

Minutes of the Board of Licensing Commissioners for their meeting held on Tuesday, February 23, 2016, at the Weymouth Town Hall, Chambers, 75 Middle Street

Attendance (present): Chairperson Kathleen A. Deree; Jeffrey E. Richards, Director of Municipal Licenses & Inspections; Police Chief Richard Grimes; Fire Chief Keith Stark; Daniel McCormack, Director of Public Health; Fire Prevention Officer Justin Myers and Licensing Officer Edward Chase

Chairperson Deree called the meeting to order at 2 PM.

HEARING PURSUANT TO MASSACHUSETTS GENERAL LAWS AND THE RULES AND REGULATIONS OF THE BOARD OF LICENSING COMMISSIONERS OF THE TOWN OF WEYMOUTH TO CONSIDER MODIFICATION, SUSPENSION, REVOCATION, CANCELLATION OR IMPOSITION OF CONDITIONS ON THE ALL ALCOHOLIC RESTAURANT, COMMON VICTUALLER LICENSE AND/OR ANNUAL ENTERTAINMENT LICENSE OF **MAURA, INC. D/B/A NEXT PAGE CAFE**, 550 BROAD ST.

Mr. Richards made a MOTION to postpone the hearing per the establishment's request to the March meeting. Chief Stark seconded the motion and it was UNANIMOUSLY VOTED.

APPLICATION OF **PHILIP SMITH D/B/A LANDING ANTIQUES** FOR AN ANTIQUE DEALERS LICENSE AT 1457 COMMERCIAL ST.

Mr. Philip Smith was present for the application and stated he currently operates the store at Lincoln Square. He is looking to relocate to 1457 Commercial Street due to the construction at the Union Towers building.

Mr. Richards stated the application shows he will be selling antique furniture, used furniture, collectibles and home décor items. Hours of operation will be Wednesday through Sunday: 11 AM – 5:30 PM.

Mr. Richards made a MOTION to approve the Antique Dealer License at 1457 Commercial Street, Landing Antiques. Chief Stark seconded the motion and it was UNANIMOUSLY VOTED.

APPLICATION OF **WOK-N-GRILL INC. D/B/A GOLDEN DRAGON** FOR A VIDEO GAME LICENSE AT 35 PLEASANT ST.

Mr. Richards made a MOTION to postpone the Video Game License hearing of Wok-n-Grill, Inc. until the March meeting. Chief Stark seconded the motion and it was UNANIMOUSLY VOTED.

APPLICATION OF **WOK-N-GRILL INC. D/B/A GOLDEN DRAGON** FOR A POOL TABLE LICENSE AT 35 PLEASANT ST.

Mr. Richards made a MOTION to postpone the Pool Table License hearing of Wok-n-Grill, Inc. until the March meeting. Chief Stark seconded the motion and it was UNANIMOUSLY VOTED.

APPLICATION OF EAMONN SWEENEY D/B/A COTTAGE BAR & RESTAURANT FOR AN ALL ALCOHOLIC RESTAURANT LICENSE AT 26 UNION ST.

Attorney Gregory Galvin and Mr. Eamonn Sweeney were present.

Attorney Galvin stated the location is the former Mollie Maguire's site. Four individuals are purchasing the building: Michael Feeney, Clifford Malone, Eamonn Sweeney and Oran McGonagle. Mr. Sweeney will be the sole proprietor of the business, managing. He is a United States citizen and married with two children, living in the area. He has been in the restaurant business for four years in Boston. He is TIPS certified and will become Serve Safe certified as well. The menu will have American style food menu with an Irish flair, having lunch and supper and breakfast on Saturdays and Sundays, as well as for European Soccer events. The building layout will remain the same; eventually upgrading the kitchen and bathroom.

Attorney Galvin stated they met with Firefighter Justin Myers to review the heating system for upgrading requirements. The layout of the bar will remain the same. They have met individuals from Columbian Square and look forward to getting involved with the association. There is a pledge as an individual for financing to Northern Bank & Trust. In addition to the alcohol license they are applying for a Common Victualler License, Juke Box, Annual Entertainment and Sunday Entertainment licenses.

