

AGENDA FOR LICENSE COMMISSION MEETING

6:00 p.m.

Wednesday, April 18, 2012

G.A.R. Room, City Hall, 45 School Street
Brockton, Massachusetts

1. Approval of the Minutes of the License Commission Meeting of March 21, 2012 and the amended minutes of the Meeting of January 18, 2012.
2. Approval of the following police officers as license agents for the month of May, 2012: Lieuts. Paul Bonanca and Kenneth Legrice; Sgts. George Khoury, Frank Vardaro, Kenneth Lofstrom and David Dickinson; Dets. Tom Hyland and Nazaire Paul; and Officer Scott Uhlman.
3. Requests for Special One-day Permits:
 - (a) **Wine and Malt Beverages** - First Lutheran Church - James Benson Manager, for a Wine and Beer Tasting at the Fruth Center – 891 Montello Street on Saturday, April 28, 2012, from 6:00 p.m. to 9:00 p.m.
4. Hearing on the request from Brockton Fair Caterers, Inc. – Maura Carney, Manager, 433 Forest Avenue, to amend the Entertainment license on Sunday, May 27, 2012 to include Country Bands from 2:00 p.m. to 3:00 p.m. and from 6:00 p.m. to 9:00 p.m., Rodeo Events from 3:00 p.m. to 5:00 p.m. and Barrel Racing from 5:00 p.m. to 6:00 p.m.
5. Hearing on the request from Giannaros, Inc. – Nicolas Giannaros, Manager, 430 Main Street, to transfer stock in the corporation.
6. Hearing on the request from Rockton Corp. dba Bud's Liquor & Convenience – Michelle M. Tibets, Manager, 532 North Quincy Street, to transfer stock in the corporation.
7. Hearing on the request from Centerville Auto Body, Inc. to transfer the location of the Class II Used Car Dealer license from 9 Packard Street to 1554 Main Street.
8. Hearing on the request from Mark Reid dba Reggae on the Grill for a Common Victualer license at 25 Pleasant Street.
9. Hearing on the request from Tenka, Inc. dba Tenka Sushi to transfer the Common Victualer license at 793 Crescent Street to Fusion Delight, Inc. dba Tenka Sushi.
10. Hearing on the request from Li Hua, Inc. dba China King to transfer the Common Victualer license at 180 Oak Street to Ni's Family, Inc. dba New China King.

11. Hearing on the request from Manco Industries, Inc. dba Auto Gallery to transfer the Class II Used Car Dealer license at 175-187 North Main Street to Gomes Auto Body, Inc.
12. Hearing on the request from St. Jean Auto Sales and Repair, Inc. to transfer the Class II Used Car Dealer license at 225 North Montello Street to North End Motors, Inc.
13. Hearing on the charges brought by the State Police against Joseph Savino dba International Auto Wholesale – 130 Elliot Street, of the following alleged violations:
 - (a) **M.G.L. Chapter 110, Section 5** – Failure to have a Business Certificate;
 - (b) **M.G.L. Chapter 140, Section 62** – Violation of the Used Vehicle Record Book;
 - (c) **M.G.L. Chapter 90, Section 7N1/4** – No Warranty Stickers Displayed on Vehicles;
 - (d) **M.G.L. Chapter 140, Section 60** – Violation of RMV Regulations regarding the sale of Used Vehicles
14. Hearing (postponed from meeting of March 21, 2012) on the charge brought by the local police against Soares Club, LLC dba Bar Dino’s – Lucindo Soares, Manager, 1002 Main 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 to take place in or on the licensed premises. The licensee shall be responsible therefor, whether present or not.”, reported on November 19, 2011.
15. Hearing (postponed from meeting of March 21, 2012) on the charges brought by the local police against RJA Corporation dba Joe Angelo’s Café – Carl Simmons, Manager, 216 Main and 11 Crescent Streets, of the following alleged violations reported on January 18, 2012:
 - A. **ABCC Rule 2.05(1)**, to wit: “...Gambling of any sort, except those games of chance authorized by the Legislature and/or local licensing authorities, shall not be permitted on any licensed premises.”
 - B. **ABCC Rule 2.05(2)** – Permitting an illegality to take place on the licensed premises, to wit:
 - (1) **M.G.L. Chapter 140, Section 177A (5)** – Automatic Amusement Devices licensed under this section shall be so installed as to be in open view at all times while in operation, and shall at all times be available for inspection.
 - (2) **M.G.L. Chapter 140, Section 177A(6)** – No person keeping or offering for operation or allowed to be kept or offered for operation any automatic amusement device licensed under this section shall permit the same to be used for the purpose of gambling.
 - (3) Allowing unlicensed Automatic Amusement Devices on the premises
 - (4) **M.G.L. Chapter 270, Section 22** – Smoking in public places

- C. Brockton License Commission Rule 5**, to wit: “Gambling of any sort, except those games of chance authorized by the Legislature and local licensing authorities, shall not be permitted on any licensed premise.”
 - D. Brockton License Commission Rule 16**, to wit: “All licenses and building certificates shall be posted in a conspicuous place on the premises, available at all times to the proper authorities.
 - E. M.G.L. Chapter 138, Section 26** – failing to have an appointed manager as full authority and control of the premises.
15. Communications
16. Any other business to properly come before the Commission.