

IN THE MATTER OF THE	*	BEFORE THE ALCOHOLIC
APPLICATION OF QING FENG LIN	*	BEVERAGE HEARING BOARD
ON BEHALF OF CHOPSTICKS ASIAN	*	FOR
LLC T/A UMI SUSHI FOR A NEW	*	HOWARD COUNTY,
MARYLAND	*	
CLASS B BEER AND WINE 7-DAY	*	
ON-SALE LICENSE	*	Case No.: 19-33

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 9, 2019, the Hearing Board heard the application of Qing Feng Lin (“Applicant”) on behalf of Chopsticks Asian LLC t/a Umi Sushi (“Umi Sushi”) for a new Class B Beer and Wine, 7-day on-sale license for a 2,000-square foot restaurant located at 8167 Main Street, Ellicott City, Maryland 21043.

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

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

As a preliminary matter, Michael Hsur amended the original application which listed the trade name for this restaurant as Chopsticks Asian and requested the new trade name to be Umi Sushi. The Alcoholic Beverage Hearing Board unanimously voted to approve the change of the trade name from Chopsticks Asian to Umi Sushi.

SUMMARY OF TESTIMONY

Michelle Lin, daughter of Qing Feng Lin, was sworn in and served as interpreter for Qing Feng Lin.

Qing Feng Lin, sole owner and manager, was sworn and testified through his interpreter that he has lived in Howard County for seven years, is a United States citizen and has no criminal history. Mr. Lin testified that this restaurant opened on May 5, 2019 and he has been operating this restaurant since that time. Mr. Lin stated that he has managed other restaurants in Baltimore City and Baltimore County; however, none of them served alcohol.

Mr. Lin testified that there is seating for 60 at this restaurant and the hours of operation are Monday through Saturday from 11 a.m. to 10 p.m. and on Sunday from noon until 9:30 p.m. He stated that there will be seven employees and initially only he and his wife will be serving alcohol. Mr. Lin stated he plans to only serve beer and wine.

Mr. Lin testified that he is alcohol awareness certified. He stated that his wife will be working at this restaurant about 40 hours per week and she is also alcohol awareness certified. He plans to have more of his employees certified once he receives his liquor license. Mr. Lin testified that he plans to work at this restaurant about 60 hours per week.

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 Qing Feng Lin, on behalf of Chopsticks Asian LLC t/a Umi Sushi has applied for a new Class B Beer and Wine, 7-day on-sale license for a 2,000-square foot restaurant located at 8167 Main Street, Ellicott City, Maryland 21043.

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 Qing Feng Lin has been a Howard County resident for more than two years, is a registered voter, and has a 100% financial interest in 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 Qing Feng Lin, on behalf of Chopsticks Asian LLC t/a Umi Sushi has applied for a new Class B Beer and Wine, 7-day on-sale license for a 2,000-square foot restaurant located at 8167 Main Street, Ellicott City, Maryland 21043

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 Qing Feng Lin 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 27th day of August, 2019, by the Alcoholic Beverage Hearing Board of Howard County, **ORDERED**, that the application of Qing Feng Lin, on behalf of Chopsticks Asian LLC t/a Umi Sushi, for a new Class B Beer and Wine, 7-day on-sale license for a 2,000-square foot restaurant located at 8167 Main Street, Ellicott City, Maryland, be and the same is hereby **GRANTED**, subject to the following conditions:

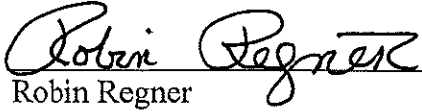
(a) That the Applicant complies with all State and County laws and regulations; and

(b) That the Applicant satisfies any requirements necessary to obtain the license by November 23, 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

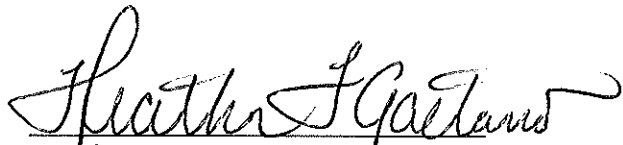

Robin Regner
Board Administrator

ABSENT
Gene Ryan, Chairperson



Mary Bird, Vice Chairperson

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


Harry Evans, Member


Heather Gaetano, Member


Jamar Herry, Esquire
Assistant County Solicitor


Charley C. Sung, Member