Minutes of the Board of Licensing Commissioners for their meeting held on Tuesday, September 24, 2013, at the Weymouth Town Hall, Chambers, 75 Middle Street

Attendance (present): Chairperson Kathleen A. Deree; Jeffrey E. Richards, Director of Municipal Licenses & Inspections; Daniel McCormack, Director of Public Health; Police Chief Richard Grimes; Fire Chief Keith Stark; 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 2 PM.

#### **APPROVALS**

• Minutes: June 18, 2013

Mr. Richards made a MOTION to approve the minutes of June 18, 2013. Chief Grimes seconded and the motion was UNANIMOUSLY APPROVED.

• Special Event Request: Whole Foods – End of Summer BBQ (9/21/13)

Mr. Richards made a MOTION of approval. Mr. McCormack seconded and the motion was UNANIMOUSLY APPROVED.

• Special Event Request: John Childs/Old Colony Running Events (10/13/13)

Mr. Richards made a MOTION of approval. Mr. McCormack seconded and the motion was UNANIMOUSLY APPROVED.

• One-Day Wine & Malt Permit: Margaritas, 765 Bridge St. (10/12/13)

Mr. Richards made a MOTION of approval. Mr. McCormack seconded and the motion was UNANIMOUSLY APPROVED.

• Carnival Permits: Great Pumpkin Give-a-Wey (10/5/13)

Mr. Richards made a MOTION of approval. Mr. McCormack seconded and the motion was UNANIMOUSLY APPROVED.

• One-Day Food Vendor Permits: Great Pumpkin Give-a-Wey

Mr. Richards made a MOTION of approval. Mr. McCormack seconded and the motion was UNANIMOUSLY APPROVED.

• One-Day Wine & Malt Permits: Sacred Heart School

Mr. Richards made a MOTION of approval. Mr. McCormack seconded and the motion was UNANIMOUSLY APPROVED.

### APPLICATION OF <u>ROMANO-STOKES</u>, <u>INC. D/B/A JACKSON SQUARE TAVERN</u> <u>RESTAURANT</u> FOR A CHANGE OF OPERATIONAL HOURS, 1530 COMMERCIAL ST.

Mrs. Cathy Stokes, Officer of Romano-Stokes, Inc. was present.

Mr. Richards read the departmental reports into the record. Mr. McCormack, Health Director, reported no objections to the change of hours. Officer King reported no objection to the requested change of hours.

Mr. Richards read the request for operational hours as Closed Monday; Tuesday through Thursday: 11 AM – 11 PM; Friday: 11 AM – 12 AM; Saturday: 7:30 AM – 12 AM and Sunday: 7:30 AM – 11 PM. The current hours are Sunday through Wednesday: 6 AM – 10 PM; Thursday: 6 AM – 11 PM; Friday and Saturday: 6 AM – 11:30 PM.

Mr. Richards announced the public hearing for comment. There was none.

Mr. Richards made a MOTION to approve the change of operational hours, as per application. Mr. McCormack seconded and the motion was UNANIMOUSLY APPROVED.

APPLICATION OF <u>IAY</u>, <u>INC</u>. <u>D/B/A AMANTE ITALIAN PIZZERIA</u> FOR A FOOD VENDOR LICENSE, 451 PLEASANT ST.

Mr. Amgad Yaakoub, President of IAY, Inc. was present.

Mr. Richards stated an application and plans have been received. The public notice requirements were met. He read the departmental referrals into the record. Mr. McCormack reported the applicant has submitted his Health Department food permit application. If the license is issued, he must pay the appropriate fee and submit a valid worker's compensation insurance policy. The establishment must be inspected prior to opening. Officer King reported no public safety objection to the request.

Mr. Richards stated the Board is in receipt of letters from abutters. He read them into the record, from Mr. Jeff Tyrakoski, 463 Pleasant Street, who wrote in support of the approval of the license. They have found the current store ownership to be responsible stewards of the property and responsive to any issues that may come up. They are an excellent neighbor and we have no reservations about the expansion of the store's offerings. He also read a letter from John and Patricia Foley, 11 Elm Street, who wrote to oppose the request for a Food Vendor license, as it would be detrimental to their property and their neighborhood.

Chairperson Deree opened the public hearing for comment. Mr. Arthur DelRosso, 452 Pleasant Street, stated he was in favor of the application, but was concerned about the traffic.

Mr. and Mrs. Foley, 11 Elm Street, stated their concern of an increase of traffic the proposal would cause.

