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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: February 13, 2017

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: 2nd Floor Hearing Room, 367 Main Street, Hyannis, MA

Vote to accept Minutes

1. Vote to accept minutes of the 1/23/17 meeting.

New Business:

1. **Update on Hyannis Wine and Spirits Inc. All Alcohol Retail Package Goods Store:** Update on the construction status and subsequent opening of Hyannis Wine and Spirits Inc. d/b/a/ Kappy's Fine Wine & Spirits, 333 Iyannough Rd., Hyannis.
2. **Update on AztecCity LLC All Alcohol Common Victualler License:** Update on the opening status of Aztec City LLC d/b/a Casa Peru Fusion, 302 Main Street, Hyannis.

3. **Update on South Sea Village Inc All Alcohol Common Victualler License:**
Update on the opening status of South Sea Village Inc. d/b/a Bamboo, 574 Iyannough Rd., Hyannis
4. **Request for Late Renewal and Update on Annual Common Victualler License:** Homemade Sausage Inc. d/b/a Homemade Sausage, 573 Main St., Hyannis.
5. **Request for Forfeiture of Annual All Alcohol Common Victualler License:**
Request from GELS Inc. d/b/a Nor 'Easter Restaurant to forfeit the All Alcohol Common Victualler Liquor License.
6. **2017 Lodging House License Renewal Discussion:** Embassy Inn, 98 High School Road, Hyannis, MA. 02601.
****Continued from 1/23/17 Hearing****
7. **Application for a One Day Entertainment License:** Application of Mark Halvorsen on behalf of the Cape Cod Times for a one day Entertainment license for the Prime Time of Your Life Expo. The event is to be held at the Barnstable High School Field House, 744 West Main Street, Hyannis on April 29, 2017 from 8:00 am to 5:00 pm.
8. **Application for a One Day Beer and Wine License:** Application of Olive Chase on behalf of the Casual Gourmet for a One Day Beer and Wine license for the Hyannis Chamber Business After Hours event. The event will be held at 866 Main St., Osterville on 2/15/17 from 5 pm to 7 pm.
9. **Consent Agenda:**

Public Hearings:

1. **Amend the Town of Barnstable Licensing Rules and Regulations:** The Barnstable Licensing Authority will hold a public hearing in accordance with Chapter 138 and 140 of the General Laws, and Barnstable Town Code, to hear the merits of adopting proposed amendment to 502-6a3 of the Town Code as follows:
Licensing Rules and Regulations:
502-6. Additional Provisions for Package Store Licenses
a)Hours of Operation
3) No license may sell or deliver any alcoholic beverages on (delete) Memorial Day, Thanksgiving Day or Christmas Day, **(add) before 12:00 noon on Memorial Day.**
Amendment is being considered due to change in legal holidays and dates of observance issued by the Alcoholic Beverage Control Commission dated, October 18, 2016.

2. **Application to Amend Class II Auto Dealer License:** Application of Robert Trapp Inc., for amendments to an existing Class II Auto Dealer License at 123B Falmouth Rd, Hyannis. Amendments include: decreasing the number of vehicles from 41 to 6 total vehicles and a change of location to 120 Old Yarmouth Road Unit C, Hyannis as follows: 2 outside and 4 inside spaces for wholesale purposes only. All amendments approved by the Building Commissioner and Fire Chief on 1/17/17 with the following condition of no repairs for Unit 120C.

3. **Application to Amend Class II Auto Dealer License:** Application of AMRHoldings Inc., for amendments to an existing Class II Auto Dealer License at 95 Falmouth Rd, Hyannis. Amendments include: the addition of 123 Falmouth Road to the license. Breakdown for 123 Falmouth Rd as follows: 73 Display, 0 employee, 2 handicap and 7 customer spaces. Breakdown of 95 Falmouth Rd as follows: 50 display, 36 employee, 2 handicap and 36 customer spaces; increasing the number of vehicles from 100 to 206 total vehicles. All amendments approved by the Building Commissioner and Fire Chief on 1/17/17 and all conditions per site plan review letter dated January 19, 2017 must be adhered to.

4. **Application for a New Lodging House License:** Application of DMAG LLC d/b/a Bursley Manor, 651 Main St, W Barnstable, David Gardner and Michelle Johnson, Managers for a New Lodging House License for 3 rooms/ 6 lodgers – as approved by ZBA Decision recorded 12/28/16.

5. **Application for a New Seasonal All Alcohol Common Victualler License and Live and Non-Live Entertainment Licenses:** Application has been filed for a new Seasonal All Alcohol Common Victualler License and Live and Non-Live Entertainment Licenses for Sunny Boy Inc. d/b/a Downtown Bistro, Timothy Gaudette, manager, 372 Main Street, Hyannis.
 Description of Premise: 372 Main St., Hyannis wood frame building with entrances on Main Street and North Street. Interior space approximately 2450 sq. feet. Total Seating is 145. Interior seating of 81, dining room - 66 and bar - 15. Outdoor seating is 64, front – 28 and rear – 36. All approved by the Building Commissioner on 01/18/17.
 Hours of alcohol sales: 11 AM – 12:30 AM Daily.
 Non-Live Entertainment to include: 3 televisions and recorded music at conversation level; live entertainment to include 2 performers with two pieces.
 Hours of entertainment: 4:00 pm -10:30 pm daily.

6. **Application for a Seasonal All Alcohol Retail Package Store:** Application has been filed by Cotuit Grocery d/b/a Cotuit Fresh Market, 737 Main St., Cotuit for a new Seasonal All Alcohol Retail Package Store license. Steven Gould, manager. Description of Premise: Wood frame 3 story building with 3600 sq. feet on ground floor with two exterior exits. All liquor display and storage in one area of 790 sq. feet as approved by the Building Commissioner. 50 ml. bottles (NIPS) will not be sold on premise at any time.

Hours of Alcohol sales: Monday through Saturday 8:00 AM to 8:00 PM and Sunday 10:00 AM to 8:00 PM.

Licensing Division Updates:

1. **Licensing Department updates:**
2. **Police Department updates:**

Executive Session:

1. **Review of ABCC Appeal:** Mitchell's Café Inc. d/b/a/ The Dockside Restaurant, 110 School Street, Hyannis, Velma Roberts; Manager.
2. **Review of ABCC Appeal:** New England Clambake Inc. d/b/a/ Wimpy's, 752 Main St., Osterville, Ma., Daniele Siscoe, Manager.

Release of Executive Session Minutes, if any (0).And any other new business to come before the Licensing Authority.

- **Matters not reasonably anticipated by the Chair**

The list of matters, are those reasonably anticipated by the president/chair, which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law. It is possible that if it so votes, the sub-committee may go into executive session. 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. 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

Town of Barnstable

Consumer Affairs

Elizabeth G. Hartsgrove, Supervisor

Licensing Authority

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BARNSTABLE LICENSING AUTHORITY

CONSENT AGENDA

February 13, 2017

Renewals:

1. **Application for a One Day All Alcohol and Live Entertainment License:**
Application of Bill Sykes on behalf of Best Buddies International, 13 River St., Plymouth for a one day all alcohol and entertainment licenses for the Best Buddies Challenge. Event to take place on June 3, 2017 from 3:00 -6:00 PM at the Eunice Kennedy Shriver Ocean Park, 110 Craigville Beach Rd., Centerville. Entertainment is to be determined.
2. **Class II Auto Dealer License:**
Rotary Collision Center of Hyannis, 345 Barnstable Rd., Hyannis
3. **Common Victualler License:**
Ben and Jerry's, 352 Main St., Hyannis