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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 21, 2018

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 Monday, May, 7, 2108 rescheduled from 3/05/18. Chairman Martin Hoxie called the meeting to order at 9:30 A.M. He introduced; Gene Burman, Vice- Chairman; Ron Semprini. Clerk; Larry Decker, Associate Commissioner; David Nunheimer, Associate Commissioner; Nancy Karlson-Lidman, Associate Commissioner; Richard Scali, Director of Regulatory Services;; CAO Officer Therese Gallant, Lt. John Murphy and Maggie Flynn, Recording Secretary.

Vote to accept Minutes

1. Vote to accept minutes of the 05/07/2018 meeting.

A motion was duly made by Mr. Burman, seconded by Mr. Semprini and a unanimous vote taken to accept the minutes of the 5/07/18 meeting.

New Business:

1. Application for a One Day Wine and Malt and Entertainment Licenses:

Application of Jessica Moran-MacAleese on behalf of Cape Arts & Entertainment for a One Day Wine and Malt and Entertainment License for The Music on Tap event. The event will be held at the Cape Conservatory, 2235 Iyannough Rd., Hyannis on June 21, 2018 from 5:30 PM to 9:00 PM.

Jessica Moran-MacAleese appeared on behalf of this application. This is a similar event to the martini fest but now a brew fest.

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

2. Application for (3) One day Entertainment Licenses: Application of Cynthia Greenwood on behalf of Bayberry Quilters of Cape Cod for (3) One Day Entertainment Licenses for The Bayberry Quilters of Cape Cod 37th Annual Quilt Show. The event will be held at the Barnstable Performing Arts Center, 744 West Main St., Hyannis on August 2- 4, 2018 beginning from 9:30 AM - 4:00 PM.

Cynthia Greenwood appeared on behalf of this application. This is the first time in Barnstable. It will be in the field house and the gym; not the Performing Arts Center. There will be no food. There will be bottled water sold.

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

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. Application to amend an Annual All Alcohol Common Victualler Non-Live License and New Pool Table License: Application of Mill Street Tavern Inc. d/b/a Duck Inn Pub, 447 Main Street, Hyannis, John Greene manager for a request to amend the Non Live Entertainment license to include a pinball machine and a new pool table license. Entertainment additions were approved by the Building Commissioner on 4/18/18.

Joe Sauro, the business partner of John Greene, appeared on behalf of this application. Discussions were held regarding the addition of the pool table and

the pin ball machine. We are slowly moving away from the live entertainment. It is too expensive without a lot of return.

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

2. **Application of a New Annual All alcohol Common Victualler License and New Non-Live Entertainment License:** Application of PAB Restaurant Corporation d/b/a Willow Street Tavern, 477 Yarmouth Rd., Hyannis, Paul Bevaqua manager for a new Annual All Alcohol Common Victualler License and a non – live Entertainment License.

Premise Description: Lower level left side unit of building consisting of 15' x 25' kitchen, 2 restrooms, 45' x 25' dining room having 47 interior seats (35 table seats and 12 seats at the bar) 15' x 21' storage/utility room, 6' x 8' entryway, walk-in refrigerator and freezer, rear outside patio 12'x16' having 11 seats. Premise has 58 total seats all approved by the Building Commissioner on 04-17-2018.

Non- Live Entertainment includes 2 Televisions and Recorded Music at Conversation level.

Operation and Entertainment hours are 11 AM to 1 AM Monday – Friday and 8 AM – 1 AM Saturday and Sunday.

Attorney Chuck Sabatt appeared on behalf of the application along with Paul Bevaqua. Attorney Sabatt reviewed his client's extensive experience. He is currently a manager for a 300 seat establishment; never involved in any liquor license violations. He will be hands on manager.

This is a small operation. There will be indoor and outdoor seating. No live entertainment is proposed. The menu is pub fare. Open 11:00 AM to 1:00 AM; anticipates being open until 10:00 PM. Alcohol is being requested as an adjunct to the food service. This is not going to be a bar. The lease is for 3 years. There is plenty of parking. The apartments upstairs have separate parking.

This is a family operation, creative comfort food. Breakfast will be 8:00 to noon on weekends. Lt Murphy wished him the best of luck encouraged him to get in touch with Officer Gallant.

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

3. **Application of a New Annual Wine and malt with Cordials Common Victualler License:** Application of Little Miss Cupcape Inc. d/b/a, Little Miss Cupcape, 388 Main Street., Hyannis, Taylor Stump manager for a new Annual Wine and Malt and Cordials Common Victualler License.

