

Minutes of the Town of Provincetown Licensing Board Meeting Tuesday, May 13, 2003 in the Judge Welsh Room, 260 Commercial Street.

Present: Hunter O'Hanian (Chairman), Keith Brickel (Vice Chairman) Diana Robertson (Secretary), Jean Bock, and Elizabeth Gallerizzo (Licensing Agent) **Excused:** John Foley (Alternate) **Absent** none, **Others Present:**
CONVENED: 5:00 P.M. ADJOURNED: 8:00 P.M.

Public Statements

Linda Ersoy brought to the attention questions regarding Taxi Cab fares. Questions moved to after new licenses.

Discussion

Mark Latour requesting discussion with Board regarding 147 Commercial Street.

Mr. Latour brought to the attention a revised Food Service Permit for 147 Commercial Street.

New Licenses

Special Entertainment and Special ~~Liquor~~ Wine and Malt

To hear a petition from Kirsten Af Klinteberg representing **Pan Mass Challenge**, applying for a Special Entertainment and Special ~~Liquor~~ Wine and Malt License to be held on ~~Saturday~~ Sunday, August 3, 2003 from 9:00 A.M. to 3:00 P.M. at Winslow Street and at the Rotary located at 1 Commercial Street.

Pan Mass represented by Jeff Sharp. No one wrote in favor of applicant. Peter Grosso spoke in favor but requested regulations placed on entertainment license. Patricia Benatti spoke against the Special Wine and Malt license. James Flammer wrote against the Special Wine and Malt License, as well as an anonymous email.

Conditions:

Special Entertainment

1. **Entertainment shall occur between the hours of 10:00 AM and 3:00 PM**
2. **Must be in compliance with Noise By-law.**
3. **Must provide the Provincetown Police Department and Licensing Agent with a copy of The School Committee's conditions and regulations placed for use of Motta Field.**

Special Wine and Malt

1. **Every participant's identification must be checked either before challenge or after challenge outside beer tent, and age will be indicated by wristband.**
2. **Must provide statement of policy to employees and/or volunteers on serving alcohol.**
3. **Area where alcohol is served will be roped off from rest of special event and only participants over the age of 21 will be allowed to enter serving area.**
4. **Security will check and prohibit alcohol leaving the premises of roped area.**

Motion to approve Special Entertainment with conditions by Jean Bock Seconded by Diana Robertson Passed 4-0.

Motion to approve Special Wine and Malt with conditions by Diana Robertson Seconded by Keith Brickel Passed 3-1.

Special Entertainment

To hear a petition from Joseph McStowe representing **Imagine Provincetown**, for a Drum Corps Concert on Saturday, May 17th, 2003 from (add) 12 noon to 3 P.M. for a parade down Commercial Street, and from 7:30 P.M. to 9:30 P.M. to be held in the Auditorium at Town Hall, 260 Commercial Street. No rain date requested.

Keith Brickel donates to Cabaret Festival.

Imagine Provincetown represented by Joe McStowe. No one wrote in favor or against applicant. Steve Melamed spoke for applicant. No one spoke against applicant.

Motion to approve by Keith Brickel Seconded by Jean Bock Passed 4-0.

Jean Bock Stepped Down

Special Parking Lot

To hear a petition from Peter Grosso representing the **Provincetown Lions Club** for a special parking lot license from 9AM to 11PM on May 24-25, 2003, July 4, 2003, August 21, 2003 and August 30-31 2003 at:

1. Veteran's Memorial Elementary School, Winslow Street.
2. St. Peter's Cemetery Lot, 27 Winslow St.

Provincetown Lions Club represented by Peter Grosso. No one wrote in favor or against applicant. No one spoke in favor or against applicant.

Motion to approve by Keith Brickel Seconded by Diana Robertson Passed 3-0.

Jean Bock rejoined

Common Victualer

1. Blue Light Kitchens, Inc d.b.a. **Blue Light**, 225 Commercial St
Blue Light represented by Edward Polay and Adam Peck.
Motion to approve by Jean Bock Seconded by Diana Robertson Passed 4-0.

Taxi Operator

1. David Garrison, Cape Cab, Provincetown
Motion to approve by Keith Brickel Seconded by Jean Bock Passed 4-0.

Outdoor Artist Peddler

1. Ellen Anthony and McNeely Myers d.b.a. **Quirky Circus**, 48 South Pamet Road.
Motion to approve by Diana Robertson Seconded by Jean Bock Passed 4-0.

Transient Vendor

1. Karen B. Katzel d.b.a. **Karilon**, 447 Commercial St.
Motion to approve by Jean Bock Seconded by Keith Brickel Passed 4-0.
2. Jack McMahon d.b.a. **The Clay Trout Pottery**, 175 Bradford St.
Motion to approve by Jean Bock Seconded by Keith Brickel Passed 4-0.

Peddler

1. Barbara Stevens d.b.a. **CMH**, PO Box 851 Provincetown
Diana Robertson sells postcards at store.
Motion to approve by Jean Bock Seconded by Diana Robertson Passed 4-0.