#### BOARD OF LICENSING COMMISSIONERS Tuesday, September 24, 2013 Page 3 of 12

An abutter to the business also voiced concern about the deliveries being made to the location and the truck obstructing the roadway or view of exiting neighbors.

Chief Grimes replied to the public concern stating it is an existing traffic pattern. The business may want to consider restriping their parking lot to alleviate issues.

Mr. Richards stated the proposal is for an established location and they are proposing to add one item. Therefore, it should not increase traffic to the area. The proposed hours of operation as Monday through Sunday 6 AM - 11 PM for takeout only.

Mr. Richards made a MOTION to approve the application for a Food Vendor license. Chief Stark seconded the motion and it was UNANIMOUSLY VOTED.

PURSUANT TO M.G.L. CHAPTER 138, SECTION 64, LIQUOR VIOLATION HEARING TO CONSIDER MODIFICATION, SUSPENSION, REVOCATION OR CANCELLATION OF THE ALL ALCOHOLIC RESTAURANT LICENSE OF: **WOK-N-GRILL, INC. D/B/A ASIA PALACE JAPANESE CHINESE RESTAURANT**, 35 PLEASANT ST.

Mr. Leo Maosheng Wu, Manager, of Asia Palace was present.

Solicitor Lane swore in all testifying parties. He stated Asia Palace is present pursuant to Massachusetts General Laws Chapter 138 for a liquor violation hearing regarding alleged violations of the Commonwealth of Massachusetts General Laws Chapter 138 and any and all other applicable provisions of the law. Specifically: a.) M.G.L. Chapter 138 section 34, to wit: sale, delivery of furnishing alcohol to under-aged person(s), which occurred on June 15, 2013. b.) M.G.L. Chapter 138 Section 69, to wit: sale, delivery or furnishing alcohol to intoxicated person(s), which occurred on June 15, 2013.

Solicitor Lane presented the notice of the hearing to Mr. Maosheng Wu, who confirmed he received it and had no objection to the notice being submitted for the record.

Solicitor Lane had Officer Michael Best introduce himself for the record and had him identify the police report, of which he confirmed. Solicitor Lane presented to Mr. Maosheng Wu and asked if he had an objection to it being submitted into the record, of which he did not.

The testimony of Officer Michael Best was made as follows, per police report: "On Saturday, June 15, 2013, I was assigned to uniformed patrol in marked Weymouth Police cruiser on the 0000-0800 shift. At 0103 hours, I was on patrol in the area of the Asia Palace Restaurant, 35 Pleasant Street, when I observed a male party urinating as Matthew C. Larosa. Matthew was obviously intoxicated, he was unsteady on his feet, his speech was slurred, and there was a strong odor of an alcoholic beverage emanating from his breath. He asked where he had been drinking and he stated that he had been drinking at the Asia Palace. He asked him how he was able to drink if he was under 21 years old and Matthew stated that he showed the doorman his Massachusetts driver's license, which lists him as under 21, and they allowed him to drink anyway. Matthew became uncooperative and disrespectful and tried to walk away. Due to the fact that he was under 21,

appeared to be heavily intoxicated, and was attempting to leave the area on foot, he informed Matthew that he was being placed into protective custody. Another male party then began to yell at me that he had no right to question his friend. He was also obviously intoxicated, unsteady on his feet, his speech was slurred, and there was a strong odor of an alcoholic beverage emanating from his breath and this person. He was asked for an id and he continued to yell at him and attempted to leave on foot. Due to the fact that he appeared to be heavily intoxicated, and was attempting to leave on foot, he informed the male that he was being placed into protected custody and placed him in handcuffs. While conducting a pat-frisk the male's wallet, which contained a Pennsylvania driver's license with the name of Conor Patrick Boyle (4/9/1989) was found. Dispatch confirmed the license number came back to a party who was born in 1937 and provided him with the male's birth date as 4/8/1993 on his Massachusetts driver's license.

Officer Best continued stating both parties were placed in the rear of is cruiser and dispatch contacted Conor's mother, who responded and retrieved both males. The fake Pennsylvania license was confiscated and turned over to the Licensing Division along with the copy of his report. A wallet was located on scene belonging to Matthew, taken into safekeeping, and booked into as evidence.