Premise Description: 388 Main Street, Hyannis; location is 2271 sq. ft. including outside dining. Front and back entrances and four emergency exits. There is a kitchen, dining room, party room, 2 bathrooms and an office. Total seating is 38. Dining area with 30 seats broken down as 18 in dining room and 12 in separate party room. Outdoor seating totals 8; all approved by the Building Commissioner on 4/30/18. Hours of operation: Winter- Tuesday-Saturday 10:00 AM to 5:00 PM. Summer – 9:00 AM to 11:00 PM; Daily.

Taylor Stump appeared on behalf of the application; have been open for four years. This will bring in more money. This is for the experience. This is for cordials; fun whimsical drinks. We will increase employees. The individual doing the bar will only be doing the bar, not cupcake sales.

Mr. Hoxie asked if you can just have a beer; yes since it is allowed. This is more of a city approach. Mr. Semprini asked about other competitors.

Elizabeth Wurbain, she stated that she does not see the other shops requesting alcohol. It does add to the mix on Main Street. This is a positive. Staffing is dependent upon the business flow for the summer.

Mr. Burman stated that he has a concern about the number of pouring licenses on Main Street.

Lt. Murphy applauded her creativity and business model but he encouraged her to meet with Officer Gallant.

It is always the quality of the license not the quantity of licenses on Main Street.

Ms. Wurbain stated that Main Street is an entertainment district. It is all about the experience. The Police Department is ahead of the problems.

Mr. Semprini asked about competition, there are a lot of empty storefronts; we have about the same numbers as years past. The market determines what will happen. The BID wants to bring more people.

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

- Update on Application Status:** GA Hyannis LLC d/b/a Harborview Restaurant and Bar, 235 Ocean Street, Hyannis; Scott Crowley, Manager
****postponed until 6/11/18****

Licensing Division Updates:

- Licensing Department updates:** Mr. Scali updated the Board regarding the upcoming Municipal Licensing Board Meeting in Millbury at the Asa Waters Mansion. June 11th will be Gene Burman's last meeting; he is retiring. David Nunheimer has agreed to move up to a full member from an alternate; will need to hold elections.

2. Police Department updates: Lt. Murphy updated the Board regarding the meeting with the BID. The noise ordinance was not created to monitor entertainment on Main Street.

- **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

The meeting was adjourned at 10:25 AM

Respectfully submitted,

**Margaret D. Flynn, Recorder
Town of Barnstable Licensing Authority
Authority**

**Ron Semprini, Clerk
Town of Barnstable Licensing**

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BARNSTABLE LICENSING AUTHORITY
CONSENT AGENDA
May 21, 2018

Renewals:

1. **Application One Day Entertainment and Wine and Malt Licenses:** Application of Rebecca Richardson on behalf of the Rotary Club of Osterville, PO Box 705, Osterville for a One day Entertainment and Wine and Malt Licenses for the Rotary Club of Osterville 24th Annual Bluefish and Striped Bass Fishing Tournament. The event will take place at 101 Bridge Street, Osterville on July 14, 2018 from 4:00 – 8:00 PM. Entertainment is to include a 3-5 piece Country band.
2. **Application for a One Day Entertainment License:** Application of Andrew Glass on behalf of Wimpy's for a One Day Entertainment License for the 80th Birthday Celebration. The event is to take place at Wimpy's , 752 Main Street, Osterville on June 5, 2018 from 4:00 – 8:00 PM. Entertainment is to include one live performer, Colleen Marshall.
3. **Application for a One Day Wine and Malt License:** Application of Anita Bennett on behalf Centerville Public Library for a One Day Wine and Malt License for the Annual Auction. The event is to be held at the Centerville Public Library, 585 Main Street, Centerville on June 9, 2018 from 5:00-8:00 PM.
4. **Application for (11) One Day Entertainment and All Alcohol and Wine and Malt Licenses:** Application of Maryann Colombo on behalf of the Osterville Village Library for all of the annual events(see attached list). All of the events are held at the Osterville Village Library, 43 Wianno Ave., Osterville both inside and outside. Entertainment is for various numbers of performers.
5. **Application for (5) One Day Entertainment Licenses:** Application of Harold Fera on behalf of Rockwell Amusements for (5) One Day Entertainment licenses

for the Annual Carnival. The event is to be held at the Cape Cod Mall, 793 Hyannough Rd.(back parking lot), Hyannis from June 13-17, 2018. Hours of operation are as follows Wednesday – Friday 6 PM to 10 PM, Saturday 3 PM to 11 PM and Sunday 1 PM to 9 PM.