

Minutes of the Board of License Commissioners for their meeting held on Tuesday, October 18, 2005, at Weymouth Town Hall in the Chambers

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

Chairman Fryer called the meeting to order at 2 PM.

**APPLICATION OF GARRETT BANUK D/B/A THE QWERTY FOR A VIDEO GAME LICENSE, 532 POND ST.**

Mr. Garrett Banuk, owner, was present.

Mr. Richards read the departmental referrals into the record. The Municipal Finance Department reported outstanding taxes; parcel id's vary. The Health Department reported no objections. Officer White reported emergency exit must be unbolted during business hours. No fire protection at this time. Well kept, neat and orderly. Officer King reported no public safety objection. The 12 PM to 11 PM hours are fine and Mr. Banuk understands that there is to be no overnight events.

Mr. Richards stated an application and plans were submitted. Abutters were notified and the legal advertisement was publicized.

Mr. Banuk stated he had two systems at the location with several stations. His customers may play different games or together against each other.

Mr. Richards stated he stopped by the site. It is well run and seems to be popular. He reminded Mr. Banuk that the hours of operation needed to be limited to 12 PM – 11 PM for public safety reasons. He is satisfied with the application.

Mr. Richards made a motion to approve a Video Game license to Garrett Banuk d/b/a The Qwerty at 532 Pond Street. Chief Thomas seconded.

Chairman Fryer opened the public hearing for comments.

A mother of a patron spoke in favor of the application, stating it is a great place for the kids to go. It is at a convenient location as it is located next to Papa Gino's so the kids may get lunch or dinner as well. She also stated Mr. Banuk is great with the kids.

Mr. Richards read a letter of recommendation in to the record from a parent of a child who frequents the location. She stated that the location is a safe haven and a wonderful environment for kids.

Chairman Fryer stated there is a motion before the body; all in favor. **UNANIMOUSLY VOTED**

Mr. Richards made a motion to approve a Sunday Entertainment license for The Qwerty. Chief Leary seconded. UNANIMOUSLY VOTED

**APPLICATION OF WEYMOUTH AUTO BROKERS, INC. FOR A CLASS II AUTO DEALER LICENSE, 522 MAIN ST.**

Mr. Jerome Baldner and Pedro Bernardino, President/Manager, was present.

Mr. Richards read the departmental referrals in to the record. The Municipal Finance Department reported taxes up to date. The Health Department reported no objections. Officer King reported no public safety objection for the same number of vehicles in the past (7). Officer White reported approval with stipulation that Getty station owner must all meet all regulatory compliance criteria as discussed.

Mr. Baldner stated they will be open six days a week: Monday – Friday: 8 AM – 6 PM, Saturday: 8 AM – 4 PM selling used cars.

Mr. Richards stated this is the same use as previously; seven (7) cars are permitted to be displayed. Mr. Bernardino currently operates an auto repair business.

Chief Leary questioned if the applicant would be dispensing gasoline as well.

Mr. Baldner replied no. They lease the property for auto sales and repairs only.

Chairman Fryer opened the public hearing for comment. No one spoke.

Chief Leary made a motion to approve the application. Mr. Richards seconded. UNANIMOUSLY VOTED

**APPLICATION OF APPLEBEE'S NORTHEAST, INC. D/B/A APPLEBEE'S NEIGHBORHOOD BAR & GRILLE FOR AN ANNUAL ENTERTAINMENT LICENSE, 35 PLEASANT ST.**

Ms. Erika Koqusi, Manager, was present on behalf of Mr. Francis Koziel.

Mr. Richards read the departmental referrals in to the record. He stated Mr. Koziel also submitted a letter stating he wouldn't be able to attend.

Ms. Koqusi stated Applebee's is looking to have a one-man band one day per week from 8 PM – 11 PM, consisting of an acoustical guitar. They are trying to divert people into their establishment.

Chief Leary stated his family patronizes the establishment on Thursdays as they have a clown/magician entertaining the kids. This brings in a crowd and he could see why they wish to apply for additional entertainment.

Chairman Fryer opened the public hearing for comment. No one spoke.

Chief Leary made a motion of approval. Mr. Marino seconded. UNANIMOUSLY VOTED

**APPLICATION OF B&K LIQUORS LLC D/B/A B&K LIQUORS FOR AN ALL  
ALCOHOLIC PACKAGE STORE LICENSE TRANSFER, 1212 WASHINGTON ST.**

Mr. Richards stated they received a letter from the applicant's attorney requesting for a continuance.

Mr. Richards made a motion to continue the hearing until the next meeting. Chief Thomas seconded. UNANIMOUSLY VOTED

**APPROVALS**

- Minutes: 9/13/05

Mr. Richards made a motion to approve the meeting minutes of September 13, 2005 as submitted. Mr. Marino seconded. UNANIMOUSLY VOTED

- Fortune Teller's License: Annette Milton, The Benefics

Ms. Annette Milton came before the Board for a Fortune Teller's license. She explained that her deceased Mother use to run the business, The Benefics at 99 Bridge Street. She stated her friends decided to not pursue the license at this time.

Mr. Richards read the departmental referrals into the record. Officer White reported the fire alarm needed to be inspected and certified. Clutter and file cabinet needed to be removed from rear egress. Officer King reported no public safety objection. The Municipal Finance Department reported no records found under The Benefics. The Health Department reported no objection.

Chairman Fryer opened the public hearing for comment. No one spoke.

Mr. Richards made a motion to approval the Fortune Teller's license. Mr. Marino seconded. UNANIMOUSLY VOTED

- Fortune Teller's License: Valerie Stromberg, The Benefics

Mr. Richards made a motion to table the application. Chief Leary seconded. UNANIMOUSLY VOTED

- One-Day Liquor Permit: St. Albert's Church

Mr. Richards made a motion to approve a One-Day Liquor Permit for St. Albert's Church, 1130 Washington Street, for an Octoberfest to be held on October 22, 2005 from 7 PM – 11 PM. Chief Thomas seconded. UNANIMOUSLY VOTED

## **CHAIRMAN'S REPORT**

- Meeting schedule

Mr. Richards made a motion to set the next meeting for November 15, 2005 at 2 PM. Chief Leary seconded. UNANIMOUSLY VOTED

## **CORRESPONDENCE**

- Cathay Center Restaurant

Officer King stated he received a letter from Mr. Sam Chu, informing the Board they are in the process of determining the reuse of the restaurant. They will keep the Board informed of the status and wish to keep their All Alcoholic Restaurant/Common Victualler license active.

- Withdrawal of appeal to ABCC by CFL Corporation d/b/a Billy Budd's

## **NEW/OLD BUSINESS**

- Precious Metals Ordinance (Town Council Public Hearing was continued).

Chief Thomas stated the Police Department made a proposal to update the ordinance. At the public hearing there were concerns from some of the license holders. They are working on reaching a happy medium.

## **ADJOURNMENT**

Mr. Richards made a motion to adjourn the meeting at 3 PM. Chief Leary seconded.  
UNANIMOUSLY VOTED

Respectfully submitted by Lisa VanWinkle, Recording Secretary