



Town of Barnstable
Regulatory Services
Thomas F. Geiler, Director
Licensing Authority

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BARNSTABLE LICENSING AUTHORITY
LICENSING HEARING MINUTES

Town Hall Building, 367 Main Street, 2nd Floor Hearing Room, Hyannis, MA - 9:30 a.m.
March 25, 2013

A regular meeting of the Barnstable Licensing Authority was held on Monday, March 25, 2013, Chairman Martin Hoxie called the meeting to order at 9:30 A.M. He introduced Gene Burman, Vice Chairman; Paul Sullivan, Clerk; Ron Semprini, Associate Commissioner; David Nunheimer, Associate Commissioner, Thomas Geiler, Director of Regulatory Services and Licensing Agent, Richard V. Scali, Consumer Affairs Supervisor, and Patrolman Steve Maher, Liaison Officer from the Barnstable Police Department, and Christine Ade, Recording Secretary. Dick Boy was absent and Lt. John Murphy was absent.

Vote to accept Minutes: Vote to accept minutes of the 3/04/13 Meeting.

A motion was duly made by Mr. Burman, seconded by Mr. Sullivan and a unanimous vote taken to approve the minutes of the 3/04/13 Meeting.

Hearings:

One Day All Alcohol and One Day Entertainment Licenses: Application of Gary Cannon on behalf of Waldorf School of Cape Cod, 140 Old Oyster Road, Cotuit, MA for a One Day All Alcohol License for its annual silent auction to be held at the St. George Greek Orthodox Church, 1130 Falmouth Road, Centerville on April 6, 2013 from 5:00 pm to 11:00 pm and a One Day Entertainment License for a band, The Grab Brothers, and silent auction.

Gary Cannon appeared for the Waldorf School. The Grab Brothers are out of Provincetown. They play at several local restaurants. This is their 14th silent auction. They have been at Cotuit Center for several years. They have TIPS servers, parents at the school. Tickets are \$20 in advance and \$25 at the door.

Mr. Burman asked if they are aware purchase of liquor has to be through a licensed wholesaler. Mr. Cannon said he was.

A motion was duly made by Mr. Burman, seconded by Mr. Sullivan and a unanimous vote taken to approve the application of Gary Cannon on behalf of Waldorf School of

Cape Cod, 140 Old Oyster Road, Cotuit, MA for a One Day All Alcohol License for its annual silent auction to be held at the St. George Greek Orthodox Church, 1130 Falmouth Road, Centerville on April 6, 2013 from 5:00 pm to 11:00 pm and a One Day Entertainment License for a band, The Grab Brothers, and silent auction.

One Day All Alcohol License: Application of Casual Gourmet on behalf of Duffy Health Center, 94 Main Street, Hyannis, MA for a One Day All Alcohol License for a fundraising cocktail party and dinner to be held at Rectrix Aerodrome, 730 Barnstable Road, Hyannis on, May 10, 2013 from 5:00 pm to 10:00 pm.

Olive Chase appeared for Casual Gourmet. She just has gotten her 12C license, which she did not have when applying. She stated there are restrictions and advantages and needs to speak to Mr. Geiler and the Police Department about it. She stated that she does have the right to store, sell and transport now.

A motion was duly made by Mr. Burman, seconded by Mr. Sullivan and a unanimous vote taken to approve the application of Casual Gourmet on behalf of Duffy Health Center, 94 Main Street, Hyannis, MA for a One Day All Alcohol License for a fundraising cocktail party and dinner to be held at Rectrix Aerodrome, 730 Barnstable Road, Hyannis on, May 10, 2013 from 5:00 pm to 10:00 pm.