Officer Regen Steverman reported on her response as to the night in question. She was dispatched to 69 Durant Road on a report of a female found crying on the back porch by the homeowner. Upon arriving, she located a heavily intoxicated female sitting on the stairs of the back porch. The female was crying and when she asked for her name, she slurred her name as "Jamie". She asked Jamie for identification and she was unable to answer as she continued to cry. She was able to retrieve her id in Jamie's small green wristlet, on a student id for Northeastern University in the name of Mackenzie Murray as well as a driver's license listing her as Mackenzie Murray (10/5/92). Prior to the call she had backed up Officer Best for a call at Asia Palace, 35 Pleasant Street (close proximity to Durant Road) for a group gathered outside of the bar. It was discovered that one of the parties had used a counterfeit out of state identification in order to be served at the bar. Another female (20 years old) had claimed she was at the bar but did not drink anything, the only ID she had was an authentic MA driver's license. Her friend picked her up. Knowing this information, she asked Miss Murray she been at Asia Palace prior to ending up at this address and she said she had. if she was served at Asia Palace and she said that she was not, that she had consumed alcohol prior to meeting friends there. She was so intoxicated that she proceeded to vomit all over the stairs. Paramedics were requested to the scene due to Murray's high level of intoxication, and dispatch was able to make contact with Miss Murray's father who was responding to the scene. Miss Murray admitted to being at Asia Palace and that she did not have an ID. Her friend asked for a break where she was a college friend visiting from out of town. Miss Murray admitted to having four (4) mixed drinks at the bar. Miss Murray was medically cleared by the paramedics and released to the custody of her father.

Officer Steverman submitted a copy of her report for the record.

Solicitor Lane asked Mr. Wu if he wished to add testimony.

Mr. Wu stated they had entertainment on that night and the doorman was supposed to check id and

#### **BOARD OF LICENSING COMMISSIONERS**

Tuesday, September 24, 2013

Page 5 of 12

He does not know why it was not. Once they know that someone does not have an id, they are never let in. He said that possibly they drank somewhere else prior to entering his establishment or brought small bottle into the establishment and drank in the bathroom.

Officer King stated asked Mr. Wu what his policy was on accepting out of state ids.

Mr. Wu stated his employees were instructed to double check the licenses within the id book.

Officer King asked if they accepted them.

Mr. Wu replied they no longer do.

Officer King stated he inspected the fake out of state id and it is not a perfect copy, comparing it to the book. The fonts were not correct, the color was off and the scan bars on the back were not correct; if someone was paying attention, they should have been able to pick it up.

Solicitor Lane stated a finding would be in order, whether or not there was service to three underaged individuals, noting they were intoxicated.

Mr. Richards made a MOTION for a violation of M.G.L. Chapter 138, section 34 for a sale of alcohol to underaged persons on the night in question. The evidence is clear as alcohol was delivered at that time. Chief Stark seconded.

Chief Grimes asked if the over-serving of alcohol would be treated separately.

Solicitor Lane replied it could be a separate violation.

Chief Grimes stated it was the same incident but different observations were made by the Police Officers. There was evidence that a Massachusetts id was showed and the person was under the age of 21, false id was presented two times, and the third person had no id and was allowed passage and served anyway. He agrees that something went wrong. He stated the burden is on the liquor establishment owner, as to allowing the individuals into the establishment. The monitoring of people as the night progresses and the mentioning of they may have drank elsewhere, the server should be aware of the condition of the patron, they would be shut off, and arrangements would be made for the person to be taken home. Officer Steverman was dispatched to a homeowner who complained of a woman being on their porch, causing a disturbance. Officer Steverman determined that the woman exhibited all the signs of over-intoxification. The two male parties from the earlier part of the evening, urinating in the parking lot is not behavior consistent with someone who is in control of their own decision making.

Chief Grimes stated the officers noted all of these matters within their reports. Chief Grimes stated the burden of proof by the Police Officers has been met.

Solicitor Lane stated there is already a motion on the floor to for three services to three underaged persons.

BOARD OF LICENSING COMMISSIONERS Tuesday, September 24, 2013 Page 6 of 12

Chairperson Deree stated there is a MOTION on the floor made by Mr. Richards and seconded by Chief Stark. The motion was UNANIMOUSLY VOTED.

Mr. Richards made a MOTION that a sale and delivery was made to intoxicated persons per M.G.L. Chapter 138, section 69. Chief Grimes seconded and the motion was UNANIMOUSLY VOTED.

Solicitor Lane stated an assessment of penalty needs to be made by the Board. He referenced the Liquor Violation Guidelines. The offense would be considered a first offense, which would be a one to three day suspension. He recommended a three day suspension.

Mr. Wu stated this is the first time coming before the Licensing Board within the three years he has been operating. He disagreed to the report, which noted the female was allowed to go in anyways. He also stated it was the first he had seen the police report on the incident. One the night in question, they did check ids. He noted he felt badly that it happened.