Mr. Richards asked if Mr. Sweeney is TIPS certified in accordance with the Board's requirements.

Attorney Galvin stated that Mr. Sweeney is, and is aware of the requirement; all employees will be TIP's certified.

Mr. Richards read the department report from Licensing Officer Chase, stating that the Police Department had no public safety objection to the requested application.

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

Mr. McCormack asked for a floor plan, which was provided by Attorney Galvin, stating if the equipment were to be updated in the kitchen and revised plan would be required.

Attorney Galvin stated the owner was telling them they'd be making the changes at their own risk. Therefore, the upgrades won't be completed immediately.

Mr. Richards stated the layout was submitted on the plan today.

Firefighter Myers stated changes will be required for the kitchen layout by submitting plan and applying for Building Permit and Certificate of Occupancy.

Mr. Richards made a MOTION to approve All Alcoholic Restaurant License of Eamonn Sweeney d/b/a Cottage Bar & Restaurant at 26 Union Street. Chief Stark seconded the motion and it was UNANIMOUSLY VOTED.

APPLICATION OF EAMONN SWEENEY D/B/A COTTAGE BAR & RESTAURANT FOR A PLEDGE OF THE ALL ALCOHOLIC RESTAURANT LICENSE TO NORTHERN BANK & TRUST, 26 UNION ST.

Mr. Richards made a MOTION to approve the pledge of the All Alcoholic Restaurant license to Northern Bank & Trust. Chief Stark seconded and the motion was UNANIMOUSLY VOTED.

APPLICATION OF EAMONN SWEENEY D/B/A COTTAGE BAR & RESTAURANT FOR A COMMON VICTUALLER LICENSE, 26 UNION ST.

Mr. Richards made a MOTION to approve Common Victualler license subject to Certificate of Occupancy inspections by Health, Building and Fire, to Eamonn Sweeney d/b/a Cottage Bar & Restaurant at 26 Union Street. Chief Stark seconded and the motion was UNANIMOUSLY VOTED.

APPLICATION OF EAMONN SWEENEY D/B/A COTTAGE BAR & RESTAURANT FOR A JUKE BOX LICENSE, 26 UNION ST.

Mr. Richards made a MOTION to approve Juke Box License for one machine to Eamonn Sweeney d/b/a Cottage Bar & Restaurant. Chief Stark seconded the motion and it was UNANIMOUSLY VOTED.

APPLICATION OF EAMONN SWEENEY D/B/A COTTAGE BAR & RESTAURANT FOR AN ANNUAL ENTERTAINMENT LICENSE, 26 UNION ST.

Mr. Richards made a MOTION to approve an Annual Entertainment License to Eamonn Sweeney d/b/a Cottage Bar & Restaurant. Chief Stark seconded the motion and it was UNANIMOUSLY VOTED.

APPLICATION OF EAMONN SWEENEY D/B/A COTTAGE BAR & RESTAURANT FOR A SUNDAY ENTERTAINMENT LICENSE, 26 UNION ST.

Mr. Richards made a MOTION to approve a Sunday Entertainment License to Eamonn Sweeney d/b/a Cottage Bar & Restaurant. Chief Stark seconded the motion and it was UNANIMOUSLY VOTED.

APPLICATION OF ALUMNI 836, LLC D/B/A ALUMNI 836 FOR AN ALL ALCOHOLIC RESTAURANT LICENSE, 836 WASHINGTON ST.

Attorney Robert Harnais represented Alumni 836, LLC at the hearing, stating his clients: Alexandros Kesaris, Edward Cochrane and Mark Paolucci, intentions are to lease the vacant location and nothing would be done to the inside of the building. They are seeking a full alcohol license, as well as, the Common Victualler and Juke Box licenses. Future renovations would be applied for through the Building Department.

Mr. Richards stated the plan submitted is what is being submitted to the ABCC for approval. Should changes be made in the future, they would be required to come back before the Licensing Board.

Mr. Richards stated application and plans were submitted for 48 seats and hours of operation as: Monday – Saturday: 11 AM – 1 AM and Sunday: 12 PM – 1 AM. He read departmental referral into the record from Licensing Officer Chase, stating Police Department has no public safety objection to the request.

