

Minutes of the Board of Licensing Commissioners for their meeting held on Tuesday, December 21, 2010, at 1 PM in the Weymouth Town Hall, Chambers, 75 Middle Street

Attendance: Chairman Franklin Fryer; Jeffrey Richards, Director of Municipal Licenses & Inspections; Fire Chief Robert Leary; Police Chief Richard Grimes (absent); Daniel McCormack, Director of Health; Town Solicitor George E. Lane, Jr.; and Licensing Officer Brian King.

Chairman Fryer called the meeting to order at 1 PM.

## **APPROVALS**

- Minutes: November 16, 2010

Mr. Richards made a MOTION to approve the November 16, 2010 meeting minutes.  
Mr. McCormack seconded. UNANIMOUSLY VOTED

Chief Leary left the meeting at 1:02 PM.

DISCUSSION WITH MAURA, INC. D/B/A NEXT PAGE CAFÉ, 550 BROAD ST. RE: ANNUAL ENTERTAINMENT LICENSE

Mr. Richards stated Attorney Paul Hajjar requested for the discussion to be continued to a future meeting as Mr. Page is submitting a noise study for the Board's review this afternoon.

Mr. Richards made a MOTION to continue the matter until their February meeting.  
Mr. McCormack seconded. UNANIMOUSLY VOTED

APPLICATION OF WESSAGUSSET YACHT CLUB FOR A CHANGE OF MANAGER ON THEIR ALL ALCOHOLIC CLUB LICENSE, 212 WESSAGUSSET RD.

Mr. John Murrin was present for the approval as manager of the Wessagusset Yacht Club.

Mr. Richards made a MOTION of approval. Mr. McCormack seconded. UNANIMOUSLY VOTED

APPLICATION OF THE FLAHERTY GROUP INC. D/B/A PAPA JOHN'S PIZZA FOR A FOOD VENDOR LICENSE, 856 WASHINGTON ST.

Mr. Flaherty, President of The Flaherty Group Inc. was present.

Mr. Richards read the department referrals. Mrs. Mary Williamson, Health Inspector, reporting needing new application and fee of new franchisee. Officer King, Police, reported no public safety objection to the change of entity.

Mr. Richards made a MOTION for the approval of the Food Vendor License and change of entity of Papa John's Pizza at 856 Washington Street, under The Flaherty Group, Inc. Mr. McCormack

seconded. UNANIMOUSLY VOTED

APPLICATION OF **SOUTH SHORE CINEMAS, LLC D/B/A/ CAMEO THEATERS** FOR AN ANNUAL ENTERTAINMENT LICENSE, 14 COLUMBIAN ST.

Mr. Bret W. Hardy, President, presented the application, stating he is applying for the approval to take over the existing business from Patriot Cinemas, they are letting go of their Weymouth and Scituate locations.

Mr. Richards stated it would require a Certificate of Occupancy from the Building Department.

Mr. Richards made a MOTION of approval for an Annual Entertainment license for a movie theater. Mr. McCormack seconded. UNANIMOUSLY VOTED

APPLICATION OF **SOUTH SHORE CINEMAS, LLC D/B/A CAMEO THEATERS** FOR A FOOD VENDOR LICENSE, 14 COLUMBIAN ST.

Mr. McCormack asked Mr. Hardy to contact the Health Department.

Mr. Richards made a MOTION of approval for a Food Vendor license for a movie theater. Mr. McCormack seconded. UNANIMOUSLY VOTED

APPLICATION OF **ECCO TRATTORIA INC. D/B/A ECCO TRATTORIA** FOR A CHANGE OF DIRECTOR/OFFICER ON THEIR ALL ALCOHOLIC RESTAURANT LICENSE, 1167-1169 MAIN ST.

Mrs. Peggy DeLeon and Mr. Edgar DeLeon were present.

Mr. Richards read the departmental referrals into the record. Officer King reported no public safety objections. Mrs. Williamson reported no objections, good food establishment operator.

Mr. Richards made a MOTION to approve the change of director/officer on the All Alcoholic Restaurant license of Ecco Trattoria, Inc. as per application submitted. Mr. McCormack seconded. UNANIMOUSLY VOTED

APPLICATION OF **ECCO TRATTORIA INC. D/B/A ECCO TRATTORIA** FOR A CHANGE OF MANAGER ON THEIR ALL ALCOHOLIC RESTAURANT LICENSE, 1167-1169 MAIN ST.

Mr. Richards made a MOTION to approve the change of manager on the All Alcoholic Restaurant license of Ecco Trattoria, Inc. to Peggy DeLeon. Mr. McCormack seconded. UNANIMOUSLY VOTED

APPLICATION OF **M & H AUTOMOTIVE, INC.** FOR A CLASS II AUTO DEALER LICENSE, 367 WASHINGTON ST.

