



KATZ DAY, LLC

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September 13, 2023

Board of License Commissioners for Anne Arundel County (the "**Board**")
Commerce Park
2011 D Commerce Park Drive
Annapolis, MD 21401

Re: Application for Alcoholic Beverages License Class H(M)(BWL)(ENT)(S) (the "**Application**") for that certain premises commonly known as 700 Mill Creek Road, Arnold, MD 21012 (the "**Premises**")

To whom it may concern:

My client, The Point Crab House and Grill ("**The Point**"), respectfully submits the above referenced Application. As of the date of this letter, The Point currently holds an Alcoholic Beverage License Class H(M)(BWL)(ENT)(S) (the "**License**") with the following restrictions: (1) Entertainment License for multiple TV Privilege only (the "**Entertainment Restriction**"); and (2) All alcoholic beverages must be served with the conjunction of a meal (the "**Service Restriction**" and the Entertainment Restriction and the Service Restriction collectively referred to herein as, the "**Restrictions**"). The Point is submitting this Application to have the Restrictions removed for various reasons to be presented to the Board, including, but not limited to, the following.

The Entertainment Restriction has been placed on the License in error. Per inspector Jim Ford's email dated August 2, 2023 (attached hereto), the minutes from the original granting of the License indicate that The Point was originally granted the ability to have two (2) non-amplified musicians. It is unclear why, but at some point this was removed from the License. In a few of the attached Outdoor Service Letters, this ability is referenced along with a noise level limit of 65 decibels. My client is seeking to have this added back to the license with one change. The Point would like to be able to connect the two musicians to the restaurant's speaker system. The Point has provided its customers with live music in this fashion for the last 11 years. It is imperative that The Point be able to hook the musicians up to their speaker system because without it, the music cannot be heard throughout the restaurant without playing at excessive noise levels and by being hooked up to the speaker system, The Point can distribute the music throughout the restaurant and ensure that noise levels remain beneath the State's noise level of 65 decibels.

The Service Restriction is unduly burdensome to The Point's business and does not accomplish the goal in which it was placed on the License in the first place. The Point understands that this restriction was placed on the License to ensure that the restaurant would not be a loud and disruptive bar. Over the last 11

* Admitted to practice in Maryland.

† Admitted to practice in Maryland, D.C. and Virginia.

years, The Point has proven to be quite the opposite. Patrons come to The Point largely for their food and family atmosphere. The Point will submit to the Board sales records reflecting a food to alcohol ratio which directly reflects this. In fact, The Point's food to alcohol ratio is much more food centric than similarly situated restaurants. The enforcement of the Service Restriction greatly impairs The Point's ability to effectively run their business for many reasons. Many patrons order alcoholic beverages while they wait for their tables and the restaurant's staff is frankly unable to police this restriction. From a practical standpoint, patrons could sit down, order an alcoholic beverage, and then decide to not order food and leave. The owners of the Point will share with the Board in more detail the practical difficulties of this restriction and why its further enforcement will endanger their business.

Ultimately, The Point has proven over the last 11 years that it is not only a favorite of many residents of Anne Arundel County, but that it is a restaurant committed to serving good food. It has never been and never will be the intent of The Point to be a bar. We kindly ask that you consider this Application and the practical difficulties that the Restrictions placed on The Point create.

Should you have any questions, please feel free to reach out.

Sincerely,

A handwritten signature in blue ink, appearing to read "Evan Pickett", written in a cursive style.

Evan W. Pickett, Esq.

**BOARD OF LICENSE COMMISSIONERS
FOR ANNE ARUNDEL COUNTY, MARYLAND**

APPLICATION FOR ALCOHOLIC BEVERAGES LICENSE CLASS H(M)(BWL)ENT, S

☒ Outdoor Dining

If transfer, formerly trading as: _____

For the use of: (Check one)

☐ Individual ☐ Partnership ☒ LLC ☐ Corporation ☐ Unincorporated Association

To the Board of License Commissioners
Anne Arundel County, _____

Date _____

Application is made by the undersigned under the provisions of Alcoholic Beverages I, Titles 1-12, Annotated Code of Maryland, for the above license, and the applicant (s) submit (s) and certify (ies) to the following information required by the Article:

1. Applicant (s)

(1) Name <u>Robert E. Jones III</u> Date of Birth <u>04/19/1973</u> Place of Birth <u>Baltimore, MD</u> Telephone Number <u>410-544-5448</u>	Residence <u>300 Kingsberry Dr., Annapolis, MD 21409</u> Period of Residence <u>9 years</u> Period of Residence in A. A. Co. <u>20 years</u> Naturalized at _____ Year _____ Sex <u>M</u>
(2) Name <u>Julia S. Jones</u> Date of Birth <u>05/16/1975</u> Place of Birth <u>Cambridge, MD</u> Telephone Number <u>410-544-5448</u>	Residence <u>300 Kingsberry Dr., Annapolis, MD 21409</u> Period of Residence <u>9 years</u> Period of Residence in A. A. Co. <u>20 years</u> Naturalized at _____ Year _____ Sex <u>F</u>
(3) Name _____ Date of Birth _____ Place of Birth _____ Telephone Number _____	Residence _____ Period of Residence _____ Period of Residence in A. A. Co. _____ Naturalized at _____ Year _____ Sex _____

