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TOWN OF BARNSTABLE

NOTICE OF MEETINGS OF TOWN DEPARTMENT AND ALL TOWN BOARDS
As Required by Chapter 28 of the Acts of 2009 which amends MGL Chapter 30 A

Licensing Authority Minutes

DATE OF MEETING: May 06, 2019

Check below which one applies

The Clerk's office has this meeting date already posted X

This is a special meeting which has not been posted

TIME: 9:30 a.m.

PLACE: 2nd Floor Hearing Room, 367 Main Street, Hyannis, MA

A meeting of the Barnstable Licensing Authority was held on Monday, May 06, 2019. Chairman Martin Hoxie called the meeting to order at 9:30 A.M. He introduced; David Nunheimer, Clerk; Larry Decker, Associate Commissioner, Nancy Karlson-Lidman, David A Hirsch; Associate Commissioner Associate Commissioner, Richard Scali, Licensing Director; CAO Officer Therese Gallant, Lt. John Murphy and Maggie Flynn, Recording Secretary. Ron Semprini was absent.

Vote to accept Minutes

1. Vote to accept minutes of the 04/22/19 meeting.

A motion was duly made by Mr. Nunheimer seconded by Mr. Decker and a unanimous vote taken to accept the minutes of the 04/22/19 meeting.

New Business:

1. **Application for (3) All Alcohol One Day Licenses:** Application of Darin Crippen on behalf the Wianno Club for (3) One Day All Alcohol licenses on the following dates for Tennis Round Robin events: June 30th, July 18th and August 15, 2019. All events will take place at the Tennis Club located at 120 Washington St., Osterville beginning at 12:00PM. There will be no entertainment.

Amanda Zimmerman appeared on behalf of the applications. The tennis event is for the members and guests. This is not for charity. Mr. Scali asked where the alcohol will located. Mr. Scali asked about capacity numbers, we will provide.

A motion was duly made by Mr. Nunheimer seconded by Mr. Decker and a unanimous vote taken to accept the application as presented.

2. **Application for a One Day Beer and Wine and Entertainment Licenses:** Application of Rich MacDonald on behalf of the Arts Foundation of Cape Cod for a One Day beer and Wine and Entertainment Licenses for the Citizen's bank Pop's by the Sea event. The event is to be located at the Village Green, 367 Main Street, Hyannis on August 11, 2019 from 12:30 PM to 7:00 PM. The event has several days allocated for set-up and cleanup.

Julie Wake appeared on behalf of the application. The big difference is the sale of beer and wine. Barricades and steel fencing will be used for the VIP service and the public consumption locations. We will be using either stamps or wristbands. There will be 3 areas. We are still trying to determine the best ways to supports these areas. Lane Pomerly from the pour guys will be serving the beer. The separation will be between service and general consumption. All employees are TIP certified. Security and the BPD are being discussed extensively. There will be a wine sampling area. Mr. Nunheimer asked if they are approachable or will there be high top tables. As of now there are 3 areas, bandstand, school administration and the VIP area. Mr. Decker asked about the exact location.

Mr. Scali thanked the applicants for their due diligence. Mr. Scali asked about coolers, individuals will not be bringing their own alcohol. The choice is to return to car or have confiscated.

Julie Wake stated there is a signage plan regarding alcohol. There is a marketing campaign to avoid a public relations issue. VIP area is fenced in; people tend to stay in that location.

If the floors plan changes, the Commissioners will need to see the updated plan. Catering is provided in the VIP area if desired.

Officer Gallant had a conversation with Ms. Wake. They are in good shape with Lt. Clark and the BPD.

A motion was duly made by Mr. Nunheimer seconded by Mr. Decker and a unanimous vote taken to accept the application as presented.

- 3. Application for a One Day Entertainment License:** Application of Elizabeth Wurbain on behalf of the HMS BID for a One Day Entertainment License for the Long Table Event. The event will be located at the 300 block on Main Street, Hyannis on June 23, 2019 from 5:00 PM to 9:00 PM. Entertainment will be 2 small groups. Rain date is June 24, 2019.

