



Minutes

of The Provincetown Licensing Board Public Meeting on **Tuesday, June 14, 2011** at 5:15 p.m. in the Judge Welsh Meeting Room, Town Hall, 260 Commercial Street.

Present: Kristin C. Hatch, AJ Petras, Michael Senger, Scott Chovanec, George Young (5:16)

Public Hearings

Amend Innholder License

1. Petition from Thomas Walter, representing ***Crowne Pointe Historic Inn & Spa*** located at 82 Bradford St., Provincetown, MA to ***Amend Innholder License*** for a decrease in seating from 55 to 45.

No one is present.

Motion to continue the hearing to the June 28, 2011 meeting by Kristin C. Hatch. Seconded by AJ Petras. Approved 3-0.

Special Entertainment/Special Liquor License

1. Petition from Kirsten af Klinteberg, representing ***Pan-Mass Challenge*** for a ***Special Entertainment and Special Wine & Malt License*** for events to be held August 6 and 7, 2011 from 8 a.m. until 5 p.m. at Provincetown Inn and Motta Field. No rain dates requested.

Kirsten af Klinteberg discusses the event. This is the 32nd year. The goal is to raise \$34 million. Approximately 5,000 people will be in town for the event. Improvements have been made to control growing crowds such as temporary fencing.

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

New License

George Young steps down. AJ Petras discloses he is on the board of the Elephant Walk Inn Condo. Association.

Lodging

1. Petition from Eliot W. Denault, III, representing ***7 Masonic Place*** for a ***New Lodging License*** located at 7 Masonic Pl., Provincetown, MA.

Eliot "Peter" Denault and his attorney, James Norcross are present. A full-time on-site manager will operate the guest house year round.

Motion to approve by Michael Senger. Seconded by AJ Petras. Approved 3-0.

George Young returns.

Transient Vendor

1. Jennifer Granwick d.b.a. ***Earth***, 5B Standish St., Provincetown, MA.

Applicant not present.

Motion to continue to the June 28, 2011 meeting by Kristin C. Hatch. Seconded by AJ Petras. Approved 4-0.

2. Edith Pels d.b.a. **Chi Wellness Center**, 205-209 Commercial St., Provincetown, MA. Ms. Pels will be selling products and nutritional supplements relevant to acupuncture and massage.

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

Taxicab/Livery Vehicle

1. **Jody Jr.'s Taxi**: Reg. #TA25234, 1998 White Doge Caravan.

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

2. **Pride Taxi**: Reg. #LV59390, 2010 Black For SUV.

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

Taxi Operator

1. Florence Mauclere

Driving for Mercedes Cab Co. Raphael Richter speaks in support of approving the license.

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

Pedicab Operator

1. Ivajlo Shipochky

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

2. David A. Clemons

No show.

3. Iliya Fidoshev

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

4. Eric Knudsen

No show.

5. Nikolay Gerdzhikov

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

6. Mihail Nedelchev

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

Peddler

1. Vacari Nicoleta

Ms. Nicoleta will be selling handmade earrings and bracelets on Bradford Street only. It is reiterated repeatedly by the Licensing Board and staff that she may not sell items on Commercial Street or any other street other than Bradford St. It is also explained that if she is caught selling on any other street other than Bradford St., she will be fined and/or have her license revoked.

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

Transfer License

Livery to Taxi

1. **Black & White Taxi**: Reg. #TA25110, 2010 Black Toyota Scion.

Mr. Hennigan is switching from a Livery vehicle to a taxicab.

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

Renewal License

Michael Senger steps down.

Art Gallery

1. Lede Bao d.b.a. ***Tao Water Gallery***, 352 Commercial St., Provincetown, MA.

Motion to renew by AJ Petras. Seconded by George Young. Approved 3-0.

2. Madeliene Abling d.b.a. ***Abling Gallery***, 355 Commercial St., Provincetown, MA.

Motion to renew by George Young. Seconded by AJ Petras. Approved 3-0.

Auctioneer

1. Tcatco, Ltd., Terry Catalano, mgr. d.b.a. ***Outer Cape Auctions***, 8 Pearl St., Provincetown, MA.

Motion to renew by George Young. Seconded by AJ Petras. Approved 3-0.

Michael Senger returns.

Common Victualer

1. Glaceteria, Inc., Brian Hart, mgr. d.b.a. ***Ben & Jerry's***, 258 Commercial St., Provincetown, MA.

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

Kristin Hatch makes disclosure that she works at a theater.

Weekday & Sunday Entertainment

1. Shank Painter Co., Inc., Ewa Nogiec, mgr. d.b.a. ***Gallery Ehva***, 74 Shank Painter Rd., Provincetown, MA.

Motion to renew by George Young. Seconded by AJ Petras. Approved 3-0-1.

