



Minutes

Of the Provincetown Licensing Board will hold a Public Meeting on **Tuesday, May 14, 2013** at 5:15 p.m. in the Judge Welsh Meeting Room, Town Hall, 260 Commercial Street.

Members Present: Kristin Hatch, Scott Caldwell, Frank Thompson, AJ Petras
Staff Present: Aaron Hobart, Rich Alves

Meeting Agenda

Public Hearings

Special Liquor License – *Continued from April 23, 2013*

1. Petition from Cheryl Napsha , representing ***Provincetown Public Library*** for a ***Special Liquor Licenses*** for events at the Public Library, 360 Commercial St. on **June 27, 2013 from 5pm to 8pm**, on **September 14, 2013 from 7pm to 10pm**, and on **October 18 & 19, 2013 from 7pm to 9pm**.

Discussion regarding event dates and activities.

Discussion regarding previous events

Discussion regarding police detail for event in June

Discussion regarding estimated attendance.

Fall Event average 70 people and 40 a night for Women's Week.

Discussion regarding use of Far Land as a caterer for events

October event for sure will be Far Land and TIPS trained bartenders will be used.

Motion to Approve by AJ Petras contingent on Far Land used as caterer. Second by Scott Caldwell. Approved 4-0.

If change in caterer licensee to notify licensing agent.

David joins meeting

Special Liquor License

2. Petition from Ginger Diercks representing ***MassEquality*** for a ***Special Wine & Malt License*** for an event on **July 20, 2013 from 6pm until 9pm** in the Town Hall Auditorium.

Ginger Diercks representing MassEquality.

Discussion regarding MassEquality's event and floor layout.

Discussion regarding multiple food providers with Ptown Parties as main caterers.

Ginger – Restaurants will not be handling alcohol. Ptown parties will handle alcohol

Discussion regarding prospective attendance.

Motion to Approve by AJ Petras. Second by Frank Thompson. Approved 4-0.

3. Petition from Robin Reid, representing **Supporters of the Provincetown Public Library**, for a **Special Liquor License** for an event at the Public Library, 360 Commercial St., Provincetown, MA on **June 8, 2013 from 7 to 10 pm**.
Robin Reid and David Massiochi representing Supporters of the Provincetown Library.
Discussion regarding event details.
Discussion regarding police detail
Discussion regarding carding of attendees and use of color scheme
Discussion regarding use of volunteers to control exits
Discussion regarding floor plan/set up
Expected attendance between 200 and 300
Discussion regarding TIPS trained bartenders and use of David Massiochi as organizer.
Discussion regarding charging for alcohol at event.
Motion to approve by Scott Caldwell. Second by Frank Thompson. Approved 4-0.

Combustible Liquid

4. Petition from Jon Salvador, **Marcey Oil Company** for a **License to Store Combustible Liquids** at 50 Commodore Avenue, Provincetown, MA.
Lester Murphy, John Salvadore and Jody Armiden representing Marcey Oil.
Discussion regarding Mass General law
Discussion regarding site at 50 Commodore Avenue site
Discussion of liquid Propane tank to replace oil tank.
Discussion regarding demand for propane gas in marketplace
Discussion regarding approvals by State of MA and Provincetown Fire Chief
Discussion regarding off-site deluge site.
Discussion by Mr. Murphy regarding benefit to town of Provincetown
Jody discusses design of design and safety standards of tanks, and safety devices.
Jody discusses us of water guns to cool site.
Discussion regarding need for propane tanks in town.
Cheryl Hitchings speaks in opposition for owners at Last Unicorn Condo Association.
Discusses concerns about safety and property values
Mr. Murphy discusses abutter concerns.
Discussion regarding size of tank
Scott: "how do you protect against vandalism?"
John: cameras are installed. The gate is locked at night.
Mr. Murphy discusses trucks in town allowed to sit overnight without safety features.
Discussion regarding property values. Discussion regarding storage of oil and propane together.
Discussion regarding installation of tank. Awaiting final inspection from state Fire Marshall.
Motion to Approve by AJ Petras. Second by Frank Thompson. Approved 4-0.

