



# Town of Barnstable

## Regulatory Services

Thomas F. Geiler, Director

### Licensing Authority

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### BARNSTABLE LICENSING AUTHORITY LICENSING HEARING MINUTES

Town Hall Building, 367 Main Street, 2<sup>nd</sup> Floor Hearing Room, Hyannis, MA – 9:30 a.m.

August 17, 2009

A regular meeting of the Barnstable Licensing Authority was held on Monday, August 17, 2009. Chairman Martin Hoxie called the meeting to order at 9:30 A.M. He introduced Gene Burman, Vice Chairman; Paul Sullivan, Clerk; Dick Boy, Associate Commissioner, Thomas Geiler, Director of Regulatory Services and Licensing Agent, Patrolman Steve Maher, Liaison Officer from the Barnstable Police Department, and Christine Ade, Recording Secretary. Lt. JoEllen Jason was absent.

#### Hearings:

**New Seasonal Daily Live, Non-Live & Sunday Entertainment Licenses:** Application of Robin's Nest Grill, Inc., d/b/a Eclectic Café, 606 Main Street, Hyannis, Robert Najarian, Manager, for Seasonal Daily Live amplified background music (up to 3 entertainers), Daily Non-Live and Sunday entertainment licenses, hours of entertainment to be 6 pm to 11:30 pm daily (live) and until 12:45 am (non-live).

Mr. Rosario and Fred Williams, Manager, appeared for this hearing. He explained that they really would like to add music to their restaurant. They would like light jazz. It will be very easy listening; not to interfere with the neighborhood. Dr. Najarian could not be here as he had surgery this a.m. Mr. Burman asked about the apartments right there; they are aware that the sound needs to be contained.

Mr. and Mrs. Joseph Chilli, building Landlords, also appeared in total support of this request. Mr. Chilli stated they have brought a positive image to their area. All the neighbors have accepted that they are asking for light music. They run a courtyard and dining room on a high level. They solicit the Board's support.

A motion was duly made by Gene Burman, seconded by Paul Sullivan and a unanimous vote taken to approve the application of Robin's Nest Grill, Inc., d/b/a Eclectic Café, 606 Main Street, Hyannis, Robert Najarian, Manager, for Seasonal Daily Live amplified background music (up to 3 entertainers), Daily Non-Live and Sunday entertainment licenses, hours of live entertainment to be 6 pm to 11:30 pm daily (live) and until 12:45 am (non-live).

**Pledge of Annual All Alcohol Common Victualler License:** Application of Colombo's Café & Pastries, Inc., d/b/a Colombo's, 544 Main Street, Hyannis, Martin P. Sadlemire, Manager, for a Pledge of the Common Victualler All Alcohol License to The Community Bank, 1265 Belmont Street, Brockton, MA.

No one from Colombo's appeared for this application. They are asking to pledge their license to Community Bank.

Mr. Hoxie requested to continue the application of Colombo's Café & Pastries, Inc., d/b/a Colombo's, 544 Main Street, Hyannis, Martin P. Sadlemire, Manager, for a Pledge of the Common Victualler All Alcohol License to The Community Bank, 1265 Belmont Street, Brockton, MA, to 9/21/09.

**New Annual All Alcohol Common Victualler, Daily Non-Live and Sunday Entertainment Licenses:** Application of New Barolo, Inc., d/b/a Barolo, 297 North Street #2, Hyannis, MA, Thomas J. Lapsley, Manager, for a New Annual All Alcohol Common Victualler, Daily Non-Live and Sunday Entertainment Licenses.

Mr. Hoxie reported that Attorney Doug Murphy requested a continuance on this hearing in writing.

Mr. Hoxie stated we will continue the application of New Barolo, Inc., d/b/a Barolo, 297 North Street #2, Hyannis, MA, Thomas J. Lapsley, Manager, for a New Annual All Alcohol Common Victualler, Daily Non-Live and Sunday Entertainment Licenses to 9/21/09 without the need for re-advertising.

### **Business Meeting:**

Mr. Sullivan asked Officer Maher how things were going on the streets. Officer Maher said it has been busy. Mr. Hoxie asked about any noise complaints – Officer Maher said there were some – Embargo and Trader Ed's. He then advised that It was addressed with each and they were very cooperative and the problems have been resolved. Mr. Burman stated that most of the licensed holders are trying very hard to stay within Town regulations. He indicated further that it showed us that the sting operation we conducted helped to keep people in compliance even though there was a lot of flack about the days the suspensions were imposed. It was also stated that some of the establishments may be holding their own "stings" among each other – none of them want the underage drinkers there.

Mr. Sullivan commended Steve and JoEllen for the good job they are doing for the town. Officer Maher thanked him for his praise.

Mr. Hoxie asked if anyone as aware that the former chairman of the ABCC (Eddie Jenkins) has left; Mr. Geiler said he will check the website to see if someone new is

listed. Ms. Ade added she checks it regularly for new information and has seen nothing yet.

Meeting was adjourned at 9:44 a.m.

Respectfully submitted,

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Christine P. Ade, Recorder  
Town of Barnstable Licensing Authority

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Paul Sullivan, Clerk  
Town of Barnstable Licensing Authority