Mr. Richards stated owner/manager and employees are required to be TIPS certified in accordance with the Board's requirements.

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

Mr. Richards made a MOTION to approve the All Alcoholic Restaurant License for The Alumni 836, LLC d/b/a Alumni 836 at 836 Washington Street. Chief Stark seconded the motion and it was UNANIMOUSLY VOTED.

APPLICATION OF ALUMNI 836, LLC D/B/A ALUMNI 836 FOR A COMMON VICTUALLER LICENSE, 836 WASHINGTON ST.

Mr. Richards made a MOTION of approval for the Common Victualler license of The Alumni 836, LLC d/b/a Alumni 836 with permits required through Health, Fire and Building. Chief Stark seconded the motion and it was UNANIMOUSLY VOTED.

APPLICATION OF ALUMNI 836, LLC D/B/A ALUMNI 836 FOR A JUKE BOX LICENSE, 836 WASHINGTON ST.

Mr. Richards made a MOTION of approval for the Juke Box license for one machine. Chief Stark seconded the motion and it was UNANIMOUSLY VOTED.

APPLICATION OF JOHNNY KONO'S BAR AND GRILL, INC. D/B/A JOHNNY KONO'S BAR AND GRILL FOR AN ALL ALCOHOLIC RESTAURANT LICENSE TRANSFER, 269 PARK AVE.

Attorney Whitney was present on behalf of J.P. Greer's Bar & Grill for the transfer application of Jon Perette, President of Johnny Kono's Bar & Grill, Inc.

Attorney Whitney stated his clients Mr. & Mrs. Brewster have been operating J.P. Greer's Restaurant for 28 years; all of which have been in good standing. The address of 269 Park Avenue is the current and accurate address. The hours of operation will be Monday – Saturday 8 AM – 1 AM and Sunday 12 AM – 1 AM. Attorney Brian Ward represents Mr. Jon Perette and wasn't able to attend today. They are not looking for entertainment at this time and are not proposing any changes to the business. The liquor license will not be pledged as they are purchasing in cash.

Mr. Perette also purchased the ice cream stand a few years ago. The property is 43,000 sq. ft. and the restaurant is 1,500/1,600 sq. ft.

Mr. Richards informed the applicant of the requirements in regards to managers and employees being TIPS certified. He also stated the location is within a residential neighborhood and it is expected for them to keep it that way.

Firefighter Myers stated he met with them regarding potential changes to the kitchen. He reminded them that changes would be required to be done through the permitting process.

Mr. Richards stated structural or changes in the bar would need to go before the Licensing Board and the ABCC.

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

Mr. Richards made a MOTION to approve the All Alcoholic Restaurant License transfer from J. Bark Inc. to Johnny Kono's Bar and Grill, Inc. at 269 Park Avenue. Chief Stark seconded and the motion was UNANIMOUSLY VOTED.

APPLICATION OF JOHNNY KONO'S BAR AND GRILL, INC. D/B/A JOHNNY KONO'S BAR AND GRILL FOR A COMMON VICTUALLER LICENSE, 269 PARK AVE.

Mr. Richards made a MOTION to approve the Common Victualler license of Johnny Kono's Bar and Grill, Inc. subject to Certificate of Occupancy approval by Fire, Health and Building Departments. Chief Stark seconded the motion and it was UNANIMOUSLY VOTED.

APPROVALS

- Minutes: January 26, 2016

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

- One-Day Liquor Permit: Weymouth Club

Mr. Richards made a MOTION to approve the One-Day Liquor Permit application of the Weymouth Club for March 21, 2016 from 7 PM -10 PM. Server will be TIPS trained and there will be a caterer. Mr. McCormack seconded the motion and it was UNANIMOUSLY VOTED.

- One-Day Food Vendor: Weymouth Club

Mr. Richards made a MOTION to approve the One-Day Food Vendor Permit application for the Weymouth Club on March 21, 2016. Mr. McCormack seconded the motion and it was UNANIMOUSLY VOTED.