Elizabeth Wurbain, BID. This event started 6 years ago in the Beech Tree Alley. This event will be in front of JFK Museum in between Alberto's and Torino's. There will be 13 restaurants participating in this event. There will be plants from Country Garden, fencing, and Tents. There will be about 500-600 people.

Mr. Decker asked for clarification of the streets.

Mr. Scali asked about the Entertainment for the stage, that is what this application is about. We want to be respectful to diners. We witnessed the event in Florida for their best practices. The ticket prices range from 100-150. The menus are fabulous.

A motion was duly made by Mr. Nunheimer seconded by Mr. Decker and a unanimous vote taken to accept the application as presented.

- 4. Application for (12) One Day Extension of Licensed Premises and (1) One Day Beer and Wine License:** Application of various (see list) establishments for a One day Extension of Licensed premises for the Long Table Event to be held on the 300 block on Main Street, Hyannis on June 23, 2019. Also, an Application of Dylan Jordan on behalf of RendezVous Café, 394 Main Street, Hyannis for a One day Beer and Wine License for the Long Table Event on June 23, 2019 from 5:00 PM to 9:00 PM.

Extension of Licensed Premises Applicants: Alberto's Ristorante, Anejo Mexican Bistro, Brazilian Grill, British Beer Company, Colombo's Café, Downtown Bistro, Embargo, Naked Oyster, Pizza Barbone, Tap City Grille, Torino Restaurant and bar and The West End.

Elizabeth Wurbain represented the currently licensed restaurants for this event. Dylan Jordan appeared for his one Day License. Each restaurant has their own license so this will be an extension of their licensed premise. From 5-6pm you can view the tables. The menus are online. The ticket is for a specific restaurant. Some restaurants need to share space under a tent to prepare and serve food. There is a 10 foot fire lane. Officer Gallant asked about keeping the general public. Lanyards will be issued.

Mr. Scali spoke with Dylan directly. We have a TIP certified employee. All insurances are in place for the BID and the Town.

A motion was duly made by Mr. Nunheimer seconded by Mr. Decker and a unanimous vote taken to accept the application as presented.

5. Consent Agenda:

A motion was duly made by Mr. Nunheimer seconded by Mr. Decker and a unanimous vote taken to accept the application as presented.

Public Hearings:

1. Application for a New Annual All Alcohol Innholder License: Application of Copper Chimney LLC, 662 Main St., Hyannis, MA, Alpesh Patel, Manager, for a new All Alcohol Inn holder License.

Premise Description: Hotel at 662 Main Street, Hyannis, MA. First floor 41 rooms; second floor 42 rooms, wooden building at rear 29 rooms on 1st floor, 29 rooms on 2nd floor, 6 storage rooms, basement storage, lobby, coffee shop, conference rooms, restaurant with 99 total seats. 48 seats on outdoor patio and outdoor pool area. All conditionally approved by the Building Commissioner on 4/3/19.

Hours of operation are 11:00 AM to 12:00 AM DAILY.

Attorney Theodore Schilling appeared with Alpesh and Mark Patel. Alpesh has worked for 20 years on cruise ships. He will be getting TIP and Serve Safe. Maximum capacity of 99 inside and 48 outside.

Mr. Scali commented that this is a new plan. Will there be a DBA? This is going to be the Hyannis Plaza Hotel. This will need a change of dba application. There are loans from the SBA. Technically is a lease and sub lease situation. It was confirmed that there is no entertainment at this time. Expect that we will be back. Mark Patel will run the hotel, Alpesh will run the restaurant.

Lt. Murphy wished them good luck; we want to make you a success.

A motion was duly made by Mr. Nunheimer seconded by Mr. Decker and a unanimous vote taken to accept the application as presented.

