

IN THE MATTER OF THE	*	BEFORE THE ALCOHOLIC
APPLICATION OF YAMPIER	*	BEVERAGE HEARING
SANTANA GONZALEZ ON BEHALF	*	BOARD FOR
OF PRIVATERS, LLC T/A CILANTROS	*	HOWARD COUNTY,
NEIGHBORHOOD CANTINA, FOR A	*	MARYLAND
NEW CLASS B BEER, WINE, AND	*	
LIQUOR 7-DAY ON-SALE LICENSE	*	Case No.: 19-23
* * * * *	*	* * * * *

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 May 14, 2019, the Hearing Board heard the application of Yampier Santana Gonzalez (“Applicant”) on behalf of Privaters, LLC, t/a Cilantros Neighborhood Cantina (“Cilantros Neighborhood Cantina”), for a new Class B Beer, Wine, and Liquor, 7-day on-sale license for a 1,500-square foot restaurant located at 3881 Ten Oaks Road, Suite 1-A, Glenelg, MD 21036.

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 Meachum, 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

Yampier Santana Gonzalez, 100% owner and the sole applicant, was sworn and testified that he has lived in Howard County for 12 years and is a registered voter. Mr. Gonzalez testified that he has worked in other restaurants over the past six years as a manager, waiter, and bar manager and has been involved with alcohol inventory and training of staff and has never had an alcohol violation. He stated that he has experience in how to handle customers that appear to be intoxicated and will not serve alcohol to anyone that appears to be under the age of thirty years old. Mr. Gonzalez stated that he would make sure that customers that drink too much do not drive and will require them to either find a designated driver or he will notify the police of a possible problem.

Mr. Gonzalez testified that Cilantros Neighborhood Cantina serves Mexican food and submitted into the record *Applicant's Exhibit 1 – Menu for Cilantros Neighborhood Cantina*. He stated that he will be the general manager of this restaurant and the hours of operation will be Sunday to Thursday from 11:00 a.m. to 12:00 a.m. and Friday and Saturday from 11:00 a.m. to 2:00 a.m.

Mr. Gonzalez submitted into the record and the Board accepted *Applicant's Exhibit 2 – Alcohol Awareness Certificate for Yampier Santana Gonzalez*.

Mr. Gonzalez testified that there will be eight employees at Cilantros Neighborhood Cantina and that all servers will be alcohol awareness certified. He testified that all new employees will be given written policies concerning alcohol rules and regulations and that they will be required to sign that they have received and read them. Mr. Gonzalez stated that he plans to have a meeting with his

employees daily at 5:00 p.m. to discuss the service of alcohol. He stated that he will be on premises at all times and will supervise everyone as they do their jobs.

Mr. Gonzalez testified that he was involved in a traffic matter related to a DUI a few years ago, however, received a probation before judgment, and that he also received a PBJ on a reckless driving charge. Mr. Gonzalez testified that he has been a citizen of the United States for about six months.

Mr. Gonzalez testified that this proposed restaurant was previously a carry-out restaurant called Momma Mia's, and he hopes to open Cilantros Neighborhood Cantina in a few weeks. Mr. Gonzalez stated that he has read and understands the Board's Rules and Regulations and will abide by them.

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 Yampier Santana Gonzalez, on behalf of Privaters, LLC, t/a Cilantros Neighborhood Cantina, has applied for a new Class B Beer, Wine, and Liquor, 7-day on-sale license for a 1,500-square foot restaurant located at 3881 Ten Oaks Road, Suite 1-A, Glenelg, MD 21036.

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 Yampier Santana Gonzalez has been a Howard County resident for more than two years, is a registered voter, and is the

100% owner of the business.

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 of the neighborhood.

CONCLUSIONS OF LAW

1. The Hearing Board concludes that Yampier Santana Gonzalez, on behalf of Privaters, LLC, t/a Cilantros Neighborhood Cantina, has applied for a new Class B Beer, Wine, and Liquor, 7-day on-sale license for a 1,500-square foot restaurant located at 3881 Ten Oaks Road, Suite 1-A, Glenelg, MD 21036.

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 Yampier Santana Gonzalez 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 this application would not unduly disturb the peace and safety of the neighborhood.

ORDER

For the foregoing reasons, it is this 17th day of June, 2019, by the Alcoholic Beverage Hearing Board of Howard County, **ORDERED**, that the application of Yampier Santana Gonzalez, on behalf of Privaters, LLC, t/a Cilantros

Neighborhood Cantina, for a new Class B Beer, Wine, and Liquor, 7-day on-sale license for a 1,500-square foot restaurant located at 3881 Ten Oaks Road, Suite 1-A, Glenelg, MD 21036, be and the same is hereby **GRANTED**, subject to the following conditions:

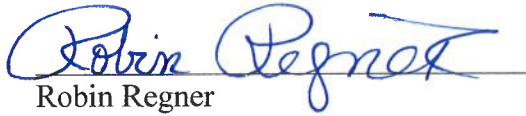
(a) That the Applicant complies with all State and County laws and regulations; and


(b) That the Applicant satisfies any requirements necessary to obtain the license by September 11, 2019, 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

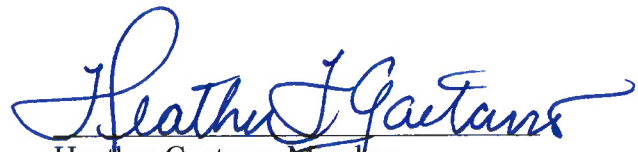

Gene Ryan, Chairperson


Mary Bird, Vice Chairperson

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


Harry Evans, Member


Lewis Taylor, Esquire
Senior Assistant County Solicitor


Heather Gaetano, Member


Charley C. Sung, Member