Mr. Richards referenced the liquor violation guidelines.

Mr. Richards made a MOTION that the All Alcoholic Restaurant License be suspended for three days, commencing on October 10, 2013 through October 12, 2013, based on a first offense and the severity and type of offense. Chief Grimes seconded and the motion was UNANIMOUSLY VOTED.

Officer King stated the Police Department will retrieve the license Thursday night and the license may be picked up at the Police Station after the suspension has been served. During those three days, they may be opened to sell food only. The bar is required to be striped or covered and beer taps be removed.

APPLICATION OF <u>LJP CORP. D/B/A MARTINI'S</u> FOR A CHANGE OF D/B/A (DOING BUSINESS AS) NAME ON THEIR LICENSES, 450 WASHINGTON ST.

Mr. Joseph Perette, President of LJP Corp. was present.

Mr. Richards read the departmental referrals into the record. Officer King reported no public safety objection to the request. Mr. McCormack reported if the license were issued, Mr. Perette would need to amend his current Health Department food permit with the new D/B/A. If there will be any modifications to the food prep areas we must review and approve any plans. Mrs. Rosemarie Driscoll, Assistant Collector, reported Mr. Perette owes \$55,743.01 between Real Estate, Personal Property taxes and utility bills. He also owes more than \$54,000 for the Union Chowder House.

Mr. Richards announced the public hearing for comment. There was none.

Mr. Richards made a MOTION of approval, subject to the payment of outstanding taxes for the property within a period of six (6) months. Mr. McCormack seconded the motion and it was UNANIMOUSLY VOTED.

BOARD OF LICENSING COMMISSIONERS Tuesday, September 24, 2013 Page 7 of 12

### APPLICATION OF <u>LJP CORP</u>. FOR ALTERATIONS TO THE LICENSED (ALL ALCOHOLIC RESTAURANT) PREMISES AT 450 WASHINGTON ST.

Solicitor Lane noted that the Municipal Finance Department reported outstanding taxes/utilities for the property for \$55,743. This is subject to the Town of Weymouth Ordinance Section 5-306 of the Code of Ordinances.

Mr. Perette stated he intends to refinance the property with Commerce Bank within the next six (6) months.

Firefighter Myers stated there are a few violations that need to be addressed at the site.

Mr. Richards stated that could be addressed through a Certificate of Occupancy with required inspections prior to reopening. A closure would be required during the permitted construction.

Mr. Richards made a MOTION to approve the request as per application and plans, subject to the payment of taxes within the next six (6) months. Chief Stark seconded the motion and it was UNANIMOUSLY VOTED.

APPLICATION OF MJ RESTAURANT GROUP, LLC D/B/A THE MOORING BAR & GRILL FOR A TRANSFER OF THE ALL ALCOHOLIC RESTAURANT LICENSE OF MTM PARTNERS, INC. D/B/A FORE RIVER GRILLE AT 117 BRIDGE ST.

Mr. Michael Glynne, Manager, and Mr. Michael Lally, Manager of MJ Restaurant Group, LLC were present for the hearing.

Mr. Richards read the departmental referrals into the record. Officer King reported no public safety objection to the request for a transfer of the licenses. Mr. McCormack reported if the license is issued, a food permit must also be obtained at the Health Department. They must also submit the following: a completed food permit application, Worker's Compensation Affidavit, Food Manager Certification, Allergen Certification and applicable fee. The establishment must be inspected prior to opening.

Mr. Richards asked if the lease is signed at this time.

Mr. Glynne confirmed yes. They are applying for the transfer of the licenses with a change of name and a clean start.

Firefighter Myers stated he has no concerns at this time.

Mr. McCormack asked if there were any proposed changes to the floor plan.

Mr. Glynne replied there will be a change to the bar seating, as per plans submitted. They will hire a professional cleaner prior to opening. He added that Mr. Vermillion has had managed a bar before.

Mr. McCormack stated applications are required to be made with the Health Department.

Officer King stated a TIP's training is required. The Town offers a mandatory Annual Alcohol Awareness Training.

Mr. Lally stated he is in the process of becoming certified.

Mr. Richards stated there have been issues with the cleanliness of the parking lot and the blocking of the abutting parking lot. He asked that that be deterred.

Mr. Richards made a MOTION to approve the transfer of the All Alcoholic Restaurant License of MTM Partners, Inc. to MJ Restaurant Group, LLC d/b/a The Mooring Bar & Grill. Mr. McCormack seconded the motion and it was UNANIMOUSLY VOTED.