One Day All Alcohol and One Day Entertainment License: Application of Jennifer Wiley on behalf of Cotuit Library Assn., Cotuit, MA in conjunction with John Lebica on behalf of the Legacy Club of Cape Cod Community College, Barnstable, MA for a One Day Wine Only License for a joint fundraiser to be held at the Grossman Commons Bldg. at the college, on March 28, 2013 from 6 pm to 10 pm and a One Day Entertainment License for a murder mystery set in a 1920's speakeasy with authors from the New England area and a jazz quartet at the event. **The applicant withdrew the application.**

Mr. Hoxie confirmed the same.

One Day Wine Only License: Application of Trish Roberts on behalf of Inspire Salon, 70 Center Street, Hyannis, for a One Day Wine Only License for a Fundraiser/Open House at the salon for clients and local business people on April 4, 2013 from 6 pm to 8 pm.

Trish Roberts appeared for her application. This is an Open House for the business and a fundraiser. It is part of a school to careers program for an internship. She will be serving the wine and says she knows how to pour. There is no charge but there are raffles. They are selling tickets in advance and on that day. Mr. Geiler stated that it is the complication of collecting the money which makes the license necessary.

A motion was duly made by Mr. Burman, seconded by Mr. Sullivan and a unanimous vote taken to approve the application of Inspire Salon, 70 Center Street, Hyannis, for a

One Day Wine Only License for a Fundraiser/Open House at the salon for clients and local business people on April 4, 2013 from 6 pm to 8 pm.

Change of Manager: Application of Superior Hotel Management Corp., d/b/a Heritage House Hotel, 259 Main Street, Hyannis, holding an Annual All Alcohol Innholder License for a Change of Manager to Peter F. Martino.

Peter Martino appeared and stated he would be taking over as his partner decided he wanted to play more golf – it will be his alone on the license from now on.

A motion was duly made by Mr. Burman, seconded by Mr. Sullivan and a unanimous vote taken to approve the application of Superior Hotel Management Corp., d/b/a Heritage House Hotel, 259 Main Street, Hyannis, holding an Annual All Alcohol Innholder License for a Change of Manager to Peter F. Martino.

New Annual All Alcohol Common Victualler License and Live and Non-Live Entertainment Licenses: Application of Regatta, LLC, d/b/a The Regatta, 4631 Falmouth Road, Cotuit, Matthew P. Conley, Manager for a New Annual All Alcohol Common Victualler License: A 2 1/2 story building at 4631 Falmouth Road, Cotuit with two floors consisting of a restaurant, bar and lounge, kitchen with basement and attic for storage. Restaurant on 1st floor seating 68 including bar with 14 seats. Upper level dining seating 38 and outside seasonal patio with five tables seating 20 on west side of building. Also requested is a Live Entertainment License for 4 performers, dancing by patrons, amplified, from 7 pm to 12:45 am and a Non-Live Entertainment license for radio and recorded music from 8 am to 12:45 am. **Hearing was rescheduled to 3/25/13.**

Mr. Hoxie read the notice. Attorney Gildea appeared with the applicants. He has offices in Mashpee. They seek approval to reopen the Regatta at the same location. The applicants are Mr. Roiff and Mr. Menounos, who operates the Santuit Inn. Matt Conley will be the Manager and was also present – he was general manager at Beech Tree, has worked at Heathers and was general manager at Regatta under the prior owner. They intend to offer a fine dining establishment similar to what has been there in the past. Mr. Hoxie asked if any renovations were done. Attorney Gildea stated mostly cosmetic. Mr. Hoxie asked when they will open. Attorney Gildea stated 3 days after ABCC approval. Mr. Semprini asked if there was always outside dining; there was not but it was approved by the Board several years. He asked about the entertainment; it will be mainly for functions but may be some outside. The patio is on the side of the building. Mr. Semprini asked if speakers would be used; Attorney Gildea stated yes but consistent with the type of restaurant. Mr. Burman stated problems with entertainment in the past in Town have arisen because of the loudness of the music. Attorney John Weir, 92 Main, appeared and stated the entertainment license is of concern to him; a lot of people are here all summer and live on Main. How will it be controlled? He thinks it could get out of hand. The live amplified music concerns him the most. Attorney Gildea stated they will be happy to work with the neighbors. The hope is to have entertainment most of the time, but he said they have to build up the business first. Mr. Hoxie stated

