



Cynthia Gaines, Deputy City Clerk
City of Annapolis
Office of the City Clerk
160 Duke of Gloucester Street, Annapolis, Maryland 21401
Annapolis, Maryland 21401-2535

Phone: 410-263-7942 / Fax: 410-280-1853 / TDD Use MD Relay or 711 / E-mail: cgaines@annapolis.gov

May 29, 2018

MEMORANDUM

TO: Mayor and Alderpersons

FROM: Cynthia Gaines
Deputy City Clerk

RE: Referral from the Alcoholic Beverage Control Board

The purpose of this memo is to notify Council of an amendment which was posted online for two weeks beginning April 5, 2018 as required per City Code 2.04.090.

During the Regular Meeting of the City of Annapolis Alcoholic Beverage Control Board on May 2, 2018 the Board moved to amend ABCB Rules & Regulations 3.01, *Management Agreements*.

3.01 Applicable to all Licensee

J. Management Agreement.

1. A Licensee seeking to enter into an agreement with a third party for the temporary management of a Licensed Premises must first request and obtain prior Board approval. The Chairman of the Board, in his or her own reasonable discretion, for good cause, may allow preliminary administrative approval of a temporary management agreement by the City Clerk pending consideration by the Board at its next regularly scheduled meeting or the regular meeting subsequent to that. In the event a Licensee enters into a management agreement without prior Board approval, if the Board determines, based on the evidence of record, that the Licensee's failure to obtain prior Board approval was the result of intentional misconduct or gross negligence, the Board may order that the License be temporarily relinquished for a period of up to thirty (30) days, but only after providing the Licensee with notice and an opportunity to be heard. In that event, the Licensee must immediately cease all licensed operations and return the License to the City Clerk within twenty-four (24) hours. After the relinquishment period is served, the City Clerk shall return the License to the Licensee.

2

2. The Board shall re-review a temporary management agreement no later than sixty (60) days after approval by the Board, and may extend the Board's approval of a temporary management agreement for good cause no more than two (2) times for sixty (60) days each.