# APPLICATION OF MJ RESTAURANT GROUP, LLC D/B/A THE MOORING BAR & GRILL FOR A COMMON VICTUALLER LICENSE AT 117 BRIDGE ST.

Mr. Richards made a MOTION of approval. Mr. McCormack seconded and the motion was UNANIMOUSLY VOTED.

## APPLICATION OF MJ RESTAURANT GROUP, LLC D/B/A THE MOORING BAR & GRILL FOR AN ANNUAL ENTERTAINMENT LICENSE AT 117 BRIDGE ST.

Mr. Richards stated the application was for live/recorded music, DJ, karaoke, and trivia night.

Mr. Richards made a MOTION of approval. Mr. McCormack seconded and the motion was UNANIMOUSLY VOTED.

## APPLICATION OF MJ RESTAURANT GROUP, LLC D/B/A THE MOORING BAR & GRILL FOR A SUNDAY ENTERTAINMENT LICENSE AT 117 BRIDGE ST.

Mr. Richards made a MOTION of approval. Mr. McCormack seconded and the motion was UNANIMOUSLY VOTED.

## APPLICATION OF MJ RESTAURANT GROUP, LLC D/B/A THE MOORING BAR & GRILL FOR A VIDEO GAME LICENSE AT 117 BRIDGE ST.

Mr. Richards stated the application was for two machines: trivia and Golden Tee.

Mr. Richards made a MOTION of approval. Mr. McCormack seconded and the motion was UNANIMOUSLY VOTED.

## APPLICATION OF MJ RESTAURANT GROUP, LLC D/B/A THE MOORING BAR & GRILL FOR A JUKE BOX LICENSE AT 117 BRIDGE ST.

BOARD OF LICENSING COMMISSIONERS Tuesday, September 24, 2013 Page 9 of 12

Mr. Richards made a MOTION of approval. Mr. McCormack seconded and the motion was UNANIMOUSLY VOTED.

APPLICATION OF <u>MI-JO, INC. D/B/A FAMILY SERVICE STATION</u> FOR A WINE & MALT PACKAGE STORE LICENSE, 1465 MAIN ST.

Mr. Michael Yazbeck, Manager, Family Service Station, was present.

Mr. Richards stated application and plans have been received. The public notice requirement has been met. He read the departmental referrals into the record. Officer King reported no public safety objection to the requested Wine & Malt Package Store License and Food Vendor license at the location. Mr. McCormack reported he had no objections to the issuance of the Wine & Malt Package Store and Food Vendor Licenses. The establishment is in good standing with their department and currently holds a retail food permit. If the licenses were issued, they would need to obtain a food service permit for the coffee and fountain drinks.

Mr. Yazbeck stated they are a family run business. They just recently installed a new inspection sticker machine to provide automotive inspections. They respectfully request the approval of a Wine & Malt Package Store license to be able to sell beer and wine to their customers. There is currently a full liquor store a little over a mile at John's Liquors and a wine & malt package store at Davos' Plaza.

Mr. Richards announced the public hearing for comment.

Mr. John Nguyen, 1055 Main Street, owner of John's Liquors, stated it was nothing personal, but he recommended that the Board consider the location, as it is a gas station; a two-lane highway is to be constructed. He asked that the Board study the application before they consider it.

Mr. Richards stated the license previously a Johnnie's Foodmaster Supermarket, 35 Pleasant Street, was not renewed for 2013. The proposed would be in the same vicinity.

Officer King stated the proposed location is between the Abington Line and John's Liquors. The gas station was decreased to a two-pump site, which cuts down on the gas sales significantly. There would be solid barriers between the lanes, which would not make traffic such an issue.

Mr. Richards made a MOTION to approve the application of Mi-Jo, Inc. d/b/a Family Service Station for a Wine & Malt Package Store License at 1465 Main Street. Mr. McCormack seconded and the motion was UNANIMOUSLY VOTED.

APPLICATION OF <u>MI-JO</u>, <u>INC</u>. <u>D/B/A FAMILY SERVICE STATION</u> FOR A FOOD VENDOR LICENSE, 1465 MAIN ST.

Mr. Richards reviewed the application as the hours of Monday through Saturday between 6 AM - 10 PM and Sunday 7 AM - 9 PM. The license would be for the sales of coffee and fountain drinks.

#### **BOARD OF LICENSING COMMISSIONERS**

Tuesday, September 24, 2013 Page 10 of 12

Mr. Richards announced the public hearing for comment.