all noise must be contained within the premises. Mr. Scali asked where the entertainment will be. Attorney Gildea stated it is laid out on the plans. He also stated they were very forthcoming with questions Mr. Geiler and Mr. Scali had by submitting a letter. Attorney Gildea stated the experience of Mr. Conley speaks for itself. There were some violations in Boston at Mr. Roiff's restaurant which concerned valet parking, not liquor. Mr. Scali wanted to point out that the violations were not written on the application and we then found they had some. He wanted the Board to know that. Mr. Geiler stated our experience with this facility goes back 20 + years. There has always been some type of entertainment – in the lounge, etc. He is not aware of any issues or problems in the past. He stated that we depend on the neighbors to let us know if they have any problems. As a neighbor they should call the establishment if they have a problem as they may not be aware of it. Any noise problem not corrected should be brought to the police department. He stated that this establishment has a good record. Mr. Hoxie asked how late dinner will be served. They answered until 10. Mr. Semprini asked about the parking layout stating it looks like it is for 33 cars, asking if there are more in the middle. Attorney Gildea replied the latter, with more in the middle, is correct. There will also be valet parking. Mr. Burman stated there was parking on the right and left – is it included in the drawing? Mr. Semprini stated it is.

A motion was duly made by Mr. Burman, seconded by Mr. Sullivan and a unanimous vote taken to approve the application of Regatta, LLC, d/b/a The Regatta, 4631 Falmouth Road, Cotuit, Matthew P. Conley, Manager for a New Annual All Alcohol Common Victualler License: A 2 1/2 story building at 4631 Falmouth Road, Cotuit with two floors consisting of a restaurant, bar and lounge, kitchen with basement and attic for storage. Restaurant on 1st floor seating 68 including bar with 14 seats. Upper level dining seating 38 and outside seasonal patio with five tables seating 20 on west side of building. Also requested is a Live Entertainment License for 4 performers, dancing by patrons, amplified with control, from 7 pm to 12:45 am and a Non-Live Entertainment license for radio and recorded music from 8 am to 12:45 am.

New Annual Package Store Wine & Malt License: Application of Omharsh Corp., d/b/a AM PM Convenience Store, 489 Bearses Way, Hyannis, Chetankum Patel, Manager, for a new Annual Retail Wine & Malt Package Store License, to be operated from 8 am to 11 pm Mon-Sat and noon to 1 am Sun. **Continued from 2/11/13. Continued again to 3/25/13 for ZBA Hearing results on 3/13/13. Rescheduled to 4/8/13 as ZBA Hearing postponed.**

Mr. Hoxie advised we will continue this to 4/8/13.

New Annual Retail All Alcohol Package Store License: Application of Smithfield Market of Barnstable, LLC, d/b/a Barnstable Market, 3220 Main Street, Barnstable, Jeffrey Blankenship, Manager, for a new Annual All Alcohol Retail Package Store license at its current location, no change to the floor plan. Hours of alcohol sales to be Mon-Sat 8 am to 8 pm, Sun noon to 8 pm. The current Wine & Malt Retail Package Store License at this location would be turned in upon approval of this license. **Continued from 1/14/13 for decision from ABCC on Town of Barnstable All**

Alcohol Package Store license quota and discussion of Licensing Authority regarding same on 3/4/13. Attorney David Lawler advised in writing prior to the hearing that they were withdrawing their application.

Mr. Hoxie stated that the Licensing Authority approves the withdrawal.

New Annual Junk Dealer License: Application of Marry Harrigan, d/b/a Cottage Chic Resale, 645 Main Street, Hyannis, for a new annual Junk Dealer License, Mary Harrigan, Manager, hours of operation to be 10 am to 9 pm.

