

Minutes of the Board of License Commissioners for their meeting held on Tuesday, December 6, 2005, at Weymouth Town Hall in the Chambers

Attendance: Chairman Franklin Fryer, Town 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 Brian King; Charles White, Acting Fire Protection Officer and Lisa VanWinkle, Secretary

Chairman Fryer called the meeting to order at 2 PM.

APPLICATION OF AMERICAN LEGION D/B/A GEORGE R. BEAN POST #79 FOR A CHANGE OF MANAGER ON THEIR ALL ALCOHOLIC CLUB LICENSE, 19 HOLLIS ST.

Mr. Francis Tucci, Treasurer, and Ms. Linda Whitcomb, proposed manager, were present.

Mr. Richards read the departmental referrals into the record. The Health Department had no objections. Firefighter White reported he was unable to inspect the location. Officer King reported no public safety objection. The Municipal Finance Department reported they are tax exempt. Mr. Richards reported no public safety objection.

Mr. Tucci spoke of behalf of Ms. Whitcomb stating she was previously their manager and had recently retired from the Town of Norwell as a police dispatcher so she is back. She attended the Alcohol Awareness Training provided by the Town. The American Legion recommends her highly.

Mr. Richards made a motion of approval. Mr. Marino seconded. UNANIMOUSLY VOTED

APPLICATION OF FRATERNAL ORDER OF EAGLES #2899 FOR A VIDEO GAME LICENSE, 1338 WASHINGTON ST.

APPLICATION OF FRATERNAL ORDER OF EAGLES #2899 FOR A SUNDAY ENTERTAINMENT LICENSE, 1338 WASHINGTON ST.

Mr. Robley Ray, Secretary was present.

Mr. Richards read the departmental referrals into the record. The Health Department reported no objections. Officer King reported no public safety objection. Firefighter White reported no concerns. Mr. Richards reported no objections.

Mr. Ray stated they are leasing two tabletop trivia machines to provide as entertainment for their members.

Mr. Richards asked Officer King if he has inspected the machines and if they are okay.

Officer King replied he did not. Trivia games are okay as long as card games are not involved as well as bets.

Chief Thomas cautioned the applicant stating there can be no payoffs.

Mr. Ray stated they are aware of the law and would not want to jeopardize their lottery license.

Chief Leary made a motion of approval for the issuance of a Video Game license for two machines. Chief Thomas seconded. UNANIMOUSLY VOTED

Chief Leary made a motion of approval for the issuance of a Sunday Entertainment license for video games. Chief Thomas seconded. UNANIMOUSLY VOTED

DISCUSSION OF THE POSSIBLE REVOCATION OR CANCELLATION OF THE ALL ALCOHOLIC RESTAURANT/Common Victualer License of Campbell-Dee Inc. D/B/A J.C. Dee's, 312 Bridge St.

Mr. Richards stated the office received an application today from a prospective business owner who would like to open a pizza parlor at the old J.C. Dee's location.

Solicitor Lane reminded the Board that the All Alcoholic Restaurant license of Campbell-Dee, Inc. was suspended as there wasn't a licensed manager at the location. The change of manager application was returned without action by the Alcoholic Beverages Control Commission (A.B.C.C.).

Chief Thomas stated patrol officers have been trying to serve the notice of the hearing. They are unable to locate Mr. Dee, President of Campbell-Dee, Inc. He believes Mr. Dee has abandoned his business.

Solicitor Lane stated the Board needs to be covered on notice requirements. He suggested that the notice is delivered by a constable and that the hearing is rescheduled to December 20, 2005.

Mr. Marino made a motion to table the hearing until December 20, 2005 at 2 PM to allow additional time for service of the notice of a hearing. Chief Thomas seconded. UNANIMOUSLY VOTED

APPROVALS

- Minutes: 11/15/05

Mr. Richards made a motion to approve the meeting minutes of November 15, 2005. Mr. Marino seconded. UNANIMOUSLY VOTED

- Extension of operational hours on New Year's Eve - The Sand Trap, 327 Bridge St.

Mr. Richards made a motion of approval to approve the written request. Chief Leary seconded. UNANIMOUSLY VOTED

CHAIRMAN'S REPORT

- Meeting schedule

Mr. Richards announced the next meeting as Tuesday, December 20, 2005 at 2 PM. The Board set the January date for Tuesday, January 17, 2006 at 2 PM.

NEW/OLD BUSINESS

- License Renewal Approvals: 12/20/05

Officer King stated Mrs. VanWinkle provided a list to him of outstanding renewals. They were due on November 30, 2005. He is doing inspections and requesting them at that time. Hopefully by next week everything will be in order.

Mr. Marino questioned the deadline, stating they should adhere to the ABCC regulations.

Mr. Richards made a motion for Mrs. VanWinkle to send out demand letters to all outstanding renewals, having licensees file them by December 14, 2005. Mr. Marino seconded.

UNANIMOUSLY VOTED

- Fundraiser: Weymouth High School Strength & Conditioning Inc.

Mr. Richards read the letter of request into the record stating they were having their annual fundraiser on January 1, 2006 at the Wessagussett Beach. They requested the approval of a One-Day Food Permit; One-Day Wine & Malt Permit and One-Day Entertainment license. Mr. Richards moved the approval. Chief Leary seconded. UNANIMOUSLY VOTED

- Next Page Café, 550 Broad St. – complaint(s)

Chief Thomas stated there has been an ongoing investigation by the Weymouth Police Department of the Next Page Café as a result of numerous noise complaints. The noise from the live bands emits from the doors when people enter/exit the building. The noise is particularly loud from the rear of the building, as it seems to reverberate from the abutting buildings. He suggested that the Board send a letter to Mr. Page advising that he encourage his patrons to only use one doorway for exiting to smoke.

Mr. Marino suggested having the rear door be used for emergency purposes only.

Chief Thomas noted that the patrons use the rear parking lot so that won't be possible. He asked that Mr. Page be invited to their January meeting to discuss such. He has been cooperative in the past.

- Sunny Side Up Restaurant, 400 Bridge St.

Mr. Marino informed the Board that Ms. Rebeka Beqo has become Food Safety Certified. Her sister is applying to become certified as well.

- Package Store holiday hours

Chief Thomas announced that in accordance with the blue laws package stores are required remain closed on the day after Christmas as the holiday falls on Sunday. He encouraged the press to inform the public.

ADJOURNMENT

Mr. Richards made a motion to adjourn the meeting at 2:45 PM. Chief Thomas seconded.

UNANIMOUSLY VOTED

Respectfully submitted by Lisa VanWinkle, Recording Secretary