Mr. Bob Montgomery Thomas, 848 Washington Street, suggested that a map be made available showing where the proposal would be for public view.

Firefighter Myers stated he had no objections to the proposal.

Mr. Richards made a MOTION to approve the Food Vendor License. Mr. McCormack seconded and the motion was UNANIMOUSLY VOTED.

APPLICATION OF **SCOTT & LIZ MOORE D/B/A POP BUMPERS PINBALL** FOR A COIN-OPERATED DEVICE LICENSE FOR nine PINBALL MACHINES AT THE LOCATION OF 66 SEA ST.

Mr. Scott Moore and Ms. Liz Moore were present.

Mr. Richards read the departmental referrals into the record. Officer King reported a public safety concern in relation to parking and supervision of younger customers. Mr. McCormack reported no objections to the issuance of the Coin-Operated Device License. No written comments from abutter's were submitted.

Mr. Moore stated they would be providing a place where people can come with their kids or have a birthday party. This will be a controlled space. They will have non-coin-operated machines and it will be based on an entry fee to play.

Mr. Richards stated Sea Street is a quiet street and questioned what they would propose to keep such.

Mr. Moore responded, as they are not looking to change the location from what it has been in the past. This will be a 7 days per week operation from 9 AM - 11 PM. They will also offer functions at scheduled times.

Mr. Richards stated the applicant submitted the following e-mail in regards to the hours of operation, which read the bulk of our business, would be hosting private functions and parties. These time slots will be determined by the customer. We ask that our license to operate be 7 days a week, from 9 AM until 11 PM. We may have some "open play times" on Friday afternoon and evenings, Saturdays and Sundays. We may have expanded "open play times" during school vacation weeks (11 AM to 6 PM, depending upon how much demand there is).

Mr. Moore spoke about the machines, stating they were vintage restored pinball machines from the 1950's -1979.

Mr. Richards announced the public hearing for comment.

Mr. Kevin Harris, 119 Fort Point Road, asked that the application be continued so that the applicant could meet with the neighbors to discuss the proposal.

District 1 Councilor Frank Burke stated he felt the location was not appropriate for the type of proposed business. There would be concerns of traffic, noise and parking issues. This is a residential area on quiet Sea Street. There would be nothing that would restrict the number of people in the building. The competitive type of business could cause noise by patrons.

Mr. Bob Montgomery Thomas, 848 Washington Street, stated the area is tight for parking.

A neighbor to the location noted there was a concern of the open playtime, which might cause noise and excess people outside afterwards.

Chief Grimes stated an 11 PM closing time would be a late night and a concern.

Ms. Liz Moore stated it would be a controlled party environment.

Chief Stark left the meeting at 3:47 PM.

Mr. McCormack stated he had a concern about food and trash at the location. He did not think there was enough space for a dumpster at the location.

Mr. Ed Holmes, 56 Sea Street, stated there is already an issue with parking between the homeless shelter and hair salon. He said any proposal to have parties or any other entertainment is out of the character of the area and very inappropriate.

Mr. Richards made a MOTION to deny the application for a Coin-Operated Device license at the location of 66 Sea Street. The applicant should meet with the neighbors prior to resubmitting a future application. Mr. McCormack seconded and the motion was UNANIMOUSLY VOTED.

#### **CHAIRMAN'S REPORT**

Meeting Schedule

Mr. Richards made a MOTION to schedule the next meeting for Tuesday, October 22, 2013 at 1:30 PM. Mr. McCormack seconded the motion and it was UNANIMOUSLY VOTED.

#### **NEW/OLD BUSINESS**

• Code of Ordinances – Modifications to Chapter 9, Section 9-601: Licensing of Junk Dealers and Precious Metals

Chief Grimes stated the modification has been submitted to the Town Council for approval. The proposal is consistent with other communities to delete theft by implementing a "cooling off" period" for incoming merchandise. Comments may be made to Captain Joseph Comperchio.

#### BOARD OF LICENSING COMMISSIONERS

Tuesday, September 24, 2013 Page 12 of 12

 Mr. Bob Montgomery Thomas submitted a written request to the Board in regards to 856 Washington Street

Mr. Richards received the request for review.

### **ADJOURNMENT**

Mr. Richards made a MOTION to adjourn at 4 PM. UNANIMOUSLY VOTED.	Chief Grimes seconded the motion and it was
Respectfully submitted,	
Lisa VanWinkle, Recording Secretary	
Approved:	Date:

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