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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

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**DATE OF MEETING: December 29, 2014**

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**

**Vote to accept Minutes:**

Vote to accept minutes of the 12/08/2014 Meeting.

**Public Hearings:**

- 1. Alteration of Premises of Annual All Alcohol Common Victualler License:**  
Application of C&D Shamrock, Inc., d.b.a. **19<sup>th</sup> Hole Tavern**, 11 Barnstable Road, Hyannis, Christopher J. Doherty, Mgr for an Alteration of Premise of the Annual All Alcohol Common Victualler license by reducing from approximately 3000 sqft. to 2100 sqft., and reducing the capacity from 119 to 99 (96 patrons and 3 employees), as approved by the Building Commissioner. Description on premise will remain the same: Two entrances/exits on Barnstable Road, one at parking lot. Main Floor: Bar, Restaurant, Kitchen, and Game Room. Basement: Cocktail Lounge, Storeroom and Boiler Room.

2. **Change of Manager on All Alcohol Common Victualler License:** Application of Beech Tree Cantina LLC d/b/a Beech Tree Cantina/Off the Hook Sushi Bar, 599 Main Street, Hyannis, on their Annual All Alcohol Common Victualler License, for a Change of Manager from Paul Beatty to Jared Pane.
  
3. **New Annual Wine and Malt Common Victualler License:** Application of Moo Oink Cluck, LLC, d/b/a Monty's Roast Beef, Holly Smith, Manager, 251 Iyannough Road, Hyannis: 1700 Square foot sandwich shop consisting of front room with bar area, kitchen attached to front room, an additional dining room adjacent to existing dining room. Seats are 30 with 10 standees and 6 employees for a total of 46 as approved by the Building Commissioner.
  
4. **Temporary New Class I Auto Dealer License:** Application of Volvo of Cape Cod, Joseph Laham, Manager, for a temporary new Class I Auto Dealer License. Licensee to be located at 258, 270, and 278 North Street, Hyannis, for 94 vehicle storage and display and 81 customer and employee spaces totaling 175 spaces at the presently licensed Audi Class I location. Current Licensed premises have approved 68 customer and employee spaces and 116 vehicle storage; totaling 184 as approved by the Building Commissioner. Two temporary trailers will eliminate 8 spaces and 2 additional spaces will be combined to make one temporary handicap space; for a total loss of 9 vehicle storage spaces. Twelve spaces in front of temporary trailers will be customer and employee parking while temporary trailers are in use. The trailers are to be used as sales for the Volvo Dealership and customers seeking service for the Volvo dealership. Service and repairs to be conducted in existing bays of the Audi Dealership.
  
5. **Ammended All Alcohol Annual Common Victualler License, Daily Live and Non-Live Entertainment Licenses:** Application of Murph's Inc. d/b/a Port Side Tavern, Robert L. Murphy Jr., Manager, 72 North Street, Hyannis: Full service restaurant on two levels with a front yard patio and second level deck, total sq.ft. 6,909. First Floor: 3,765 sq.ft. Fifteen (15) tables totaling 62 seats, twenty-seven (27) stools at bar and fifteen (15) standees in bar area. Two Entrances/exit doors plus emergency exit door; Kitchen; 375 sq.ft walk-in coolers; office; men's & ladies restroom; two (2) employee only restrooms; Outdoor 1080 sq.ft. patio located in front of building, with 10 tables, 40 seats, 2 fire pits, entry/exit door on southwest corner and entry/exit door to restaurant. Second Floor: 1,427 sq.ft; 12 tables totaling 58 seats and 9 stools in back bar. Men's & Ladies restroom, two (2) sets of stairs and two (2) emergency exits. Deck contains 637 sq. ft with 5 tables, 20 seats and 14 stools. One entry/exit door. Parking spaces totaling 28; all above approved by the Building Commissioner.  
Entertainment consists of both Live and Non-Live license applications for Indoor entertainment for 2 entertainers and 33 televisions in addition to recorded music. Outside entertainment consists of one television, no speakers and a fire pit. Hours of entertainment are 8 am to 12:45 AM. The All Alcohol Common Victualler license will be pledged to the lending institutions of Eastern Bank and the Small Business Administration.

