

Minutes of the Board of Licensing Commissioners for their meeting held on Wednesday, December 19, 2012, at the Weymouth Town Hall, Chambers, 75 Middle Street

Attendance (present): Chairperson Kathleen A. Deree; Daniel McCormack, Director of Health; Jeffrey E. Richards, Director of Municipal Licenses & Inspections; Police Chief Richard Grimes; Fire Chief Joseph Davis; Fire Prevention Officer Justin Myers; Officer Brian King; George E. Lane, Jr., Town Solicitor; and Lisa VanWinkle, Recording Secretary

Chairperson Deree called the meeting to order at 1 PM. All members were present.

Mr. Richards announced a late agenda item. He stated the Class II Auto Dealer License application of James Anderson d/b/a Affordable Auto for the location of 1338 Pleasant Street was continued at a hearing of November 27, 2012.

Mr. Richards made a MOTION to deny the application based on the fact that the application is incomplete. Chief Grimes seconded the motion and it was UNANIMOUSLY VOTED.

APPROVALS

- Minutes: November 27, 2012

Mr. Richards made a MOTION to approve the minutes of November 27, 2012. Chief Grimes seconded. UNANIMOUSLY VOTED

- Surrender of Wine & Malt Restaurant/Common Victualler licenses by Franco Pizza, Inc., 130 Main St.

Mr. Richards made a MOTION to approve the surrender of the Wine & Malt Restaurant/Common Victualler licenses at 130 Main Street. Mr. McCormack seconded and the motion was UNANIMOUSLY VOTED.

- Surrender of Class II Auto Dealer License by Sam's Auto, 115 Washington St.

Mr. Richards made a MOTION to approve the surrender of the Class II Auto Dealer license at 115 Washington Street. Mr. McCormack seconded and the motion was UNANIMOUSLY VOTED.

- Request for Extension of Hours of Package Stores on Sunday, December 23, 2012

Mr. Richards made a MOTION to approve the request for an extension of package store hours on Sunday, December 23, 2012 to 9 PM. Chief Grimes seconded the motion and it was UNANIMOUSLY VOTED.

APPLICATION OF **KARIM'S CORPORATION NISHI'S CAFÉ** FOR A COMMON VICTUALLER LICENSE, 541 MAIN ST.

Mr. Richards read the departmental referrals in to the record.

Mr. Shamsuddin Karim, applicant, stated he is proposing to take over the existing operation.

Mr. Richards asked for a confirmation of no seating.

Mr. Karim replied there will be no seating. They may apply for a take-out window in the future.

Firefighter Myers stated if there will be equipment changes to contact the Building and Fire Departments.

Mr. Richards announced the public hearing for comment; none.

Mr. Richards made a MOTION to approve the Common Victualler license. Mr. McCormack seconded the motion and it was UNANIMOUSLY VOTED.

APPLICATION OF **ABDELGHANI SANOUSSEI D/B/A SLICES** FOR A COMMON VICTUALLER LICENSE AT 4 UNION ST.

Mr. Abdelghani Sanoussi, applicant was present.

Mr. Richards read the departmental referrals in to the record.

Mr. McCormack stated Health Department applications are required as well as an inspection prior to the change, if approved.

Mr. Richards announced the public hearing for comment.

Mrs. Jean Manganaro, abutter, asked that they be a good neighbor. Trash at times has been overflowing; rats could be a problem.

Mr. Richards stated the dumpster should have a lock mechanism to keep it closed.

Mr. Sanoussi stated trash pick up will be twice per week.

Mr. McCormack suggested that dumpster complaints be called in to the Board of Health to formerly file a complaint, when occurring.

Mr. Bob Thomas stated the matter would fall under Board of Health regulation 29. He suggested it would be helpful to be given a copy of the regulation when applying for a license.

Mr. Richard made a MOTION to approve the application. Mr. McCormack seconded the motion and it was UNANIMOUSLY VOTED.

