



Town of Barnstable

Regulatory Services

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Licensing Authority

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BARNSTABLE LICENSING AUTHORITY LICENSING HEARING AGENDA

Town Hall Building, 367 Main Street, 2nd Floor Hearing Room, Hyannis, MA – 9:30 a.m.
December 8, 2008

Hearings:

Request to Extend Hours for One Day: A request has been made by SPSS Enterprises, LLC d/b/a Asa Grill and Reputation, 415 Main Street, Hyannis, Mollie Lehane, Manager, holding an All Alcohol Common Victualler License, for a **Change of Hours** on New Year's Eve, to close at 2:00 am. Alcohol service would terminate at 1:00 am as is presently authorized.

One Day Entertainment and Sunday Entertainment License: Application of Tanya Vincent on behalf of Coastal Dance Co., 49 John Maki Road, W. Barnstable, MA, for a **One Day Entertainment License and Sunday Entertainment License** for its 23rd annual Nutcracker Gala Ballet to be held at the Barnstable High School Performing Arts Center, West Main Street, Hyannis on Saturday, December 13, 2008 at 4 pm and Sunday, December 14, 2008 at 2 pm. Continued from 11/17/08.

One Day All Alcohol Permit: Application of Michael Robinson, Cape Cod Young Professionals, P.O. Box 1302, Centerville, MA on for a **One Day All Alcohol License and a One Day Entertainment License** for a fundraiser event with a steel drum band on September 17, 2009 from 5:30 pm to 8:30 pm at Rectrix Aerodrome, Hyannis, MA. Continued from 11/17/08 to obtain State Fire Safety Certificate.

New Annual Wine & Malt general on Premises License: Ryan Family Amusements, Inc., d/b/a Ryan Family Amusements, has filed an application for a **new Annual Wine & Malt General On Premise License**, 441 Main Street, Hyannis, MA, Peter A. Campbell, Manager. Alcohol service to be from 9 a.m. to 10 p.m.; noon on Sundays.

Amendment to Class II Auto Dealer License to add second property: Application of Zinov Business Enterprises, Inc., d/b/a MBM Auto Sales, Irena Zinov, Manager, 115 Iyannough Road and 500 Yarmouth Road, Hyannis, for an **Amended Class II Auto Dealer License** to include a second property at 115 Iyannough Road, the hours of

operation to be 9 am – 7 pm. Total vehicles on the lot at 115 Yarmouth Road – 46.
Total vehicles on the lot at 500 Yarmouth Road – 23.

Amendment to Class I Auto Dealer License: Application of Yarmouth Road, Inc., d/b/a Premier Cape Cod, Joseph Laham, Manager, 460 Yarmouth Road, Hyannis, for an **Amended Class I Auto Dealer License** to change the corporate name from Yarmouth Road, Inc. to 499 Route 6A, Inc. Everything else to remain the same as the current license.

New Lodging House License: Application of Sandra Lee Walker and James M. Walker for a new Lodging House License at 511 Ocean Street, Hyannis MA, Sandra Lee Walker, Manager.

Change of Hours: Application has been made to the Barnstable Licensing Authority by O'Charley's, Inc., d/b/a **99 Restaurants/Pubs**, 1600 Falmouth Road, Centerville, Thomas Hann, Manager, for a **Change of Hours** for their Annual, All Alcohol Common Victualler License. The hours proposed are Sunday 11 am – 10 pm, Monday – Thursday 11 am – 11 pm, Friday & Saturday 11 am – 12 am.

New Annual Common Victualler Wine & Malt License: Application of Pain D'Avignon II, Inc., d/b/a Pain D'Avignon, 15 Hinckley Road, Hyannis, Mario Mariani, Manager, for a new Annual Common Victualler Wine & Malt License, the hours of operation to be 6am to 10 pm, alcohol service from 8 am to 10 pm, for a total of 40 seats (including up to 16 outside on a patio in front of the building).

Change of Location: Application has been filed by Hyannis Blanchards, Inc., d/b/a Hyannis Blanchards, 226 Falmouth Road, Hyannis, holding an All Alcohol Retail Package Store License, Donald J. Corey, Jr., Manager, for a change of location to 167 Corporation Street, Hyannis.

Change of Hours: Application of I.G.A.P. Lima Corp., d/b/a Village Landing Restaurant, Gary Lima, Manager, 3226 Main Street, Barnstable MA, has petitioned the Barnstable Licensing Authority for a **Change of Hours** for their Common Victualler License. The extended hours proposed are daily from 7:00 am to 9:00 pm, rather than from 6 am to 6 pm as originally approved by the Licensing Authority. Continued from 11/17/08.

Change from Seasonal to Annual All Alcohol Club License: Application of Cotuit Highground Golf Club, Inc., Paul Heher, Manager, 31 Crocker Neck Road, Cotuit for a **Change from a Seasonal All Alcohol Club License to an Annual All Alcohol Club License**. Continued from 11/17/08.

Request to Close: Request of VN Management Corporation, d/b/a Cape Cod Inn, 447 Main Street. Johnny Vo, Manager, to close its premises from January 4, 2009 to March 19, 2009 for general maintenance, repairs and renovations.

Show Cause Hearing: Show Cause Hearing for Rollback of Hours for Shanghai Chinese Restaurant, Inc., 11 Ridgewood Avenue, Hyannis, Henry Yang, Manager, at the request of the Licensing Authority to hear comments relative to the public need to decrease the hours for the sale of alcoholic beverages at the premises due to testimony provided by officers of the Barnstable Police Department at a public hearing held by the Licensing Authority on October 27, 2008, raising concerns with respect to late night activities at the premises and the impact on the neighborhood and welfare of the community.

Show Cause Hearing: A Show Cause hearing will be held at the request of the Barnstable Police Department for RCSJ Group, Inc., d/b/a Fresh Ketch, 460 Main Street, Hyannis, Raymond C. Roy, Manager, for violation of the Town of Barnstable Code Chapter 501-8 to wit: "It shall be the obligation of licensees to ensure that a high degree of supervision is exercised over the conduct of the licensed establishment at all times." The Police Department will provide testimony as to May 24, 2008, June 1, 2008, July 5, 2008 and August 22, 2008. A violation was also reported for October 9, 2008 with regard to Town of Barnstable Code Chapter 501-10B to wit: "No entertainment at the licensed premises may be conducted in such a manner that the noise from the entertainment can be heard outside the boundaries of the premises." Continued from 11/17/08 at the request of their attorney.

Renewals:

Common Victualler All Alcohol:

Alberto's
Jack's Lounge
Wimpy's
Hyannis Golf Club
The Dolphin
Barnstable Restaurant and Tavern
Outback Steakhouse
The Dragonlite
Fazio's
The Dolphin
Kobi House
The Olive Garden
Shanghai Chinese Restaurant
Wianno Grill

Common Victualler Beer & Wine:

Craigville Pizza & Mexican
Café at the Airport
Golden Fountain
New England Pizza House #1
The Original Gourmet Brunch
Ying's

Club All Alcohol:

Oyster Harbors Club
Hyannis Yacht Club

General on Premise:

Dennis F. Thomas Post #2578 VFW

Innholder All Alcohol:

Cape Cod Inn
Cape Codder
Heritage House Hotel & Restaurant
International Inn

Daily Live Entertainment:

Alberto's
Border's
Oyster Harbors Club
Hyannis Golf Club
Barnstable Restaurant & Tavern
Cape Cod Inn
Cape Codder
Heritage House Hotel & Restaurant
Hyannis Yacht Club
International Inn
Dennis F. Thomas Post #2578 VFW

Daily Non-Live Entertainment:

Alberto's
Jack's Lounge
Regal Cape Cod Cinema 12
Craigville Pizza & Mexican
Hyannis Golf Club

Barnstable Restaurant & Tavern
Cape Codder
Dennis F. Thomas Post #2578 VFW
New England Pizza House #1

Automatic Amusement/Video Games:

Jack's Lounge
Regal Cape Cod Cinema 12
Craigville Pizza & Mexican
Cape Codder
New England Pizza House #1

Sunday Entertainment:

Alberto's
Jack's Lounge
Regal Cape Cod Cinema 12
Border's
Craigville Pizza & Mexican
Oyster Harbors Club
Hyannis Golf Club
Barnstable Restaurant & Tavern
Cape Cod Inn
Cape Codder
Hyannis Yacht Club
Heritage House Restaurant
International Inn
Dennis F. Thomas Post #2578 VFW

Class I Auto Dealers:

Ford of Hyannis
Land Rover Cape Cod
Hyannis Honda

Class II Auto Dealers:

Capewide Auto & Marine II
Willow Street Motors
Harbor Auto Sales
Brico Autoworks
Capewide Auto & Marine II

Willow Street Motors
Harbor Auto Sales
Cape Motors
Jack Ellis Auto Repair
Cars for Kindness
Hyannis Honda Body Shop
Liberty Motors

Class III Auto Dealer

Blackburn's Auto Salvage

Lodging Houses:

Green Mountain Inn B&B
Beechwood Inn
Acworth Inn
Lamb & Lion
Bursley Manor
High Pointe Inn
The Hillcrest B&B
Yarmouth Road Lodging House
Walker Lodging House (on for approval today as well)

Common Victuallers:

The Mills Restaurant
Noah's Wrap
Willow Tree Market
Katie's Ice Cream
Aegean Pizza
Ship's Belle
Panera Bread
Egg & I
Border's
Craigville Beach Grill
Casual Gourmet
Casual Gourmet Express
Barnes & Noble
Craigville Beach Assn Snack Bar
McDonald's – 654 Route 132
McDonald's – CC Mall Unit F111
McDonald's – 175 North Street
White Hen Pantry – 2946 Falmouth Road
Sunnyside Restaurant

Wendy's
Cape Cod Chocolatier
Little Sandwich Shop
Kennedy Rink Snack Bar
Cape Cod Chicken
Hot Diggity Dogs
Common Ground
Spiritus Pizza
Brown Bag Bagels
Amandine

Cinema/Theatre:

Regal Cape Cod Cinema 12

Business Meeting:

Finalize Junk Dealer Rules and Regulations for approval by Town Attorney.