



**Town of Barnstable**  
**Regulatory Services**  
Richard V. Scali, Interim 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.**  
**May 19, 2014**

A regular meeting of the Barnstable Licensing Authority was held on Monday, May 19, 2014. Chairman Martin Hoxie called the meeting to order at 9:30 A.M. He introduced Gene Burman, Vice Chairman; and Temporary Clerk; Dick Boy, Ron Semprini, Associate Commissioner; Richard V. Scali, Director of Regulatory Services and Licensing Agent, Lt. John Murphy and Patrolman Steve Maher, Liaison Officers from the Barnstable Police Department, and Maggie Flynn, Recording Secretary.

**Vote to accept Minutes:** Vote to accept minutes of the 4/14/14, 4/28/14 and 5/09/14 Meetings.

A motion was duly made by Mr. Burman, seconded by Mr. Boy and a unanimous vote taken to approve the minutes of the 4/14/14, 4/28/14 and 5/09/14 Meetings.

**Hearings:**

**New One Day Wine or Beer Licenses (11):** Application of Puritan Clothing Company of Cape Cod, 408 Main Street, Hyannis for 11 One Day Wine or Beer Licenses for charity fund raisers with a maximum capacity of 100 to be held at the store location on the following dates and times:

May 29, 2014	5 pm – 8 pm
June 5, 2014	5 pm – 8 pm
August 28, 2014	5 pm – 8 pm
September 4, 2014	5 pm – 8 pm
September 11, 2014	5 pm – 8 pm
September 12, 2014	5 pm – 8 pm
September 17, 2014	5 pm – 8 pm
December 4, 2014	5 pm – 8 pm
December 5, 2014	5 pm – 8 pm
December 7, 2014	5 pm – 8 pm
December 10, 2014	5 pm – 8 pm

Andrea McCarthur, event coordinator appeared on behalf of Puritan Clothing. Charitable events have been held for many years and were informed that we need to obtain one day licenses. The events support all different charities. No admission and no charge for alcohol. What is a vendor asked Mr. Boy; it is when we showcase a line or merchandise and then hold an event.

A motion was duly made by Mr. Burman, seconded by Mr. Boy and a unanimous vote taken to approve the application of Puritan Clothing Company of Cape Cod, 408 Main Street, Hyannis for 11 One Day Wine or Beer Licenses for charity fund raisers with a maximum capacity of 100 to be held at the store location on the following dates and times:

May 29, 2014	5 pm – 8 pm
June 5, 2014	5 pm – 8 pm
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December 4, 2014	5 pm – 8 pm
December 5, 2014	5 pm – 8 pm
December 7, 2014	5 pm – 8 pm
December 10, 2014	5 pm – 8 pm

**New One Day Beer and Wine and Entertainment Licenses:** Application of Connie Nye Clark of the Perfect Plan on behalf of Luxx Living and Pastiche of Cape Cod, for a One Day Beer and Wine License and Entertainment License for networking event to be held outside at Pastiche, 1595 Route 6A, West Barnstable on June 12, 2014 from 4:00-8:00 PM. Entertainment will be a three piece jazz trio. Maximum allowed is 100 persons limited to the outside tent area only.

Connie Nye Clark appeared on behalf of the applicant. Connie is the owner of the Perfect Plan and as an event planner requesting a one day beer and wine and entertainment license for this networking event. No admission, only private invite, no charge. Mr. Semprini asked about the Our Lady of Victory satellite parking lot to be used for the event. Also additional satellite parking is available; actually is Our Lady of Hope church.

A motion was duly made by Mr. Burman, seconded by Mr. Boy and a unanimous vote taken to approve the application of Connie Nye Clark of the Perfect Plan on behalf of Luxx Living and Pastiche of Cape Cod, for a One Day Beer and Wine License and Entertainment License for networking event to be held outside at Pastiche, 1595 Route 6A, West Barnstable on June 12, 2014 from 4:00-8:00 PM. Entertainment will be a three piece jazz trio. Maximum allowed is 100 persons limited to the outside tent area only.

