

IN THE MATTER OF THE \* BEFORE THE ALCOHOLIC  
APPLICATION OF CYNTHIA L. FLOYD, \*  
ON BEHALF OF FLOYD'S \* BEVERAGE HEARING BOARD  
CROSSROADS PUB, INC., t/a FLOYD'S \*  
CROSSROADS PUB FOR A TRANSFER \* FOR  
OF A CLASS B BEER, WINE, AND \*  
LIQUOR 7-DAY ON-SALE LICENSE \* HOWARD COUNTY, MARYLAND

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**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 September 9, 2014, the Hearing Board heard the application of Cynthia L. Floyd ("Applicant"), on behalf of Floyd's Crossroads Pub, Inc., t/a Floyd's Crossroads Pub ("Floyd's Crossroads Pub, Inc."), for a transfer of a Class B Beer, Wine, and Liquor 7-day on-sale license, currently held by Kathleen D. Green, on behalf of Dockside Bills, Inc., t/a Crossroads Pub, for a 724 square foot restaurant with a 675 square foot outside patio located at 4809 Ten Oaks Road, Dayton, Maryland 21036. The hearing was properly advertised pursuant to Article 2B of the Annotated Code of Maryland. The Applicant was represented by Timothy Guy Smith, 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: a letter dated July 22, 2014, from the Liquor Board Administrator notifying the Applicant's attorney of the hearing date; the application; a copy of the floor plan; the background questionnaire from the Applicant; an email dated June 3, 2014, from the Applicant's attorney providing a history of the alcoholic beverage experience of Cindy Lee Floyd; a copy of the commercial lease between Floyd & Sons, LLC and Floyd's Crossroads Pub, Inc., a copy of the Articles of Incorporation for Floyd's Crossroads Pub, Inc.; a copy of the Corporate Charter Approval Sheet for Floyd's Crossroads Pub, Inc.; a copy of the bill of sale for Dockside Bills, Inc.; the Bulk Sales Affidavit from Kathleen Green on behalf of Dockside Bill's, Inc.; a copy of the Liquor Management Agreement between Dockside Bills, Inc., and Floyd's Crossroads Pub,

Inc.; a memorandum dated June 9, 2014, from the Liquor Board to the Alcoholic Beverage Inspector, the Department of Inspections, Licenses and Permits, the Bureau of Environmental Health, and the Department of Planning and Zoning; the background investigation of the Applicant by the Alcoholic Beverage Inspector dated July 8, 2014; a memorandum dated August 26, 2014, from the Department of Planning and Zoning; a memorandum dated July 8, 2014, from the Bureau of Environmental Health; a letter dated July 8, 2014, from the Office of the Fire Marshal; an email dated September 8, 2014, from the Office of the Fire Marshal; a letter dated June 9, 2014, to the Department of Finance; a letter dated July 30, 2014, from the Department of Finance; a letter dated June 9, 2014, to the Comptroller of Maryland; letters dated July 9, 2014 and August 4, 2014, from the Comptroller of Maryland; an email from the Comptroller of Maryland regarding sales taxes for Dockside Bills, Inc.; a fax transmission to the Applicant's attorney enclosing a letter dated June 12, 2014, with notification of the hearing date and the necessity to advertise; an email dated July 7, 2014, from the Alcoholic Beverage Inspector stating the premises had been posted; a letter dated July 17, 2014, from the Applicant's attorney enclosing the certification of advertisement from the Howard County Times and the Baltimore Sun.

#### SUMMARY OF TESTIMONY

Timothy Guy Smith, the Applicant's attorney, proffered that Kathleen and Bill Green purchased Crossroads Pub 15 years ago, and operated it as a family-style restaurant. During the time they operated the restaurant, they did not have any violations. Mr. Smith stated that the Greens were ready to retire, and their niece, Cynthia L. Floyd, was interested in buying the restaurant. Mr. Smith testified that Ms. Floyd is currently operating the restaurant under a management agreement. They have made minor interior renovations, but the operation will remain the same.

Cynthia L. Floyd, President and 100% shareholder for Floyd's Crossroads Pub, Inc., was sworn and testified that she, her husband, sons, niece, daughter-in-law and ex-daughter-in-law are working at the restaurant. Ms. Floyd testified that they have installed new floors, windows, shutters, chairs and have painted the interior of the restaurant. Ms. Floyd testified that they will keep the original menu, and plan to add some healthy choices. Ms. Floyd testified that the hours of operation are Tuesday through Thursday, 3:00 P.M. to 10:00 P.M., Friday, 3:00 P.M. to 11:00

P.M., Saturday 11:00 A.M. to 11:00 P.M., and Sunday 11:00 A.M. to 9:00 P.M. Ms. Floyd testified that they have seven servers, and that two of the servers are alcohol awareness certified.

