

IN THE MATTER OF THE	*	BEFORE THE ALCOHOLIC
APPLICATION OF ERIC	*	
SCOTT KING ON BEHALF	*	BEVERAGE HEARING BOARD
OF SEA KING VI, LLC T/A	*	
SEA KING CRAB HOUSE	*	FOR
FOR A RESIDENT AGENT	*	
CHANGE AND EXTENSION	*	HOWARD COUNTY, MARYLAND
OF PREMISES FOR A CLASS	*	
B BEER, WINE AND LIQUOR	*	Case No.: 22-32
7-DAY 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 July 12, 2022, the Hearing Board heard the application of Eric Scott King (the “Applicant”), on behalf of Sea King VI, LLC, t/a Sea King Crab House (“Sea King Crab House”), for a resident agent change, replacing Colin Denton Bell, and an extension of premises for a Class B, Beer, Wine and Liquor, 7-Day License for a 6,400 sq. ft. restaurant with a 1,970 sq. ft. outdoor dining area located at 3417 Plum Tree Drive, Ellicott City, MD 21042.

The hearing was properly advertised, and the property posted pursuant to the Alcoholic Beverages Article of the Annotated Code of Maryland. Mr. Martin Johnson served as a consultant for the Applicant and 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

Eric Scott King, 75% interest holder and proposed resident agent, was sworn in and testified before the Hearing Board.

Mr. King testified that he has been in the restaurant business since 2007, and has held a liquor license for the indoor dining area for about 6 years. Mr. King stated that he is currently a licensee and is requesting that the Board grant an extension of premises to allow alcohol to be served on an outside patio that they will be creating, as well as to become the resident agent since he is currently a Howard County resident. Mr. King stated that many other restaurants have successfully used outdoor areas to promote their businesses during the COVID-19 pandemic, and that he would like to be able to accommodate customers who wish to eat outdoors.

Mr. King testified as to the photos of the outdoor area, and described the restaurant's weekly specials. Mr. King stated that he doesn't own the building, but that his father is the landlord and that he has granted him the use of a portion of the parking area for outdoor dining. Mr. King stated that the application contains an error regarding the percentages of financial interest, and that an amendment to the Ownership Agreement will be submitted to the Hearing Board. Mr. King stated that currently he does not have plans to have outdoor entertainment, but that he may consider it in the future. Mr. King stated that he has held his current license since 2016, and that he has never had a violation at Sea King Crab House, or at Crab Shanty or Shanty Grille, establishments where he was a previous licenseholder. Mr. King stated that he expects his percentage of alcohol sales to be low, averaging 2%-4% because most of their business is for carry out. Mr. King stated that they are able to sell alcohol to-go but that they don't promote it. Mr. King stated that he appreciates the services of the previous resident agent, Mr. Bell.

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 Eric Scott King (the “Applicant”), on behalf of Sea King VI, LLC, t/a Sea King Crab House (“Sea King Crab House”), has applied for a resident agent change, replacing Colin Denton Bell, and an extension of premises for a Class B, Beer, Wine and Liquor, 7-Day License for a 6,400 sq. ft. restaurant with a 1,970 sq. ft. outdoor dining area located at 3417 Plum Tree Drive, Ellicott City, MD 21042.

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 Eric Scott King, the resident agent applicant, 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 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 Eric Scott King (the “Applicant”), on behalf of Sea King VI, LLC, t/a Sea King Crab House (“Sea King Crab House”), has applied for a resident agent change, replacing Colin Denton Bell, and an extension of premises for a Class B, Beer,

Wine and Liquor, 7-Day License for a 6,400 sq. ft. restaurant with a 1,970 sq. ft. outdoor dining area located at 3417 Plum Tree Drive, Ellicott City, MD 21042.

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 Eric Scott King, the resident agent applicant, 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 will not unduly disturb the peace and safety of the residents of the neighborhood.

ORDER

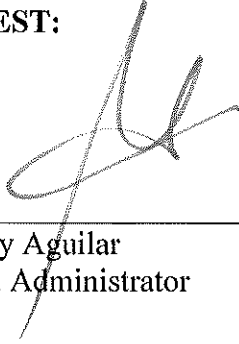
For the foregoing reasons, it is this 1st day of September, 2022, by the Alcoholic Beverage Hearing Board of Howard County **ORDERED** that the application of Eric Scott King (the "Applicant"), on behalf of Sea King VI, LLC, t/a Sea King Crab House ("Sea King Crab House"), for a resident agent change, replacing Colin Denton Bell, and an extension of premises for a Class B, Beer, Wine and Liquor, 7-Day License for a 6,400 sq. ft. restaurant with a 1,970 sq. ft. outdoor dining area located at 3417 Plum Tree Drive, Ellicott City, MD 21042, 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;

(b) That the Applicant satisfy any requirements necessary to obtain the license by January 12, 2023 unless that deadline is extended by the Hearing Board upon good cause shown;

(c) Failure to comply with these conditions shall render this Proposed Decision and Order null and void.

ATTEST:



Ashley Aguilar
Board Administrator

**ALCOHOLIC BEVERAGE HEARING
BOARD OF HOWARD COUNTY,
MARYLAND**

Kel L. Berg for

Mary Bird, Chairperson

Kel L. Berg for

Harry Evans, Vice-Chairperson

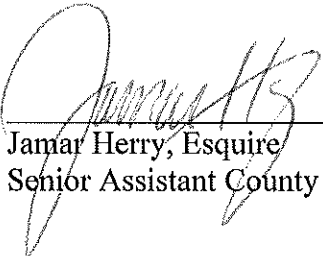
**REVIEWED BY HOWARD COUNTY
OFFICE OF LAW
GARY W. KUC
COUNTY SOLICITOR**

Kel L. Berg for

Charley Sung, Member

ABSENT

Steve Chen, Member



Jamar Herry, Esquire
Senior Assistant County Solicitor

Kel L. Berg for

Claire Kim, Member