

TAPED

The License Commission held its regular monthly meeting at 6:00 p.m. on Thursday, July 17, 2013, in the G.A.R. Room at City Hall. Present were Chairman Scott H. McDuffy; Commissioners Bruce G. Dansby, Joshua J. Wood and Kathy A. Kenney. Also present were License Agents Lieut. Paul Bonanca and Officer Scott Uhlman; and Administrative Assistant Bonnie Tucker.

1. Approval of the Minutes of the License Commission Meeting of June 20, 2013.

A motion was made by Commissioner Kenney to approve the minutes of the meeting of June 20, 2013. The motion was seconded by Commissioner Dansby. All members voting in the affirmative, the motion carried.

2. Approval of the following police officers as license agents for the month of August, 2013: Lieuts. Paul Bonanca and Kenneth Legrice; Sgts. George Khoury, Frank Vardaro, James Baroud, Michael Powers and Charles Cassiani; Dets. Thomas Hyland, Nazaire Paul and Matthew Graham; and Officer Scott Uhlman.

A motion was made by Commissioner Kenney to approve the police officers as listed as license agents for the month of August, 2013 which motion was seconded by Commissioner Dansby. All members voting in the affirmative, the motion carried.

3. Requests for Special One-day Permits:

- (a) **All Alcoholic Beverages** – St. Theresa Maronite Church – Rev. Tony Mouanes, for a dance to be held at 343 North Main Street, on Saturday, July 20, 2013, from 5:00 p.m. to 12:00 midnight.

Present were Myrna Habib, 222 Thompson Street, Halifax and Michelle Nessralla, 2 Margo Lane, East Bridgewater.

Ms. Nessralla stated the Church is having a one-day Hafli which she explained is a Lebanese festival. It will be held outside on Saturday from 6:00 p.m. to midnight. There will be Lebanese food served, music and dancing. This will take place under a tent. The food will be prepared inside and served outside. They understand that all drinks must be served in plastic cups. They have hired a police detail from 6:00 p.m. to midnight.

A motion was made by Commissioner Wood to approve the permit which motion was seconded by Commissioner Kenney. All members voting in the affirmative, the motion carried.

- (b) **Wine and Malt Beverages** – Entertainment Management Complex, LLC – Michael Canina, Manager, for a Concert to be held on Friday, August 9, 2013, from 5:00 p.m. to 11:30 p.m.

Present was Donna Sampson, 39 Fountain Street, Braintree, who stated she is representing the applicant. She reviewed that they are looking for a one day license.

Ms. Tucker reviewed that the application was submitted late and did not appear on the original agenda. Lieut. Bonanca asked that if this is approved, it be contingent upon the recommendation for the number of police details. Ms. Sampson stated there is also a security company which they will be hiring.

In response to questions, Ms. Sampson stated Vince Neil formerly of Motley Crue will be playing at the concert. Lieut. Bonanca stated they will review events from the past to see what has been required for the police details. He indicated that he will submit his recommendations to the Commission.

A motion as made by Commissioner Wood to approve the one day permit subject to a recommendation from Lieut. Bonanca relative to the number of police details required. The motion was seconded by Commissioner Dansby. All members voting in the affirmative, the motion carried.

4. Hearing on the request from Club National – Stephen Pickett, Manager, 170 Court Street, to serve alcoholic beverages on the grounds outside the Club for the Annual Steak and Chicken Bake to be held on August 10, 2013, from 12:00 noon to 9:00 p.m.

Present was Steve Pickett, 22 Aspen Street, who reviewed the request from the Club National. Hours will be from noon to 9:00 p.m., however, the gathering will most likely end before 9. There will be no bottles or cans allowed outside and everything will be poured into plastic cups. There will be no alcohol served outside but patrons will be allowed to bring their drinks outside.

A motion was made by Commissioner Dansby to approve the request which motion was seconded by Commissioner Wood. All members voting in the affirmative, the motion carried.

5. Hearing on the request from Brockton Post #1046 V.F.W. – Brandon Doherty, Manager, 283 North Quincy Street, to serve beer and wine only on the grounds outside the Club as follows:
 - **Sunday, July 28, 2013**, from 1:00 p.m. to 6:00 p.m. for a Chicken Bake to benefit the Veteran’s Relief Fund; and
 - **Saturday, August 17, 2013**, from 1:00 p.m. to 6:00 p.m. for the Annual Family Day.

No one was present and this item was held until the end of the meeting.

