

AGENDA FOR LICENSE COMMISSION MEETING
6:00 p.m.
Thursday, October 21, 2010
G.A.R. Room, City Hall, 45 School Street
Brockton, Massachusetts

1. Approval of the Minutes of the License Commission Meeting of September 30, 2010.
2. Approval of the following police officers as license agents for the month of November, 2010: Capt. Emanuel Gomes; Lieuts. Thomas LaFratta and Paul Bonanca; Sgts Frank Vardaro and Kenneth Lofstrom; Dets. Michael Schaaf, John Lonergan, James Smith and Ernest Bell; and Officer Scott Uhlman.
3. Requests for Special One-day Permits:
 - (a) **All Alcoholic Beverages** – Brockton Firefighters Local 144 – William E. Hill, Manager, 80 Perkins Avenue, for a Retirement Party on Thursday, October 28, 2010 from 6:00 p.m. to 12:00 midnight.
 - (b) **All Alcoholic Beverages** – Brockton Firefighters Local 144 – William E. Hill, Manager, 80 Perkins Avenue, for a fundraiser to be held on Friday, October 29, 2010, from 6:00 p.m. to 12:00 midnight.
4. Hearing on the request from Hacienda del Rosario, Inc. dba Burrito Wraps Mexican Grill to alter the licensed premise by removing a portion of the countertop.
5. Hearing on the request from Heidi Barbas and Magda Kosmidis dba Heidi's Place for a Common Victualer license at 685 Warren Avenue.
6. Hearing on the request from Joseph Savino dba International Auto Wholesalers to transfer the Class II Used Car Dealer license at 130 Elliot Street to Carlos S. Silva, Jr. and Luis Silva dba International Auto Wholesale.

7. Hearing (postponed from meeting of November 18, 2009) on the charge against B.A.M.N, LLC dba Progressions – Jeffrey Summers, Manager, 23-25 Montello Street of an alleged violation of ABCC Rule 2.05(2), to wit: “No licensee for the sale of alcoholic beverages shall permit any disorder, disturbance or illegality of any kind to take place in or on the license premises. The licensee shall be responsible therefore whether present or not.”
8. Hearing (postponed from meeting of September 30, 2010) on the request from B.A.M.N., LLC dba NFuzion – Jeffrey D. Summers, Manager, holder of an All Alcoholic Restaurant license at 23 Montello Street, to transfer the license to Antonia V. Cardoso dba Malu’s Lounge.

Antonia V. Cardoso dba Malu’s Lounge makes application for the following:

- (a) An All Alcoholic Restaurant license
 - (b) A Common Victualer license
 - (c) An Entertainment license for Televisions (4), Radio, Orchestra (5) pieces, Vocalists, Disc Jockey and Karaoke from 6:00 p.m. to 12:30 a.m.
9. Hearing (postponed from meeting of September 30, 2010) on the charges brought against RJA Corporation dba Joe Angelo’s Café – Carl Simmons, Manager, 216 Main and 11 Crescent Streets, of the following alleged violations reported on August 15, 2010 at approximately 2:15 a.m.:
 - (a) **ABCC Rule 2.05(2)**, “No licensee for the sale of alcoholic beverages shall permit any disorder, disturbance or illegality of any kind to take place in or on the licensed premises. The licensee shall be responsible therefore whether present or not.”
 - (b) **ABCC Rule 2.05(2)** –Permitting a disorder, disturbance or illegality, to wit: “Assault and battery by an employee on a patron.”
 - (c) **M.G.L. Chapter 138, Section 69**, to wit: “No alcoholic beverage shall be sold or delivered on any premises licensed under this chapter to an intoxicated person.”
 10. Hearing on the charges brought against CV Auto, Inc. – 703 North Main Street of the following alleged violations observed on June 16, 17 and 19, 2010:
 - (a) Failure to properly maintain a Used Car Record Book as required by M.G.L. Chapter 140, Section 62;

- (b) **M.G.L. Chapter 140, Section 66** – which provides an authorized police officer to enter premises used by any person licensed under section 59 for the purpose of carrying on his licensed business, ascertain how he conducts the same, and examining all second hand motor vehicles or parts thereof kept or stored in or upon the premises, and all books papers and inventories relating thereto and **City of Brockton Ordinance 14-1** – Hampering or interference with a city official or officer;
 - (c) **City of Brockton Ordinance 4-28** – Illegal apartment over the commercial establishment;
 - (d) Performing mechanical repairs on the premises without a license in violation of City Ordinance Chapter XI; and
 - (e) Allowing a vehicle to be stored inside a garage not licensed as required by M.G.L. Chapter 148.
16. Communications
17. Any other business to properly come before the Commission.
- (a) Review Survey and set License Fees for 2011 licenses.