

IN THE MATTER OF THE * BEFORE THE ALCOHOLIC
 APPLICATION OF AH MEI WONG ON *
 BEHALF OF YAMA SUSHI, LLC t/a * BEVERAGE HEARING BOARD
 YAMA SUSHI, FOR A RESIDENT *
 AGENT CHANGE ON A CLASS B * FOR
 BEER, WINE, AND LIQUOR 7-DAY ON- *
 SALE LICENSE * HOWARD COUNTY, MARYLAND
 *
 * Case No: 15-36
 *

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 June 23, 2015, the Hearing Board heard the application of Ah Mei Wong (“Applicant”), on behalf of Yama Sushi, LLC t/a Yama Sushi (“Yama Sushi, LLC”), for a resident agent change from Terry Thompson to Ah Mei Wong on the Class B Beer, Wine, and Liquor 7-day on-sale license, for a 1,788 square foot restaurant located at 4725-G Dorsey Hall Drive, Ellicott City, Maryland 21042. The hearing was properly advertised pursuant to Article 2B of the Annotated Code of Maryland. The Applicant was represented by Thomas M. Meachum, 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 March 25, 2015, from the attorney for the Applicant enclosing the application; a copy of the background investigation questionnaire for the Applicant; a memorandum dated May 27, 2015, from the Liquor Board to the Alcoholic Beverage Inspector, the Department of Inspections, Licenses, and Permits, the Bureau of Environmental Health, the Department of Planning and Zoning, and Office of the Fire Marshal; the background investigation of the Applicant by the Alcoholic Beverage Inspector dated June 16, 2015; a memorandum dated May 29, 2015, from the Department of Planning and Zoning; a

letter dated June 2, 2015, from the Office of the Fire Marshal; a letter dated May 27, 2015, to the Department of Finance; a letter dated May 28, 2015, from the Department of Finance; a letter dated May 27, 2015, to the Comptroller of Maryland; a letter dated June 3, 2015, from the Comptroller of Maryland; a fax transmission to the attorney for the Applicant attaching a letter dated May 27, 2015, with information regarding notification of the hearing date and the necessity to advertise; an email dated June 8, 2015, from the Alcoholic Beverage Inspector stating the premises had been posted; and a letter dated June 22, 2015 from the Applicant's attorney with a certification of advertisement from Patuxent Publishing and The Baltimore Sun.

SUMMARY OF TESTIMONY

Ah Mei Wong, Managing Member and 50% shareholder for Yama Sushi, LLC t/a Yama Sushi, was sworn and testified that she has lived in Howard County for three years, is a registered voter, and is alcohol awareness certified. Ms. Wong testified that she has been an owner/manager of the restaurant since 2010, and that she has not had any violations.

Ms. Wong testified that the reason she is requesting the resident agent change is that she now qualifies as a resident agent, because she has lived in Howard County for more than two years. She stated that she understand the Liquor Board Rules and Regulations.

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 Ah Mei Wong, on behalf of Yama Sushi, LLC t/a Yama Sushi, has applied for a resident agent change from Terry Thompson to Ah Mei Wong on the Class B Beer, Wine, and Liquor 7-day on-sale license for a 1,788 square foot restaurant located at 4725 G Dorsey Hall Drive, 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 Ah Mei Wong has been a Howard County resident for more than two years, is a registered voter, and a 50% shareholder of Yama Sushi, LLC t/a Yama Sushi.

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 Ah Mei Wong, on behalf of Yama Sushi, LLC t/a Yama Sushi, has applied for a resident agent change from Terry Thompson to Ah Mei Wong on the Class B Beer, Wine, and Liquor 7-day on-sale license for a 1,788 square foot restaurant located at 4725 G Dorsey Hall Drive, 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 Ah Mei Wong 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 16th day of August, 2015, by the Alcoholic Beverage Hearing Board of Howard County, Maryland **ORDERED** that the application of Ah Mei Wong, on behalf of Yama Sushi, LLC t/a Yama Sushi, for a resident agent change from Terry Thompson to Ah Mei Wong on the Class B Beer, Wine, and Liquor 7-day on-sale license for a 1,788 square foot restaurant located at 4725 G Dorsey Hall Drive, Ellicott City, Maryland 21042, be and the same is hereby **GRANTED** subject to the following conditions:

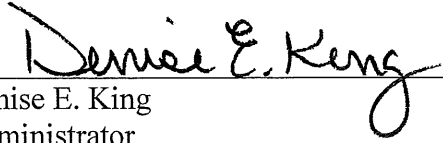
1. That this **PROPOSED DECISION AND ORDER** shall become final when the Applicant obtains the license and complies with the following conditions:


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

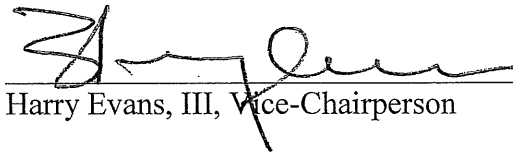
(b) Failure to comply with these conditions and obtain the license by August 30, 2015, shall render this Proposed Decision and Order null and void.

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 KUC
COUNTY SOLICITOR

ABSENT
Charles C. Feaga, Member


Heather Gaetano, Member


Lewis Taylor, Esquire
Assistant County Solicitor


Charley C. Sung, Member