

IN THE MATTER OF THE	*	BEFORE THE ALCOHOLIC
APPLICATION OF NATHANIEL DAVID	*	
HYNSON ON BEHALF OF MUTINY	*	BEVERAGE HEARING BOARD
PIRATE BAR II, LLC, T/A MUTINY	*	
PIRATE BAR & ISLAND GRILLE,	*	FOR HOWARD COUNTY, MARYLAND
FOR AN EXTENSION OF PREMISES	*	
FOR A CLASS B BEER, WINE AND	*	
LIQUOR 7-DAY ON SALE LICENSE	*	Case No.:18-32
	*	

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 June 19, 2018, the Hearing Board heard the application of Nathaniel David Hynson (“Applicant”), on behalf of Mutiny Pirate Bar II, LLC, t/a Mutiny Pirate Bar & Island Grille (“Mutiny Pirate Bar”), for an extension of premises for a Class B, Beer, Wine, and Liquor, 7-day on sale license from a 4,200-square foot restaurant and lounge to a 4,200-square foot restaurant and lounge with a 456-square foot outdoor patio, located at 7190 Troy Hill Drive, ElkrIDGE, Maryland 21075.

The hearing was properly advertised and the property posted pursuant to the Alcoholic Beverages Article of the Annotated Code of Maryland. The Applicant was represented by Thomas Coale, Esquire. There were no protestants who appeared in opposition to the application.

All the documents on file were incorporated into the record by reference.

SUMMARY OF TESTIMONY

Nathaniel David Hynson, 100% shareholder of Mutiny Pirate Bar, was sworn and testified that he is the resident agent licensee for Mutiny Pirate Bar.

Mr. Hynson testified that he is requesting an extension of premises to add a small 456-square foot outdoor patio to the existing restaurant. He testified that the proposed patio will be located in front of the existing building with large windows overlooking the patio area from the restaurant. Mr. Hynson testified that there will be a wait station with wait staff on the patio at all times that the patio is in use. He testified that customers must come through the restaurant to be seated on the patio and there will be a rope railing surrounding the entire patio area. Mr. Hynson testified that there is a walkway located between the restaurant and the patio and the stairs depicted on the plan will not be built. The applicant submitted and the Board accepted the following exhibit:

Applicant's Exhibit 1: Floorplan showing restaurant and proposed patio

Pursuant to Rule 6.13 of the Liquor Board Rules and Regulations, the Applicant waived his right to request the Liquor Board to hear the case.

Based on the evidence presented at the hearing, the Alcoholic Beverage Hearing Board makes the following Findings of Fact and Conclusions of Law:

FINDINGS OF FACT

1. The Hearing Board finds that Nathaniel David Hynson, on behalf of Mutiny Pirate Bar II, LLC, t/a Mutiny Pirate Bar & Island Grille, has applied for an extension of premises for a Class B, Beer, Wine, and Liquor, 7-day on sale license from a 4,200-square foot restaurant and lounge to a 4,200-square foot restaurant and lounge with a 456-square foot outdoor patio, located

at 7190 Troy Hill Drive, Elkridge, Maryland 21075.

2. The Hearing Board finds that the Applicant is a fit and proper person to hold an alcoholic beverage license.

3. The Hearing Board finds that Nathaniel David Hynson has been a Howard County resident for more than two years, is a registered voter, and a 100% shareholder of Mutiny Pirate Bar II, LLC, t/a Mutiny Pirate Bar & Island Grille.

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 the application will not unduly disturb the peace and safety of the residents of the neighborhood.

CONCLUSIONS OF LAW

1. The Hearing Board concludes that Nathaniel David Hynson, on behalf of Mutiny Pirate Bar II, LLC, t/a Mutiny Pirate Bar & Island Grille, has applied for an extension of premises for a Class B, Beer, Wine, and Liquor, 7-day on sale license from a 4,200-square foot restaurant and lounge to a 4,200-square foot restaurant and lounge with a 456-square foot outdoor patio, located at 7190 Troy Hill Drive, Elkridge, Maryland 21075.

2. The Hearing Board concludes that the Applicant is a fit and proper person to hold an alcoholic beverage license.

3. The Hearing Board concludes that Nathaniel David Hynson meets the requirements of Rules 1.10(S), 1.10(T), and 2.06 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 would not unduly disturb the peace and safety of the neighborhood.

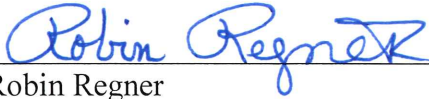
ORDER

For the foregoing reasons, it is this 23rd day of August, 2018, by the Alcoholic Beverage Hearing Board of Howard County **ORDERED** that the application of Nathaniel David Hynson, on behalf of Mutiny Pirate Bar II, LLC, t/a Mutiny Pirate Bar & Island Grille, for an extension of premises for a Class B, Beer, Wine, and Liquor, 7-day on sale license from a 4,200-square foot restaurant and lounge to a 4,200-square foot restaurant and lounge with a 456-square foot outdoor patio, located at 7190 Troy Hill Drive, Elkridge, Maryland 21075, be and the same is hereby **GRANTED**, subject to the following conditions:

- (a) That the Applicant comply with all State and County laws and regulations; and
- (b) That the Applicant satisfy any requirements necessary to obtain the license by November 23, 2018, unless that deadline is extended by the Board upon good cause shown; and
- (c) Failure to comply with these conditions shall render this Proposed Decision and Order null and void.

ATTEST:

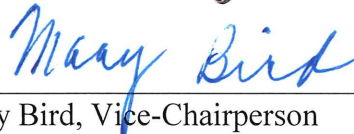
ALCOHOLIC BEVERAGE HEARING
BOARD OF HOWARD COUNTY,
MARYLAND



Robin Regner
Board Administrator



Heather Gaetano, Chairperson

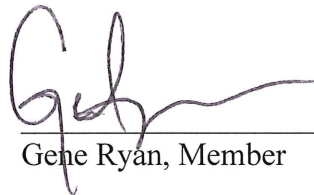


Mary Bird, Vice-Chairperson


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



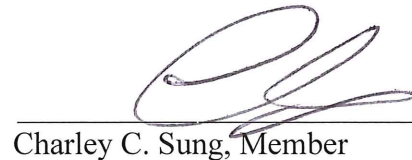
Charles C. Feaga, Member



Gene Ryan, Member



Lewis Taylor, Esquire
Senior Assistant County Solicitor



Charley C. Sung, Member