Sunday Entertainment

5. Petition from David Silva, representing The Red Inn at Provincetown, Inc. d.b.a. **The Red Inn**, for a **Sunday Entertainment License** at 15 Commercial St. Provincetown, MA.
David Silva & Sean Burke representing the Red Inn.
Discussion regarding Jazz brunch on Sunday's only from Memorial Day to Columbus Day.
David discusses benefits of having Jazz Brunch for town of Provincetown
Discussion regarding zoning decision being approved by not signed by board and still subject to change. Discussion regarding conditions including entertainment in lobby only as well as expiration date of January 2nd 2014.
Letters for and against read into record

AJ – questions where current licenses are displayed.
Discussion regarding placement of licenses on rafters.
Det. Alves – Easiest of place them in the hostess station. Discusses that he has never been called to the Red Inn
David discusses displaying of licenses together.
Discussion regarding one year trial period
Motion to Approve by Scott Caldwell. Second by Frank Thompson. Approved 4-0 with condition that zoning signs it's decision.

Special Entertainment and Liquor License

6. from Bette Warner and Michael Roberts, representing ***Fine Arts Work Center***, for a **Special Entertainment and Liquor License** for an event on **July 13, 2013** and a **Special Liquor License** for an event on **August 17, 2013** both at 24 Pearl St., Provincetown, MA.
AJ Petras discloses that he is an abutter to Work Center.
Michael Roberts and Beth Warner representing the Fine Arts Work Center
Discussion regarding events to be held with alcohol service.
Honoree at one event will be Gov. Duval Patrick. A donor will also be honored.
Discussion regarding bar arrangement.
Caterer to be used at both events.
Considering musicians with non-amplified music.
Discussion regarding TIPS trained bartender
July 13th expected attendance 300 people. 350 is
August 17th auction is 100 expected.
Discussion about use of licensed caterer for event.
Jackie Sperry speaks about an incident 2 years ago where truck hit her house. Truck had been hired by caterer. Discusses arrangement for pick-up and delivery. Would like to request that Fishburn Court not be used for pick-up or delivery.
Discussion regarding managing people when Governor is at event. Discussion about crowd control.
Michael – Its an “all hands on deck” event for us.
Kristin – “Can’t go wrong communicating with your neighbors.”
Discussion regarding TIPS certified servers and use of police detail and control of alcohol leaving premises.
Motion to Approve by Frank Thompson. Second by Scott Caldwell. Approved 4-0.

Transfer of Innholder Licence

7. Petition to Transfer Innholder License from **ZoeMax, Inc.** d.b.a. Chateau Provincetown to **Plan B Adventures, LLC**, Nadine C Licostie, mgr. d.b.a. **Chateau Provincetown**, 105 Bradord St. Ext., Provincetown, MA.
Jay Murphy and Emily Flax representing ZoeMax, Inc.
Discussion regarding financing and transfer investment
Discussion regarding proceeds of sale paying outstanding property tax.
Discussion regarding new owners and their background
Discussion regarding running the business and not condoing
Disussion regarding previous owners staying on for transition period.
Robert Martin speaks in favor of transfer. Discusses how trucks exiting hotel through Dune's property have damage private property. Asks that new owners speak with guests about exiting of their property.
Discussion regarding use of road for each property through 1950's subdivision.
Motion to Approve by AJ Petras contingent upon taxes paid to Town of Provincetown. Second by Frank Thompson. Approved 4-0.

Presentation

1. Lynne Martin – MIS Department
Discussion regarding workflow
Discussion regarding licensee access to application process
AJ – asks about standard reports and use of system for agenda creation
Discussion regarding tracking license from zoning to licensing
Discussion regarding conversion of old data to new system.

