

Minutes

of The Provincetown Licensing Board Public Meeting on **Tuesday, August 12, 2008** at 5:15 p.m. in the Judge Welsh Room, Town Hall, 260 Commercial Street.

Present: Cass Benson, George Young, Todd Wagar, Jim Sheehan, Liz Angelino

Public Hearings

Show Cause Hearing

1. The Licensing Board will consider the revocation of the License of ***Queen Cab***, David Martin, mgr., 38 Creek Road, #1, Provincetown, MA in accordance with Licensing Board Rules & Regulations, Section 1.10(a). Jon Solomon of the Department of Industrial Accidents is sworn in and makes presentation – a stop work order was issued in May and in June to Majestic d.b.a. Queen Cab. Appeals were filed for each stop work order, and Mr. Martin failed to appear for both court dates. Licensing Board members ask questions regarding the law, options, and fines. David Martin is sworn in and makes his presentation – states that he has been working on compliance since November, 2007. Mr. Martin has spoken to Bill Brady, attorney at the Department of Industrial Accidents and is seeking continuance. Mr. Martin states that the attorneys are working on a settlement. Liz Angelino asks why Mr. Martin's attorney did not accompany him to the hearing. Jon Solomon makes closing statement that Mr. Martin currently has active workman's compensation and there is on-going communication. However, no date has been determined as to when settlement will occur. David Martin makes closing statement that no letter was ever received stating non-compliance. Mr. Martin also states that he is in compliance with the law for exemption and feels as though he was misdirected by the Department of Industrial Accidents.

Motion to close the hearing made by Todd Wagar. Seconded by George Young. Approved 5-0.

Licensing Board deliberates.

Motion made by Todd Wagar to revoke Queen Cab's taxi license based on findings of facts from evidence given by the Department of Industrial Accidents that Queen Cab is in violation of Section 1.10(a). Seconded by Cass Benson. Approved 5-0.

Special License

1. Petition from Ken DiGregorio, representing ***Great Provincetown Schooner Regatta*** for a ***Special Entertainment License*** and a ***Special All Alcoholic Beverages License*** for events to be held at The Fisherman's Wharf on September 3, 5, and 6, 2008, from 5pm until Midnight. Rain dates September 4 and 7, 2008.

Motion to grant by Jim Sheehan. Seconded by George Young. Approved 5-0.

New License

Taxicab

1. ***Jody's Taxi***, Jody Conklin, mgr. Reg. #TA25992, VIN #2FMZA51432BA68518.

Motion to approve by George Young. Seconded by Liz Angelino. Approved 5-0.

Taxi Operator

1. Katherine Mullan

Motion to approve by Todd Wagar. Seconded by Liz Angelino. Approved 5-0.

Pedicab Operator

1. Edwin Palmer

Motion to approve by Liz Angelino. Seconded by Todd Wagar. Approved 5-0.

2. Martin Kolev

No show.

Amend License

Name Change

1. Change d/b/a from Saki/Hook to **John Dough's**, Steven Schnitzer, mgr., 258 Commercial St., Provincetown, MA.

Motion to approve by Liz Angelino. Seconded by George Young. Approved 5-0.

Pledge of License

1. Pledge of **Provincetown Inn** All Alcohol Innholder Liquor License #100400010.

Motion to approve by Jim Sheehan. Seconded by George Young. Approved 5-0.

Renewal License

Art Gallery

1. Tao Water Gallery

Motion to approve by Jim Sheehan. Seconded by Liz Angelino. Approved 5-0.

2. Rice/Polak Gallery

Motion to approve by Jim Sheehan. Seconded by George Young. Approved 5-0.

Parking Lot

1. McNulty's Parking Place

Motion to approve by George Young. Seconded by Liz Angelino. Approved 5-0.

Pedicab Operator

1. Randy McDonald

Motion to approve by Todd Wagar. Seconded by Jim Sheehan. Approved 5-0.

Minutes – July 22, 2008

Motion to approve by Cass Benson. Seconded by Liz Angelino. Approved 4-0-1.

Minutes – July 23, 2008

Motion to approve by Cass Benson. Seconded by George Young. Approved 5-0.

Other Business – any other business, which shall properly come before the board.

Meeting with Dermott O'Neil regarding recent licensing violation. Informal discussion with Mr. O'Neil regarding noise complaints, open doors. Dermott O'Neil states that he has purchased a decibel meter and will update his contact information.

Informal discussion with Raphael Richter of Mercedes Cab regarding complaints that fares are not being completed and improving radio communication. Raphael requests specific dates or complaints in writing.

Meeting adjourned at 6:35.