

# Minutes

of The Provincetown Licensing Board Public Meeting on **Tuesday, November 27, 2007** at 3:00 p.m. in the Judge Welsh Room, Town Hall, 260 Commercial Street.

**Present:** Cass Benson, John Foley, Liz Angelino, Todd Wagar, George Young

## ***Amend License***

1. Petition from Jabong Enterprises, Inc., d.b.a. ***Jimmy's Hideaway***, 179 Commercial St., Provincetown, MA to **Change Seasonal All Alcohol License to Annual All Alcohol License**.

Noticed for 5:00 p.m.

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

2. Petition from ***Knights of Columbus***, 277A Commercial St., Provincetown, MA to **Change Manager** from Jeffrey Perry to Kerry Luke Adams.

**Motion to approve by John Foley. Seconded by Todd Wagar. Approved 4-0.**

3. Petition from ***VFW Club***, 3 Jerome Smith Rd., Provincetown, MA to **Change Manager** from Ronald Pickard to Richard A. Scoullar.

George Young arrives.

**Motion approve by Liz Angelino. Seconded by John Foley. Approved 4-0-1.**

## ***Transfer License***

1. Petition from ***Provincetown House of Pizza***, 50 Bradford St., Provincetown, MA to **Transfer Common Victualer License** from Gregory Lambrou to Evangelos Lambrou.

Noticed for 5 p.m.

**Motion to approve by John Foley. Seconded by Liz Angelino. Approved 5-0.**

## ***Renewal License***

George Young steps down

### **Lodging**

1. Michael Stetto d.b.a. ***The Captain's House***, 350A Commercial St., Provincetown, MA.

2. James Franlin Foss d.b.a. ***Watership Inn***, 7 Winthrop St., Provincetown, MA.

3. Inncorp, Inc., Park H. Davis, mgr. d.b.a. ***Benchmark Inn***, 6 Dyer St., Provincetown, MA.

4. Inncorp, Inc., Park H. Davis, mgr. d.b.a. ***Benchmark Central***, 8 Dyer St., Provincetown, MA.

5. Noble Guest House, Inc., Dennis Cole, mgr. d.b.a. ***Dexter's Inn***, 6 Conwell St., Provincetown, MA.

6. Rynmir, Inc., John Mirthes, mgr. d.b.a. ***Seasons***, 160 Bradford St., Provincetown, MA.

**Motion to renew by John Foley. Seconded by Liz Angelino. Approved 4-0.**

7. C-Side Holdings, Inc., Brian McGuinness, mgr. d.b.a. ***The Archer Inn***, 26 Bradford St., Provincetown, MA.

Discussion regarding late renewal for 2007.

**Motion to renew by John Foley. Seconded by Todd Wagar. Approved 4-0.**

George Young returns

### **Parking Lot**

1. Marlene Sawyer d.b.a. ***Sawyer's Parking***, 152 Commercial St., Provincetown, MA.

2. Lewis A. Young Post #3152, Inc., Richard Scoullar, mgr. d.b.a. **VFW Club**, 57 Shank Painter Rd., Provincetown, MA.

**Motion to renew by George Young. Seconded by Todd Wagar. Approved 5-0.**

### **Common Victualer**

1. Adam's Pharmacy, Inc. Vincent Duarte, mgr. d.b.a. **Adam's Pharmacy**, 252-254 Commercial St., Provincetown, MA.

Discussion regarding the need for a Common Victualer License at the Pharmacy. The Licensing Agent will discuss with Vincent Duarte.

**Motion to table by Cass Benson. Seconded by Liz Angelino. Unanimous 5-0.**

### **Entertainment/Sunday Entertainment**

George Young steps down

1. Pharaoh Entertainment, LLC, Rodney Blacklock, mgr. d.b.a. **The Pilgrim House/Vixen**, 336 Commercial St., Provincetown, MA.

2. Cape Inn Corporation, Fred Sateriale, mgr. d.b.a. **Cape Inn**, 698 Commercial St., Provincetown, MA.

3. Backstreet Hotel, Inc., James Franklin Foss, President, d.b.a. **Gifford House Inn and Dance Club**, 9-11 Carver St., Provincetown, MA.

4. Provincetown Inn, Inc., Evan Evans, mgr. d.b.a. **Provincetown Inn**, 1 Commercial St., Provincetown, MA.

5. Crown & Anchor, Inc., Richard Murray, mgr. d.b.a. **Crown & Anchor**, 243-247 Commercial St., Provincetown, MA.

6. 386 Commercial St., LLC, Jerome T. Scally, mgr. d.b.a. **The Commons**, 386 Commercial St., Provincetown, MA.

**Motion to renew by Todd Wagar. Seconded by Liz Angelino. Approved 4-0.**

7. Allstrum, Inc., April Cabral Pitzner, mgr. d.b.a. **Atlantic House**, 4-6 Masonic Pl., Provincetown, MA.

**Motion to renew by John Foley. Seconded by Liz Angelino. Approved 4-0.**

George Young returns, Todd Wagar steps down

8. Vanderick Enterprises, Helen Haunstrup, mgr. d.b.a. **Napi's**, 7 Freeman St., Provincetown, MA.

9. Clem & Joe, Inc., Clem Silva, mgr. d.b.a. **Clem & Ursies Restaurant & Market**, 85 Shank Painter Rd., Provincetown, MA.