Public Statements

New License

Retail

1. Artist Loft
Rick Campbell and Richard Peters representing Artist Loft at 135 Bradford.
Rick – hope to be year-round business
2. Northern Lights Hammocks
Discussion regarding lapse in license and expiration date.
3. Dolphin Fleet
4. Mailspot
Discussion regarding lapse in license.
5. Karilon Gallery
Motion to Approve by Scott Caldwell. Second by Frank Thompson. Approved 4-0.

Taxi Operator

6. Jacob Azer
Motion to continue by AJ Petras. Second by Frank Thompson. Approved 4-0.
7. Richard Fishman
Motion to continue by AJ Petras. Second by Frank Thompson. Approved 4-0.
8. Ernie Rodrigues-Tripp
Motion to Approve by AJ Petras. Second by Scott Caldwell. Approved 4-0.
9. Kevin Lindsay
Motion to continue by AJ Petras. Second by Frank Thompson. Approved 4-0.
10. Justine Ives
Motion to Approve by Scott Caldwell. Second by AJ Petras. Approved 4-0.

Pedicab

1. P-town Pedi Cab, Inc., Bruce Van Allen, mgr. d.b.a. **P-Town Pedi Cab**, 377 Commercial St., Provincetown, MA 02657. Reg. #107, Green; Reg. #108, Red.
Bruce Van Allen representing P-town Pedi Cab
Discussion regarding work session for limiting number of pedicabs on the road at once.
Bruce – discusses idea of purchasing medallions
Discussion about reducing congestion on pier and in front of town hall.
Discussion regarding posting of fares

Motion to Approve by AJ Petras. Second by Frank Thompson. Approved 4-0.

Lodging

11. Anchor Inn, LLC, Michael Zeppieri, mgr., d.b.a. ***Anchor Inn***, 175 Commercial St., Provincetown, MA 02657

Motion to continue by AJ Petras. Second by Scott Caldwell. Approved 4-0.

Art Gallery

1. Provincetown Theater Foundation, Inc., Tom Boland, mgr., d.b.a. ***Provincetown Theater***, 238 Bradford, St. Provincetown, MA 02657
Tom Boland representing Provincetown Theater Foundation
Discusses use of theater as a gallery space.
Discussion regarding use of liquor license at openings

Motion to Approve by Scott Caldwell. Second by AJ Petras. Approved 4-0.

Amend License

Change of Manager

1. Provincetown Theater Foundation, Inc., Tom Boland, mgr., d.b.a. ***Provincetown Theater***, 238 Bradford, St. Provincetown, MA 02657
Tom Boland representing Provincetown Theater Foundation
Discussion regarding change in manager.

Motion to approve by AJ Petras. Second by Frank Thompson. Approved 4-0.

Retail to Art Gallery

2. James Bakker Antiques, Inc., James Bakker, mgr., d.b.a. ***James Bakker Antiques***, 359 Commercial St. Provincetown, MA 02657
James Bakker representing James Bakker Antiques.
Discussion regarding switch

Motion to Approve by AJ Petras. Second by Frank Thompson. Approved 4-0.

Change of DBA

3. Julesan, Inc., Julie Knapp, mgr., d.b.a. ***Twist'd Sisters***, 293 Commercial St. Provincetown, MA 02657
Julie Knapp representing Twist'd Sisters

Motion to Approve change of d.b.a. to Twisted Pizza by AJ Petras. Second by Scott Caldwell. Approved 4-0.

Transfer License

Guest House

1. Petition to Transfer Lodging License from **Rockport Lodging, LLC**. d.b.a. 8 Dyer Hotel to **Steve & B Company**, Stephen Katsurinis, mgr. d.b.a. **8 Dyer Hotel**, 8 Dyer St., Provincetown, MA
Rob Tosner representing Steve & B Company
Motion to Approve by AJ Petras pending completion of paperwork and sale of property. Second by Frank Thompson. Approved 4-0.

