

IN THE MATTER OF THE	*	BEFORE THE ALCOHOLIC
APPLICATION OF DESMOND	*	
JAMES REILLY, STUART RUSSELL	*	BEVERAGE HEARING BOARD
DAMON AND KRISTOPHER SHAWN	*	
CARR ON BEHALF OF WALRUS	*	FOR
OYSTER AND ALE HOUSE OF	*	
COLUMBIA, MD, LLC T/A WALRUS	*	HOWARD COUNTY, MARYLAND
OYSTER & ALE HOUSE, FOR A	*	
RESIDENT AGENT CHANGE, MEMBER	*	Case No.: 22-16
ADDITION AND EXTENSION OF	*	
PREMISES FOR A CLASS B BEER,	*	
WINE AND LIQUOR 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 May 24, 2022, the Hearing Board heard the application of Desmond James Reilly, Stuart Russell Damon and Kristopher Shawn Carr (the “Applicants”), on behalf of Walrus Oyster and Ale House of Columbia, MD, LLC, t/a Walrus Oyster & Ale House (“The Walrus”), for a resident agent change, replacing Robert Anthony Mead, the addition of a member and an extension of premises for a Class B, Beer, Wine and Liquor, 7-Day License for a 6,810 sq. ft. restaurant with a 556 sq. ft. exterior located at 10300 Little Patuxent Parkway #3030, Columbia, MD 21044.

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

applicants 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

Desmond James Reilly, proposed resident agent, was sworn in and testified before the Board.

Mr. Reilly testified that he is requesting 3 items: a resident agent change, an extension of premises, and to add a licensee member. Mr. Reilly stated that he has been in the hospitality industry for almost 30 years, and that he owns and operates, with 2 managing principals, Star Restaurant Group, which owns and operates 5 restaurants. Mr. Reilly stated that he is currently a licensee for Walrus Oyster & Ale House and Chicken & Whiskey, both located at the Mall in Columbia. Mr. Reilly stated that The Walrus is a full service restaurant and bar, and that since its inception in 2018, The Walrus has not incurred any alcohol violations. Mr. Reilly stated that he is Alcohol Awareness Certified, and that The Walrus has been operating for 4 years and is doing well. Mr. Reilly stated The Walrus is open 7 days a week from 11 a.m. to 12 a.m. Sunday through Thursday and from 11 a.m. to 1 a.m. on Fridays and Saturdays. Mr. Reilly stated that his current leadership responsibilities involve being the de facto Chief Marketing Officer for the company and working on strategic growth. Mr. Reilly stated that there are 82 employees, 35 of which are Alcohol Awareness Certified. Mr. Reilly stated that there is a strict policy that all I.D.s must be horizontal, and anyone appearing to be age 40 and under will be asked for identification. Mr. Reilly stated that there is training in place to deal with intoxicated guests, and that they routinely have staff meetings that include alcohol awareness training.

Mr. Reilly testified to photographs and drawings of the outside of the restaurant. Mr. Reilly stated that there will be 4 tables seating 2 guests each at the front of the restaurant and

planters will surround the perimeter of the outside tables. Mr. Reilly stated that there will be signage prohibiting the removal of any alcohol from the area and that in order to enter the area, you will have to see a host who will seat guests.

Mr. Reilly stated that there is a second part of the patio that is for takeout only, offers packaged alcohol to go, and guests are verbally told that they can't consume alcohol at the tables. Mr. Reilly stated that this self-seating area will have 5 picnic tables with 24 seats. There will be signage prohibiting the removal of alcohol, and it will also have the aforementioned planters surrounding the perimeter. Mr. Reilly stated that the planters will be 2 feet apart, but after consideration, stated that they will be moved closer together since their location is near the parking area. Mr. Reilly stated that the floor plan offers maximum visibility from the front of the restaurant, but limited visibility on the side, so they will remove decals on the interior window that prevent servers from seeing guests outside. Mr. Reilly stated that there will be stools along the wall by the picnic tables, and a manager will be outside at all times to monitor the area. Mr. Reilly stated that they offer 3rd party delivery service for the roadside stand, but they do not offer alcohol delivery.