Ms. Harrigan will be doing resale of furniture and home décor. It is located next to Puff the Magic and across from Copper Chimney on Main Street. Geek Girls were in there in the past.

A motion was duly made by Mr. Burman, seconded by Mr. Sullivan and a unanimous vote taken to approve the application of Marry Harrigan, d/b/a Cottage Chic Resale, 645 Main Street, Hyannis, for a new annual Junk Dealer License, Mary Harrigan, Manager, hours of operation to be 10 am to 9 pm, 7 days.

New Annual All Alcohol Common Victualler License and Daily Live and Non Live Entertainment Licenses: Application of Country Saloon Products, Inc., d/b/a The Compound Bar & Grill, 644 Main Street, Hyannis, Sara Keville, Manager for a New Annual All Alcohol Common Victualler License: 644 Main Street, Hyannis. Wood and brick construction approx 4400 sq. ft. including 1ST floor sunroom seating 22, front dining for 36, lounge with 16 seats, 16 at bar and 6 standees. Two restrooms in the rear of the building with handicap access. Kitchen on 1st floor. Downstairs storage and office area with restrooms for employees. Total 96 patrons, 3 employees. Both front and rear entrance/exit. Also requested is a Live Entertainment License for a maximum of 2 performers and 2 pieces, amplified, from 7 pm to 12:45 am and a Non-Live Entertainment license for radio and recorded music from 8 pm to 11 pm M-Th; Fri & Sat 8 pm to 12:45 am, Sun 2 pm to 5 pm at conversation level and 2 T.V.'s, 8 am to 12:45 am daily.

David and Sara Keville and Dan Crosby appeared for this application. Mr. Keville stated they bought this bar through bankruptcy proceedings. Mr. Hoxie asked where "Compound Bar & Grille" came from? Mrs. Keville stated from the Kennedy compound. She has worked in several restaurants in Boston and another restaurant they formerly owned. Mr. Keville stated they can be operational within a week of the ABCC approval. Mr. Scali stated he was curious about the past record – at the Quincy restaurant there is a meals tax issue which would appear again. Mr. Keville stated that has been taken care of. He asked about McGreevy's. Mr. Keville stated he is a partner. Mr. Scali stated there was an assault and battery in 2010. Mr. Keville stated it was an incident in one of the busiest bars on Boylston Street. He also stated he is a minority partner. It is a rough area. This restaurant will be a lot more upscale. Music will only be soft music. No dancing. Officer Maher stated the past operators had some complaints from the upstairs apartments. He wanted to warn them that noise from the speakers was an

issue in the past. Mr. Keville stated they will address this directly with the upstairs people. Mr. Burman said that he sees nothing in the way of work experience for Sara. She stated she was at Shenanigan's. She moved on to some other restaurants – and at Symphony 8 she was the manager. They no longer own that. She has significant experience. Mr. Burman asked if they will be a nightclub or restaurant. She stated a restaurant.

Deputy Chief Dean Melanson, Hyannis Fire, stated the restaurant capacity would exceed 100 counting the entertainers. They will have to look at it closely with regard to the nightclub requirement. 96 patrons and only three staff people does not sound like fine dining. If more than that, what about people at the door checking ID's, etc. It could easily go over 100 so there are concerns. He said that overcrowding is strictly enforced at the state level including criminal charges. Right now the fire department is looking at it closely. Mr. Keville stated they will make an amendment to lower to 92 for patrons to keep this under 100. Deputy Melanson stated it will be the total capacity for the building must be under 100 to negate the sprinkler system requirement. Deputy Melanson stated he would like the Building Commissioner, fire department and applicants to meet on this.