Art Gallery

1. Rick Fleury d.b.a. **The Gallery at Beachfront**, 139 Commercial St.
Beachfront Realty owns Jean Bock's place of residence.
Motion to approve by Jean Bock Seconded by Keith Brickel Passed 4-0.

Fortune Teller

1. Ann S. Demetro, **Provincetown Psychic**, 299 Commercial St.
Motion to approve by Jean Bock Seconded by Keith Brickel Passed 4-0.

Amend License

Transient Vendor

1. Michael LaBelle d.b.a. **Break Point Gallery**, 386 Commercial St. to Michael LaBelle d.b.a. **Break Point Gallery**, 347 Commercial St.
Motion to approve by Diana Robertson Seconded by Jean Bock Passed 4-0.

Special Entertainment and Liquor

To hear a petition from Donald Murphy representing the **Blessing of the Fleet Inc.**, for:

1. A **Special Entertainment License** for Big Band Concert at the Bas Relief on Thursday, June 26th from 6 PM till 10 PM and June 27th from 12noon to 9PM, Live Bands and entertainment on Ryder Street on Friday, June 27th from Noon till 10 PM, Live entertainment on Ryder street on Saturday, June 28th from 12noon am till 12AM, Portuguese dancers on Ryder street on Saturday, June 28th from 2 PM till 4 PM, Live bands/block party on Ryder street on Saturday, June 28th (in town hall if it rains) from 4 PM till midnight, Portuguese dancers on MacMillan Pier on Saturday, June 28th from 1PM till 2 PM, and live bands on Macmillan pier on Sunday, June 29th from noon till 3 PM.
2. A **Special Liquor License** for the Bas Relief on Thursday, June 26th from 6 PM till 10 PM, Bas Relief and Ryder Street on Friday June 27th from 5 PM till 9 PM, and Bas Relief and Ryder Street on Saturday June 28th from 11:30 AM till 7:30 PM.

Represented by Donald Murphy and Mark Silva. Both Special Entertainment and Special liquor Licenses hours for concert at the Bas Relief need to be changed to 7PM to 10:30PM, since the band was booked to start at 7pm instead of 6pm, and Mr. Murphy was unable to change contract to meet Licensing Boards motion on April 22, 2003.

Motion to approve by Diana Robertson Seconded by Jean Bock Passed 4-0.

Entertainment

~~To hear a petition from Of the Sun, Inc., Linda Chase mgr d.b.a. **Chaser's**, 291 Commercial St, to amend the Weekday license and conditions.~~

Keith Brickel stepped down

Transfer License

Lodging House

1. Secret Garden Inn, Inc., Scott Stettaford mgr d.b.a. ***The Secret Garden Inn***, 300A Commercial St. to Kard E, Inc, Erin Atwood mgr d.b.a. ***The Secret Garden Inn***, 300A Commercial St.

Represented by Kathryn Atwood.

Motion to approve by Jean Bock Seconded by Diana Robertson Passed 3-0.

2. Michael P. Clifford d.b.a. ***The Drake Inn***, 11 Pearl Street to Guy Plourde d.b.a. ***The Drake Inn***.

Represented by Guy Plourde.

Motion to approve by Jean Bock Seconded by Diana Robertson Passed 3-0.

3. Elephant Walk, Inc, Leonard Paoletti mgr d.b.a. ***Elephant Walk Inn***, 156 Bradford St to Michael P. Clifford d.b.a. ***Elephant Walk Inn***, 156 Bradford St.

Represented by Michael Clifford.

Motion to approve by Diana Robertson Seconded by Jean Bock Passed 3-0.

Keith Brickel rejoined

Renewal License

Transient Vendor

- ~~1. Marla Rice and Richard Polak d.b.a. ***Rice/Polak Gallery***, 430 Commercial St.~~
2. Bruce Einhorn d.b.a. ***Copy Caps***, 193-199 Commercial St.
3. Jorge Betancourt d.b.a. ***Dirty White Boy***, 191 Commercial St.
- ~~4. Lindsay Alloway d.b.a. ***LUXORIES***, 350 Commercial St.~~
5. Raffaello LaMantia d.b.a. ***Galleria Raffaello***, 145 Commercial St.
6. Richard Medveskas d.b.a. ***Simply Silver***, 258 Commercial St.

Motion to approve by Jean Bock Seconded by Diana Robertson Passed 4-0.

Keith Brickel stepped down

Lodging

1. Robert Mondoux d.b.a. ***Burch House***, 116 Bradford St.
2. Taylor-Zemo management, Inc., Stephen J. Zemo mgr d.b.a. ***The Sandpiper Beach House***, 165 Commercial St.

Michael Taylor spoke to update on construction.

3. Betty Adams d.b.a. ***Windamar House***, 566 Commercial St.
4. Lovinger Nominee Trust, Gurci Lovinger mgr d.b.a. ***Lotus Guest House***, 296 Commercial St.
5. Robert P. Carvalho d.b.a. ***The Captain's House***, 350A Commercial St.

Motion to approve by Jean Bock Seconded by Diana Robertson Passed 3-0.

Keith Brickel rejoined

Fortune Teller

1. Sybil Catherine Johnson Eli d.b.a. ***Provincetown Psychic Readings***, 299 Commercial St.

Motion to approve by Jean Bock Seconded by Diana Robertson Passed 4-0.

Art Gallery

- ~~1. Raffaello LaMantia d.b.a. ***Galleria Raffaello***, 145 Commercial St.~~
2. Kyle Ringquist d.b.a. ***Ringquist Gallery***, 349 Commercial St.

Motion to approve by Keith Brickel Seconded by Jean Bock Passed 4-0.

Entertainment

1. Unitarian Universalist Meeting House, Roberta Lasley mgr d.b.a. ***Unitarian Universalist Meeting House***, 236 Commercial St.

Motion to approve by Jean Bock Seconded by Keith Brickel Passed 4-0.

Jean Bock stepped down

Parking Lot

1. Cheri Smith d.b.a. ***Kitty's Realty Trust***, 67 Shank Painter Road.
2. ***St. Peter the Apostle Church***, Pastor John A. Raposo, 11 Prince Street
3. Mary B. Martinez d.b.a. ***Martinez Parking Lot***, 26 Winthrop St.

Motion to approve by Keith Brickel Seconded by Diana Robertson Passed 3-0.

Innholder

1. WAC, INC., William A. Gordon mgr d.b.a. **Best Western Tides Beachfront**, 837 Commercial St.
Motion to approve by Keith Brickel Seconded by Diana Robertson Passed 3-0.

Jean Bock rejoined

Taxi Operator

1. Gretchen Hagenbuch, Cape Cab, Provicnetown
Motion to approve by Keith Brickel Seconded by Jean Bock Passed 4-0.

Common Victualer

~~1. Big Daddy's Burritos, Inc., Genna Liddick mgr d.b.a. **Big Daddy's Burritos**, 205-9 Commercial St.~~
2. CRCL Corporation, Paul Cunliffe mgr d.b.a. **LiCata's**, 175 Bradford St Ext.
Board received a letter from Mary Green accusing CRCL Corporation of not paying her for a portion of last year's work. The Licensing Board decided to give the option for Paul Cunliffe to a Public Hearing on June 10, 2003.

Motion to approve by Diana Robertson Seconded by Jean Bock Denied 0-4.

Diana Robertson stepped down

3. Twisted Sister Inc, Patricia McGuire mgr d.b.a. **Twisted Sister**, 293 Commercial St.
Jean Bock's partner freelances for Twisted Sister.

Motion to approve by Jean Bock Seconded by Keith Brickel Passed 3-0.

Diana Robertson rejoined

4. Scruples, Inc., Johnny Pak mgr d.b.a. **Burger Mary's**, 149 Commercial St.

Motion to approve by Keith Brickel Seconded by Diana Robertson Passed 4-0

5. Blasé, Inc. Brian D. Hart mgr d.b.a. **Café Blasé**, 328 Commercial St.

Motion to approve by Keith Brickel Seconded by Jean Bock Passed 4-0.

~~6. Denise Chamberlin d.b.a. **Dish**, 205-9 Commercial Street~~

Common Victualer with Entertainment

1. La Vite e L'UVA, Inc, Christopher Covelli mgr d.b.a. **L'UVA Restaurant**, 133 Bradford St.
2. Dancing Lobster, Inc., Nils J. Berg mgr d.b.a. **Dancing Lobster Café/Trattoria**, 371-373 Commercial Street
3. T-UNA-S, Inc. Ted Tine mgr d.b.a. **Euro Island Grill & Café**, 258 Commercial St.

Motion to approve by Jean Bock Seconded by Diana Robertson Passed 4-0.

Correspondence

Minutes – April 22, 2003 and May 2, 2003

Motion to approve April 22, 2003 amended by Diana Robertson Seconded by Keith Brickel Passed 4-0.

Motion to approve May 2, 2003 amended by Diana Robertson Seconded by Jean Bock Passed 4-0.

Licensing Board Statements

Hunter O'Hanian - motion to send letter of thank you to Mitchell Baker for his services to the Licensing Board,
Seconded by Diana Robertson 4-0

Notify John Foley that opening for full member of board is available.

Irene Robinowitz as possible alternative.

Licensing Agent Statements

Elizabeth Gallerizzo will not be at next regularly scheduled meeting due to Wedding May 31st. She will be changing her last name to Hartsgrove. Please make note for when she returns.

Sky Power will be Acting Licensing Agent from May 27th thru June 6th, 2003.

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

Motion to adjourn 8:00 P.M.

Licensing Board Approval:

Hunter O'Hanian, Chairman

Keith Brickel (Vice-Chair)

Diana Robertson (Clerk)

John Foley

Mitchell Baker

Jean Bock