2. The applicant(s) (is, are) citizen(s) of the United States, and (if the application is for an individual or partnership), (has, have) been for two years next preceding the filing of this application a resident of Anne Arundel County. The applicant (s) applicant(s) (if applying as a qualifying individual for a corporation, unincorporated association, or LLC) is and has been a registered voter and taxpayer in Anne Arundel County for two years next preceding the filing of this application. The applicant (s) thus qualified (is, are): 1 ☒ 2 ☒ 3 ☐ (Insert number to correspond with name (s) listed above)
3. Corporate name if applicable: Ferry Point Restaurant, LLC
4. The trade name of the applicant (s) is: The Point Crab House and Grill
and the location and address where license is desired is: 700 Mill Creek Road, Arnold, MD 21012
5. Describe premises: Lot size: 4.71 acres
Size and type of construction and building or area applied for: 3,646 sq. ft.
6. The name of the owner of the premises described above: TBC Point, LLC
7. The applicant (s) (has, have) never been convicted of a felony. ☒ True ☐ False
8. The applicant (s) (has, have) never been adjudged guilty of violating the laws governing the sale of alcoholic beverages or for the prevention of gambling in the State of Maryland as follows. ☒ True ☐ False
If false, give names, dates and offenses: _____
9. (Has, have) the applicant (s) ever held a license for the sale of alcoholic beverages. ☒ Yes ☐ No
(If yes, in what state, and at what location) Ketch 22, LLC, North Beach, MD
10. The applicant (s) (has, have) not had a license for the sale of alcoholic beverages revoked. ☒ True ☐ False
11. The applicant (s) (has, have) a pecuniary interest in the business to be conducted under said license. ☒ True ☐ False
12. The applicant (s) (is, are) not pecuniarily interested in any other place of business in the county, counties or Baltimore City where, or for which, a license has been applied for, granted or issued under Alcoholic Beverages I, Titles 1-12, Annotated Code of Maryland. ☐ True ☒ False
13. No person except the applicant (s) is in any way pecuniarily interested in the license applied for or in the business to be conducted there under during the continuance of the license, if issued. ☒ True ☐ False

**BOARD OF LICENSE COMMISSIONERS
FOR ANNE ARUNDEL COUNTY, MARYLAND**

APPLICATION FOR ALCOHOLIC BEVERAGES LICENSE CLASS H(M)(BWL)ENT, S

14. The applicant (s) (has, have) not been adjudged guilty of any offense against the laws of the State or of the United States.
☒ True ☐ False
15. No manufacturer, brewer, distiller, or wholesaler, directly or indirectly, has any financial interest in the premises or business of the applicant. ☒ True ☐ False
16. The applicant (s) will not convey or grant to any manufacturer, brewer, distiller, or wholesaler any financial interest, except as otherwise permitted in Alcoholic Beverages I, Titles 1-12, Annotated Code of Maryland.
☒ True ☐ False
17. The applicant (s) (has, have) at the time of filing this application no indebtedness or other financial obligation and will not incur any such indebtedness or other financial obligation, directly or indirectly, to any manufacturer, brewer, distiller or wholesaler other than for the purchase of alcoholic beverages. ☒ True ☐ False
18. The applicant (s) will, if granted a license, conform to all laws and regulations relating to the business in which the applicant (s) propose (s) to engage. ☒ True ☐ False
19. The applicant (s) submit (s) herewith a statement duly executed and acknowledged by the owner of the premises in which the business is to be conducted, assenting to the granting of the license applied for, authorized the Comptroller, his duly authorized deputies, inspectors and clerks, the Board of License Commissioners of the county in which the place of business is located, its duly authorized agents and employees, and any peace officer of such county, to inspect and search, without warrant, the premises upon which the business is to be conducted, and any and all parts of the building in which said business is to be conducted, at any and all hours. ☒ True ☐ False

EXTRACT FROM LAW: If any affidavit or oath required under the provisions of the Act shall contain any false statement, the offender shall be deemed guilty of perjury, and upon indictment and conviction thereof, shall be subject to the penalties provided by law for that crime.

Give Name (s), title (s), and address (es) of applicants:

Robert E. Jones III	Auth. Representative	300 Kingsberry Dr., Annapolis, MD 2140
(name)	(title)	(home address)
Julia S. Jones	Auth. Representative	300 Kingsberry Dr., Annapolis, MD 2140
(name)	(title)	(home address)
(name)	(title)	(home address)

*Note: If President or Vice-President is one of the applicants, he/she must also sign as an applicant.