George Young steps down. AJ Petras discloses he is on the board of the Elephant Walk Inn Condo. Association.

Lodging

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

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

2. John Barnett d.b.a. ***Shiremax Inn***, 5 Tremont St., Provincetown, MA.

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

3. Zzazz, Inc., Gurci Lovinger, mgr. d.b.a. ***Lotus Guest House***, 296 Commercial St., Provincetown, MA.

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

Parking Lot

George Young returns.

1. L.P. Express, Inc., Timothy McNulty, mgr. d.b.a. ***McNulty's Parking Place***, 148 Bradford St., Provincetown, MA.

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

2. Reverend Henry Dahl d.b.a. ***St. Peter the Apostle Church***, 11 Prince St., Provincetown, MA.

Motion to renew by George Young. Seconded by Michael Senger.

Transient Vendor

1. Tiffany Crain d.b.a. *Miss Mizepha's Trading Post*, 322 Commercial St., Provincetown, MA.

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

Pedicab Operator

Motion by Kristin C. Hatch to take 10 pedicab operator renewals as one. Seconded by Michael Senger. Approved 4-0.

1. Petko Tsakov
2. Svetlin Kozhuharov
3. Blagovet Fidoshev
4. Timophey Koreteev
5. Filip Stoitsev
6. Audrius Kondrackis
7. Aleksandar Iliev
8. Boyan Dechev
9. Robert Dunham, Jr.
10. Eugeniu Prodan

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

Taxicab/Livery Vehicle

1. **Mercedes Cab:** Reg. #TA25227, 1976 Red Mercedes Sedan; Reg. #TA25292, 1985 Blue Mercedes Station Wagon; LV59203, 1980 Blue Mercedes Sedan; Reg. #LV50521, 1989 White Mercedes Sedan; Reg. #LV12799, 1983 Brown Mercedes Sedan; Reg. #LV59208, 1982 White Mercedes Sedan; Reg. #TA25226, 1982 White Mercedes Station Wagon.

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

2. **Cape Cab:** Reg. #TA25125, 1997 Red Chevy Van; Reg. #TA27021, 1999 Gray Chevy Van.

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

3. **Funkmobile:** Reg. #LV50457, 1997 Black Lincoln Town car.

Motion to renew by Michel Senger. Seconded by George Young. Approved 4-0.

4. **Jody's Taxi:** Reg. #TA25117, 2001 Gray Ford Windstar.

Motion to renew by Michel Senger. Seconded by George Young. Approved 4-0.

Taxi Operator

Motion by Kristin C. Hatch to take 5 taxi operator renewals as one. Seconded by Michael Senger. Approved 4-0.

1. Joseph Meldahl
2. Doninique Pecce
3. Kyle Brodie
4. Marius Nicolescu
5. Nola Glatzel

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

Correspondence – Discussion regarding correspondence received by Raphael Richter from Neil Hennigan. Mr. Richter is making formal written complaint that Mr. Hennigan of Black & White Taxi is in violation of Licensing Board Rules & Regulations Section 8.02(b) by interfering with his business by removing his marketing materials. Mr. Hennigan admits to removing Mr. Richter's cards during a telephone conversation and then mailed them to him with a letter. Kristin Hatch wants everybody to get along and follow the rules. Letter and complaint will be placed in Mr. Hennigan's file. Scott Chovanec will have a conversation with Mr. Hennigan regarding this matter. Brief discussion regarding fare stealing. Ms. Hatch asks Mr. Richter to train his employees to report fare stealing, displaying their taxi operator's licenses, and parking on Commercial St. that are not designated for taxis. Scott Chovanec states that he will be coming down hard on taxis.

Enforcement – Scott Chovanec informs the Licensing Board that a Mercedes Cab driver was arrested for assault charges while driving. Scott Chovanec will recommend revoking his license depending on the outcome of the charges filed. Detective Chovanec states that on June 10, 2011, two 18-year olds were taken into custody at Sal's Place for drinking alcohol at a graduation party. June 5, 2011, Vixen had a noise complaint and a complaint of an indecent assault and battery - no detail officer was on site. Kristin C. Hatch recommends issuing a fine to Neil Hennigan for blatant violation of Section 8.02(b) of the Licensing Board Rules & Regulations.

Old business – AJ Petras distributes hand outs regarding grease traps, the renewal process. Kristin C. Hatch states that she had a discussion with Benjamin deRuyter regarding pumping grease traps at all properties the required amount of times.

Licensing Board Statements – AJ discusses handouts, list showing who is responsible for what and when it should occur.

Motion to adjourn at 7:01 p.m. by AJ Petras. Seconded by George Young. Approved 4-0.