**Change of New Annual Common Victualler License:**

In accordance with Chapters 136, 138 and 140 of the General Laws, as amended, Little Miss Cupcake, Inc., d/b/a Little Miss Cupcake, 388 Main Street, Hyannis, MA, Tonya and Taylor Stump, Managers, Annual Common Victualler License has petitioned the Barnstable Licensing Authority for a Change of Description to allow outdoor dining for 8 seats.

Tonya and Taylor Stump appeared on behalf of Little Miss Cupcake. The request is for 8 outdoor seats. Hopefully the store will be open within two weeks; soda lemonade and water being sold, no coffee to have with the cupcakes.

A motion was duly made by Mr. Burman, seconded by Mr. Boy and a unanimous vote taken to approve a change of description of the annual common victualler license to allow outdoor dining for 8 seats.

**New Annual Common Victualler License:** Application of RTPK Associates, 590 Sandy Neck Road, West Barnstable, Steven Aluisy, Manager, for a New Annual Common Victualler License, to be operated 9 am to 6 pm. Maximum number of 6 picnic tables, 36 seats.

Patrick Van Cott and Steve Aluisy appeared for the Sandy Neck Beach Concession. Thirty years food service experience between Patrick and Steve. Mr. Hoxie asked if they are planning on any changes, there will be a solid daily menu with some dinners on the weekends. Operations will be seven days a week from 9-6.

A motion was duly made by Mr. Burman, seconded by Mr. Boy and a unanimous vote taken to approve the Application of RTPK Associates, 590 Sandy Neck Road, West Barnstable, Steven Aluisy, Manager, for a New Annual Common Victualler License, to be operated 9 am to 6 pm. Maximum number of 6 picnic tables, 36 seats.

**New Annual Common Victualler License:** Application of S & A Group, d/b/a Box Lunch, 357 Main Street, Hyannis, Angel Mateo, Manager, for a New Annual Common Victualler License, to be operated Monday through Friday 9 am to 4 pm. and Saturday 10 am to 3 pm. Indoor seating for 16 and outdoors for a maximum of 14 as approved by the Building Commissioner.

Angelo Mateo appeared on his own behalf. He is the current manager and has been for the past two months. He will not be shutting down the restaurant and will have the same menu; 20 years successful. Mr. Scali offered a suggestion that there is confusion at the front counter, want to remind you to review the previous ordering system that worked efficiently.

A motion was duly made by Mr. Burman, seconded by Mr. Boy and a unanimous vote taken to approve the application of S & A Group, d/b/a Box Lunch, 357 Main Street, Hyannis, Angel Mateo, Manager, for a New Annual Common Victualler License, to be operated Monday through Friday 9 am to 4 pm. and Saturday 10 am to 3 pm. Indoor

seating for 16 and outdoors for a maximum of 14 as approved by the Building Commissioner.

**New Annual Common Victualler License:** Application of Christian Camp Meeting Association, d/b/a CBA Snack Bar, 915 Craigville Beach Road, Centerville, A. Roy Brown, Manager, for a New Annual Common Victualler License, to be operated 9 am to 4 pm. Maximum number of 20 interior seats and 24 exterior seats as approved by the Building Commissioner.

Jim Lane President of the CBA appeared. He stated that this year the CBA hired Roy and Nancy Brown to operate the snack bar. Roy has experience at larger locations, the CBA has been in operation since the 1940's or even earlier. Mr. Burman asked if he will be working for the Association and not an independent; yes.

A motion was duly made by Mr. Burman, seconded by Mr. Boy and a unanimous vote taken to approve the application of Christian Camp Meeting Association, d/b/a CBA Snack Bar, 915 Craigville Beach Road, Centerville, A. Roy Brown, Manager, for a New Annual Common Victualler License, to be operated 9 am to 4 pm. Maximum number of 20 interior seats and 24 exterior seats as approved by the Building Commissioner.