**Motion to renew by George Young. Seconded by John Foley. Approved 4-0.**

Todd Wagar returns

10. Lewis A. Young Post #3152, Inc., Richard Scoullar, mgr. d.b.a. **VFW Club**, 57 Shank Painter Rd., Provincetown, MA.

11. Phyllis Schlosberg d.b.a. **Post Office Café**, 303 Commercial St., Provincetown, MA.

12. Surf Restaurant, Inc., Leonard E. Enos, Jr., mgr. d.b.a. **Surf Restaurant**, 315A Commercial St., Provincetown, MA.

13. New Hop, Inc., Ronald Polcari, mgr. d.b.a. **Mews Restaurant & Café**, 429 Commercial St., Provincetown, MA.

14. Jellydinque, Inc., Shay Santos, mgr. d.b.a. **Michael Shay's**, 350 Bradford St., Provincetown, MA.

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

15. Donald R. Edwards d.b.a. **Governor Bradford Restaurant**, 312-314 Commercial St., Provincetown, MA.

ABCC decision read into the minutes. Discussion ensued regarding the decision to suspend the liquor license in January.

**Motion by Todd Wagar to direct the Licensing Agent to seek permission to contact Town Counsel regarding specifications of procedural issues with regard to the Governor Bradford's and the Euro Island Grill's liquor**

licenses. Seconded by Cass Benson. Approved 5-0.

Motion to renew by John Foley. Seconded by George Young. Approved 5-0.

16. Provincetown Cinema Company, Inc. Benjamin deRuyter, mgr. d.b.a. **Provincetown Cinema**, 212-214 Commercial St., Provincetown, MA.

Table until December 11 meeting. Ask Benjamin deRuyter to come in.

**Liquor**

Todd Wagar and George Young step down

Business	Address	Manager	Type of License	License Number	Extend to 2AM NYE
Provincetown Inn, Inc., d.b.a. <b>Provincetown Inn</b>	1 Commercial St.	Evan Evans	All Alcohol Innholder	100400010	No
Provincetown & Anchor Inc. d.b.a. <b>Crown &amp; Anchor</b>	243 Commercial St.	Richard Murray	All Alcohol Innholder	100400025	Yes
Provincetown Derek Enterprises, Inc. d.b.a. <b>Napi's</b>	7 Freeman St.	Anton Van Dereck	All Alcohol Common Victualer	100400053	No
<b>Atlantic House</b>	4-6 Masonic Pl.	April Cabral Pitzner	All Alcohol Innholder	100400057	Yes
Provincetown Inn Corp. d.b.a. <b>Provincetown Inn</b>	698 Commercial St.	Fred E. Sateriale	All Alcohol Innholder	100400058	No
Provincetown Backstreet Hotel, Inc. d.b.a. <b>Gifford House Inn and Dance Club</b>	9-11 Carver St.	Gregory D. Streisel	All Alcohol Innholder	100400123	Yes
Provincetown Harper-Rigg, Inc. d.b.a. <b>The Commons</b>	386 Commercial St.	Jerome Scally	All Alcohol Innholder	100400124	Yes
Provincetown The Red Inn at Provincetown d.b.a. <b>The Red Inn</b>	15 Commercial St.	David Silva	Annual All Alcohol Innholder	100400128	Yes
Provincetown Crowne Pointe Inc. d.b.a. <b>Crowne Pointe Inn</b>	89 Bradford St.	Tom Walter	Annual All Alcohol Innholder	100400137	No
<b>Star-Land Provisions</b>	150 Bradford St.	Thomas Boland	Wine and Malt Package	100400138	No
Provincetown Clem & Joe Inc. d.b.a. <b>Clem &amp; Irsie's Restaurant &amp; Market</b>	85 Shank Painter Rd.	Clement Silva	Annual All Alcohol Common Victualer	100400139	Yes
Provincetown Haroah Entertainment, LLC <b>The Pilgrim House/Vixen</b>	336 Commercial St.	Rodney Blacklock	Innholder	100400142	Yes
Provincetown Harbor, Inc., d.b.a. <b>Harbor</b>	73 Shank Painter Rd.	Viola Briseno	Wine & Malt Common Victualer	100400145	No

Motion to approve by Liz Angelino. Seconded by John Foley. Approved 3-0.

Todd Wagar and George Young return, Cass Benson steps down

Discussion ensued regarding the changes in management taking place at the Provincetown Theater.

Business	Address	Manager	Type of License	License Number	Extend to 2AM NYE
Provincetown Theater Foundation, Inc.	238 Bradford St.	Guy Wolf	Annual All Alcohol General on premise	100400134	No

Motion to approve by George Young. Seconded by John Foley. Approved 4-0.

