

Minutes of the Board of Licensing Commissioners for their meeting held on Tuesday, May 13, 2008, at the Weymouth Town Hall, Chambers, 75 Middle Street

Attendance: Chairman Franklin Fryer, Town Clerk; Jeffrey Richards, Director of Municipal Licenses & Inspections; Fire Chief Robert Leary; Police Captain James Mullin; Richard Marino, Health Director; Town Solicitor George E. Lane, Jr., Licensing Officer Brian King and Lisa VanWinkle, Secretary

Chairman Fryer called the meeting to order at 2 PM.

COLONIAL BOWL, 1055 MAIN ST. – DISCUSSION RE: OUTSTANDING REAL ESTATE TAXES

Ms. Lynne Burbine was present.

The Licensing Board noted their concern of the outstanding balances for real estate property taxes which amounted to a considerable sum. They encouraged Ms. Burbine to continue making payments towards the balance to become current.

Mr. Richards made a MOTION to have Mrs. Burbine back in four months for a review of the property taxes balance. Chief Leary seconded. UNANIMOUSLY VOTED

APPLICATION OF AFFORDABLE MOTORS, LLC FOR A CLASS II AUTO DEALER LICENSE, 185 WASHINGTON ST.

Mr. Metri Metri, owner, was present.

Mr. Richards stated the existing use of the premises as retail sales of automobiles is permitted. The parking and repair facilities are adequate for the application of 5 vehicles. He continued to read the departmental referrals into the record. Officer King reported no public safety objection. Lt. White reported he inspected the location on March 24, 2008; all permits are in order. There are no fire and safety issues. Mr. McCormack, Health Department, reported the facility is in good standing with their department and he has no objections.

Mr. Richards stated Mr. Metri is installing a retaining wall which afforded him the additional vehicles.

Mr. Metri informed the Board that he is acquiring the license in order to be able to sell his fleet vehicles instead of junking them.

Mr. Richards made a MOTION to approve a Class II Auto Dealer license to Affordable Motors, LLC for 5 vehicles. Mr. Marino seconded. UNANIMOUSLY VOTED

APPLICATION OF PREVITE'S MEATS & PROVISIONS OF QUINCY, INC. D/B/A PREVITE'S MEATS FOR A COMMON VICTUALLER LICENSE, 1348-1350 WASHINGTON ST.

Mr. Joseph Previte, owner, and Attorney James Timmins were present.

Mr. Richards stated a total of 16 seats would be permitted at the restaurant located in a business zone. The Zoning Board of Appeals approved the application. He continued to read the departmental referrals into the record. Mrs. Williamson, Health Inspector, reported that she would need to meet with the owner to further discuss interior construction. She also needs to review plans, etc. Officer King reported no public safety objection, just some concern about traffic entering and exiting the location. Lt. White reported a rough inspection was performed on April 14, 2008 of the sprinkler system. No fire and life safety issues.

Attorney Timmins stated Mr. Previte's father started the business in Quincy in 1962. He worked there with his father since high school and eventually took over the business. The business has grown over the years and the Quincy location is no longer suitable. Attorney Timmins stated Mr. Previte will serve the Weymouth community well. This is a great opportunity and Mr. Previte is very able and experienced. Attorney Timmins also stated there would be a bakery and a deli with a common area for seating.

Officer King stated there is a concern of the traffic coming from Hingham, which could be a safety issue. They would need to keep the entrance/exit area maintained to allow for a clean visibility.

Mr. Previte stated they entered a written agreement with the Eagles for employee parking. A large retaining wall has been installed for access to the back lot.

Mr. Richards made a MOTION of approval for the Common Victualler license. Chief Leary seconded. UNANIMOUSLY VOTED

APPLICATION OF FRESH TOMATO ENTERPRISES, INC. D/B/A ACAPULCO'S MEXICAN FAMILY RESTAURANT, FOR AN ANNUAL ENTERTAINMENT LICENSE, 1073 MAIN ST.

Mr. Richards noted that the applicant did not meet the legal notification requirements. Therefore, the hearing was continued to June 10, 2008 at 2 PM.

QP ONE, INC. D/B/A MAXWELL'S MARKET & DELI – HEARING TO CONSIDER POSSIBLE SUSPENSION, REVOCATION OR CANCELLATION OF WINE & MALT PACKAGE STORE AND COMMON VICTUALLER LICENSES DUE TO LOCATION CLOSURE

Solicitor Lane stated the notice of the hearing was sent to the address on file for Mr. Paul Galanis. Such notice was returned to sender unsigned. He recommended the suspension or revocation of the licenses.

Mr. Marino stated the Health Department has tried to make inspections at the location without success. The business was vacated at the beginning of the year. Such has been documented in their files. He noted that Mr. Galanis was a good operator but has disappeared from the area and,

therefore, the licenses need to be revoked.

Chief Leary noted his concern for possible food left at the location.

Mr. Marino stated the Health Department would contact the landlord for a final inspection of abandonment.

Mr. Richards made a MOTION to revoke the Wine & Malt Package Store/Common Victualler/Food Vendor licenses. Chief Leary seconded. UNANIMOUSLY VOTED

APPROVALS

- Minutes: April 15, 2008

Mr. Richards made a MOTION for approval. Chief Leary seconded. UNANIMOUSLY VOTED

CHAIRMAN'S REPORT

- Next Meeting – June 17th, 2 PM

Mr. Richards stated there was a conflict with the June 17th date. He made a MOTION to reschedule the next meeting for Tuesday, June 10, 2008 at 2 PM.

- License Renewals for Licenses Expiring June 30th

Mr. Richards stated the license renewal applications were sent out to be approved at their next meeting.

NEW/OLD BUSINESS

- Update by Solicitor Lane – Guidelines for Extension of Premises to Patio & Outdoor Areas

Solicitor Lane recommended that the guidelines be accepted by the Board. Approved guidelines are required to be advertised post approval.

Mr. Richards stated that he forwarded the guidelines to the Planning and Zoning Boards for their comments. He asked that the matter be scheduled for a future meeting agenda.

ADJOURNMENT

Mr. Richards made a MOTION to adjourn at 2:30 PM. Chief Leary seconded. UNANIMOUSLY VOTED

Respectfully submitted,
Lisa VanWinkle, Recording Secretary