

IN THE MATTER OF THE
APPLICATION OF BRAD QUINT
ON BEHALF OF BBPP34, LLC, t/a
BEEF BROTHERS DELI, FOR A
NEW CLASS B BEER AND LIGHT
WINE 7-DAY ON-SALE LICENSE

* BEFORE THE ALCOHOLIC
*
* BEVERAGE HEARING BOARD
*
* FOR
*
* HOWARD COUNTY, MARYLAND
*
* Case No. 15-49

DECISION AND ORDER

The Board of License Commissioners for Howard County, Maryland (the “Liquor Board”), pursuant to Rule 1.02(A) of the Rules and Procedures, has delegated the authority to hear and decide cases to the Alcoholic Beverage Hearing Board for Howard County, Maryland (the “Hearing Board”).

On October 13, 2015, the Hearing Board heard the application of Brad Quint (“Applicant”), on behalf of BBPP34, LLC, t/a Beef Brothers Deli (“BBPP34, LLC”), for a new Class B Beer and Light Wine 7-day on-sale license for a 1,490 square foot restaurant located at 10155 Baltimore National Pike, Unit 101, Ellicott City, Maryland 21042. The hearing was properly advertised pursuant to Article 2B of the Annotated Code of Maryland. The applicant was represented by Katherine Taylor, Esquire. There were no protestants who appeared in opposition to the application.

All the documents on file were incorporated into the record by reference. These include the following: the application; a copy of the Articles of Organization of BBPP34, LLC; a letter of acceptance of the Articles of Organization of BBPP34, LLC, dated

December 22, 2014, from the Maryland State Department of Assessment and Taxation; a copy of an alcohol awareness certification for the Applicant and Macy Drake; a copy of the floor plan; a copy of the background investigation questionnaire for the Applicant; a criminal history record check from the Department of Public Safety and Correctional Services for the Applicant; a memorandum dated September 14, 2015, from the Hearing Board to the Alcohol Beverage Inspector, Department of Inspections, Licenses, and Permits, the Bureau of Life Safety, Environmental Health, the Office of the Fire Marshal, and the Department of Planning and Zoning; the background investigation of the Applicant by the Alcohol Beverage Inspector, dated October 2, 2015; a memorandum dated September 22, 2015, from the Department of Inspections, Licenses, and Permits; a letter dated September 22, 2015, from the Office of the Fire Marshal; an email dated September 30, 2015, from the Office of the Fire Marshal; a letter dated September 14, 2015, to the Department of Finance; a letter from the Department of Finance; a letter dated September 14, 2015, to the Comptroller of the Treasury; a letter dated September 21, 2015, from the Comptroller of the Treasury; an email to the Applicant enclosing a letter dated September 14, 2015, with notification of the hearing date and the necessity to advertise; certification from Patuxent Publishing and the Howard Sun; and a memorandum dated September 14, 2015, from the Alcoholic Beverage Inspector to the Hearing Board stating the premises had been posted.

SUMMARY OF TESTIMONY

Katherine Taylor, attorney for the Applicant, stated that Beef Brothers Deli is a business that operated in Baltimore City, and is moving to Howard County. Ms. Taylor

stated that the Applicant is requesting a Class B Beer and Light Wine license for a casual, deli-style restaurant.

Brad Quint, the President and 100% shareholder, for BBPP34, LLC, t/a Beef Brothers Deli, was sworn and testified that he has lived in Howard County for six years, is a registered voter, and is alcohol awareness certified. Mr. Quint testified that five years ago, he and his brother opened a hot dog stand in Baltimore City, and ultimately opened a deli located at Charles and Saratoga Streets. Mr. Quint testified that they were open Monday through Friday, but closed at 3:00 P.M. Mr. Quint testified that they had the same customers every day. Mr. Quint testified that they did not have a liquor license at that location, but did allow customers to bring their own alcoholic beverages. Mr. Quint testified that they had policies in place relating to consumption of alcoholic beverages.

Mr. Quint testified that they sold the deli, because a large supermarket moved into the area, and planned to sell the same food that they sold. Mr. Quint testified they had been looking for a new location for a long time. Mr. Quint testified that the original plan was to handle both locations, but they decided against it. Mr. Quint testified that his brother decided not to continue in the business with him at the Howard County location.

Mr. Quint testified that he plans to offer corned beef and pastrami sandwiches, salads, and pizza. He only plans to offer limited beers and wine in small bottles to his customers. Mr. Quint testified that the customers will place their orders at the counter. If an alcoholic beverage is ordered, a manager, who is alcohol awareness certified, will handle the transaction. Mr. Quint testified that anyone who appears to be under the age of 40, will be asked for identification.

Mr. Quint testified that he will be at the store full-time, and that he will be in charge of the operation of the restaurant, along with hiring and firing employees. Mr. Quint testified that he has prior experience in serving alcoholic beverages, as he worked at bars where he was a bartender.

Mr. Quint testified that he will have ten staff members, and that all of the managers, and everyone in the front of the restaurant will be alcohol awareness certified. The hours of operation of the restaurant will be Monday through Sunday, 11:00 A.M. to 10:00 P.M. Mr. Quint testified that he will have five televisions for customers to watch sports. Mr. Quint testified that the restaurant will cater to families, and that he will not have a bar. Mr. Quint testified that he feels that beer and wine will accommodate the meals offered to his customers and that his business would not disturb the neighborhood.

Mr. Quint testified that with regards to his driving record, he did not deliberately fail to disclose all of his driving convictions. Mr. Quint testified that he looked on the Maryland Judiciary System, and there were two or three citations listed. Mr. Quint testified that he knew he had a few more citations, but did not remember them, and thought that he may have been given probation before judgement on the charges.

The following Exhibits were entered into the record:

Exhibit #1 – a Google map of the area where Beef Brothers Deli is located

Exhibit #2 – a copy of an article where Beef Brothers Deli was voted one of the best BLT sandwiches in Baltimore

Exhibit #3 – a copy of the menu

Exhibit #4 – copies of food safety and alcohol awareness certificates for the Applicant, and a copy of the alcohol certificate for Macy Drake

FINDINGS OF FACT

1. The Hearing Board finds that Brad Quint on behalf of BBPP34, LLC, t/a Beef Brothers Deli, has applied for a new Class B Beer and Light Wine 7-day on-sale license for a 1,490 square foot restaurant located at 10155 Baltimore National Pike, Unit 101, Ellicott City, Maryland 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 Brad Quint has been a Howard County resident for more than two years, is a registered voter, and a 100% shareholder of BBPP34, LLC, t/a Beef Brothers Deli.

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 Brad Quint on behalf of BBPP34, LLC, t/a Beef Brothers Deli, has applied for a new Class B Beer and Light Wine 7-day on-sale license for a 1,490 square foot restaurant located at 10155 Baltimore National Pike, Unit 101, Ellicott City, Maryland 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 Brad Quint meets the requirements of Rules

1.09(T), 1.09(U), 2.06 and 2.10 of the Liquor Board's 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 10th day of November, 2015, by the Alcoholic Beverage Hearing Board of Howard County **ORDERED** that the application of Brad Quint on behalf of BBPP34, LLC, t/a Beef Brothers Deli, for a new Class B Beer and Light Wine 7-day on-sale license for a 1,490 square foot restaurant located at 10155 Baltimore National Pike, Unit 101, Ellicott City, Maryland 21042, be and the same is hereby **GRANTED** subject to the following conditions:

1. That this **PROPOSED DECISION AND ORDER** shall become final when the Applicant obtains the license and complies with the following conditions:

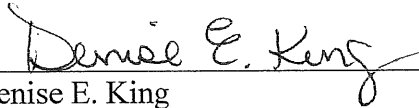
(a) That the Applicant complies with all State and County Rules and Regulations; and

(b) Failure to comply with these conditions and obtain the license by December 31, 2015, shall render this Proposed Decision and Order null and void.

ATTEST:

ALCOHOLIC BEVERAGE HEARING

BOARD OF HOWARD COUNTY,
MARYLAND



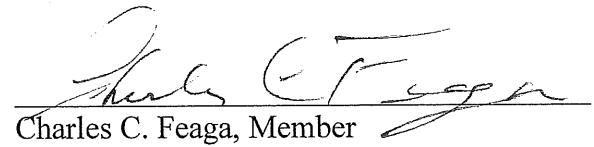
Denise E. King
Administrator

Mary Bird, Chairperson



Harry Evans, III, Vice-Chairperson

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



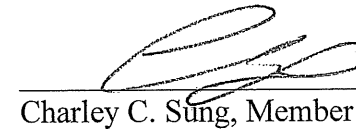
Charles C. Feaga, Member



Heather Gaetano, Member



Lewis Taylor, Esquire
Assistant County Solicitor



Charley C. Sung, Member