



Minutes

of The Provincetown Licensing Board Meeting on **Tuesday, April 12, 2011** at 5:15 p.m. in the Judge Welsh Meeting Room, Town Hall, 260 Commercial Street.

Present: Kristin Hatch, AJ Petras, Michael Senger, Rebecca Matarazzi, Mindy Baransky, George Young (5:26)

Public Hearings

Special Entertainment License

1. Petition from Andra Oshinsky, representing ***Family Equality Council*** for **Special Entertainment Licenses and Noise By-Law Waivers** for events to be held from July 31, 2011 to August 5, 2011 at Bas Relief Park, Provincetown, MA. No rain dates requested. David Schumacher explains that the abutters were not properly notified, so they will re-notice for another meeting. Mr. Schumacher went on further to discuss the event. Police detail is required. **Motion to continue to May 10, 2011 meeting by Kristin C. Hatch. Seconded by Rebecca Matarazzi. Approved 5-0.**

New Common Victualer License

2. Petition for a ***New Common Victualer License*** from Vida Hamnquist, representing ***Nor' East Beer Garden***, 206 Commercial St., Provincetown, MA. Nor' East Beer Garden has approved Economic Development Gallons, and there will be no changes in the floor plan. Vida Hamnquist stated that there were no issues with beer and wine service at the location last season and that there will be waitresses on the floor at all times and a food runner. **Motion to approve by Michael Senger. Seconded by Mindy Baransky. Approved 5-0.**

New Annual Wine and Malt Restaurant License

3. Petition for an ***Annual Wine & Malt Restaurant License*** from Linda Vital, representing ***Coffee Pot and More***, 315 Commercial St., Provincetown, MA. Linda and Nelson Vital discuss plans for beer and wine service. Linda Vital has held a license in the past – service will only be inside and there will be a floater to ensure no one goes outside with alcohol. Ms. Vital stated that the bar will be located behind the counter and that her sister-in-law is a TIPS instructor, so all employees will be TIPS certified. Service will stop at closing (11:00 p.m.). **Motion to approve by Rebecca Matarazzi. Seconded by AJ Petras. Approved 5-0.**

New Seasonal Wine and Malt Restaurant License

4. Petition for a ***Seasonal Wine & Malt Restaurant License*** from Kristyn Samok, representing ***Tiny's Local Food***, 336 Commercial St., Provincetown, MA.

Kristyn Samok states that she will only serve local beers and wines. Service will stop at closing (10:00 p.m.). Ms. Samok states that signs will be posted to mark area of service and there will be waitresses on the floor. Beer and wine will be locked at the end of service. Ms. Samok also states that she has taken TIPS training. Letter of support read into minutes.

Motion to approve by Michael Senger. Seconded by Rebecca Matarazzi. Approved 5-0.

Amend Innholder and Liquor License

5. Petition from Eliot Parkhurst, representing **Brass Key Guesthouse** to **Alter Premises, Change the D/B/A and Increase No. of Seats** at 67 Bradford St., Provincetown, MA. Eliot Parkhurst and Thomas Walter are present and discuss the proposed changes. In 2008, Mr. Walter purchased the guest house and converted it into an inn. The Board of Selectmen have approved the gallons for an increase in seating from 12 to 50. Changes to the liquor license will include an alteration to the premises to allow the area of service to include the outside courtyard, but not the pool and to change the d.b.a. to Shipwreck Lounge. Attorney Parkhurst states that there was an issue last year with a moveable bar being used outside of the area of service that was taken care of. The courtyard will be partially covered.

Motion to approve by AJ Petras. Seconded by Michael Senger. Approved 4-0-1.

Public Statements

Email from Rapahel Richter read into minutes regarding proposed changes to taxi fares.

Motion to take items out of order by AJ Petras. Seconded by George Young. Approved 6-0.

New Business – Introduction of Scott Chovanec. Detective Chovanec was hired in January and will be the enforcement officer/licensing liaison. He has been a police officer for 24 years. Detective Chovanec stated that it will be a great way to get to know the town. He will be working the 4 p.m. – midnight shift Friday-Tuesday.

New License

Michael Senger discloses that he owns a gallery

Art Gallery

1. Katherine Fenwick d.b.a. **Fenwick Studio**, 234 Commercial St., Provincetown, MA.

Motion to approve by AJ Petras. Seconded by George Young. Approved 5-0-1.

Taxi Operator

1. Mary Jo Dorman – driving for Pride Taxi

Motion to approve by AJ Petras. Seconded by Rebecca Matarazzi. Approved 6-0.

