



Town of Barnstable

Regulatory Services

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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.
November 15, 2010

A regular meeting of the Barnstable Licensing Authority was held on Monday, November 15, 2010. Chairman Martin Hoxie called the meeting to order at 9:30 A.M. He introduced Gene Burman, Vice Chairman; Paul Sullivan, Clerk; Dick Boy, Associate Commissioner; Thomas Geiler, Director of Regulatory Services, Lt. JoEllen Jason and Patrolman Steve Maher, Liaison Officers from the Barnstable Police Department, and Christine Ade, Recording Secretary.

Hearings:

One Day and Sunday Entertainment Licenses: Application of Susan Campbell on behalf Coastal Dance Company of ACAD for a One Day Entertainment & Sunday Entertainment License for performances of The Nutcracker Ballet (their 25th year) at Barnstable High School Performing Arts Center, 744 West Main Street, Hyannis, on Saturday, December 11, 2010 from 4 pm to 6 pm and Sunday, December 12, 2010 from 2 pm to 4 pm.

Koby Vincent appeared for Coastal Dance Company. They have been holding the Nutcracker for 15 years at the high school, 25 years in all.

A motion was duly made by Gene Burman, seconded by Paul Sullivan and a unanimous vote taken to approve the application of Susan Campbell on behalf Coastal Dance Company of ACAD for a One Day Entertainment & Sunday Entertainment License for performances of The Nutcracker Ballet (their 25th year) at Barnstable High School Performing Arts Center, 744 West Main Street, Hyannis, on Saturday, December 11, 2010 from 4 pm to 6 pm and Sunday, December 12, 2010 from 2 pm to 4 pm.

New Junk Dealer License: Application of Mafise Desil, d/b/a Thrift Shop, 217 Main Street, Hyannis, MA, Mafise Desil, Manager, for a new Junk Dealer License, hours of operation to be 10 am to 5 pm. Ms. Desil did not appear.

A motion was duly made by Gene Burman, seconded by Paul Sullivan and a unanimous vote taken to continue the application of Mafise Desil, d/b/a Thrift Shop, 217 Main Street, Hyannis, MA, Mafise Desil, Manager, for a new Junk Dealer License, hours of operation to be 10 am to 5 pm to December 6, 2010 with no need for re-advertising.

Transfer of Annual All Alcohol Package Store License: Application of Nadan Enterprises, Inc., d/b/a Barnstable News Store, All Alcohol Package Store License, 3220 Main Street, Barnstable, MA, Robert W. Medeiros, Manager for transfer to Mystic News Store, Inc., d/b/a Barnstable News Store, Joseph P. Ferraro, Manager, the hours of operation for alcohol sales to be from 8 am to 9 pm Monday through Saturday, and noon to 9 pm Sundays.

Paul Covell appeared with Mr. and Mrs. Ferraro for this application. They have owned the building for over 20 years. He stated that their tenant has been having difficulties and they are taking over the business. Mr. Ferraro is a retired police officer from Worcester. The store has been a little bit neglected; there are some things with the Health Dept. which need to be addressed.

A motion was duly made by Gene Burman, seconded by Paul Sullivan and a unanimous vote taken to approve the application of Nadan Enterprises, Inc., d/b/a Barnstable News Store, All Alcohol Package Store License, 3220 Main Street, Barnstable, MA, Robert W. Medeiros, Manager for transfer to Mystic News Store, Inc., d/b/a Barnstable News Store, Joseph P. Ferraro, Manager, the hours of operation for alcohol sales to be from 8 am to 9 pm Monday through Saturday, and noon to 9 pm Sundays.

Show Cause Hearing: Show Cause Hearing for Tim Ferreira, d/b/a Ferreira's, 85 Old Yarmouth Road, Hyannis as a result of a complaint made to the Barnstable Police Department, and subsequent ride by the business location, requesting that Mr. Ferreira appear at a Show Cause Hearing on Monday, July 19, 2010 at 9:30 a.m. at the Town Hall Building, 367 Main Street, Hyannis, MA in the 2nd Floor Hearing Room for storing junk material outside in the parking lot located in close proximity to a public water supply well. (Continued from 8/16/10 and 9/20/10 at the request of the Licensee's attorney). Continued again by a request in writing of the Licensee's attorney. Mr. Hoxie set the hearing for December 27, 2010, with no need to re-advertise.

Renewals:

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

Class I Auto:

Hyannis Toyota/Scion
Everett H. Corson, Inc.
Hyannis Honda – West Main Street
Hyannis Honda Body Shop – Phinney’s Lane

A motion was duly made by Gene Burman, seconded by Paul Sullivan and a unanimous vote taken to approve the establishments above for renewal of their Class I Auto Dealer licenses.

Class II Auto:

All Cape Auto Sales
Route 66 Auto Sales
Joe’s Auto Sales
Hyannis Toyota/Scion
J&J Auto
Image Motors
Ziggy’s Auto Sales

A motion was duly made by Gene Burman, seconded by Paul Sullivan and a unanimous vote taken to approve the establishments above for renewal of their Class II Auto Dealer licenses.

Common Victualler:

Fame Food Management
Katie’s Homemade Ice Cream
Centerville Pie Company
Ruby Thai
Papa Gino’s Bell Tower Mall
Subway – 2145 Iyannough Road
Panera Bread
Regina Pizzeria
Hyannis Persy’s Place

A motion was duly made by Gene Burman, seconded by Paul Sullivan and a unanimous vote taken to approve the establishments above for renewal of their Common Victualler licenses.

Lodging House:

Maple Street Inn
Lodging House
Captain David Kelley House
The Old Hundred House

The Hillcrest B&B

A motion was duly made by Gene Burman, seconded by Paul Sullivan and a unanimous vote taken to approve the establishments above for renewal of their Lodging House licenses.

Daily Non-Live Entertainment:

Papa Gino's Bell Tower Mall

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

Automatic Amusement/Video Games:

Papa Gino's Bell Tower Mall

A motion was duly made by Gene Burman, seconded by Paul Sullivan and a unanimous vote taken to approve the establishments above for renewal of their Automatic Amusement/Video Games licenses.

Sunday Entertainment:

Papa Gino's Bell Tower Mall

A motion was duly made by Gene Burman, seconded by Paul Sullivan and a unanimous vote taken to approve the establishments above for renewal of their Sunday Entertainment licenses.

Business Meeting:

Review Executive Session Minutes for Release, if any (None).

Letter from MBM Auto Sales requesting postponement of Show Cause Hearing. Mr. Hoxie stated this will be held 12/27/10 as well as their two renewals.

Acceptance of surrender of two licenses – Common Victualler All Alcohol. Those licenses were Timmy B's and DB's Surf Bar.

Notice received from the ABCC to advise they are evaluating the new energy drinks with too much alcohol in them.

And any other new business to come before the Licensing Authority: a letter was distributed to the members regarding the ABCC investigating the new alcohol/caffeine energy drinks causing problems across the country.

Adjourned at 10:00 a.m.

Respectfully submitted,

Christine P. Ade, Recorder
Town of Barnstable Licensing Authority

Paul Sullivan, Clerk
Town of Barnstable Licensing Authority