\*\*\*(continued from 12/8/14 meeting)\*\*\*

## **Show Cause Hearings:**

1. **Show Cause Hearing for Premier Mazda:** Violation of M.G.L. c. 140, § 58 and the Town of Barnstable's Class I & II Regulations for operating a business on 157 Stevens Street, Hyannis without proper license and storing 27 vehicles on the premise.  
\*\*\* (postponed from 12/28/14 hearing)\*\*\*

## **New Business:**

1. **New One Day Wine And Malt License:** Application of Stacie Hevener on behalf of the Marstons Mills Public Library, 2160 Main St, Marstons Mills for a One Day Beer and Wine Licenses for a reception for local business. Event to be held at the Library on January 14, 2015 from 5:00 – 7:00 PM with a maximum of 52 people as approved by the Building Commissioner.
2. **Consent Agenda:**  
Vote to accept the Consent Agenda of the 12/29/14 Meeting

## **Licensing Division Updates:**

1. Licensing Department updates
2. Police Department updates

Release of Executive Session Minutes, if any (0).

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

# **Town of Barnstable**

## **Consumer Affairs**

**Elizabeth G. Hartsgrove, Supervisor**

**Licensing Authority**

**200 Main Street**

**Hyannis, MA 02601**

**[www.town.barnstable.ma.us](http://www.town.barnstable.ma.us)**

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### **BARNSTABLE LICENSING AUTHORITY**

# **CONSENT AGENDA**

**December 29, 2014**

### **Special One Day Event:**

1. Third annual Kennedy Center for American College Theatre Festival to be held at Resort and Conference Center, Scudder Avenue, Hyannis on January 27-31, 2015.

### **Temporary Closing**

1. **Schooner's Restaurant, 372 Main Street, Hyannis:** Request to close from now until March 15, 2015 due to health and maintenance reasons. Additionally, will be requesting information regarding a seasonal instead of an annual license.
2. **Misaki, 379 West Main Street, Hyannis:** Request to close from January 5, 2015 until February 10, 2015.

### **Forfeiture of Licenses**

1. Forfeiture of All Alcohol Common Victualler License for The House of Bud's, 959 Bearse's Way, Hyannis. Property sold on 12/15/2014.

### **Renewals:**

#### **Common Victualler:**

1. Whole Foods Market, 990 Iyannough Road, Hyannis
2. Friendly's, 1090 Iyannough Road, Hyannis
3. Sea Street Café, 50 Sea Street, Hyannis
4. Sunnyside Restaurant, 282 Main Street, Hyannis
5. Dunkin Donuts, 317 Falmouth Road, Hyannis
6. Dunkin Donuts, 1648 Falmouth Road, Centerville
7. Dunkin Donuts, 156 Iyannough Road, Hyannis
8. Dunkin Donuts, 751 W. Main Street, Hyannis
9. Dunkin Donuts, 702 Iyannough Road, Hyannis
10. Dunkin Donuts, 769 Route 132, Hyannis
11. Dunkin Donuts, 3821 Falmouth Road, Marstons Mills

12. Dunkin Donuts, 1220 Iyannough Road, Hyannis
13. Dunkin Donuts, 147 North Street, Hyannis
14. Dunkin Donuts, 627 Main Street, Hyannis
15. The Daily Paper on Main, 546 Main Street, Hyannis
16. Little Country Pizza, 696 Yarmouth Road
17. 7 Eleven, 426 Main Street, Hyannis
18. The Little Sandwich Shop, 263 Stevens Street, Hyannis
19. Wianno Green Café, 29 Wianno Ave, Osterville
20. Common Ground Café & Juice Bar, 420 Main Street, Hyannis
21. Snowflakes Saved Snow Bar, 424 Main Street, Hyannis
22. Burger King, 184 North Street, Hyannis
23. Nutrition & Food Service, 27 Park Street, Hyannis
24. Aegean Pizza, 378 Barnstable Road, Hyannis
25. Morning Glory Café, 211 Cotuit Road, Marstons Mills
26. Kandy Korner, 474 Main Street, Hyannis
27. Pizza 1 & Subs 2, 2950 Falmouth Road, Marstons Mills
28. Bangkok Kitchen, 339 Barnstable Road, Hyannis
29. Starbucks, 1155 Iyannough Road, Hyannis
30. Cape Cod Creamery, 645 Iyannough Road, Hyannis
31. Subway, 425 Iyannough Road, Hyannis
32. Katie's Ice Cream, 568 Main Street, Hyannis
33. KFC/Taco Bell, 314 Barnstable Road, Hyannis
34. Percy's Place, 247 Main Street, Hyannis
35. The Mills Restaurant, 149 Route 149, W.B.
36. Four Seas Ice Cream, 360 S. Main Street, Centerville
37. Scudder Family Café, 141 Bassett Lane, Hyannis
38. Fame/Cape Cod Community College, 2240 Iyannough Road, W.B.

