

IN THE MATTER OF THE	*	BEFORE THE ALCOHOLIC
APPLICATION OF RONALD CRAIG	*	
GREEN, JEFFREY IRA NEWMAN, AND	*	BEVERAGE HEARING BOARD
ROBERT BLAISE GARNER ON	*	
BEHALF OF GLORY DAYS GRILL OF	*	FOR
ELLICOTT CITY, LLC, t/a GLORY DAYS	*	
GRILL FOR A REFILLABLE	*	HOWARD COUNTY, MARYLAND
CONTAINER PERMIT ON A,	*	
CLASS B BEER, WINE, AND LIQUOR	*	Case No.: 15-53
7-DAY ON-SALE LICENSE	*	

DECISION AND ORDER

The Board of License Commissioners for Howard County, Maryland (the “Liquor Board”), pursuant to Rule 1.02(A) of the Liquor Board Rules and Regulations, has delegated the authority to hear and decide cases to the Alcoholic Beverage Hearing Board for Howard County, Maryland (the “Hearing Board”).

On November 10, 2015, the Hearing Board heard the application of Ronald Craig Green, Jeffrey Ira Newman, and Robert Blaise Garner (“Applicants”), on behalf of Glory Days Grill of Ellicott City, LLC, t/a Glory Days Grill (“Glory Days Grill of Ellicott City, LLC”), for a Refillable Container Permit on the Class B Beer, Wine, and Liquor 7-day on-sale license for a 7,800 square foot restaurant with a 700 square foot outdoor patio located at 10035 Baltimore National Pike, Ellicott City, Maryland 21042. The hearing was properly advertised pursuant to Article 2B of the Annotated Code of Maryland. The Applicants were represented at the hearing by Keith Truffer, Esquire. There were no protestants who appeared in opposition to the application.

All the documents on file were incorporated into the record by reference. These include the following: a letter dated September 21, 2015, from the Applicants’ attorney

attaching the Refillable Container Permit application; a letter dated October 5, 2015, from the Applicants' attorney attaching the background investigation questionnaires for the Applicants; a copy of a violation history for all of the Glory Days Grills locations; a memorandum dated October 15, 2015, from the Liquor Board to the Alcoholic Beverage Inspector, the Department of Inspections, Licenses, and Permits, the Bureau of Environmental Health, and the Department of Planning and Zoning, and the Office of the Fire Marshal; the background investigations of the Applicants by the Alcoholic Beverage Inspector dated June 5, 2015; a letter dated October 21, 2015, from the Office of the Fire Marshal; a memorandum dated October 30, 2015, from the Department of Planning and Zoning; a letter dated October 15, 2015, to the Department of Finance; a letter from the Department of Finance; an email dated November 5, 2015, from the Department of Finance; a letter dated November 3, 2015, from the Maryland Department of Assessments and Taxation regarding personal property taxes for Glory Days Grill of Ellicott City, LLC; a letter dated October 15, 2015, to the Comptroller of Maryland; a letter dated October 23, 2015, from the Comptroller of Maryland; a fax transmission to the Applicants' attorney enclosing a letter dated October 15, 2015, with notification of the hearing date and the necessity to advertise; the certification of advertisement from the Howard County Times and the Baltimore Sun; and an email dated October 23, 2015, from the Alcoholic Beverage Inspector stating the premises had been posted.

SUMMARY OF TESTIMONY

Robert Garner, licensee/Co-founder of Glory Days Grill of Ellicott City, LLC, was sworn and testified that he and the other licensees, Ronald C. Green and Jeffrey I. Newman are requesting a Refillable Container Permit on the their Class B restaurant license to

accommodate their customers. Mr. Garner testified that their store in Howard County has been open since July, and has not had any violations. Mr. Garner testified that he has reviewed the laws pertaining to refillable container permits, and will abide by them. Mr. Garner testified that they currently have 24 draft beers, many of which are not commonly available, including local beers, and would like to be able to allow their customers to buy the growlers to take off-sale. Mr. Garner testified that approximately 18% percent of their sales are alcohol and 70% of their alcoholic beverage sales are from draft beers. He stated that another Glory Days location currently sells growlers.