Ms. Floyd testified that she has prior work experience with alcoholic beverages, as she worked at Brosenne's Liquor Store, which her parents previously owned. Ms. Floyd testified that she also worked part-time at the Spirit Shop, and at Wagner's Corner as a waitress. Ms. Floyd testified that she understands the responsibility of being a licensee, and that she has read the Liquor Board Rules and Regulations. Ms. Floyd testified that she is alcohol awareness certified.

Ms. Floyd testified that they plan to put the restaurant policies in writing so that their employees can read and sign them.

Pursuant to Rule 6.13 of the Liquor Board Rules and Regulations, the Applicant waived the right to request the Liquor Board to hear the case.

#### FINDINGS OF FACT

1. The Hearing Board finds that Cynthia L. Floyd, on behalf of Floyd's Crossroads Pub, Inc., t/a Floyd's Crossroads Pub, has applied for a transfer of a Class B Beer, Wine, and Liquor 7-day on-sale license, currently held by Kathleen D. Green on behalf of Dockside Bills, Inc., t/a Crossroads Pub, for a 724 square foot restaurant with a 675 square foot outside patio located at 4809 Ten Oaks Road, Dayton, Maryland 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 Cynthia L. Floyd has been a Howard County resident for more than two years, is a registered voter, and a 100% shareholder of Floyd's Crossroads Pub, Inc.

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 in the neighborhood.

#### CONCLUSIONS OF LAW

1. The Hearing Board concludes that Cynthia L. Floyd, on behalf of Floyd's Crossroads Pub, Inc., t/a Floyd's Crossroads Pub, has applied for a transfer of a Class B Beer, Wine, and Liquor 7-day on-sale license, currently held by Kathleen D. Green on behalf of

Dockside Bills, Inc., t/a Crossroads Pub, for a 724 square foot restaurant with a 675 square foot outside patio located at 4809 Ten Oaks Road, Dayton, Maryland 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 Cynthia L. Floyd meets the requirements of Rules 1.09(T), 1.09(U), 2.06, and 2.10 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 in the neighborhood.

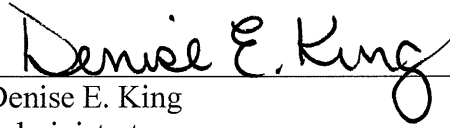
**ORDER**

For the foregoing reasons, it is this 14<sup>th</sup> day of October, 2014, by the Alcoholic Beverage Hearing Board of Howard County, Maryland **ORDERED** that the application of Cynthia L. Floyd, on behalf of Floyd's Crossroads Pub, Inc., t/a Floyd's Crossroads Pub, for a transfer of a Class B Beer, Wine, and Liquor 7-day on-sale license, currently held by Kathleen D. Green on behalf of Dockside Bills, Inc., t/a Crossroads Pub, for a 724 square foot restaurant with a 675 square foot outside patio located at 4809 Ten Oaks Road, Dayton, Maryland 21036, be and the same is hereby **GRANTED** subject to the following conditions:

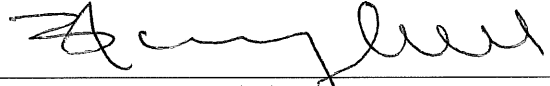
1. That this **PROPOSED DECISION AND ORDER** shall become final when the Applicant obtains the license and complies with the following conditions:
  - a. That the Applicant complies with all State and County rules and regulations; and
  - b. Failure to comply with these conditions and obtain the license by December 1, 2014, shall render this Proposed Decision and Order null and void.

ATTEST:

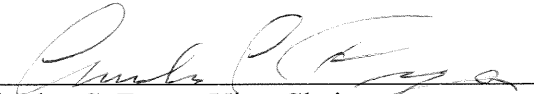
ALCOHOLIC BEVERAGE HEARING  
BOARD OF HOWARD COUNTY,  
MARYLAND



Denise E. King  
Administrator

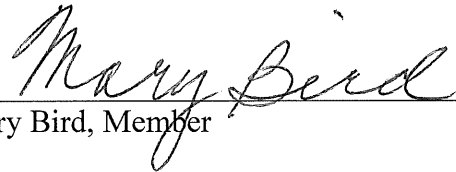


Harry Evans, III, Chairperson



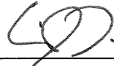
Charles C. Feaga, Vice-Chairperson

REVIEWED BY HOWARD COUNTY  
OFFICE OF LAW  
MARGARET ANN NOLAN  
COUNTY SOLICITOR



Mary Bird, Member

William Neault, Member



Lewis Taylor, Esquire  
Assistant County Solicitor



Charley C. Sung, Member