**New Class II Auto Dealer License:** Application of Skyline Motors Inc, for a new Class II Auto Dealer License at 66 Barnstable Road, Hyannis, for a maximum of 28 used vehicles to be parked outside per approval of the Building Commissioner.

Philp Boire from Norwood and Harwichport appeared. Mr. Boire has been a Class II dealer for 38 years. He is up to speed on the new Auto regulations, he is the go to guy and they all come to him with questions. Plan to lease 66 Barnstable Road. Mr. Hoxie inquired is there a license there at this time; yes. Mr. Burman inquired will you be operating this location, as the manager; yes. Mr. Scali stated that there are new rules regarding lot lines and numbers of spaces he has reviewed and attended all your meetings regarding the regulations. Looking to be open by June 1.

A motion was duly made by Mr. Burman, seconded by Mr. Boy and a unanimous vote taken to approve the Application of Skyline Motors Inc, for a new Class II Auto Dealer License at 66 Barnstable Road, Hyannis, for a maximum of 28 used vehicles to be parked outside per approval of the Building Commissioner.

**New Class II Auto Dealer License:** Application of Executive Auto & Sales Inc, for a new Class II Auto Dealer License at 515 West Main Street, Hyannis, for a maximum of 13 used vehicles to be parked outside per approval of the Building Commissioner.

George Youseff appeared. This location used to be Jack Ellis Foreign auto repair. Approved for 13 space used car lot. Mr. Youseff has 24 years of experience. Mr. Hoxie inquired as to how they previously had 20 spaces approved and also

confirmed that he will be doing repairs. Mr. Scali, reiterated that the new rules and regulations be adhered to. Lt. Murphy stated the he went by the business, his crew is hard at work.

A motion was duly made by Mr. Burman, seconded by Mr. Boy and a unanimous vote taken to approve the application of Executive Auto & Sales Inc, for a new Class II Auto Dealer License at 515 West Main Street, Hyannis, for a maximum of 13 used vehicles to be parked outside per approval of the Building Commissioner.

**New Junk Dealer License:** Application has been filed by Silva Jewelers Inc., d/b/a Silva Jewelers, 1112 Main Street, Osterville, Cynthia J Silva, Manager, for a New Annual Junk Dealer License. Hours of operation to be 9 am to 5pm, Monday – Saturday.

Dick Silva appeared and stated he has been in business for 32 years; we relocated and purchased the building. New location; aware of all the junk dealer regulations.

A motion was duly made by Mr. Burman, seconded by Mr. Boy and a unanimous vote taken to approve the Application has been filed by Silva Jewelers Inc., d/b/a Silva Jewelers, 1112 Main Street, Osterville, Cynthia J Silva, Manager, for a New Annual Junk Dealer License. Hours of operation to be 9 am to 5pm, Monday – Saturday.

**New Annual Common Victualler License:** Application of Moo Oink Cluck LLC, d/b/a Monty's Roast Beef, 251 Iyannough Road, Hyannis, Errol Thompson, Manager, for a New Annual Common Victualler License, to be operated 10 am to 10 pm, Sunday - Thursday and 10:00 am – 1:00 am Friday-Saturday; indoor seating for 40 as approved by the Building Commissioner.

Errol Thompson appeared. Successful restaurant in the past; sandwiches, seafood; similar to a deli. Hope to be operational by June 1<sup>st</sup>; location needs mainly painting, central air, and lighting. Mr. Hoxie asked if you own the property, correct, yes.

A motion was duly made by Mr. Burman, seconded by Mr. Boy and a unanimous vote taken to approve the Application of Moo Oink Cluck LLC, d/b/a Monty's Roast Beef, 251 Iyannough Road, Hyannis, Errol Thompson, Manager, for a New Annual Common Victualler License, to be operated 10 am to 10 pm, Sunday - Thursday and 10:00 am – 1:00 am Friday-Saturday; indoor seating for 40 as approved by the Building Commissioner.