Mr. Burman stated maybe 85 would be smart. Mr. Hoxie stated that is WAY under. Mr. Geiler asked about the Beech Tree capacity. Deputy Melanson stated only inside the structure is considered for the public assembly requirement. Neither has the sprinklers. Deputy Melanson stated if occupancy is over 100 it will need to be sprinkled. Mr. Geiler stated that he is not aware of any overcrowding occurring at Ardeo's (prior owner). Deputy Melanson stated they had only minor offenses. Mr. Hoxie stated a definitive plan should show under 100 people. Deputy Melanson explained the requirements for nightclubs. Mr. Geiler stated the issue is the number, which needs to be a maximum of 99. Mr. Scali stated there is a plan for dining and a separate plan for entertainment. The numbers are under 99, and he also advised that Mr. Perry signed off on both. Deputy Melanson stated the plans he just saw would be acceptable. His only question then is where will the tables and chairs go that are being removed? Mr. Keville stated in the basement, which is for storage. Mr. Semprini asked about the parking; Mr. Keville stated they are working with the neighbor on overflow parking at the International Inn.

A motion was duly made by Mr. Burman, seconded by Mr. Sullivan and a unanimous vote taken to approve the application of Country Saloon Products, Inc., d/b/a The Compound Bar & Grill, 644 Main Street, Hyannis, Sara Keville, Manager for a New Annual All Alcohol Common Victualler License: 644 Main Street, Hyannis. Wood and brick construction approx 4400 sq. ft. including 1ST floor sunroom seating 22, front dining for 36, lounge with 16 seats, 16 at bar and 6 standees. Two restrooms in the rear of the building with handicap access. Kitchen on 1st floor. Downstairs storage and office area with restrooms for employees. Total seating 83 in accord with the plans submitted. Both front and rear entrance/exit. Also approved is a Live Entertainment License for a maximum of 2 performers and 2 pieces, amplified, from 7 pm to 12:45 am and a Non-Live Entertainment license for radio and recorded music from 8 pm to 11 pm

M-Th; Fri & Sat 8 pm to 12:45 am, Sun 2 pm to 5 pm, at conversation level and 2 T.V.'s, 8 am to 12:45 am daily.

New Annual Class II Auto Dealer License: Application of Cape Cod Auto Connection, Inc., d/b/a Cape Cod Auto Connection, 152 Ridgewood Avenue, Hyannis, Tom Lundquist, Manager, for a new Class II Auto Dealer license (license is currently in name of owner/manager rather than corporate name) with a maximum of 70 vehicles including 6 customer and 2 employee spots; no washing or repairs of vehicles on site; must comply with Special Permit No. 2008-03 Conditions 1-13 and incorporating site plan review letter dated 11/19/08, hours of operation to be M-Sat 8 AM to 6 PM.

Mr. Lundquist appeared for this application. He is merely incorporating.

A motion was duly made by Mr. Burman, seconded by Mr. Sullivan and a unanimous vote taken to approve the application of Cape Cod Auto Connection, Inc., d/b/a Cape Cod Auto Connection, 152 Ridgewood Avenue, Hyannis, Tom Lundquist, Manager, for a new Class II Auto Dealer license (license is currently in name of owner/manager rather than corporate name) with a maximum of 70 vehicles including 6 customer and 2 employee spots; no washing or repairs of vehicles on site; must comply with Special Permit No. 2008-03 Conditions 1-13 and incorporating site plan review letter dated 11/19/08, hours of operation to be M-Sat 8 AM to 6 PM.

Annual Daily Live Entertainment License: Application of Cape Cod Beer, Inc., 1336 Phinney's Lane, Hyannis, Todd Marcus, Manager, for a New Annual Live Entertainment License for a maximum of 6 performers, 6 pieces, from 8 am to 12:45 am M-Sat, 10 am to 12:45 am Sun, to provide entertainment for events.

Mr. and Mrs. Marcus appeared for the application for entertainment. They have had entertainment in the past for one day events with no problems. They now would like the yearly license so that they do not have to come in each time. They are very cognizant of the safety factors and nuisance factors. He stated if they have one a month it would be a lot. Mr. Geiler stated that most have a fundraising component. Mr. Marcus stated they most always do. The Mass Brewers Guild or another event may happen here; if they want music at it he wants to make sure that they can offer it. Mr. Hoxie stated they are in an isolated area and should not cause a problem. Mr. Hoxie asked how they are doing. Mr. Marcus stated they are doing well.