Amend License

Amend Common Victualer License

1. Petition to **Amend the Seating on the Common Victualer License** from Paige Mansfield, representing **Blondie's Burgers**, 225 Commercial St., Provincetown, MA. Ms. Mansfield states that there are currently 5 seats. She has recently been approved for 9 additional seats.

Motion to approve by Michael Senger. Seconded by George Young. Approved 6-0.

Renewal License

Liquor

1. Pepe's Wharf, Inc., Astrid Berg, mgr. d.b.a. ***Pepe's Wharf Restaurant***, 371-373 Commercial St., Provincetown, MA.

Confirmation was received from the DPW that Pepe's is now hooked up to the sewer.

Motion to renew contingent upon submission of grease trap pumping records by George Young. Seconded by Kristin C. Hatch. Approved 6-0.

2. Saki, LLC, Steven Schnitzer, mgr. d.b.a. ***John Dough's/Saki***, 258 Commercial St., Provincetown, MA.

Confirmation received from the Treasurer's Office that arrangements and payments of taxes have been made.

Motion to renew contingent upon submission of grease trap pumping and proof of liquor liability. Approved 6-0.

Lodging

George Young steps down. AJ Petras discloses that he is a member of the Elephant Walk Inn condo. Association.

1. Furchin, Inc., Dale Chin, mgr. d.b.a. ***The Clarendon House***, 118 Bradford St., Provincetown, MA.

Motion to renew by AJ Petras. Seconded by Michael Senger. Approved 5-0.

2. Paul Gumbleton d.b.a. ***The Center Street Inn***, 17 Center St., Provincetown, MA.

Motion to renew by AJ Petras. Seconded by Rebecca Matarazzi. Approved 5-0.

Innholder

1. ZoeMax, Inc., William A. Gordon, mgr. d.b.a. ***Chateau Provincetown***, 105 Bradford St. Ext., Provincetown, MA.

Motion to renew by AJ Petras. Seconded by Michael Senger. Approved 5-0.

George Young returns

Common Victualer

1. Provincetown Portuguese Bakery, Inc., Tibor Bagó, mgr. d.b.a. ***Provincetown Portuguese Bakery***, 299 Commercial St., Provincetown, MA.

Motion to renew by Michael Senger. Seconded by AJ Petras. Approved 6-0.

2. Maria's Café, Inc., Maria Silva, mgr. d.b.a. ***Café Maria***, 277A Commercial St., Provincetown, MA.

Motion to renew by George Young. Seconded by AJ Petras. Approved 6-0.

Transient Vendor

1. Francis Muldoon d.b.a. ***Shell Designs***, 307 Commercial St., Provincetown, MA.

Motion to renew by Michael Senger. Seconded by George Young. Approved 6-0.

Stable

1. Flying Changes Farm, LLC, Kerry Castle, mgr. d.b.a. ***Flying changes Farm***, 43 Race Point Rd., Provincetown, MA.

Motion to renew by George Young. Seconded by Rebecca Matarazzi. Approved 6-0.

Taxi/Livery

1. **Black & White Taxi:** Reg. #LV59220, 2010 Black Toyota Scion.

Motion to renew by George Young. Seconded by AJ Petras. Approved 6-0.

Taxi Operator

1. Dexter Wright

Motion to renew by Michael Senger. Seconded by George Young. Approved 6-0.

Pedicab Operator

1. Melissa Yeaw

Motion to renew by AJ Petras. Seconded by George Young. Approved 6-0.

Parking Lot

1. Pat's Happy Park, Inc., Elena Hall, mgr. d.b.a. **Pat's Happy Park**, 397 Commercial St., Provincetown, MA.

Motion to renew by AJ Petras. Seconded by Michael Senger. Approved 6-0.

Code Compliance – conversation ensued regarding grease trap pumping.

Rebecca Matarazzi voices concerns regarding noise at Essentials between the hours of 11:30 and 3 a.m. Licensing Agent to call them in for an informal discussion regarding noise complaints on May 10, 2011.

Old business – AJ Petras attended ABCC hearing. No one from Good Times was present. The ABCC inspectors report and notice from the local Licensing Board member that the license was returned to the state went on record if a future hearing on the applicant should occur.

New Business – Kristin C. Hatch states that she does not like the urgency for a fare increase or tying it to fuel increases. Rebecca Matarazzi states that she does not citizens can afford another increase. Licensing Agent to schedule a work session for taxi regulations on April 26, 2011 at 4:00 p.m.

Motion to adjourn by AJ Petras. Seconded by Kristin C. Hatch. Meeting adjourned 6:58 p.m.