### **Common Victualler with Entertainment**

1. Papa Ginos, 1600 Falmouth Road, Centerville
2. Rendez Vous Café, 394 Main Street, Hyannis

### **Common Victualler with Beer & Wine**

1. The Daily Paper, 644 W. Main Street, Hyannis
2. Palio Pizzeria, 435 Main Street, Hyannis
3. Pinocchio Pizza & More, 1661 Falmouth Road, Centerville
4. Scottie's Famous Pizza, 244 Iyannough Road, Hyannis
5. Thai House Restaurant, 304 Main Street, Hyannis

### **Common Victualler with All Alcohol**

1. Il Maestro, 297 North Street, Hyannis
2. Wimpy's, 752 Main Street, Osterville
3. DJ's Wings n' Things, 165 Yarmouth Road, Hyannis
4. Gourmet Brunch, 517 Main Street, Hyannis
5. Pavilion Indian Cuisine, 511 Main Street, Hyannis
6. Dragonlite Restaurant, 620 Main Street, Hyannis
7. Shanghai Restaurant, 11 Ridgewood Ave, Hyannis
8. Vista de Mare, 430 Main Street, Hyannis
9. Pizza Barbone, 390 Main Street, Hyannis

## **Common Victauler with All Alcohol and Entertainment**

1. Colombo's Café, 544 Main Street, Hyannis
2. Philbrick's, 1460- Route 149, Marstons Mills
3. B&B Pizza, 10 Seaboard Lane, Hyannis
4. Tiki Port, 790 Iyannough Road, Hyannis
5. The Island Merchant, 302 Main Street, Hyannis
6. Torino Restaurant & Bar, 415 Main Street, Hyannis
7. Schooners Restaurant, 372 Main Street, Hyannis
8. Hyannis Golf, 1800 Iyannough Road, Hyannis
9. The Compound Bar & Grille, 644 Main Street, Hyannis
10. 586 Bistro Bar, 586 Main Street, Hyannis
11. British Beer Company, 412 Main Street, Hyannis
12. Brazilian Grill, 676 Main Street, Hyannis
13. Bistrot De Soleil, 350 Stevens Street, Hyannis
14. Oceans 235/Hyannis Anglers Club, 235 Ocean Street, Hyannis
15. Raw Bar on Ocean Street, 230 Ocean Street, Hyannis
16. Embargo, 435 Main Street, Hyannis
17. Dolphin, 3250 Main Street, Barnstable
18. Naked Oyster, 410 Ocean Street, Hyannis
19. 99 Restaurant, 1600 Falmouth Road, Centerville
20. 19<sup>th</sup> Hole Tavern, 11 Barnstable Road, Hyannis
21. Alberto's Ristorante, 360 Main Street, Hyannis
22. The Black Cat Tavern, 165 Ocean Street, Hyannis
23. Five Bays Bistro, 825 Main Street, Osterville
24. Barnstable Restaurant & Tavern, 3176 Main Street, Barnstable
25. Seaside Pub on Main, 615 Main Street, Hyannis

## **General on Premise - All Alcohol with Entertainment**

1. Cotuit Center for the Arts, 4404 Falmouth Road, Cotuit
2. Puff the Magic, 649 Main Street, Hyannis
3. Pufferbellies, 183 Iyannough Road, Hyannis

## **Club - All Alcohol with Entertainment**

1. Wianno Club, 389 Parker Road, Osterville
2. Wianno Club, 107 Sea View Ave, Osterville
3. King's Grant Racquet Club, 12 Old Kings Road, Cotuit
4. West Barnstable Deer Club, 1800 Old Stage Road, W. B.
5. Hyannisport Club, 2 Irving Ave, Hyannis Port
6. Hyannis Yacht Club, 490 Ocean Street, Hyannis
7. Osterville Veterans Association, 753 Main Street, Osterville
8. Wequaquet Lake Yacht Club, 150 Annabelle Point Road, Centerville

