

Minutes of the Board of Licensing Commissioners for their meeting held on Tuesday, October 30, 2007, 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 Chief James Thomas; Police Lieutenant Brian Callahan; Richard Marino, Director of Public Health; Town Solicitor George E. Lane, Jr., Marsha Conley, Town Paralegal; Licensing Officer Brian King; and Lisa VanWinkle, Secretary

Chairman Fryer called the meeting to order at 2 PM.

PURSUANT TO M.G.L. CHAPTER 138, SECTION 23 & 64, LIQUOR VIOLATION HEARING TO CONSIDER MODIFICATION, SUSPENSION, REVOCATION OR CANCELLATION OF THE ALL ALCOHOLIC RESTAURANT LICENSE OF NBG, INC. D/B/A BASTA BAR & GRILL, 1166 WASHINGTON ST. (CONTINUATION FROM OCTOBER 23, 2007)

Attorney Louis Cassis and Mr. Domenic Silvestro, III were present for Basta Bar & Grill.

Chief James Thomas recused himself from the hearing, while Captain Brian Callahan represented the Police Department.

The hearing continued, the remaining incidents were heard and the following assessments were made:

May, 5, 2007 – Finding of violation of open container held by patron in parking lot – Mr. Richards, seconded by Mr. Marino - UNANIMOUSLY VOTED & Finding of service to an intoxicated person – SO VOTED (Mr. Marino, seconded by Chief Leary (3-2: Mr. Richards, opposed - Chairman Fryer, abstained)

May 23, 2007 – Unauthorized transportation of alcohol (Finding of violation – Mr. Richards, seconded by Capt. Callahan – UNANIMOUSLY VOTED)

May 26, 2007 – Over serving of alcohol to patron (No finding – Mr. Marino, seconded by Mr. Richards – UNANIMOUSLY VOTED)

May 27, 2007 – Unlawful transportation of alcohol (No finding – Chief Leary, seconded by Mr. Richards – UNANIMOUSLY VOTED)

June 3, 2007 – Disorderly conduct on the premises (No finding – Mr. Richards, seconded by Chief Leary – UNANIMOUSLY VOTED)

July 26, 2007 – Over serving of patrons (No finding – Chief Leary, seconded by Mr. Richards – UNANIMOUSLY VOTED)

July 21, 2007 – Loitering on the premises (No finding – Chief Leary, seconded by Mr. Richards – UNANIMOUSLY VOTED)

Chief Leary made a MOTION for a first offense with a three day suspension. Mr. Marino seconded. SO VOTED (4-1, Chairman Fryer)

The suspension of the All Alcoholic Restaurant license would take place on Thursday, November 15, 2007 through Saturday, November 17, 2007.

APPROVALS

- Keno License: Bridge Street Pizzeria, Inc., 117 Bridge St.

Mr. Richards announced that the location had opened for business. He asked if the Board would like to reconsider their former decision and approve the license issued by the Massachusetts State Lottery Commission.

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

CHAIRMAN'S REPORT

- Next Meeting

Mr. Richards announced the next meeting as Tuesday, November 27, 2007, 2 PM.

ADJOURNMENT

Mr. Richards made a MOTION to adjourn the meeting at 4:22 PM. Chief Leary seconded. UNANIMOUSLY VOTED

Respectfully submitted by Lisa VanWinkle, Recording Secretary