

Minutes of the Board of Licensing Commissioners for their meeting held on Tuesday, December 22, 2011, at the Weymouth Town Hall, Chambers, 75 Middle Street

Attendance (present): Chairman Franklin Fryer, Town Clerk; Fire Chief Robert Leary, Acting Police Chief Joseph Comperchio; Jeffrey E. Richards, Director of Municipal Licenses & Inspections; Daniel McCormack, Director of Health; Officer Brian King; George E. Lane, Jr., Town Solicitor and Lisa VanWinkle, Recording Secretary (absent): Police Chief Richard Grimes and Justin Myers, Fire Prevention Officer

Chairman Fryer called the meeting to order at 1 PM.

Mr. Richards thanked Chairman Fryer for his years of service to the Licensing Board. The Board wished him well with his retirement.

APPROVALS

- Minutes: November 29, 2011

Mr. Richards made a MOTION to approve the minutes of the November 29, 2011 meeting. Mr. McCormack seconded. UNANIMOUSLY VOTED

- One-Day Wine & Malt Permit – Feathers Wellness Studio, 12 Union St.

Mr. Richards made a MOTION to approve the One-Day Wine & Malt Permit for Feathers Wellness Studio c/o Michelle Parades, 12 Union Street, for an Open House to be held on January 14, 2012 from 5 PM – 9 PM. Mr. McCormack seconded and it was UNANIMOUSLY VOTED.

APPLICATION OF **RIVERWAY RESTAURANT GROUP, INC. D/B/A TIO JUAN'S MARGARITA'S MEXICAN RESTAURANT** FOR A CHANGE OF MANAGER AT 765 BRIDGE ST.

Ms. Caitlin Bourbeau, proposed manager was present.

Mr. Richards read the departmental referrals in to the record. Officer King reported the applicant has a clean background check. As such, we can see no public safety objection.

Officer King stated Ms. Bourbeau is TIP's certified.

Mr. Richards made a MOTION to approve the change of manager at Tio Juan's Margarita's Mexican Restaurant to Caitlin Bourbeau. Mr. McCormack seconded and the motion was UNANIMOUSLY VOTED.

APPLICATION OF **WESSAGUSSETT YACHT CLUB INC.** FOR A CHANGE OF MANAGER, 212 WESSAGUSSETT RD.

Ms. Emily Smith, proposed manager was present.

Mr. Richards read the departmental referrals in to the record. Officer King reported the applicant has a clean background check. As such, we can see no public safety objection.

Mr. Richards stated the change of manager is from Mr. John Murrin to Ms. Emily Smith, who is TIP's certified.

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

APPLICATION OF **SUMMIT LOUNGANI D/B/A 7-ELEVEN #32487D** FOR A FOOD VENDOR LICENSE, 1453 COMMERCIAL ST.

Mr. Summit Lougani was present for the application.

Mr. Richards stated the application shows the following food items will be offered: hot dog, nachos, sandwiches and fountain drinks. He continued to read the departmental reports in to the record. Officer King reported no public safety objection. Mr. McCormack, Health Director, reported if the license is issued, a permit to operate must also be obtained at the Health Department. They must submit the following: a copy of the floor plan, a completed application, Worker's Compensation Affidavit; Food Manager Certification; Allergen Certifications, if applicable and fee. The establishment must be inspected prior to opening.

Mr. Richards made a MOTION to approve the Food Vendor License to Summit Loungani d/b/a 7-Eleven. Mr. McCormack seconded, stating 100% of the Health Department application needs to be complete prior to opening. The motion was UNANIMOUSLY VOTED.

APPLICATION OF **BOSTON CONVENIENCE, INC. D/B/A BOSTON CONVENIENCE** FOR A FOOD VENDOR LICENSE, 1235 WASHINGTON ST.

Mr. Minishkumar Paresch Patel, applicant, was present with Attorney John Walker.

Mr. Richards read the departmental referrals in to the record. Mr. McCormack reported if the license is issued, a permit to operate must also be obtained at the Health Department. Also, a copy of the floor plan, a completed application, Worker's Compensation Insurance Affidavit, Food Manager Certification, Allergen Certifications, if applicable, and fee. The establishment must be inspected prior to opening. Officer King reported no public safety objection.

Mr. Richards questioned if there would be any construction.

Attorney Walker replied, no construction; it is ready to move in. Mr. Patel operates Lynn's Variety and Pleasant General Store as well. They intend to operate the same 24 hours operation as before. The store is exactly as it was left. Materials are owned by the landlord. They are hoping to operate this weekend if everything is in order.

Mr. McCormack questioned if they are Serve Safe Certified and if they would only be serving

coffee.

Attorney Walker replied yes.

Mr. Richards stated a Sign Permit application would require to be submitted with the Building Department.

Mr. Patel confirmed it had been filed.

Mr. Richards made a MOTION to approve the Food Vendor license to Boston Convenience Inc. Mr. McCormack seconded and the motion was UNANIMOUSLY VOTED.

CALENDAR YEAR LICENSE RENEWALS

- **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 on December 5, 2011, Blue Pointe Bistro, 61 Washington Street, sent notice that they will be closed for an undetermined amount of time.

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

- **Wine & Malt Restaurant**

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

Mr. Richards made a MOTION to approve the Wine & Malt Restaurant license renewals. Chief

Leary 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 Chief Leary 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. He noted that on December 15, 2011 a notice was sent by Rose & Vicki's, 655 Bridge Street, stating they have a new manager. Cupcake Mojo, 93 Washington Street, has no opened as of this date. New York Pizza & Roast Beer, 336 Washington Street, has not opened as of this date.

Mr. Richards made a MOTION to approve the Common Victualler license renewals. Chief Leary 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. Chief Leary 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. Chief Leary 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. Chief Leary 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. Chief Leary 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. Chief Leary 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. Chief Leary 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. Chief Leary 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. Chief Leary 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. Chief Leary 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. He noted Auto Number One, Inc., 1439 Commercial Street, is being evicted from this location as of December 31, 2011 and as such does not have a viable location for the license. Affordable Motors, 185 Washington Street, will not be renewing.

Mr. Richards made a MOTION to approve all Class II Auto Dealer license renewals. Chief Leary 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. Chief Leary 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. Chief Leary seconded. UNANIMOUSLY VOTED

CHAIRMAN'S REPORT

- **Meeting Schedule**

Mr. Richards stated the next meeting has been scheduled for Tuesday, January 24, 2012 at 1 PM.

NEW BUSINESS

- **Auto Number One, Inc.**

Officer King requested that a hearing is scheduled for the Used Car Dealer license of Auto Number One, Inc. at 1439 Commercial Street as they have been evicted from the location.

Mr. Richards suggested the matter wait until after December 31st and then, request the license back.

CORRESPONDENCE

- Blue Pointe Bistro, 61 Washington St. – Temporary Closure

Mr. Richards stated a letter was received from Mr. Barclay notifying the Board of a temporary closure. Mrs. VanWinkle confirmed the license renewal application had been received.

- ABCC Advisory RE: Alcohol Licenses (December 26th deemed as a Regular Business Day)
- Change of Manager – Rose & Vicki's, 655 Bridge St. to Shauna Banzi

Mr. Richards asked that they are notified for a future meeting for approval.

- Licensees owing taxes/utilities

Mr. Richards stated meetings will be scheduled in February and March with those who owe to encourage them to pay or set up agreements.

ADJOURNMENT

Mr. Richards made a MOTION to adjourn at 1:35 PM. Mr. McCormack seconded 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