2. Application for a Change of Officers/Directors and Stock Transfer on an All Alcohol Retail Package Goods Store License: Application of Black Marlin Beverage Corporation, Inc., d/b/a Craigville Package Store, 2496 Falmouth Rd., Centerville, MA, Viktor J Zukauskas, Manager, for a change in corporate Officers/Directors and stock interest. **** postponed from 4/22/19****
Withdrawn 4/24/19****

Licensing Division Updates:

1. **Licensing Department updates-** None at this time. Municipal Licensing meeting June 4, 2019 at Barkers Tavern.
2. **Police Department updates-** Lt. Murphy expressed his thanks to Officer Gallant. She stated that we had 69 out of 141 business show up for the voluntary meetings; there was a lot of interest and good feedback. The BPD took a lot of pride. Some topics for future discussion:
 1. Push back on underage kids using fake IDS.
 2. Safety in light of what has happened in other areas, Uber
 - 3 Alternative measures for violations.

Compliance checks will be taking place all year long; educational purposes.

- **Matters not reasonably anticipated by the Chair**

The list of matters, are those reasonably anticipated by the president/chair, which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law. It is possible that if it so votes, the sub-committee may go into executive session. For your information the section of the M.G.L. that pertains to postings of meetings is as follows: Except in an emergency, in addition to any notice otherwise required by law, a public body shall post notice of every meeting at least 48 hours prior to such meeting, excluding Saturdays, Sundays and legal holidays. In an emergency, a public body shall post notice as soon as reasonably possible prior to such meeting. Notice shall be printed in a legible, easily understandable format and shall contain: the date, time and place of such meeting and a listing of topics that the chair reasonably anticipates will be discussed at the meeting. Meetings of a local public body, notice shall be filed with the municipal clerk, and posted in a manner conspicuously visible to the public at all hours

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BARNSTABLE LICENSING AUTHORITY
CONSENT AGENDA
May 06, 2019

Renewals:

1. **Application for a One Day Entertainment and Beer Only Licenses :** Application of Jeffrey Craddock on behalf of Sea Sports for a One Day Entertainment and beer Only Licenses for the Tour de Barnstable Annual event after party. The event is to take place on June 9, 2019 from 10:30 AM to 1:00 PM at the Cape Cod Maritime Museum, 135 South St., Hyannis. Entertainment is for 2 amplified performers.
2. **Application for (11) One Day Entertainment Licenses:** Application of Harold Fera on behalf of Rockwell Amusements for (11) One Day Entertainment licenses for the Annual Carnival. The event is to be held at the Cape Cod Mall, 793 Iyannough Rd., Hyannis (back parking lot), from June 3rd – 16th, 2019. Set-up is June 3rd- June 5th. Carnival times are as follows: 6/6-6/7 6PM to 10PM; 6/8-6/9 3PM to 10PM; 6/10 to 6/14 6PM to 10PM; 6/15 3PM to 10PM and 6/16 1PM to 9PM.
3. **Application for (2) One Day All Alcohol and Entertainment Licenses:** Application of Roxana White on behalf of the Holy Ghost Society of Santuit and Cotuit for (2) One day All Alcohol and Entertainment Licenses for the Annual Portuguese Feast. . The event is set to take place at The Holy Ghost Society, 53 Main Street, Cotuit on June 15, 2019 from 5PM to 11PM and on June 16th from 12PM to 6PM. Entertainment is a 6 piece band.
4. **Application for a One Day Beer and Wine License:** Application of Jacqueline Dager on behalf of the Centerville Public Library for a One Day Beer and Wine License for the Annual Auction event. The event is to be held at the Centerville Public Library, 585 Main Street, Centerville on June 8, 2019 from 5PM – 8PM. There will be no entertainment.

Junk Dealer Licenses:

1. 293-024 Newbury Comics, Cape Cod Mall, Hyannis
2. 308-115 Jewelcraft, 585 Main Street, Hyannis
3. 293-024 Best Buy LP, Cape Cod Mall, Hyannis

The meeting was adjourned at 10:17 AM

Respectfully submitted,

**Margaret D. Flynn, Recorder
Town of Barnstable Licensing Authority
Licensing Authority**

**David Nunheimer; Clerk
Town of Barnstable**