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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 Agenda**

**DATE OF MEETING:**      **January 30, 2012**

**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:**        **2<sup>nd</sup> Floor Hearing Room, 367 Main Street, Hyannis, MA**

#### **Hearings:**

#### **Transfer of Common Victualler Wine & Malt License and Alteration of Premises**

**Description:** Application of Palio Pizzeria, Inc., d/b/a Palio Pizzeria, 435 Main Street, Hyannis, Paul Mazzeo, Manager, for Transfer of its Annual Common Victualler Wine & Malt License to Palio, Inc., d/b/a Palio Pizzeria, Samuel Mazzeo, Manager with an alteration of premises description to: Three (3) doors at the pizzeria restaurant, 1 for private use in the back kitchen, 2 for public use. One door in the front of the pizzeria and the 2<sup>nd</sup> door on one side. 32 seats at indoor booths and 18 seats at tables in the center of the restaurant. Additionally, there are 6 "to go" stools in the restaurant. Total seating is 82 for service, 6 to go stools and an additional 32 outdoor seats inside a barrier.

**New Class I Auto Dealer License:** Application of 1056 Enterprises, Inc., d/b/a Kia of Cape Cod, 1020 Iyannough Road (Admin. Offices), 1040 Iyannough Road (Customer Service & parking for 11 vehicles outside and 10 inside) & 1056 Iyannough Road (39 display and 9 customer vehicles ), and 756 Bearse's Way, Hyannis (vehicle storage), Jack G. Carter, Jr., Manager, for a Class I Auto Dealer License. Hours of operation will be Monday through Thursday, 7 am to 8 pm, Friday 7 am to 6 pm, and Sat. 7 am to 5 pm.

**New Annual All Alcohol Common Victualler License, Daily Live, Non-Live & Sunday Entertainment Licenses:** Application of The Mill Street Tavern, Inc., d/b/a Duck Inn Pub, 447 Main Street, Hyannis, MA, John N. Greene, Manager, for a New Annual All Alcohol Common Victualler License with indoor seating for 55, patio seating for 44, total seating 99 (17 at bar, 32 at tables, 6 in casual area, 44 on patio). Restaurant open 8 am to 12:45 am. Also requesting live entertainment for up to 5 entertainers, dancing for patrons, non-live entertainment including karaoke and a jukebox, and Sunday entertainment, all from 1 pm to 12:45 am daily.

**New Pool Table License:** Application of House of Bud's, Inc., 959 Bearnse's Way, Hyannis, Candace Chambers, Manager, for an annual Pool Table License (1 pool table) and Sunday Entertainment License, hours of use to be 11:30 am – 12:45 am M-Sat; noon to 12:45 am Sun. Continued from 1/9/12.

**New Annual Retail Beer & Wine Package Store License:** Application of ML Fruit & Produce, Inc., d/b/a Lambert's Rainbow Fruit, 1000 West Main Street, Centerville, Matthew W. Lambert, Manager, for a new Annual Wine & Malt Retail Package Store license. Hours of alcohol sales to be Mon-Sat 8 am to 7 pm, Sun noon to 7 pm. Continued from January 9, 2012 hearing.

**Show Cause Hearing:** Show Cause Hearing for Cape Cod Precious Gems & Coins, 48 Iyannough Road, Hyannis, MA, Carl Marchetti, Manager, for revocation of its Junk Dealer License as a result of information presented to the Licensing Authority by Detective Sgt. John Murphy of the Barnstable Police Department at the December 7, 2009 Licensing Authority Hearing for failure to comply with the Town of Barnstable Rules and Regulations under Chapter 502 regarding non-reporting of items purchased for sale, that it purchased items which appear on a list of stolen property, and a determination that Mr. Marchetti is an improper person to hold a Junk Dealer License, to show cause why its Junk Dealer License should not be permanently revoked. Continued from 8/10/11, 2/14/11, 6/20/11, 9/19/11. Along with this hearing, the renewal/non-renewal of the Junk Dealer License for 2011-2012 will be determined. Attorney Atwood's Office advised they were still in Court for 9/24/11 but the matter should be wrapped up for the 10/24/11 hearing. Request was made to continue this hearing to 10/24/11 and today it was continued to January 30, 2012 as the prior Licensee is still in Court. Per request of Licensee's attorney, this hearing will be continued to March 26, 2012.

**Business Meeting:**

Release of Executive Session Minutes, if any (none).

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.