

ALCOHOL AND TOBACCO COMMISSION

June 6, 2023

10:00 A.M.

1. Call to Order and Noting of Quorum –

2. Disposition of Minutes –

May 16, 2023

3. Prosecutor's Recommendations –

PAD Forms

4. Hearing Judge's Recommendations –

5. Consideration of Applications –

564 renewals  
45 new/transfers  
81 catering  
31 carriers  
256 direct wine sellers

6. Waivers of Fees for Letters of Extension -

7. Items for Discussion –

8. Inactive Files –

11 permits to be made inactive

9. Old Business -

10. New Business –

11. Policy Determinations –

Non-Rule Policy #31

12. Announcements -

2023 Amended Commission Meeting Dates -

1st week of July 2023, Wednesday July 5

1st week of September 2023, Wednesday September 6

1st week of November 2023, Wednesday November 8

4th week of December 2023, Wednesday December 27 (Escrow Hearing)

13. Adjournment

## MINUTES

### ALCOHOL AND TOBACCO COMMISSION

JUNE 6, 2023

#### CALL TO ORDER/NOTING OF QUORUM

Chair Allen called the meeting to order and noted the quorum and the attendance. Vice Chairman Payne, Commissioner Maginn, Commissioner Grubb, Deputy Director Kirkman, General Counsel Merritt, and Prosecutor Wignall were in attendance.

#### DISPOSITION OF MINUTES

Vice Chairman Payne moved to approve the minutes from the May 16, 2023 meeting. Commissioner Grubb seconded. The motion was unanimously approved.

#### PROSECUTOR'S RECOMMENDATIONS

PARTIES' AGREED DISPOSITIONS – Vice Chairman Payne moved to approve the Parties' Agreed Dispositions, submitted by Prosecutor Wignall. Seventy-five dispositions were submitted with fines totaling \$47,050.00. Commissioner Grubb seconded. The motion was unanimously approved.

#### HEARING JUDGE'S RECOMMENDATIONS

No Hearing Judge's Recommendations

#### CONSIDERATION OF APPLICATIONS

Commissioner Grubb moved to approve and incorporate by reference these lists of permits for renewal, which have been recommended by local boards and reviewed by said staff with the authority of the Commission, and hereby move for approval of same, pending any escrow hearings, and the inclusion of these lists as part of the minutes. Commissioner Maginn seconded. The motion was unanimously approved.

Commissioner Grubb moved to approve and incorporate by reference these lists of permit applications for a new permit or application for changes in location, ownership, or both of existing permits, which have been recommended by local boards and reviewed by at least two Commissioners and hereby move for approval of same, pending final floor plan approval by the Indiana State Excise Police and escrow, if needed, and inclusion of these lists as part of the minutes. Commissioner Maginn seconded. The motion was unanimously approved.

Commissioner Grubb moved to approve the catering applications. Commissioner Maginn seconded. The motion was unanimously approved.

Commissioner Grubb moved to approve the carrier applications. Commissioner Maginn seconded. The motion was unanimously approved.

Commissioner Grubb moved to approve the direct wine seller applications. Commissioner Maginn seconded. The motion was unanimously approved.

### **WAIVERS OF FEES – LETTERS OF EXTENSION**

Commissioner Maginn moved to approve the fee waived letters of extension issued the preceding weeks. Commissioner Grubb seconded. The motion was unanimously approved.

### **ITEMS FOR DISCUSSION**

No Items for Discussion

### **INACTIVE FILES**

Commissioner Grubb moved to make eleven permits inactive. Vice Chairman Payne seconded. The motion was unanimously approved.

### **OLD BUSINESS**

No Old Business

### **NEW BUSINESS**

No New Business

### **POLICY DETERMINATIONS**

NON-RULE POLICY #31 – Deputy Director Kirkman stated the Commission is going to adopt a non-rule policy regarding Senate Enrolled Act #20 that deals with designated outdoor refreshment areas (DORAs). The policy is posted on our website. Comments will be accepted until June 16, 2023, and the Commission will vote at the June 20, 2023 meeting.

### **ANNOUNCEMENTS**

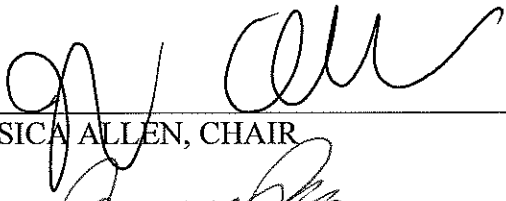
#### 2023 AMENDED COMMISSION MEETING/ESCROW MEETING DATES -

1st week of July 2023, Wednesday July 5  
1st week of September 2023, Wednesday September 6  
1st week of November 2023, Wednesday November 8  
4th week of December 2023, Wednesday December 27

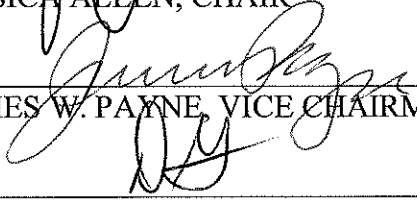
### **ADJOURNMENT**

Commissioner Grubb moved to adjourn the meeting. Vice Chairman Payne seconded. The motion was unanimously approved.

Approved this 20<sup>th</sup> day of June, 2023.



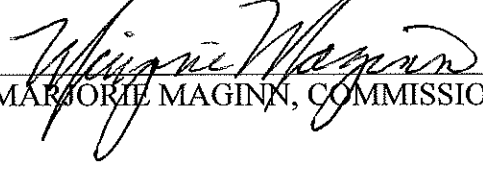
JESSICA ALLEN, CHAIR



JAMES W. PAYNE, VICE CHAIRMAN



DALE GRUBB, COMMISSIONER



MARJORIE MAGINN, COMMISSIONER