on November 10, 2008 (Re: Bartender was smoking inside establishment and there was evidence of roach infestation)

DECISION:

Verria A. Moore T/a Sportsman’s Lounge, 4721-27 Gwynn Oak Avenue – Class BD7 Beer, Wine & Liquor License – Violation of Rule 4.01(a) “No licensee shall sell or furnish alcoholic beverages to any person under twenty-one (21) years of age or to any person with the knowledge that such person is purchasing or acquiring such beverages for consumption by any person under twenty-one (21) years of age” on July 17, 2008 (Re: Alcoholic beverage sold to 20 year old Baltimore City Police Cadet); **Violation of Rule 4.01(a)** “No licensee shall sell or furnish alcoholic beverages to any person under twenty-one (21) years of age or to any person with the knowledge that such person is purchasing or acquiring such beverages for consumption by any person under twenty-one (21) years of age” on July 17, 2008 (Re: Alcoholic beverage sold to 19 year old Baltimore City Police Cadet); **Violation of Rule 4.01(a)** “No licensee shall sell or furnish alcoholic beverages to any person under twenty-one (21) years of age or to any person with the knowledge that such person is purchasing or acquiring such beverages for consumption by any person under twenty-one (21) years of age” on October 28, 2008 (Re: Alcoholic beverage sold to 19 year old Maryland State Police Cadet); **Violation of Rule 4.01(a)** “No licensee shall sell or furnish alcoholic beverages to any person under twenty-one (21) years of age or to any person with the knowledge that such person is purchasing or acquiring such beverages for consumption by any person under twenty-one (21) years of age” on October 28, 2008 (Re: Alcoholic beverage sold to 19 year old Baltimore City Sheriff’s Office Cadet); **Violation of Rule 3.03(c)** “Licensees shall keep on their premises records containing the legal names, aliases, addresses, ages, and Social Security numbers of all persons employed by them. Such records shall be open for inspection at all times by duly authorized representatives of the Board, the Police Department of Baltimore City, and other governmental agencies” on October 28, 2008 (Re: Employee records were not available)

DECISION:

3:00 p.m. Cases

Michael M. Arasteh & Ebrahim Mozaffari, North American Sports Bar, Inc. T/a Kildaire Tavern, 6826-32 Harford Road – Class BD7 Beer, Wine & Liquor License – **Violation of Rule 4.01(a)** “No licensee shall sell or furnish alcoholic beverages to any person under twenty-one (21) years of age or to any person with the knowledge that such person is purchasing or acquiring such beverages for consumption by any person under twenty-one (21) years of age” on August 13, 2008 (Re: Alcoholic beverage sold to 20 year old Baltimore City Sheriff Cadet); **Violation of Rule 4.01(a)** “No licensee shall sell or furnish alcoholic beverages to any person under twenty-one (21) years of age or to any person with the knowledge that such person is purchasing or acquiring such beverages for consumption by any person under twenty-one (21) years of age” on August 13, 2008 (Re: Alcoholic beverage sold to 19 year old Maryland State Police Cadet); **Violation of Rule 4.18** “No licensee shall commit or allow the commission on his premises of any act which shall be contrary to any federal, state or local statute, law or ordinance or against the public peace, safety, health, welfare, quiet or morals” on from May 1, 2008 to date (Licensee has not provided a copy of 2008 Trader’s License as requested) and from February 25, 2008 to date (Re: Licensees notified that corporate charter was not in good standing with Maryland Department of Assessments and Taxation); **Violation of Article 2B §10-301(j)(1)** “In Baltimore City, unless a licensee presents to the Board of Liquor License Commissioners by June 30 of the respective year, a certificate issued by the Director of Finance, showing that there are no unpaid taxes on the merchandise, fixtures and stock of the applicant due to the City of Baltimore or the State of Maryland, the renewal license shall be immediately suspended without a hearing but thereafter shall be immediately returned without a hearing upon presentation of such a certificate” from June 30, 2008 to date (Re: Licensee has failed to provide proof of payment of 2007-2008 Personal Property Tax bill)

DECISION:

Andrea Huff & Scott Brooks, 410, Inc. T/a Club 410, 4507-09 Belair Road - Class BD7 Beer, Wine & Liquor License – **Violation of Rule 3.12** “Licensees shall operate their establishments in such a manner as to avoid disturbing the peace, safety, health, quiet, and general welfare of the community” on September 28, 2008 (Re: Police were at location due to large crowds routinely loitering about the premises at closing time); **Violation of Rule 4.05(a)** “No licensee shall permit any person to consume alcoholic beverages on the licensed premises during hours when such sales are prohibited by law” and **Rule 4.05(b)** “No alcoholic beverages shall be served, dispensed, furnished or given away in any part of the premises during the hours when such sales are prohibited by law” on September 28, 2008 (Re: Police observed 25-30 individuals on the premises at 2:05 a.m. with drinks on the bar); **Violation of Rule 4.18** “No licensee shall commit or allow the commission on his premises of any act which shall be contrary to any federal, state or local statute, law or ordinance or against the public peace, safety, health, welfare, quiet or morals” from November 19, 2008 to date (Re: Licensees have failed to produce a 2008 Trader’s License) and from November 19, 2008 to date (Re: Corporate charter not in good standing with Maryland Department of Assessments and Taxation); **Violation of Article 2B §10-301(j)(1)** “In Baltimore City, unless a licensee presents to the Board of Liquor License Commissioners by June 30 of the respective year, a certificate issued by the Director of Finance, showing that there are no unpaid taxes on the merchandise, fixtures and stock of the applicant due to the City of Baltimore or the State of Maryland, the renewal license shall be immediately suspended without a hearing but thereafter shall be immediately returned without a hearing upon presentation of such a certificate” from June 30, 2008 to date (Re: Licensee has failed to provide proof of payment of 2007-2008 Personal Property Tax bill); **Violation of Article 2B §13-101(c)(1)** “A holder of any class of retail alcoholic beverages license or an employee designated by the holder shall complete training in an approved alcohol awareness program” from November 19, 2008 to date (Re: No proof of alcohol awareness training available)

DECISION:

Vytautas Banys, Kestutis Chesouis & Julia Banys, Lithuanian Hall Association, T/a Lithuanian Hall Association, 851-53 Hollins Street – Class “C” Beer, Wine & Liquor License – **Violation of Rule 3.12** “Licensees shall operate their establishments in such a manner as to avoid disturbing the peace, safety, health, quiet, and general welfare of the community” on December 14, 2008 (Re: Large crowd yelling, arguing and cars blasting horns filled 800 block of Hollins Street and blocked traffic) and (Re: Ten complaints received by 311 or 911 Call Center concerning the disturbance on this date); **Violation of Rule 4.18** “No licensee shall commit or allow the commission on his premises of any act which shall be contrary to any federal, state or local statute, law or ordinance or against the public peace, safety, health, welfare, quiet or morals on November 21, 2008 and on December 31, 2008 (Re: Hall rented to non-members for event at which alcohol was being served and no one day license had been issued) and on November 21, 2008 (Re: Zoning violation where establishment does not have proper use permit and money was being paid at the door) and on December 31, 2008 (Re: Zoning violation where establishment does not have a proper use permit); **Violation of Rule 5.04(d)** “Class “C” licensee shall be issued only to non-profit private clubs ... Non-members or guests will not be admitted unless accompanied by a member” on November 21, 2008 and on December 31, 2008 (Re: Dates on which hall was rented to non-member and one day licenses were not obtained)

DECISION: