

(clock in stamp)

(TIMESTAMP ALL COPIES IN TOWN CLERK'S OFFICE - LEAVE 1 COPY WITH CLERK WHO WILL POST ONE IN TOWN HALL - KEEP A COPY FOR YOUR RECORDS).

**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 Agenda**

**DATE OF MEETING:** April 11, 2011  
**TIME:** 9:30 A.M.  
**PLACE:** 367 Main St., Hyannis (Town Hall Bldg.), 2<sup>nd</sup> Floor Hearing Room

**Hearings:**

**One Day Beer & Wine License and One Day Entertainment License:** Application of Michael Brooks on behalf of Cape Cod Synagogue, 145 Winter Street, Hyannis, MA for a One Day Wine & Malt License and a One Day Entertainment License for a band and dancing for its annual fundraiser for the synagogue to be held on May 7, 2011 from 7 pm to 11 pm.

**Two Day Beer & Wine License and One Day Entertainment License:** Application of Beatrice E. White on behalf of The Holy Ghost Society of Santuit & Cotuit, 53 Main Street, Cotuit, MA for two One Day Wine & Malt Licenses for June 18, 2011 from 5 pm to 11 pm and June 19, 2011 from noon to 6 pm and a One Day Entertainment License for a band and dancing on June 18, 2011 from 5 pm to 11 pm for its 120th annual Portuguese feast.

**One Day Wine & Malt License and Entertainment License:** Application of Elizabeth Butler, Director of The Centerville Public Library, 585 Main Street, Centerville, for a One Day Wine & Malt License to include a wine tasting by Cape Cod Package Store and beer tasting by Cape Cod Beer for May 14, 2011 from 4:30 pm to 7:30 pm and a One Day Entertainment License for silent and live auctions. This is a fundraising event.

**One Day Entertainment & Sunday Entertainment:** Application of Jennifer Pitta on behalf of Cape Cod Symphony Orchestra, 712A Main Street, Yarmouth Port, for the following One Day Entertainment and Sunday Entertainment Licenses for events to be held at Barnstable High School Performing Arts Center, 744 Main Street, Hyannis as follows:

Saturdays		Sundays	
September 24, 2011	8 pm	September 25, 2011	3 pm
October 8, 2011	8 pm	October 9, 2011	3 pm
November 5, 2011	8 pm	November 6, 2011	3 pm
December 3, 2011 3 pm &	8 pm	December 4, 2011	3 pm
January 21, 2012	8 pm	January 1, 2012	3 pm
February 11, 2012	8 pm	January 22, 2012	3 pm
April 14, 2012	8 pm	February 12, 2012	3 pm

May 5, 2012	8 pm	April 15, 2012	3 pm
June 16, 2012	8 pm	May 6, 2012	3 pm

Friday

December 2, 2011 4 pm; 8 pm

**One Day Beer & Wine License:** Application of Olive Chase of Casual Gourmet on behalf of Duffy Health Center, 105 Park St., Hyannis, for a One Day Wine & Malt License for an event to be held at Rectrix Aerodrome, 730 Barnstable Road, Hyannis, on May 20, 2011 from 5 pm to 10 pm.

**Two One Day All Alcohol Licenses:** Application of E.J. Jaxtimer on behalf of Joe Cronin Jimmy Fund Fishing Tournament, 350 Main Street, Osterville, for two One All Alcohol Licenses for a two day fishing tournament to be held at Nauticus Marina, 339 West Bay Road, Osterville under two tents on August 4, 2011 from 6 pm to 10 pm and August 5, 2011 from 4 pm to 10 pm.

**Annual Common Victualler All Alcohol, Daily Live, Non-Live, Video Games & Sunday Entertainment Licenses:** Application of Mad Hat DP, d/b/a Harry's at the Depot, 477 Yarmouth Road, Hyannis, MA, Donald Patchin, Manager, for a New Annual All Alcohol Common Victualler License with inside seating totaling 95, parking spaces 42 and for a Daily Live Entertainment License, maximum of 6 entertainers, amplified, Non-Live Entertainment License for recorded music, Video Games License (3) and Sunday Entertainment License (all 11:30 am to 12:45 am).

**New Annual All Alcohol Innholder License and Daily Non-Live and Sunday Entertainment Licenses:** Application of Shiv Sai, LLC, d/b/a Cape Cod Inn/Duck Inn Pub & Grill, 447 Main Street, Hyannis, MA, Sandeep Patel, Manager for a **New Annual All Alcohol Innholder License**, the hours of alcohol service to be 8:00 am to 1:00 am, with seating at the restaurant for 81 indoors, 44 at the outside cafe, total of 125 maximum seats, and for alcohol room service to the 40 hotel rooms, and for Daily Non-Live and Sunday Entertainment Licenses.

**New Common Victualler License:** Application of Epic Narbles, LLC, d/b/a Osterville Cheese and Sandwich Shop, 29 Wianno Avenue, Osterville, Nathaniel Cote, Manager, for a New Common Victualler License, with total seating for 22, the hours of operation to be 7 am – 2:30 pm.

**New Common Victualler License:** Application of Marat Hunanyan and Kristine Gevorgyan, d/b/a Cape's Best Gyros, 569 Main Street, Hyannis, Edgar Gevorgyan, Manager, for a New Common Victualler License, hours to be 10 am to 10 pm.

**Continuation and Clarification of New Annual All Alcohol Common Victualler License, Daily Live Entertainment, Non-Live Entertainment and Sunday Entertainment licenses:** Application of Salt & Sea, LLC, d/b/a Salt, 599 Main Street, Hyannis, MA, Matthew P. Conley, Manager, for a New Annual All Alcohol Common Victualler License, Daily Live Entertainment License (4 pm to 11:00 pm, 3 entertainers, non-amplified, Non-Live Entertainment License for recorded music, and Sunday entertainment License (4 pm to 11 pm) with inside seating as well as a front and rear patio area. Clarification on floor plan for rear patio area and clarification on live and non-live entertainment and Sunday entertainment licenses.

**Show Cause Hearing:** Show Cause Hearing at the request of the Barnstable Police Department for Julie Fagin, d/b/a Goldfinger, 64 Enterprise Road, Hyannis, MA, Julie Fagin, Manager, for violation of the Town Code Chapter 502, Sections 4B (2 counts): (1) Not filling out a purchase report form in all relevant aspects at the time of purchase and (2) Not requiring the seller to sign his name to the purchase report form, 4C: Not photographing items taken in from a seller at the time of purchase, 4D: Not providing a copy of ALL transactions recorded, 6B: conducting business outside the property as designated on the Junk Dealer License, 8A: Not having a copy of purchase report on the premises as required, 8C: Not holding regulated property for 21 days as required and 8D: Not storing the regulated property on the licensed premises as required. Second offense. Request of licensee to continue to 4/11/11 as out of town plans had already been made when they were served with notice of hearing.

**Show Cause Hearing:** Show Cause Hearing to determine whether the annual All Alcohol Common Victualler License of Tommy Doyle's Irish Pub & Restaurant, 334 Main Street, Hyannis, MA, Jason Irving, Manager should be modified, suspended or revoked as a result of a report made to the Licensing Authority by the Barnstable Police Department that on February 13, 2011 it was in violation of the Town of Barnstable Rules and Regulations of the Licensing Authority, Section 501-3H for allowing more persons in two rooms of the licensed premises (218) than the number allowed by the Building Commissioner for the capacity of those rooms (165) minus the number of employees working in the areas at the time, and that it violated Section 501-8 of the Town of Barnstable Rules and Regulations of the Licensing Authority, in that it failed to maintain a high degree of supervision over the licensed premises, advertising gaming and betting activity (poker tournament every Sunday night and a weekly Bar Pong event listing a \$200.00 cash prize).

**Renewals:**

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

**Common Victualler All Alcohol:**

The Islander, 330 West Bay Road, Osterville  
Trader Ed's, 11 Willow Street, Hyannis

**Junk Dealers:**

Spindle City Precious Metals, CC Mall, Hyannis  
New England Jewellery, 342 Main Street, Hyannis  
Hannoush Jewelers, Cape Cod Mall, Hyannis  
A.J. Marks Jewelers

**Daily Live Entertainment**

Trader Ed's

**Sunday Entertainment:**

Trader Ed's

**Business Meeting:**

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

**PERSONS INTERESTED ARE ADVISED THAT, IN THE EVENT ANY MATTER TAKEN UP AT THE MEETING REMAINS UNFINISHED AT THE CLOSE OF THE MEETING, IT MAY BE PUT OFF TO A CONTINUED SESSION OF THIS MEETING, WITHOUT FURTHER NOTICE.**

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. For 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 in or on the municipal building in which the clerk's office is located.