(Corporate Seal)

*1. [Signature]
(signature of President or Vice President)

1. [Signature]
(signature of applicant)

2. [Signature]
(signature of applicant)

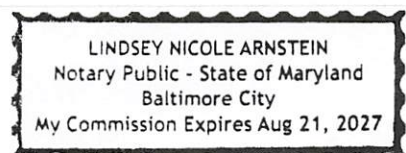
3. [Signature]
(signature of applicant)

STATE OF MARYLAND in Baltimore City County as:
THIS CERTIFIES, That on the 13th day of September, 2023, before the subscriber, a
Resident of the State of Maryland, personally appeared Robert E. Jones III
the applicant (s) named in the foregoing application, and made oath in due
form of law that the statements therein are true to the best of (his, their) knowledge and belief.

WITNESS my hand and notary seal

(SEAL)

Lindsey Arnstein
(NOTARY PUBLIC)



**BOARD OF LICENSE COMMISSIONERS
FOR ANNE ARUNDEL COUNTY, MARYLAND**

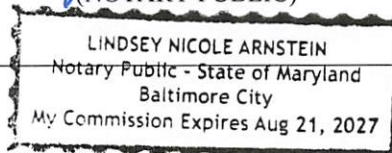
APPLICATION FOR ALCOHOLIC BEVERAGES LICENSE CLASS H(M)(BWL)ENT, S

STATE OF MARYLAND in Baltimore City County as:
THIS CERTIFIES, That on the 13th day of September, 2023, before the subscriber, a
Resident of the State of Maryland, personally appeared Robert E. Jones III
the applicant (s) named in the foregoing application, and made oath in due
form of law that the statements therein are true to the best of (his, their) knowledge and belief.

WITNESS my hand and notary seal

(SEAL)

Lindsey Arnstein
(NOTARY PUBLIC)

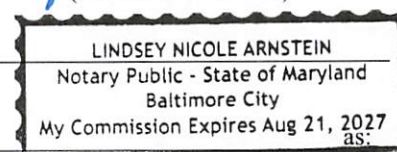


STATE OF MARYLAND in Baltimore City County as:
THIS CERTIFIES, That on the 13th day of September, 2023, before the subscriber, a
Resident of the State of Maryland, personally appeared Julia Jones
the applicant (s) named in the foregoing application, and made oath in due
form of law that the statements therein are true to the best of (his, their) knowledge and belief.

WITNESS my hand and notary seal

(SEAL)

Lindsey Arnstein
(NOTARY PUBLIC)



STATE OF MARYLAND _____ as:
THIS CERTIFIES, That on the _____ day of _____, _____, before the subscriber, a
_____ of the State of Maryland, personally appeared _____
the applicant (s) named in the foregoing application, and made oath in due
form of law that the statements therein are true to the best of (his, their) knowledge and belief.

WITNESS my hand and notary seal

(SEAL)

(NOTARY PUBLIC)

IMPOSED - NICOLE ARNSTEIN
NOTARY PUBLIC - State of Maryland
Baltimore City
My Commission Expires Aug 21, 2021

IMPOSED - NICOLE ARNSTEIN
NOTARY PUBLIC - State of Maryland
Baltimore City
My Commission Expires Aug 21, 2021

**BOARD OF LICENSE COMMISSIONERS
FOR ANNE ARUNDEL COUNTY, MARYLAND**

APPLICATION FOR ALCOHOLIC BEVERAGES LICENSE CLASS H(M)(BWL)ENT, S

STATEMENT OF OWNER OF PREMISES REQUIRED IN CONNECTION WITH
ALCOHOLIC BEVERAGES LAW OF MARYLAND

(I, WE) HEREBY CERTIFY, That (I am, we are) the owner (s) of the property known as The Point

Named in the foregoing application made to the State Comptroller under the Alcoholic Beverages Law of Maryland; that (I, we) hereby authorize the State Comptroller, his duly authorized deputies, inspectors and clerks, the Board of License Commissioners for Anne Arundel County, its duly authorized agents and employees, and any peace officer of such county to inspect and search, without warrant, the premises upon which the business is to be conducted, and any and all parts of the building in which said business is to be conducted, at any and all hours.

WITNESS (our, my) hand (s) and seal (s) this 13th day of September, 2023.

_____ (seal)

STATE OF MARYLAND in Baltimore City County as:
THIS CERTIFIES, That on the 13th day of September, 2023, before the
subscriber, a Resident of the State of Maryland, personally appeared
Alex Hayel

and made oath in due form of law that the statements therein are true to the best of (his, their) knowledge and belief.

WITNESS my hand and notary seal

(Seal)

Lindsay Arnstein
NOTARY PUBLIC