Mr. Reilly stated that he has been a Howard County resident for 3 years, he lives 8 minutes away from the restaurant, and is at the restaurant on a daily basis. Mr. Reilly stated that he is best suited to deal with any problems and responsibilities for anything that should happen on the premises. Mr. Reilly stated that they would like to add Kristopher Carr to the license. Mr. Reilly stated that Mr. Carr is one of the managing principals of Star Restaurant Group, he acts as the de facto Chief Operating Officer and that he has worked for the company since 2013. Mr. Reilly stated that Mr. Carr is being added to the license because he is a managing principal of the business, he regularly visits the restaurant and he owns 33% of the company. Mr. Reilly stated

that no permits were required, but an amendment was provided by the landlord, which shows a drawing outlining the leased premises, and that it falls under the current license.

Pursuant to Rule 6.13 of the Liquor Board Rules and Regulations, the Applicants waived their 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 Desmond James Reilly, Stuart Russell Damon and Kristopher Shawn Carr (the “Applicants”), on behalf of Walrus Oyster and Ale House of Columbia, MD, LLC, t/a Walrus Oyster & Ale House (“The Walrus”), have applied for a resident agent change, replacing Robert Anthony Mead, the addition of a member and an extension of premises for a Class B, Beer, Wine and Liquor, 7-Day License for a 6,810 sq. ft. restaurant with a 556 sq. ft. exterior located at 10300 Little Patuxent Parkway #3030, Columbia, MD 21044.
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 Desmond James Reilly, 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 Desmond James Reilly, Stuart Russell Damon and Kristopher Shawn Carr (the “Applicants”), on behalf of Walrus Oyster and Ale House of Columbia, MD, LLC, t/a Walrus Oyster & Ale House (“The Walrus”), have applied for a resident agent change, replacing Robert Anthony Mead, the addition of a member and an extension of premises for a Class B, Beer, Wine and Liquor 7-Day License for a 6,810 sq. ft. restaurant with a 556 sq. ft. exterior located at 10300 Little Patuxent Parkway #3030, Columbia, MD 21044.
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 Desmond James Reilly, 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 15th day of June, 2022, by the Alcoholic Beverage Hearing Board of Howard County **ORDERED** that the application of Desmond James Reilly, Stuart Russell Damon and Kristopher Shawn Carr (the “Applicants”), on behalf of Walrus Oyster and Ale House of Columbia, MD, LLC, t/a Walrus Oyster & Ale House (“The Walrus”), for a resident agent change, replacing Robert Anthony Mead, the addition of a member and an extension of premises for a Class B, Beer, Wine and Liquor, 7-Day License for a 6,810 sq. ft.

restaurant with a 556 sq. ft. exterior located at 10300 Little Patuxent Parkway #3030, Columbia, MD 21044., be and the same is hereby **GRANTED**, subject to the following conditions:

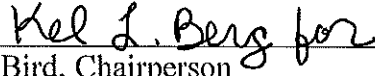
- (a) That the Applicants comply with all State and County laws and regulations;
- (b) That the Applicants satisfy any requirements necessary to obtain the license by November 24, 2022 unless that deadline is extended by the Board upon good cause shown;
- (c) Failure to comply with these conditions shall render this Proposed Decision and Order null and void.

ATTEST:

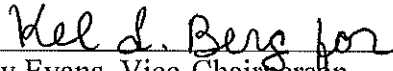
**ALCOHOLIC BEVERAGE HEARING
BOARD OF HOWARD COUNTY,
MARYLAND**



Ashley Aguilar
Board Administrator



Mary Bird, Chairperson

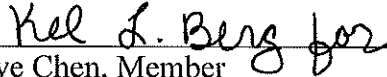


Harry Evans, Vice-Chairperson

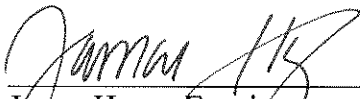
**REVIEWED BY HOWARD COUNTY
OFFICE OF LAW
GARY W. KUC
COUNTY SOLICITOR**



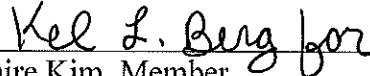
Charley Sung, Member



Steve Chen, Member



Jamar Herry, Esquire
Senior Assistant County Solicitor



Claire Kim, Member