At the end of the meeting, there was still no one present, however, it was reviewed that a representative of the Club had been before the Commission recently for the outside bocce court area. Officer Uhlman stated when he was making an inspection recently, it was explained that they have a chicken bake annually and use the parking lot. Ms. Tucker stated they have held events outside annually and there have been no problems reported.

Officer Uhlman requested that they be advised that no bottles or glass be allowed outside and that only plastic cups be allowed. Chairman McDuffy asked if that could be included in the notice to the licensee. Commissioner Dansby asked if a police detail is required and Lieut.

Bonanca stated that it is usually only members and their families at these functions and no details have been required.

A motion was made by Commissioner Wood to approve the requests which motion was seconded by Commissioner Dansby. All members voting in the affirmative, the motion carried.

6. Hearing on the request to transfer ownership in Rod's Pizzeria, Inc., holder of a Common Victualer license at 567 North Main Street, to Carlos Lana and Rosimeire D. Lana.

Present were Isis Nunis deOlivera, 19 Queen Anne Way, Stoughton, the former owner. Also present were Carlos and Rosimeire Lana, 101 Oak Lane, the new owners.

A motion was made by Commissioner Kenney to approve the transfer pending receipt of the department inspection approvals. The motion was seconded by Commissioner Dansby. All members voting in the affirmative, the motion carried.

7. Hearing on the request from Shahab Khan dba Five Star Pizza to transfer the Common Victualer license at 793 Crescent Street, to Bakht Alam dba Five Star Pizza & More.

Present were Shahab Khan, 35 Elliot Street, Newton and Bakht Alam, 44 Mechanic Street, Foxboro.

Mr. Khan stated he is selling his business to Mr. Alam who is his cousin. The applicant indicated he is aware that he must get the inspection approvals prior to the license being issued.

A motion was made by Commissioner Dansby to approve the transfer of the license pending receipt of the inspection approvals. The motion was seconded by Commissioner Kenney. All members voting in the affirmative, the motion carried.

8. Hearing on the request from Nagouya Fusion, Inc. – Shi Na Ou, Manager for an All Alcoholic Restaurant license at 793 Crescent Street.

Present were Attorney Peter Lim, 65 Harrison Avenue, Boston and his clients Shi Na Ou, 94 Glover Street and Xue Lin Zheng, 94 Glover Street.

Attorney Lim reviewed the request for a full liquor license at 793 Crescent Street. His clients are currently renovating the premise and taking over two spaces which were formerly Tenka Sushi and Belle Epoque. There will be seating for 75 and the plan was reviewed. Ms. Ou will be the manager and Mr. Zheng is the owner. Mr. Zheng stated that he also owns and operates another restaurant in Andover. Hours indicated on the application are from 11:00 a.m. to 11:00 p.m. and Mr. Zheng stated they will be open from 11:30 a.m. to 11:00 p.m.

Officer Uhlman stated he went to the location, however, there is nothing to be inspected at this time. He indicated it is currently under construction and asked if there was a Building Permit which they stated is posted in the window.

The applicants stated they hope to open sometime by the end of August or beginning of September. They were informed that they are required to get inspections and other permits before the licenses can be issued. Commissioner Kenney asked if their staff will be trained in alcohol service and they indicated they will be.

A motion as made by Commissioner Dansby to approve the license pending receipt of the final inspections. The motion was seconded by Commissioner Kenney. All members voting in the affirmative, the motion carried.

9. **POSTPONED** Hearing (postponed from meeting of June 20, 2013) on the charge brought against Golab Corporation dba Fernandez Family Liquors- Harun Ur Rashid, Manager, 127-129 Pleasant Street, of an alleged violation of **M.G.L. Chapter 138, Section 34**, to wit: “. . . whoever makes a sale or delivery of any such beverages to any person under twenty-one years of age, either for his or her own use”, on May 29, 2013, at approximately 6:32 p.m.
10. Communications
11. Any other business to properly come before the Commission.

With no further business to come before the Commission, a motion was made by Commissioner Wood to adjourn the meeting which motion was seconded by Chairman McDuffy. All members voting in the affirmative, the motion carried.

The Commission’s next regular meeting is scheduled for August 14, 2013.

Respectfully submitted,

Scott H. McDuffy
Chairman

APPROVED:

Paul D. Sullivan, Commissioner

Bruce G. Dansby, Commissioner

Joshua J. Wood, Commissioner

Kathy Kenney, Commissioner

Fred Fontaine, Alternate Commissioner

Catherine B. Holbrook
Alternate Commissioner