A motion was duly made by Mr. Burman, seconded by Mr. Sullivan and a unanimous vote taken to approve the application of Cape Cod Beer, Inc., 1336 Phinney's Lane, Hyannis, Todd Marcus, Manager, for a New Annual Live Entertainment License for a maximum of 6 performers, 6 pieces, from 8 am to 12:45 am M-Sat, 10 am to 12:45 am Sun, to provide entertainment for events.

Show Cause Hearing: Show Cause Hearing for Maloney Realty Trust, d/b/a The Embassy Inn, 98 High School Rd, Hyannis, holding a Lodging House license, on a complaint forwarded by the Building Commissioner for safety hazards concerning

overcrowding and overcapacity of beds up to potential of 31 lodgers; use of two additional rooms and storage areas as bedrooms; lack of inspection allowed of quarters over the garage. The license is approved for 6 rooms and 12 lodgers.

Mr. Hoxie stated this will be continued at the request of their attorney to April 29, 2013. He asked Deputy Melanson if there was any risk in having this keep operating as is until that hearing. He stated is not within their purview to set the number. Mr. Burman asked how many beds were apparent. Deputy Melanson stated they counted the total number of rooms and total number of beds, but were not allowed into the adjacent building or the garage. The owner denied access. Mr. Geiler stated the owner has retained an attorney. He suggested they may want to talk to that attorney along with Mr. Perry about that building with their permission. If not, we would have to go after a search warrant. All the discussion they have had with neighbors is that there rooms being rented in that other building. We are concerned as it has never been inspected to his knowledge. He suggested rescue calls, etc. might be looked at for the locations as well. Mr. Hoxie stated 98 is approved for 6 rooms and 12 lodgers only. He is reluctant to continue unless violations can be rectified. Attorney Nunheimer asked what violations were found; he stated they have given the owner a list of problems which were then resolved. **Mr. Hoxie stated we will continue this matter to 4/29/13.**

The following renewals have been submitted without any changes from the previous year for Licensing Authority approval:

Common Victualler:

Ben & Jerry's, 352 Main Street, Hyannis
Coffee Table Cafe, 230A Ocean Street, Hyannis

A motion was duly made by Mr. Burman, seconded by Mr. Sullivan and a unanimous vote taken to approve renewal of the above listed Common Victualler licenses.

Common Victualler All Alcohol Seasonal:

The Paddock, 20 Scudder Ave., Hyannis
Mattakeese Wharf, 271 Millway, Barnstable
Blue Water Grille, 213 Ocean Street, Hyannis
Trader Ed's, 1 Willow Street, Hyannis
Fresh Ketch, 462 Main Street, Hyannis
Kian n' Rylee's, 561 Main Street, Hyannis
Spanky's Clam Shack & Seaside Saloon, 138 Ocean Street, Hyannis
Black Cat Harbor Shack, 159 Ocean Street, Hyannis
Harbor Point Restaurant, 156 Harbor Point Road, Cummaquid
Gringo's, 577 Main Street, Hyannis

A motion was duly made by Mr. Burman, seconded by Mr. Sullivan and a unanimous vote taken to approve renewal of the above listed Common Victualler All Alcohol Seasonal licenses.

Common Victualler Wine & Malt Seasonal:

Cooke's Seafood Hyannis, 1120 Iyannough Road, Hyannis

A motion was duly made by Mr. Burman, seconded by Mr. Sullivan and a unanimous vote taken to approve renewal of the above listed Common Victualler Beer & Wine license.

Innholder All Alcohol Seasonal:

Hyannis Inn Motor Hotel, 473 Main Street, Hyannis

A motion was duly made by Mr. Burman, seconded by Mr. Sullivan and a unanimous vote taken to approve renewal of the above listed Innholder All Alcohol Seasonal license.

