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

### **Vote to accept Minutes**

1. Vote to accept minutes of the 10/16/17 meeting.

### **New Business:**

1. **Application for a One Day Entertainment License:** Application of Mark Manning on behalf of Wimpy's , 752 Main Street, Osterville for a One day Entertainment License for the Osterville Christmas stroll. The event is to take place On December 8, 2017 beginning at 6 PM. at Wimpy's , 752 Main Street. Entertainment is amplified and is to include 1 performer; Colleen Marshall.
2. **Request for Closure:** Request from Mad Hatter LLC d/b/a Greenhouse Restaurant, 1127 Iyannough Road, Hyannis, Christopher Connolly, manager to close the hotel (Holiday Inn) and restaurant for renovations from December 11, 2017 to March 1, 2018.

## **Public Hearings:**

1. **Application for a New Annual Common Victualler License:** Application of Bassil Brothers United, Inc., d/b/a United Gas, 199 Falmouth Rd., Hyannis, Elie Bassil, Manager, for a new Annual Common Victualler license. Hours of operation will be 7:00 AM to 11:00 PM daily. There will be 4 interior seats and 4 exterior seats, 1 of which is handicap accessible as approved by the Building Commissioner on 7-5-17.
2. **Application for a Change of Manager on a Seasonal All Alcohol Common Victualler License:** Application of GA Hyannis LLC. d/b/a Blue Water Grille, 235A Ocean Street, Hyannis on their Seasonal All Alcohol Common Victualler Malt License, for a Change of Manager from Michael Scandariato to Scott W Crowley.
3. **Application for a Change of Manager on an Annual All Alcohol Common Victualler License:** Application of Harborview Hotel Investors LLC. d/b/a The Thirsty Tuna, 213 Ocean Street, Hyannis on their Annual All Alcohol Common Victualler Malt License, for a Change of Manager from Michael Scandariato to Scott W Crowley.
4. **Application for a Change of Location and manager on an Annual Wine and Malt Retail Package Goods Store:** Application has been filed to change the location and manager of the Annual Wine and Malt Retail Package Store of Speedway of Massachusetts LLC d/b/a Speedway Jennifer Gunderway manager, 50 Ocean Street, Hyannis, Hyannis. Location change is from 50 Ocean Street Hyannis to 317 Falmouth Rd., Hyannis. The Manager change is from Jennifer Gunderway to Arielle Herold.  
Description of Premise: Single floor building with 1 main entrance/exit point, 1 secondary egress point, 1 roll up door. Space consists of 2540 sq. ft. of total retail floor space, including walk-in cooler, walk in freezer (exterior, accessed via inside stock room), and storage/back of house space.  
Hours of Alcohol sales: Monday through Saturday 8:00 AM to 11:00 PM and Sunday 10:00 AM to 11:00 PM. \*\*\*\***Continued from 10/16/17 Licensing Authority Hearing\*\*\*\***
5. **Application for an Amendment on an Annual Wine and Malt Common Victualler License:** Application of Ricciardelli Enterprises LLC d/b/a Ricciardelli's, 575 Main Street, Hyannis, Chris S. Ricciardelli manager for an Annual Wine and Malt Common Victualler License amendment request from Annual License to a Seasonal License.
6. **Application for an Amend Class I Auto Dealer License Floorplan and Change of DBA :** Application of 25 Falmouth Rd. Inc. d/b/a/ Volvo of Cape Cod, 207 North Street, Hyannis, for amendments to an existing Class I Auto Dealer License.

Amendment is to change the DBA from Volvo of Cape Cod to Volvo Cars Cape Cod. Street Inc. Additional change is a reduction in total number of spaces from 184 to 167 (69 customer and 98 storage) all approved by the Building Commissioner on May 5, 2017 and September 28, 2017.

7. **Application for an Alteration of Premises, Change of DBA, Change of Manager and Change of Beneficial Interest for an Annual All alcohol Common Victualler License:**

Aztec City LLC., d/b/a Casa Peru Fusion, 302 Main Street, Hyannis, Angel R. Camas-Calle, Manager, current licensee of an Annual All Alcohol Common Victualler license has filed an application for:

Alteration of Premises description to increase the total number of seats from 49 to 67;

Change of Manager from Angel R Camas-Calle to Maria N Calle;

Change of DBA from Casa Peru Fusion to Ristorante Milanese; and

Change of Individual Beneficial Interest from Angel Camas-Calle to Maria N Calle.

**Show Cause Hearings:**

The Barnstable Licensing Authority will hold Show Cause Hearings for the following establishments violating the following: Section 502-I sections R & T (Violation of MGL c138 s34) of the Town of Barnstable, Massachusetts Code: Alcoholic Beverages Sales and Laws - sale or delivery of an alcoholic beverage to a person under 21 years of age

1. **Seasonal All Alcohol Common Victualler License:** 13 Lives Corp d/b/a The Black Cat Harbor Shack, Scott C Brownlee, Manager, 159 Ocean St., Hyannis. Date of violation: August 31, 2017.
2. **Seasonal All Alcohol Common Victualler License:** Cotuit Highground Golf Club d/b/a/ Cotuit Highground Golf Club, Paul M Heher, Manager, 31 Crocker Neck Rd., Cotuit. Date of violation: August 31, 2017.
3. **Annual All Alcohol Inn Holder License:** Superior Hotel Management Corp d/b/a/ Heritage House Hotel & Restaurant, Peter F Martino, Manager, 259 Main Street, Hyannis. Date of violation: September 15, 2017.

## **Licensing Division Updates**

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

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

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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.