Renewal License

Art Gallery

Motion to take item #s 1,3,4,5,6,7,8 as a group by AJ Petras. Second by Frank Thompson. appr

1. Hutson Gallery, Inc., Mary T. Feeley, mgr., d.b.a. ***Hutson Gallery***, 432 Commercial St. Provincetown, MA 02657
2. Angela Russo, mgr., d.b.a. ***Karilon***, 447 Commercial St., Provincetown, MA 02657
3. Packard Gallery, Inc., Leslie Packard, mgr., d.b.a. ***Pakard Gallery***, 418 Commercial St. Provincetown, MA 02657
4. Packard Gallery, Inc., Leslie Packard, mgr., d.b.a. ***Pakard Gallery 2***, 398 Commercial St. Provincetown, MA 02657
5. TJ Walton Gallery, Inc., TJ Walton, mgr. d.b.a. ***TJ Walton Gallery***, 153 Commercial St. Provincetown, MA 02657
6. The William Scott Gallery, Inc., Brain Galloway, mgr., ***William Scott Gallery***, 439 Commercial St. Provincetown, MA 02657
7. H.N. Gallery, Inc., Hilda Neily, mgr., d.b.a. ***Hilda Neily Gallery***, 364 Commercial St., Provincetown MA 02657
8. Sophia Reznickas, mgr., d.b.a. ***Sophia Reznick Gallery***, 359 Commercial St., Provincetown, MA 02657

Motion to Approve by AJ Petras. Second by Frank Thompson. Approved 4-0.

Common Victualler

1. Betru, Inc., Paige Mansfield, mgr., d.b.a. ***Blondie's Burgers***, 212-214 Commercial St. Provincetown, MA 02657

Motion to approve by AJ Petras. Second by Scott Caldwell. Approved 4-0.

2. Best Buns, Inc., Irvin Morgan, mgr., d.b.a. ***Burger Queen***, 331 Commercial St. Provincetown, MA 02657

Motion to approve by AJ Petras. Second by Frank Thompson. Approved 4-0.

Lodging

1. Guy Plourde, mgr., d.b.a. ***The Black Pearl***, 11 Pearl St. Provincetown, MA 02657

Motion to Approve by Scott Caldwell, Second by Frank Thompson. Approved 4-0.

Taxi Operator

Motion to take items 1-6 as a group by AJ Petras. Second by Frank Thompson. Approved 4-0.

1. Selene Burke
2. Sabrina Hash
3. Mary Jo Dorman
4. Everard Cleary

5. David Brown
6. Raymond Gentles

Motion to take items 1-6 as a group by AJ Petras. Second by Frank Thompson. Approved 4-0.

Pedicab Operator

Motion to take as a group by AJ Petras. Second by Frank Thompson. Approved 4-0.

1. Baltiev Kaloyan

2. Mindy Parnes

Motion to approve by AJ Petras. Second by Frank Thompson. Approved 4-0.

Parking Lot

1. Charles W. Silva, mgr., d.b.a. ***Silva's Parking***, 57 Shank Painter Road and 70-74 Shank Painter Rd. Provincetown, MA 02657

Motion to approve by Frank Thompson. Second by AJ Petras. Approved 4-0.

Correspondence

Minutes –

Move to continue minutes by Kristin Hatch. Second by AJ Petras. Approved 4-0.

Enforcement

Det. Alves comments on how well staff of Ragnar Events performed during their event.
Kristin – I did hear some feedback about signage and not enough volunteers for directing people.
Discussion regarding creation of a “best practices” folder for events

Code Compliance

Old business –

AJ – Rebecca and I will be having a work session now that the Acela demo is over.
May 20th ABCC Training for board members. May 22nd TIPS training open to public about 15 spots available.

New Business

Licensing Board Statements

AJ – Licensing board may have been dealt a bad set of cards at Selectmen's meeting on April 29th, 2013. Some statements made by the chair and not made by the Town Manager didn't necessarily tell the whole story and if there are still issues they should make an appointment to meet with us.

Licensing Agent Statements

Motion to Adjourn by AJ Petras. Second by Frank Thompson. Approved 4-0. 7:16 p.m.