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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: March 20, 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 3/06/17 meeting.

Old Business:

1. **2017 Lodging House License Renewal Discussion:** Embassy Inn, 98 High School Road, Hyannis, MA. 02601.
****Continued from 2/13/17 Hearing****

New Business:

1. **Consent Agenda:**

Public Hearings:

1. **Application for a new Annual Common Victualler License:** Application of The Pineapple Caper LLC., d/b/a Pineapple Caper Cafe, 21 Wianno Ave., Osterville, Tammy Russell, Manager, for a new Annual Common Victualler license. Hours of operation will be 7:00 am to 3:00 pm daily. There will be 22 interior seats only as approved by the Building Commissioner on 2-9-17.
******Postponed from 3/6/17 Hearing******

2. **Application for a Change of Manager on an Annual All Alcohol Common Victualler License:** Application of Davester LLC d/b/a Embargo, 453 Main Street, Hyannis on their Annual All Alcohol Common Victualler License, for a Change of Manager from David Noble to Marissa Noble.

3. **Application for a Change of Manager on Seasonal All Alcohol Common Victualler License:** Application of Hyannis Anglers Club Inc. d/b/a Hyannis Anglers Club, 235 Ocean Street, Hyannis on their Annual All Alcohol Club License, for a Change of Manager from Anthony Folino to Linda Romano.

4. **Application for an Alteration of Premises for a Seasonal All Alcohol Common Victualler License:** Application of 13 Live's Corp., d/b/a The Black Cat Harbor Shack, 159 Ocean Street, Hyannis, Scott C Brownlee, Manager, for an Alteration of Premises description to change the existing premises description to:
Two story wood frame structure in front with frontage on Ocean Street. Three entrance/exits, two storage areas, 3 bathrooms including 1 handicapped accessible. North Patio, South Patio. Front Patio and Rear Patio with Bar. Rear accessory structure, approximate 1,392 sq. ft., with 32 seats and 14 bar seats. Rear patio standees are 24. Front area structures: South Patio has 11 seats. Front Patio as 18 seats and North patio has 8 seats. All areas will now have full alcohol and wait service.
A total of 83 exterior seats and total maximum exterior capacity of 120; including 24 standees and 13 shift employees. No front area standees. No interior seats. All changes approved by the Building Commissioner on 2/21/17.

5. **Application for a New Annual Live Entertainment License:** Application of CapeSpace, LLC, d/b/a CapeSpace, 100 Independence Dr., Hyannis; Robbin Orbison manager.
Entertainment is to include live music indoors for 10 performers with 10 pieces. Entertainment are during the following hours: Monday - Friday 6:00 PM to 10:00 PM and Saturday – Sunday 11:00 AM – 5:00 PM. Additional entertainment requests are for poetry readings and comedy shows. Required use approved by Building Commissioner.

Show Cause Hearing:

1. **Show Cause Hearing for an All Alcohol Common Victualler License:** The Barnstable Licensing Authority will hold a Show Cause Hearing to consider violations of Section § 502-1r. Alcoholic Beverages General Provisions of the Town of Barnstable Code, for the sale or delivery of an alcoholic beverage to a person under 21 years of age by Pacific Bay, Inc., d/b/a Tiki Port Restaurant, Wai Fai Mah, Manager, 720 Route 132, Hyannis.
******Postponed from 3/06/17 Hearing******

Licensing Division Updates

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

Executive Session:

The Licensing Authority may vote to enter into executive session pursuant to G. L. c. 30A s. 21(a)(3) to discuss strategy with respect to the following litigation if the chair declares that discussion in an open meeting may have a detrimental effect on the litigating position of the Authority.

1. **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

March 20, 2017

Renewals:

1. Application for One Day All Alcohol and Entertainment Licenses:

Application of Paul J Covell on behalf of the Barnstable County Deputy Sheriff's Association, PO Box 3028, Pocasset for a One Day All Alcohol and a One day Entertainment License for the 16th Annual Raffle and Rib Roast. The event is to take place at the St. George Greek Church Hall, 1130 Falmouth Rd., Centerville on March 31, 2017 from 6:00 pm - 12:00 am. One guitar player will be at the event.

2. Auctioneer:

Luiz Gonzaga, 16 School Street, Hyannis