APPLICATION OF **COLUMBIAN BUILDING ASSOCIATION D/B/A KNIGHTS OF COLUMBUS** FOR A CHANGE OF MANGER ON THEIR ALL ALCOHOLIC CLUB LICENSE TO LAWRENCE GARSIDE, 25 CHAUNCY ST.

Mr. Lawrence Garside, applicant, was present.

Mr. Richards asked if Mr. Garside was TIP's trained.

Officer King confirmed Mr. Garside attended the training provided by the Town a few weeks ago.

Solicitor Lane questioned Mr. Garside in regards to a question on the Alcoholic Beverages Control Commission's application in regards to his direct or indirect, beneficial or financial interest in the alcohol license.

Mr. Garside replied the lounge and building is financed by the members of the Knights of Columbus.

Mr. Richards read the departmental referrals in to the record.

Mr. Richards made a MOTION to approve the change of manager. Mr. McCormack seconded the motion and it was UNANIMOUSLY VOTED.

CALENDAR YEAR LICENSE RENEWALS

Mr. Richards acknowledged Mr. Bob Thomas, present, who formerly submitted a written objection on the renewal of the Food Vendor License for Papa John's at 856 Washington Street.

Mr. Richards stated the matter will be scheduled for a future hearing upon the submittal of an application by a new franchisee. He thanked Mr. Thomas for his comments.

Mr. Richards stated Mr. Rob Piazza and Mr. David Crawford submitted written objections to the Annual Entertainment license renewal for Next Page Café, 550 Broad Street. They are under departmental review for future reference. He thanked them for their comments.

- **All Alcoholic Restaurant**

Mr. Richards read the inspectional report from Officer King regarding All Alcoholic Restaurant licenses, which stated all were found to be in compliance. He reported that Kiley Food Group, LLC d/b/a Passport, 61 Washington Street, was not open yet as they are still under construction.

Mr. Richards made a MOTION to approve the All Alcoholic Restaurant license renewals. Mr. McCormack seconded. UNANIMOUSLY VOTED.

- **All Alcoholic Club**

Mr. Richards read Officer King's report stating all All Alcoholic Club licenses were in compliance.

Mr. Richards made a MOTION to approve the All Alcoholic Club license renewals. Mr. McCormack seconded. UNANIMOUSLY VOTED

- **All Alcoholic Package Store**

Mr. Richards read Officer King's report stating All Alcoholic Package Store licenses were in compliance.

Mr. Richards made a MOTION to approve the All Alcoholic Package Store license renewals Mr. McCormack seconded. UNANIMOUSLY VOTED

- **Wine & Malt Restaurant**

Mr. Richards read Officer King's report stating Wine & Malt Restaurant licenses were found to be in compliance. Francos Pizza, Inc. at 130 Main Street, is out of business and is surrendering their licenses.

Mr. Richards made a MOTION to approve the Wine & Malt Restaurant license renewals with exceptions noted. Mr. McCormack seconded. UNANIMOUSLY VOTED

- **Wine & Malt Package Store**

Mr. Richards read Officer King's report stating Wine & Malt Package Store licenses were found to be in compliance.

Mr. Richards made a MOTION to approve the Wine & Malt Package Store license renewals Mr. McCormack seconded. UNANIMOUSLY VOTED

- **Common Victualler**

Mr. Richards read Officer King's report, which stated as a result of his inspection all license holders were found to be in compliance. New York Pizza & Roast Beef, 336 Washington Street, has not opened as of this date. It has been over one year since the license has been issued. Kiley Food Group, Inc. d/b/a Passport, 61 Washington Street, no open yet, due to construction.

Mr. Richards made a MOTION to approve the Common Victualler license renewals. Mr. McCormack seconded. UNANIMOUSLY VOTED

- **Food Vendor**

Mr. Richards read Officer King's reported stating that all Food Vendor licenses were found to be in compliance.

Mr. Richards made a MOTION to approve all Food Vendor license renewals. Mr. McCormack seconded. UNANIMOUSLY VOTED

- **Bowling Alley**

Mr. Richards read Officer King's report stating that all Bowling Alley licenses were found to be in compliance.