- One-Day Liquor Permit: Weymouth Club

Mr. Richards made a MOTION to approve the One-Day Liquor Permit application of the Weymouth Club for March 24, 2016 from 6 PM - 9 PM. Server will be TIPS trained and there will be a caterer. Mr. McCormack seconded the motion and it was UNANIMOUSLY VOTED.

- One-Day Food Vendor: Weymouth Club

Mr. Richards made a MOTION to approve the One-Day Food Vendor Permit application for the Weymouth Club on March 24, 2016. Mr. McCormack seconded the motion and it was

UNANIMOUSLY VOTED.

- One-Day Liquor Permit: Weymouth Club

Mr. Richards made a MOTION to approve the One-Day Liquor Permit application of the Weymouth Club for March 27, 2016 from 6 PM - 9 PM. Server will be TIPS trained and there will be a caterer. Mr. McCormack seconded the motion and it was UNANIMOUSLY VOTED.

- One-Day Food Vendor: Weymouth Club

Mr. Richards made a MOTION to approve the One-Day Food Vendor Permit application for the Weymouth Club on March 27, 2016. Mr. McCormack seconded the motion and it was UNANIMOUSLY VOTED.

- One-Day Liquor Permit: St. Jerome School

Mr. Richards made a MOTION to approve a One-Day Wine & Malt Permit for St. Jerome's fundraiser event to be held on March 11, 2016 at 6-11:30 PM. Chief Stark seconded the motion and it was UNANIMOUSLY VOTED.

- One-Day Liquor Permit: Immaculate Conception - Knights of Columbus Chapter

Mr. Richards made a MOTION to approve a One-Day Wine & Malt Permit for the Immaculate Conception Knights of Columbus Chapter for a dinner dance to be held on March 12th from 5 PM – 12 AM. Chief Stark seconded the motion and it was UNANIMOUSLY VOTED.

- Poppy Permit: Ladies' Auxiliary George R. Bean Post #79, American Legion

Mr. Richards made a MOTION to approve a Poppy Permit for the Ladies' Auxiliary of the George R. Bean Post #79, American Legion for the following dates: May 26 through May 29, 2016. Chief Stark seconded the motion and it was UNANIMOUSLY VOTED.

NEXT MEETING

Mr. Richards made a MOTION to schedule the next meeting for March 22, 2016 at 2 PM. Mr. McCormack seconded the motion and it was UNANIMOUSLY VOTED.

CORRESPONDENCE

- Mass State Lottery Commission – Keno Applications

Mr. Richards stated the Mass State Lottery Commission has informed the Licensing Board of the intentions of the following to be granted Keno Licenses:

Classic Convenience, 7 Union Street and Stop & Save, 69 Broad Street

Mr. Richards made a vote of acknowledgement. Chief Stark seconded the MOTION and it was UNANIMOUSLY VOTED.

NEW/OLD BUSINESS

- Macy's Beachway Liquors – Reassessment of Suspension Dates

Mr. Richards stated Macy's Beachway Liquors has withdrawn their appeal of the Licensing Board's decision of October 27, 2015 for the three day suspension of the liquor license based on a finding of a violation occurring on June 5, 2015. The Licensing Board should reassess the suspension. According to the Liquor Violation Guidelines the violation should take place on the third Thursday following the assessment.

Mr. Richards made a MOTION for a three day suspension of the liquor license of Macy's Beachway Liquors, 701 Bridge Street, to take place Thursday March 10, 2016 through Saturday, March 12, 2016. Chief Stark seconded the motion and it was UNANIMOUSLY VOTED.

Mr. Richards stated the Weymouth Police Department will take possession of the package store license the evening of March 9th and the license may be retrieved after the suspension has been served.

ADJOURNMENT

Mr. Richards made a MOTION to adjourn the meeting at 2:40 PM. Mr. McCormack seconded the motion and it was UNANIMOUSLY VOTED.

BOARD OF LICENSING COMMISSIONERS

Tuesday, February 23, 2016

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Respectfully submitted,

Lisa VanWinkle
Recording Secretary

Approved:

Date:

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