Mr. Antonio Youssef Matta, President of M & H Automotive Inc. was present.

Mr. Richards read the departmental referrals into the record. Officer King reported no public safety objection to a 3-car license. Mr. McCormack reported the facility is not currently registered with the Health Department for Hazardous Materials Storage. Per Ordinance 7-401; any facility that stores greater than a total of 50 gallons or 20 Pounds of hazardous materials must register with us. The facility must register immediately if the license is issued. Mrs. Paula MacLeod, Municipal Finance, reported Personal Property assessed to AutoBraz USA—Abidensas Dionizio and Tru-Wheels Auto Group are delinquent.

Mr. Richards stated application and plans were submitted for a 3-car license.

Chairman Fryer asked for the applicant to introduce himself.

Mr. Matta replied he is applying for the approval of the license and is going to try to make a go of it. He requested the possibility of 3 additional vehicles.

Mr. Richards stated a new application and plans would be required to be filed.

Mr. Matta stated he would like to go forward today for the application submitted.

Mr. Richards made a MOTION to approve a 3-car Class II Auto Dealer license to M & H Automotive, Inc. at 367 Washington Street, Weymouth, MA. Mr. McCormack seconded. 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.

Mr. Richards made a MOTION to approve the All Alcoholic Restaurant license renewals, with the exception of Bridge Street Pizzeria, Inc., contingent upon required Liquor Liability Insurance, taxes current and Alcohol Awareness Training. 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, contingent upon required Liquor Liability Insurance, taxes current and Alcohol Awareness Training. 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 contingent upon required Liquor Liability Insurance, taxes current and Alcohol Awareness Training. 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.

Mr. Richards made a MOTION to approve the Wine & Malt Restaurant license renewals contingent upon required Liquor Liability Insurance, taxes current and Alcohol Awareness Training. 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 contingent upon required Liquor Liability Insurance, taxes current and Alcohol Awareness Training. 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 and noted the following: Bridge Street Pizzeria, Inc. was not renewing.

Mr. Richards made a MOTION to approve the Common Victualler license renewals with exceptions noted contingent upon current taxes. 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. Patriot Cinemas, 14 Columbian Street, and GMCC Auto Repair, 150 Union Street, are not renewing.

Mr. Richards made a MOTION to approve all Food Vendor license renewals, with the noted exception, contingent upon current taxes. 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 contingent upon current taxes. 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 except: Bridge Street Pizzeria, Inc. and Patriot Cinemas, 14 Columbian Street, contingent upon required current taxes. 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, except Bridge Street Pizzeria, Inc. contingent upon current taxes. 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 except Bridge Street Pizzeria, Inc. contingent upon current taxes. 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 contingent upon current taxes. 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 contingent upon required taxes current and Alcohol Awareness Training. 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 renewals except Bridge Street Pizzeria, Inc. contingent upon required taxes current and Alcohol Awareness Training. 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. He noted Weymouth Honda, 875 Washington Street, has not utilized their license.

Mr. Richards made a MOTION to approve all Class I Auto Dealer license renewals contingent upon required taxes current and Alcohol Awareness Training. 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.

Mr. Richards made a MOTION to approve all Class II Auto Dealer license renewals contingent upon required Liquor Liability Insurance, taxes current and Alcohol Awareness Training. 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 contingent upon required Liquor Liability Insurance, taxes current and Alcohol Awareness Training. 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 contingent upon required Liquor Liability Insurance, taxes current and Alcohol Awareness Training. Mr. McCormack seconded. UNANIMOUSLY VOTED

Mr. Richards made a MOTION to send a letter to Weymouth Honda asking for the status of their Class I Auto Dealer license at 875 Washington Street. Mr. McCormack seconded. UNANIMOUSLY VOTED

### **CHAIRMAN'S REPORT**

- Meeting Schedule

Mr. Richards announced the January meeting date as: Tuesday, January 25, 2011 at 1 PM.

### **NEW/OLD BUSINESS**

Officer King stated the Weymouth Police Department performed a police compliance operation of all restaurants in Town at which time Cliffhangers and Frank's Pizza sold alcohol to the underaged operative. He requested that hearings are scheduled for the February meeting agenda.

Mr. McCormack stated there have been many recent inquiries in regards to flammables storage licenses. He believes the application process should involve the Licensing Board (Fire, Health and Building).

Mr. Richards stated he would review the building code.

### **ADJOURNMENT**

Mr. Richards made a MOTION to adjourn at 1:30 PM. Mr. McCormack seconded. UNANIMOUSLY VOTED

Respectfully submitted,

Lisa VanWinkle,  
Recording Secretary

Approved:

Date: