

Minutes of the Town of **Provincetown Licensing Board** Meeting Tuesday, July 09, 2002 in the Judge Welsh Room, 260 Commercial Street.

**Present:** Hunter O'Hanian (Chairman), Keith Brickel (Vice Chairman), Diana Robertson (Secretary), John Gagliardi, John Foley (Alternate), Greta Holman (Licensing Agent), **Excused** none **Absent** Mitchell Baker, **Others** none

**Present:** none

CONVENED: 5:00 P.M.

ADJOURNED: 6:59 P.M.

### **Public Statements**

Discussion with David Silva, representing **The Red INN**, 15 Commercial Street regarding the Cease and Desist order sent by Licensing Agent Greta Holman on 06/24/02. Represented by Atty. Lester J. Murphy, Richard Holland, David Silva, Shawn Burke, and Phillip Mossy. Chairperson of the Provincetown Board of Selectmen, Mary Jo Avelar spoke in favor as a private citizen and former owner of the Red Inn. No one wrote in favor of this applicant. No one spoke or wrote against this applicant. Atty. Murphy agreed to work with Licensing Agent Greta Holman to come up with the specific details to be submitted to Atty. William Kelly of the ABCC for their opinion to try and settle this dispute.

Motion: The Licensing Board moved to stay the Cease and Desist order sent by Licensing Agent Greta Holman on 06/24/02

**Motion to approve by Keith Brickel Seconded By John Foley Vote 5-0 Passed**

### **Special Liquor**

To hear a petition from Richard Conley representing the **Provincetown Business Guild** for a Special Liquor license for a Carnival related party to be held at the **Watership Inn** 7 Winthrop Street, on August 23<sup>rd</sup>, 2002 from 3:00 P.M. till 5:30 P.M. No rain date requested.

Represented by Richard Conley and James Foss. Hunter O'Hanian, Diana Robertson, and John Gagliardi disclosed that they were members of the PBG. No one spoke or wrote in favor or against this applicant.

**Motion to approve by Keith Brickel Seconded By John Gagliardi Vote 5-0 Passed**

To hear a petition from Steve Smith representing **Boston Gay Men's Chorus** for a special entertainment license for concert, to be held on August 3<sup>rd</sup>, 2002 from 8:00 P.M. to 10:00 P.M. at the at the TOWN HALL AUDITORIUM, 260 Commercial Street. No rain date requested. Represented by Steve Smith. No one spoke or wrote in favor or against this applicant.

**Motion to approve by John Foley Seconded By Diana Robertson Vote 5-0 Passed**

To hear a petition from Donald Cote representing the **Gay & Lesbian Advocates and Defenders (GLAD)** for a Special Liquor license and a Special Entertainment for an event to be held at Pilgrim monument and Provincetown Museum High Pole Hill Road, on July 27<sup>th</sup>, 2002 from 4:30 P.M. till 7:30 P.M. No rain date requested. Represented by Donald Cote. No one spoke or wrote in favor or against this applicant.

**Motion to approve by Keith Brickel Seconded By John Gagliardi Vote 5-0 Passed**

To hear a petition from Adam Epstein representing **The Theater Council** and **The Road Company** for a Special Entertainment for live performance/play to be held at in the Town Hall Auditorium, 260 Commercial Street on Monday August 19<sup>th</sup> through Sunday August 25<sup>th</sup>, 2002 from 7PM till 11PM.

Moved to the end of the meeting.

### **Amended License**

#### **Float Space**

1 Pannoni Inc. Gabriel Brooke, Mgr d.b.a. **Float Space 8W**, 104 Bradford Street changing vessel on float, removing **TWO IF BY SEA** and adding **Re-Yak-tion**

~~2 John R. Woods, Inc., John R. Woods Mgr. d.b.a. Float Space 3W, **the Dixie II** and **the Adventurer**. **Center for Coastal Studies** has taken over the corporation with the permission of the Board of Selectman on 07/08/02, so we have a new manager, Mark Costa, and two new vessels, **SHEARWATER** and **GANNET**~~

#1 Represented by Gabriel Brooke and E. Anne Wachtmeister. No one spoke or wrote in favor or against this applicant.

**Motion to approve #1 by Keith Brickel Seconded By John Gagliardi Vote 5-0 Passed**

**#2 withdrawn due to the Board of Selectmen not voting on it at their 07/08/02 meeting.**

### **Renewal License**

#### **Taxi Operator**

1 Coren Paderewski, Provincetown (P.T. Cab)  
Motion to approve by Diana Robertson Seconded By John Foley Vote 5-0 Passed

**Outdoor Artist**

1 John C. Clayton d.b.a. *John Clayton Portraits*, 237-241 Commercial Street.  
Motion to approve by Keith Brickel Seconded By John Foley Vote 5-0 Passed

**Parking lot**

1 John Yingling d.b.a. *170 Commercial Street Realty Trust*, 170 Commercial Street.  
Motion to approve by Diana Robertson Seconded By John Foley Vote 5-0 Passed

**Correspondence**

**Minutes – July 31, 2001, September 04, 2001, June 11, 2002, June 25, 2002 & July 01, 2002**

Motion to approve 07/31/01 as written by Diana Robertson Seconded By Keith Brickel Vote 3-0-2 (Hunter O'Hanian & John Foley).

Motion to approve 09/04/01 as written by Diana Robertson Seconded By Keith Brickel Vote 3-0-2 Passed (Hunter O'Hanian & John Foley).

Motion to approve 06/11/02 as written by Diana Robertson Seconded By John Gagliardi Vote 4-0-1 Passed (John Foley).

Motion to approve 06/25/02 as written by Keith Brickel Seconded By John Foley Vote 4-0-1 Passed (Diana Robertson).

Motion to approve 07/01/02 as amended by Diana Robertson Seconded By John Foley Vote 4-0-1 Passed (Keith Brickel).

**Licensing Board Statements**

**Licensing Agent Statements**

**OTHER BUSINESS – ANY OTHER BUSINESS WHICH SHALL PROPERLY COME BEFORE THE BOARD**

**Motion:** The Licensing Board moves to request Gabriel Brooke owner of Gabriel's, 104 Bradford Street, and Zoning Enforcement Officer and Building Commissioner, Warren A. Alexander, to the 07/23/02 meeting of the Licensing Board to explain why the new building at 104 Bradford Street did not need to come before the Licensing Board to be added to Gabriel's License as a Guest House.

Motion to approve by Keith Brickel Seconded By John Foley Vote 5-0 Passed

After a review of the file on Wednesday, 07/10/02 by Licensing Agent Greta Holman, it was determined that Gabriel's owned by Provincetown Purchase Co., Gabriel Brooke, Mgr., is licensed as a Camps Cabin Motel by the Board of Health and is not subject to review of the Licensing Board. No letter was sent.

Motion to adjourn 6:59 P.M. Diana Robertson

**Licensing Board Approval:**

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Hunter O'Hanian, Chairman

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Keith Brickel (Vice-Chair)

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Diana Robertson (Clerk)

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John Gagliardi

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Mitchell Baker

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John Foley