**New Annual Common Victualler License:** Application of Burrito Loco # 1, 70 Center Street, Hyannis, Pablo Arturo Tapia, Manager, for a New Annual Common Victualler License, to be operated 6 am to 6 pm. Interior seating of 30 and exterior seating of 10 per approval of the Building Commissioner.

Pablo and Ignacio Tapia appeared. Used to be the brown bag bagel location on Center Street; will be serving breakfast, lunch and dinner, change hours to 6:00 am to 9 pm.

A motion was duly made by Mr. Burman, seconded by Mr. Boy and a unanimous vote taken to approve the application of Burrito Loco # 1, 70 Center Street, Hyannis, Pablo Arturo Tapia, Manager, for a New Annual Common Victualler License, to be operated 6 am to 6 pm. Interior seating of 30 and exterior seating of 10 per approval of the Building Commissioner.

**Annual All Alcohol Change of Manager Licenses (2):** Application of Wianno Club Inc., d/b/a Wianno Club, at the following locations, 107 Sea View Ave and 389 Parker Road, both located in Osterville, holder of Annual All Alcohol Club Licenses, for a Change of Manager to Darin C. Crippen.

Albert Schultz, attorney for two locations of the Wianno Club. Mr. Crippen is 42 yrs old, 25 years experience. The Cori came back clean. Seven years ago there was a driving while ability impaired, not convicted, attendance at alcohol awareness meeting. Mr. Scali stated that there were some issues regarding events at the clubhouse, events at the tennis house, advised they needed a one day license. Simultaneously, calling about the tennis club, has not come to my attention as of yet according to Attorney Schultz .

A motion was duly made by Mr. Burman, seconded by Mr. Boy and a unanimous vote taken to approve the application of Wianno Club Inc., d/b/a Wianno Club, at the following locations, 107 Sea View Ave and 389 Parker Road, both located in Osterville, holder of Annual All Alcohol Club Licenses, for a Change of Manager to Darin C. Crippen.

### **Renewals:**

**The following renewals have been submitted without any changes from the previous year for Licensing Authority approval:**

#### **Daily Live Entertainment:**

Cape Cod Melody Tent, 41 West Main Street, Hyannis

Mr. Burman inquired about list of events.

### **Business Meeting:**

**Junk Dealer Renewals:** Renewals were completed on 4/30/2014. The following Licensees did not renew and did not notify the Licensing Authority of their intention close. Letters were sent to cease all operations related to the license as of April 30, 2014. The Barnstable Police Department was updated.

2 Good to be New, 142 Corporation St, Hyannis  
Kyle's Consignment Corner, 505 Main Street, Hyannis  
Second Time Around, 631 Main Street, Hyannis

Spindle City Precious Metals, Cape Cod Mall, confirmed via email 3/14/2014  
The Teen Exchange, Falmouth Rd, Centerville, confirmed via email 4/28/2014

Officer Maher reviewed the times and dates of the Alcohol meetings which are Tuesday for Hyannis area restaurants at 11:00, Wednesday at 10 am and package stores and at noon. All have been notified. Additional topics of discussion are Hyannis group sidewalk congestion at closing time, 18 and over events, door staff and security issues. Do not have bouncers in place only the bartender carding. Barnstable Police Facebook page provides information regarding arrests to educate, also need to talk about video security and the benefits. Main Street establishments need to monitor entrances and exits, use same door for both. Closing time presents a problem here to monitor. Lt. Murphy stated we are the victims of our own success, continue to improve, relatively minor issues. No more potted plantes flying from roof tops. Mr. Burman asked if there will be stings this summer; yes they were referenced in the letter sent to the alcohol licensees.

Release of Executive Session Minutes, if any (0). There were none.

The meeting was adjourned at 10:12

Respectfully submitted,

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Margaret D. Flynn, Recorder

Town of Barnstable Licensing Authority

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Martin Hoxie, Chairman

Town of Barnstable Licensing Authority