Club All Alcohol Seasonal:

Cotuit Highground, 31 Crocker Neck Road, Cotuit
Baxter's Boathouse Club, 177 Pleasant Street, Hyannis
The Beach Club, 27 Long Beach Road, Centerville

A motion was duly made by Mr. Burman, seconded by Mr. Sullivan and a unanimous vote taken to approve renewal of the above listed Club All Alcohol Seasonal licenses.

Video Games:

Hyannis Inn Motor Hotel, 473 Main Street, Hyannis

A motion was duly made by Mr. Burman, seconded by Mr. Sullivan and a unanimous vote taken to approve renewal of the above listed Video Game (Automatic Amusement) license.

Daily Live Entertainment

The Paddock, 20 Scudder Ave., Hyannis
Baxter's Boathouse Club, 177 Pleasant Street, Hyannis
Mattakeese Wharf, 271 Millway, Barnstable
Blue Water Grille, 213 Ocean Street, Hyannis
Trader Ed's, 1 Willow Street, Hyannis
Fresh Ketch, 462 Main Street, Hyannis
Spanky's Clam Shack & Seaside Saloon, 138 Ocean Street, Hyannis
Black Cat Harbor Shack, 159 Ocean Street, Hyannis
The Beach Club, 27 Long Beach Road, Centerville
Harbor Point Restaurant, 156 Harbor Point Road, Cummaquid

A motion was duly made by Mr. Burman, seconded by Mr. Sullivan and a unanimous vote taken to approve renewal of the above listed Daily Live Entertainment licenses.

Daily Non-Live Entertainment:

Blue Water Grille, 213 Ocean Street, Hyannis
Trader Ed's, 1 Willow Street, Hyannis
Fresh Ketch, 462 Main Street, Hyannis
Black Cat Harbor Shack, 159 Ocean Street, Hyannis
Gringo's, 577 Main Street, Hyannis

A motion was duly made by Mr. Burman, seconded by Mr. Sullivan and a unanimous vote taken to approve renewal of the above listed Daily Non-Live Entertainment licenses.

Karaoke:

Fresh Ketch, 462 Main Street, Hyannis

A motion was duly made by Mr. Burman, seconded by Mr. Sullivan and a unanimous vote taken to approve renewal of the above listed Karaoke license.

Mr. Burman asked if seasonal licensed establishments could open a month earlier and close a month later or earlier. Mr. Geiler stated that would have to be accomplished through a change in the rules and regulations. Annual licenses must be open at least 50 weeks a year. They can close for 2 weeks or under without permission. With permission of the Board they can be closed a bit longer. To change the seasonal timeframe they would have to apply for an annual license and then change the annual license regulations to include other timeframes.

Business Meeting:

Release of Executive Session Minutes, if any (0).

The Open Meeting Law Memo from the Legal Dept. was discussed. Mr. Geiler stated that the Open Meeting Notice is very complicated and broad. It gets difficult as we have to be detailed in our postings for the benefit of the public. Where this has gotten sticky in the past is for the one day events which wait too long to apply and miss the meeting prior to their events. The Board has accommodated them in past by holding a special meeting.

Mr. Burman asked if we were in violation by having any discussion on the items continued today. Mr. Geiler stated no we were not, as these items were on the agenda. He stated between the three of us, we look at the items to make sure they are covered properly on the agenda. He stated if you are seeing bigger agendas or more verbiage it is because of this law.

Mr. Hoxie stated there is an upcoming meeting which he will attend on this subject. He also stated that Jennifer Cullum has been appointed as the Councilor for this Authority. Mr. Geiler stated we will make sure she gets copies of the agendas.

And any other new business to come before the Licensing Authority.

Mr. Hoxie adjourned the meeting.

Respectfully submitted,

Christine P. Ade, Recorder
Town of Barnstable Licensing Authority

Paul Sullivan, Clerk
Town of Barnstable Licensing Authority