



Minutes

of The Provincetown Licensing Board Public Meeting on **Tuesday, April 26, 2011** at 5:15 p.m. in the Judge Welsh Meeting Room, Town Hall, 260 Commercial Street.

Present: Kristin C. Hatch, AJ Petras, George Young, Michael Senger, Rebecca Matarazzi, Mindy Baransky, Scott Chovanec

Public Hearings

Special Entertainment/Special Wine & Malt Licenses

1. Petition from Susan Leonard, representing the ***Provincetown Portuguese Festival*** for ***Special Entertainment and Special Wine & Malt Licenses*** for events during the Portuguese Festival, to be held at the Red Inn on June 5, 2011, Bas Relief from June 23, 2011 to June 26, 2011, Ryder St. from June 24, 2011 and June 25, 2011, Town Hall on June on June 25, 2011, in front of Town Hall, and Macmillan Pier on June 26, 2011. No Rain dates requested.

Susan Leonard and Don Murphy discuss the events for the festival. This is the 15th year of the Portuguese Festival. The Fado Concert will be in the Town Hall Auditorium. One additional event – a band will play on Fisherman's Wharf and then at Bas Relief.

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

New Annual All Alcohol General on Premise and Entertainment License

2. Petition for an **Annual All Alcohol General on Premise and Entertainment License** from Erin Barrepski, representing BLER, Inc. d.b.a. **The Underground**, 293 Commercial St., Unit F, Provincetown, MA.

Present are Robert Lymbertos, Phyllis Goscimenski, Erin Barrepski, and Eric Roberts. Staff will be TIPS certified. Robert Lymbertos and Eric Roberts have extensive experience in the restaurant and bar business. During discussion, it is discovered that changes have been made to the floor plan that are not reflected in the plans and description of the premises. The Licensing Board cannot approve the new license as it is before them at this time. A New floor plan must be submitted and all necessary changes must be made.

Motion to continue to May 10, 2011 meeting by Kristin C. Hatch. Seconded by AJ Petras. Approved 5-0.

Amend Innholder License

3. Petition from David Silva, representing **The Red Inn** located at 15 Commercial St., Provincetown, MA to **Amend Innholder License** for an increase of seating from 54 to 74.

Phillip Mossey speaks on behalf of the Red Inn. Mr. Mossey is reminded that they will need to change their license from annual to seasonal at renewal time. The Red Inn was approved for Economic Development Gallons.

Motion to approve by George Young. Seconded by Michael Senger. Approved 4-0-1.

New License**Taxi Operator**

1. Karlyn Daigle – driving for Mercedes Cab Co.

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

Pedicab Operator

1. Carolyn M. Coyne – has lived in town for 21 years.

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

Transfer License

George Young abstains. AJ Petras discloses he is on the Elephant Walk Condo. Association.

Lodging

1. Transfer lodging license from Dennis Cole to Bowd Hotels, LLC, Kevin O'Shea, mgr. d.b.a. ***Dexter's Inn***, 6 Conwell St., Provincetown, MA.

Motion to approve by Michael Senger. Seconded by Rebecca Matarazzi. Approved 4-0-1.

Taxicab

1. **Cape Cab:** Transfer Taxicab Reg: #TA25229 1998 Green Ford Windstar to 1999 Green Chevy Astvan.

Raphael Richter states that he is attempting to get nicer vehicles to transport passengers.

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

Renewal License

George Young abstains. AJ Petras discloses he is on the Elephant Walk Condo. Association.

Lodging

1. 5 Standish Realty Trust, Jeffrey Gilman, mgr. d.b.a. ***Victoria House***, 5 Standish St., Provincetown, MA.

Motion to renew by Michael Senger. Seconded by Rebecca Matarazzi. Approved 4-0-1.

Common Victualer

Motion to take items 1-3 as a group by Kristin C. Hatch. Seconded by AJ Petras. Approved 5-0.

1. Ptown Fortune Cookie, Inc., David Ha, mgr. d.b.a. ***Ptown Fortune Cookie***, 205-209 Commercial St., Provincetown, MA.

Missing one grease trap pumping record.

2. Mark Birnbaum d.b.a. ***Mojo's***, 5 Ryder St. Ext., Provincetown, MA.

Missing one grease trap pumping record.

3. Weiner Stand, Inc., Mark Janoplis, mgr. d.b.a. ***John's Footlong Hot Dog Stand***, 309 Commercial St., Provincetown, MA.

Motion to renew items 1-3 by AJ Petras. Seconded by Michael Senger. Approved 5-0.

Transient Vendor

Michael Senger abstains

1. Roseann S. Mark d.b.a. ***Dock View Gallery***, 349 Commercial St., Provincetown, MA.

Motion to renew by George Young. Seconded by AJ Petras. Approved 4-0-1.

Art Gallery

Michael Senger and Rebecca Matarazzi abstain.

1. Francine D'Olimpio d.b.a. **Kobalt Gallery**, 366 Commercial St., Provincetown, MA.

Motion to renew by George Young. Seconded by AJ Petras. Approved 4-0-2.

Taxi Operator

Licensing Agent discloses that she is married to the applicant.

1. Melinda Ancillo

Motion to renew by Kristin C. Hatch. Seconded by Michael Senger. Approved 5-0.

2. Raphael Richter

Motion to renew by Kristin C. Hatch. Seconded by Michael Senger. Approved 5-0.

Pedicab Operator

1. Brett Witmer

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

Parking Lot

1. Kitty's Realty Trust, Cheri Smith, mgr. d.b.a. **Kitty's Parking Lot**, 67 Shank Painter Rd., Provincetown, MA.

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

Weekday & Sunday Entertainment

1. Lower Cape Communications, Inc., John Nelson, mgr. d.b.a. **WOMR**, 494 Commercial St., Provincetown, MA.

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

Minutes – March 8, 2011

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

Minutes – March 22, 2011

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

Minutes – April 12, 2011

Motion to approve with amendments by AJ Petras. Seconded by Michael Senger. Approved 5-0.

Enforcement – Scott Chovanec discusses training with ABCC. Nothing going on with enforcement right now.

Old business – Letter sent to Essentials requesting their appearance at the May 10th meeting to discuss various noise complaints.

Motion to adjourn the meeting by Michael Senger. Seconded by Rebecca Matarazzi. Meeting adjourned at 6:13 5-0.