Pursuant to Rule 6.13 of the Liquor Board Rules and Regulations, the Applicants' attorney waived the right to request the Liquor Board to hear the case.

FINDINGS OF FACT

1. The Hearing Board finds that Ronald Craig Green, Jeffrey Ira Newman, and Robert Blaise Garner on behalf of Glory Days Grill of Ellicott City, LLC, t/a Glory Days Grill, have applied for a Refillable Container Permit on the Class B Beer, Wine, and Liquor 7-day on-sale license for a 7,800 square foot restaurant with a 700 square foot outdoor patio located at 10035 Baltimore National Pike, Ellicott City, Maryland 21042.

2. The Hearing Board finds that the Applicants are fit and proper persons to hold an alcoholic beverage license.

3. The Hearing Board finds that Ronald Craig Green has been a Howard County resident for more than two years, is a registered voter, and an 11% shareholder of Glory Days Grill of Ellicott City, LLC, t/a Glory Days Grill.

4. The Hearing Board finds that the granting of the application is necessary for the accommodation of the public.

5. The Hearing Board finds that the granting of this application will not unduly disturb the peace and safety of the residents in the neighborhood.

CONCLUSIONS OF LAW

1. The Hearing Board concludes that Ronald Craig Green, Jeffrey Ira Newman, and Robert Blaise Garner on behalf of Glory Days Grill of Ellicott City, LLC, t/a Glory Days Grill, have applied for a Refillable Container Permit on the Class B Beer, Wine, and Liquor 7-day on-sale license for a 7,800 square foot restaurant with a 700 square foot outdoor patio located at 10035 Baltimore National Pike, Ellicott City, Maryland 21042.

2. The Hearing Board concludes that the Applicants are fit and proper persons to hold an alcoholic beverage license.

3. The Hearing Board concludes that Ronald Craig Green meets the requirements of Rules 1.09(T), 1.09(U), 2.06, and 2.10 of the Liquor Board Rules and Regulations concerning resident agent qualifications.

4. The Hearing Board concludes that the granting of the application is necessary for the accommodation of the public.

5. The Hearing Board concludes that the granting of the application will not unduly disturb the peace and safety of the residents in the neighborhood.

ORDER

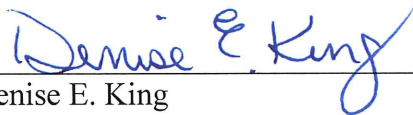
For the foregoing reasons, it is this 8th day of December, 2015, by the Alcoholic Beverage Hearing Board of Howard County, Maryland **ORDERED** that the application of Ronald Craig Green, Jeffrey Ira Newman, and Robert Blaise Garner on behalf of Glory Days Grill of Ellicott City, LLC, t/a Glory Days Grill for a Refillable Container Permit on the Class B Beer, Wine, and Liquor 7-day on-sale license for a 7,800 square foot

restaurant with a 700 square foot outdoor patio located at 10035 Baltimore National Pike, Ellicott City, Maryland 21042, be and the same is hereby **GRANTED** subject to the following conditions:

1. That this **PROPOSED DECISION AND ORDER** shall become final when the Applicants obtain the license and comply with the following conditions:
 - (a) The Applicants comply with all State and County rules and regulations; and
 - (b) Failure to comply with these conditions and obtain the license by December 31, 2015, shall render this Proposed Decision and Order null and void.

ATTEST:

ALCOHOLIC BEVERAGE HEARING
BOARD OF HOWARD COUNTY,
MARYLAND



Denise E. King
Administrator

ABSENT

Mary Bird, Chairperson

Harry Evans, III, Vice-Chairperson


REVIEWED BY HOWARD COUNTY
OFFICE OF LAW
GARY W. KUC
COUNTY SOLICITOR



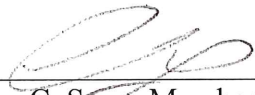
Charles C. Feaga, Member



Heather Gaetano, Member



Lewis Taylor, Esquire
Assistant County Solicitor



Charley C. Sung, Member