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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 Minutes

DATE OF MEETING: May 22, 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

A meeting of the Barnstable Licensing Authority was held on Wednesday, March 20, 2017. Chairman Martin Hoxie called the meeting to order at 9:30 A.M. He introduced Gene Burman, Vice Chairman; Ron Semprini, Clerk; Attorney David Nunheimer, Associate Commissioner, Larry Decker, Associate Commissioner; Richard Scali, Director of Regulatory Services; Elizabeth Hartsgrove, Consumer Affairs Officer; CAO Officer Therese Gallant, Lt. John Murphy and Maggie Flynn, Recording Secretary.

Approval of Minutes

1. Vote to accept minutes of the 05/08/17 meeting.

A motion was duly made by Mr. Burman, seconded by Mr. Semprini and a unanimous vote taken to accept the minutes of the 5/08/17 meeting.

New Business

1. Application for (2) One Day Wine and Malt Licenses

Jeff Marcotte on behalf of **Cape Cod Community College** for 2 One Day Wine and Malt Licenses for the Rock of Ages event. The event will be held on 5/13/17 at 7 PM-9PM and

5/14 at 1PM-3PM. All performances will be held at the Tilden Arts Center, 2240 Lyannough Rd., Hyannis. *****Retroactive Approval*****

Jeff Marcotte, facilities director for the College appeared for this retroactive application. There was an Emergency at the college which is why he missed the original Hearing date.

A motion was duly made by Mr. Burman, seconded by Mr. Semprini and a unanimous vote taken to approve the retroactive application.

2. Discussion - Failure to attend Annual Alcohol Compliance Meeting

- a. Mattakeese Wharf, 271 Mill Way, Barnstable
- b. Eclectic Café, 606 Main Street, Hyannis
- c. Bistro de Soleil, 350 Stevens St, Hyannis
- d. Duck Inn Pub, 447 Main Street, Hyannis

Therese Gallant updated the Board regarding the compliance meetings. There were 23 non-attendees. Histories were reviewed and either letters were sent to the licensees or appearances were requested to appear in front of the Authority.

Paul Venditti spoke to Sgt. Sweeney, when he realized that he missed the meeting; he had just forgotten. Officer Gallant stated that if you are running a business we expect to hear from you. She has heard from 7 businesses out of the 23 that were not present. We are going to be reasonable; they need to appear in front of the Board. Mr. Hoxie stated we should have a show cause, Officer Gallant stated we should have another face to face meeting.

Attorney Pizzuti said my client went to the offices and the police department. Want to address that my client does not have a previous history of violations. Mr. Hoxie confirmed that the objections are noted.

Mr. Semprini asked about the 16 other no-shows, there was a 2 year review. Some had no history some may have missed just one meeting.

Officer Gallant reviewed that the purpose of these meetings is to review compliance checks and rules and regulations.

Attorney Pizzuti suggested having more than 1 day for the meetings; an RSVP may be a good idea. Communication works both ways. Attorney Pizzuti stated that this is the only Town in Southeastern Mass that requires these meetings.

Mr. Hoxie stated that the two licensees that are here have completed their requirements.

3. Consent Agenda:

A motion was duly made by Mr. Burman, seconded by Mr. Semprini and a unanimous vote taken to accept the Consent Agenda as presented.

Public Hearings

1. New Lodging House License

Ashley Manor LLC d/b/a **Ashley Manor B&B**, 3660 Main St, Barnstable, Daniel Bonneau; Manager, for a New Lodging House License for 6 rooms / 12 lodgers and 8 parking spaces as approved by the Building Commissioner on 5-2-17.

******No one appeared for this application, postpone to 6/12/17 Hearing******

2. New Annual Wine and Malt Common Victualler License and Non-Live Entertainment License

Crisp Express Too Inc. d/b/a **Crisp Too Express**, Tracy Suprenant, manager, 770 Main St., Osterville. Description of Premise: 1100 square foot end/ground unit with an entrance and exit in front and the back. Front room consists of cashier counter, pizza making station, seating for 12 and 1 handicap accessible unisex bathroom. Back room consists of prep and kitchen space. There will be 12 interior seats and 0 exterior seats with 7 employees. Hours of alcohol sales: 11 AM – 10:00 PM Daily, and Non-Live Entertainment to include 2 televisions. Approved by the Building Commissioner on 4/24/17.

Jamie Suprenaut appeared on behalf of the application. The location will have 12 seats and counter service.

A motion was duly made by Mr. Burman, seconded by Mr. Semprini and a unanimous vote taken to accept the application as presented.

Licensing Division Updates

1. **Licensing Department updates-** Ms. Hartsgrove is working on the Shooting Gallery regulations prior to the 12th of June. We will make conditions for the applicant’s license. There will also be a public hearing process. Mr. Burman was asking about the need for more regulations. The Board can choose to approve or not. Lt. Murphy stated that the state regulations do not cover all aspects ex: video surveillance. Sometimes when you break down to the local level, things come to light. This is not a burden to require the manager on duty for the BPD know that this is a qualified individual.
2. **Police Department updates-** Lt. Murphy stated there was an incident at a Main street bar this past weekend. June 6th is the annual Municipal Licensing meeting; all are invited. The Alcohol task force meeting headed by Mr. Binienda from the ABCC will be happening in the near future, contact Mr. Scali for details. .

The public meeting was adjourned at 10:20

Respectfully submitted,

Margaret D. Flynn, Recorder
Town of Barnstable Licensing Authority

Ron Semprini, Clerk
Town of Barnstable Licensing Authority

Town of Barnstable

Consumer Affairs

Elizabeth G. Hartsgrove, Supervisor

Licensing Authority

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BARNSTABLE LICENSING AUTHORITY

CONSENT AGENDA

May 22, 2017

License Renewals

1. Common Victualer

- a. **The Barnacle**, 988 Craigville Beach Rd., Centerville
- b. **The Barnacle Too**, 974 Craigville Beach Rd., Centerville

2. One Day – Special Events

- a. Anita Bennett on behalf of the **Centerville Public Library** for a One Day Wine and Malt License for the annual Library Auction. The event is to take place on June 10 from 5-8 pm at the Centerville Public Library, 585 Main St., Centerville.
- b. Maryann Colombo on behalf of **Osterville Village Library**, located at 43 Wianno Ave, Osterville for (10) One Day Entertainment Licenses, One All Alcohol One Day License, (2) Wine Only One Day Licenses, (2) One Day Wine and Malt Licenses from July 12-August 24, 2017.
- c. Harold Fera, on behalf of **Rockwell Amusements & Promotions**, Inc., P.O. Box 338, North Scituate, RI, Ellie Matthews And Carmella White, Managers, for two Carnival Licenses with 17 rides and 7 games for June 12, 2017 through June 18, 2017. Set up will be on June 12th and 13th, carnival June 14th- 16th 6 PM to 10 PM, June 17th 3 PM to 11 PM, June 18th 1 PM to 9 PM. Second Carnival dates: July 10th to July 16th. Set up will be on July 5th. Carnival July 6th - 7th 6 PM to 10 PM, July 8th 3 PM to 11 PM. and July 9th 1PM to 9PM. Ellie Matthews and Carmella White are the Managers and Carnivals will be held at the Cape Cod Mall rear parking lot, 769 Iyannough Road, Hyannis.
- d. Peter Lally on behalf of **Spectacle Mgmt presenting Capitol Steps** for One day Entertainment License at the Barnstable High School Performing Arts Center on June 8, 2017 from 7:30 – 10pm