Mr. Richards made a MOTION to approve all Bowling Alley license renewals. Mr. McCormack seconded. UNANIMOUSLY VOTED

- **Annual Entertainment**

Mr. Richards read Officer King's report stating that all Annual Entertainment licenses were found to be in compliance.

Mr. Richards made a MOTION to approve all Annual Entertainment license renewals. Mr. McCormack seconded. UNANIMOUSLY VOTED

- **Sunday Entertainment**

Mr. Richards read Officer King's report stating that all Sunday Entertainment licenses were found to be in compliance.

Mr. Richards made a MOTION to approve all Sunday Entertainment license renewals. Mr. McCormack seconded. UNANIMOUSLY VOTED

- **Video Game**

Mr. Richards read Officer King's report stating that all Video Game licenses were found to be in compliance.

Mr. Richards made a MOTION to approve all Video Game license renewals. Mr. McCormack seconded. UNANIMOUSLY VOTED

- **Coin-Operated Device**

Mr. Richards read Officer King's report stating all Coin-Operated Device licenses were found to be in compliance.

Mr. Richards made a MOTION to approve all Coin-Operated Device license renewals. Mr. McCormack seconded. UNANIMOUSLY VOTED

- **Pool Table**

Mr. Richards read Officer King's report stating all Pool Table licenses were found to be in compliance.

Mr. Richards made a MOTION to approve all Pool Table license renewals. Mr. McCormack seconded. UNANIMOUSLY VOTED

- **Juke Box**

Mr. Richards read Officer King's report stating all Juke Box licenses were found to be in compliance.

Mr. Richards made a MOTION to approve all Juke Box license. Mr. McCormack seconded. UNANIMOUSLY VOTED

- **Class I Auto Dealer**

Mr. Richards read Officer King's report stating all Class I Auto Dealer licenses were found to be in compliance.

Mr. Richards made a MOTION to approve all Class I Auto Dealer license renewals. Mr. McCormack seconded. UNANIMOUSLY VOTED

- **Class II Auto Dealer**

Mr. Richards read Officer King's report stating all Class II Auto Dealer licenses were found to be in compliance. Sam's Auto, 115 Washington Street, will not be renewing their license.

Mr. Richards made a MOTION to approve all Class II Auto Dealer license renewals with exceptions noted. Mr. McCormack seconded. UNANIMOUSLY VOTED

- **Class III Auto Dealer**

Mr. Richards read Officer King's report stating all Class III Auto Dealer licenses were found to be in compliance.

Mr. Richards made a MOTION to approve all Class III Auto Dealer license renewals. Mr. McCormack seconded. UNANIMOUSLY VOTED

- **Lodging House**

Mr. Richards read Officer King's report stating all Lodging House licenses were found to be in compliance.

Mr. Richards made a MOTION to approve all Lodging House license renewals. Mr. McCormack seconded. UNANIMOUSLY VOTED

CHAIRMAN'S REPORT

- Meeting Schedule

Mr. Richards made a MOTION to schedule their next meeting for Tuesday, January 29, 2013 at 2 PM.

Mr. McCormack seconded the motion and it was UNANIMOUSLY VOTED.

NEW/OLD BUSINESS

- Alcoholic Awareness Training

Officer King informed the Licensing Board that the 21 Proof Grant provided by the Cambridge Coalition is about to expire. They will need to look into another avenue for next year's training.

- Next Page Café, 550 Broad St.

Chief Grimes questioned if the Next Page Café abutter's correspondence would be discussed today.

Mr. Richards stated the correspondence has been distributed for departmental review and to be posted on the agenda for future discussion.

ADJOURNMENT

Mr. Richards made a MOTION to adjourn at 1:30 PM. Chief Grimes seconded the motion and it was UNANIMOUSLY VOTED.

Respectfully submitted,

Lisa VanWinkle,
Recording Secretary

Approved:

Date:

Jeffrey E. Richards, C.B.O., Clerk, Director of Municipal Licenses & Inspections