## **Innholder with All Alcohol**

1. Greenhouse Restaurant, 1127 Iyannough Road, Hyannis

## **Innholder with All Alcohol and Entertainment**

1. Cape Codder Resort & Spa, 1225 Iyannough Road, Hyannis

2. Double Tree Bistro, 287 Iyannough Road, Hyannis
3. International Inn, 667 Main Street, Hyannis
4. Courtyard by Marriott, 707 Iyannough Road, Hyannis
5. Heritage House Hotel, 259 Main Street, Hyannis

### **Package Store – Wine & Malt**

1. Lambert's Rainbow Fruit, 1000 W. Main Street, Centerville
2. Willow Treet Market, 15 Charles Street, Hyannis

### **Package Store – All Alcohol**

1. A.J. Luke's of Hyannis, 395 Barnstable Road, Hyannis

### **Brewery – Wine & Malt**

1. Cape Cod Beer, 1336 Phinney's Lane, Hyannis

### **Auto Dealer Class I**

1. JMR Honda, 741 Yarmouth Road, Hyannis
2. Balise Nissan of Cape Cod, 322 Falmouth Road, Hyannis
3. Balise Hyundai, 556 Yarmouth Road, Hyannis
4. Balise Ford, 90 High School Road Ext., Hyannis
5. Land Rover of Cape Cod, 100 Barnstable Road, Hyannis
6. Hyannis Marina, 1 Willow Street, Hyannis
7. Tracy VW, 686 Iyannough Road, Hyannis
8. Premier Mazda, 141 Stevens Street, Hyannis
9. BMW of Cape Cod, 500 Yarmouth Road, Hyannis
10. Volvo of Cape Cod, 25 Falmouth Road, Hyannis
11. Audi Cape Cod, 270 North Street, Hyannis
12. Premier Cape Cod, 460 Yarmouth Road, Hyannis

### **Auto Dealer Class II**

1. Used Auto Cape, 64 Falmouth Road, Hyannis
2. Rotary Collision, 345 Barnstable Road, Hyannis
3. Tillo's Cars and Trucks, 20 Bearses Road, Hyannis
4. Price-less Auto Sales, 417 Yarmouth Road, Hyannis
5. AB Auto Sales, 415A Barnstable Road, Hyannis
6. Montero's Motor Sales, 455 Yarmouth Road, Hyannis
7. Mutual Motors, 532 Yarmouth Road, Hyannis
8. All Cape Auto Sales, 711 Yarmouth Road, Hyannis
9. Hyannis Collision, 478 W. Main Street, Hyannis
10. Joe's Auto Sales, 744 Bearses Way, Hyannis
11. Cars for Kindness, 745 W. Main Street, Hyannis
12. Ultra Clean, 30 Cit Ave, Hyannis
13. Image Motors, 491 Iyannough Road, Hyannis
14. HiLine Auto Sales, 17 Uncle Als Way, Hyannis
15. Cape Cod Cars and Trucks, 319 Barnstable Road, Hyannis
16. Robert J. Trapp, 123B Falmouth Road, Hyannis
17. The Car Guys, 741B Yarmouth Road, Hyannis

## **Entertainment**

1. Tri Corps Amusements, 769 Route 132, Hyannis
2. Wackenhammer Clockwork Arcade, 541 Main Street, Hyannis
3. Barnstable Comedy Club, 3171 Main Street, Barnstable

## **Lodging House:**

1. The Embassy Inn, 98 High School Hoard, Hyannis
2. Green Mountain Inn B&B, 328 Sea Street, Hyannis
3. Hostelling International, 111 Ocean Street, Hyannis
4. Bass River Properties/Our Child, 18 Quaker Road, Hyannis
5. Bass River Properties/Our Child, 80 Yarmouth Road, Hyannis
6. Bass River Properties/Our Child, 164 Main Street, Hyannis
7. Bass River Properties/Our Child, 156 Main Street, Hyannis
8. Boston Culinary Group, 300 Sea Street, Hyannis
9. Cape Cod Yoga Retreat B&B, 245 Meeting House Way, W.B.
10. Tidewater Inn, 275 Ocean Street, Hyannis
11. Friends of Prisoners, 84 Bearses Way, Hyannis
12. Cape Cod Ocean Manor, 543 Ocean Street, Hyannis
13. Summer Winds, 511 Ocean Street, Hyannis

**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, WITH PROPER POSTING.**

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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.