Business	Address	Manager	Type of License	License Number	Extend to 2AM NYE
Provincetown Ellydique, Inc.	350 Bradford St.	Shay Santos	All Alcohol Common	100400005	No

.b.a. <b>Michael Shays</b>			Victualer		
Hubbadau Realty Trust & Najjar, Inc. d.b.a. <b>Lorraine's Café</b>	133 Commercial St.	Lorraine Najjar	All Alcohol Common Victualer	100400013	Yes
Lonbets Three, Inc. d.b.a. <b>Bayside Catsy's</b>	177 Commercial St.	Steve Melamed	All Alcohol Common Victualer	100400017	Yes
<b>Post Office Restaurant</b>	303 Commercial St.	Phyllis Schlosberg	All Alcohol Common Victualer	100400033	No
How Hop, Inc. d.b.a. <b>Howe's Restaurant</b>	429 Commercial St.	Ronald Polcari	All Alcohol Common Victualer	100400040	No
<b>Surf Restaurant, Inc.</b>	315A Commercial St.	Len Enos	All Alcohol Common Victualer	100400050	Old Colony
Lewis A Young <b>VFW</b> Post #3152, Inc.	3 Jerome Smith Rd.	Ronald Pickard	All Alcohol Club	100400054	No
	4 Kiley Ct.	Larry Luster	All Alcohol Common Victualer	100400055	No

<b>Sal's</b> Fullcrest, Inc. d.b.a. <b>Annies Market</b>	68 Shank Painter Rd.	Charles W. Silva	All Alcohol Package	100400067	No
<b>Cardarm Liquors, Inc.</b>	38 Conwell St.	Jeanne M. Gainey	All Alcohol Package	100400068	No
<b>Ferry's Wine &amp; Liquor, LLC d.b.a. Ferry's Wines &amp; Liquors</b>	1 Tremont St.	Thomas Fielding	All Alcohol Package	100400069	No
<b>Big Vin's Liquor, Inc.</b>	248 Commercial St.	Vincent Duarte	All Alcohol Package	100400072	No
<b>Nights of Columbus</b> Walter Welsh Council # 476	277A Commercial St.	Jeffrey L. Perry	All Alcohol Club	100400088	No
<b>OPA, LLC, d.b.a. East End Market Place</b>	212 Bradford St.	Gary Pasnick	Wine and Malt Package	100400089	No
<b>Idan, Inc. d.b.a. George's Pizza</b>	275 Commercial St.	Daniel Price	All Alcohol Common Victualer	100400109	Yes
<b>Ingredients, Inc. d.b.a. Angel Foods</b>	467 Commercial St.	Alan Cullinane	Wine & Malt Package	100400120	No
<b>Cross' Grill</b>	237-241 Commercial St.	Kenneth Ross	Annual Beer & Wine	100400122	No
<b>Fanizzi, Inc d.b.a. Fanizzi's By The Sea</b>	539 Commercial St.	Paul Fanizzi	All Alcohol Common Victualer	100400126	Yes
<b>Tombo, Inc. d.b.a. Glass Half Full</b>	191 Commercial St.	Yingling Guillermo	Wine & Malt Package	100400144	No

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

<b>Governor Bradford Restaurant</b>	312-314 Commercial St.	Donald R. Edwards	All Alcohol Common Victualer	100400034	Yes
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**Motion by Liz Angelino to approve state renewal and hold licenses pending Town Counsel clarification of the Licensing Board's authority to penalize per the ABCC decision. Seconded by George Young. Approved 5-0.**

<b>Flipper Ventures, Inc., d.b.a. The Quealing Pig</b>	335 Commercial St.	Dermot O'Neill	All Alcohol Common Victualer	100400038	Yes
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Discussion ensued regarding failure of health inspections. The Licensing Agent will send a letter to Dermot O'Neil to correct issues and request his appearance at the December 11 meeting.

**Motion to deny renewal by Cass Benson. Seconded by Todd Wagar. Unanimous 5-0.**

<b>Martin House</b>	157 Commercial St.	Gary Martin	All Alcohol Common Victualer	100400107	No
<b>Provincetown Cinema Co. Inc. d.b.a. Provincetown Cinema</b>	212 – 214 Commercial St.	Benjamin de Ruyter	Annual All Alcohol General on premise	100400136	Yes
<b>FIELD, Inc., d.b.a. Food Times</b>	293 Commercial St.	Mario Lebert	All Alcohol General on Premise	100400146	Yes

**Motion by Liz Angelino to approve state renewal and hold licenses pending appearance at the December 11 meeting. Seconded by George Young. Approved 5-0.**

### **Correspondence**

Applications for appointment to the Licensing Board. Ask Deiby Reelee to come to the December 11 meeting.

### **Minutes – November 14, 2007**

**Motion to approve by John Foley. Seconded by Todd Wagar. Approved 5-0.**

***Licensing Board Statements***

Todd Wagar gives update on database program. Liz Angelino comments that the Portuguese Bakery has not been open and thought that they held an annual license.

***Licensing Agent Statements***

Discussion regarding meeting with Queen Cab and Cape Cab. Will ask David Martin and Valerie Martin to come to December 11 meeting.

Meeting adjourned at 5:40.