



Minutes

Of the Provincetown Licensing Board Public Meeting at 5:15 p.m. on **Tuesday, June 11, 2013** in the Judge Welsh Room, Town Hall, 260 Commercial Street.

Members Present: Kristin Hatch, Scott Caldwell, Frank Thompson, AJ Petras

Staff Present: Aaron Hobart, Rich Alves, David Gardener

Public Hearings

Special Liquor License - Continued from May 28th meeting

1. Petition from Alexandra Laughlin representing ***Center for Coastal Studies*** for a ***Special Wine & Malt License*** for an event on August 1, 2013 from 7pm until 10pm in the Town Hall Auditorium.

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

Alteration of Licensed Premises

2. Petition from Tom Boland, representing *Farland, Inc. d.b.a. Far Land Provisions* for an ***Alteration of Licensed Premises*** at 150 Bradford St., Provincetown, MA.

Joe Farley and Tom Boland

Discussion of alteration of premise and dedicated space for catering alcohol stock.

Discussion of new caterer's license.

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

Special Entertainment License

3. Petition from Victor DePoalo, representing ***Community Research Initiative***, for a ***Special Entertainment License*** for an event on July 20, 2013 from 12 to 3 p.m. at 15 Commercial St., Provincetown, MA. No rain date requested.

John Good and Kerry Raymond representing Community Research Initiative

Discussion of event as a fundraiser for AIDS research.

\$100 admission to event

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

Special Entertainment Licenses

4. Petition from Debbie Nadolney, representing ***AMP: Art Market Provincetown***, for ***Special Entertainment Licenses*** at 148 Commercial St., for music, readings or video at art openings on June 20, 2013 and June 21, 2013 from 4 to 5:30 p.m. and every other Saturday from 5 p.m. to 9:30 p.m. from June 15, 2013 through October 19, 2013. No rain date requested.

Debbie Nadolney representing AMP:ArtMarket Provincetown
Debbie discusses poetry readings, video, and acoustic music, at events during openings.
“Pretty mellow stuff, all in all” ending by 9:30 p.m.
Discussion regarding use of space for short films during Film Festival

Marianne Roth speaks in favor of license. Cross media events good for all artists and the artist community.
Howard Caron speaks for Provincetown Film Society and as a gallery owner in favor of license. Reasonable with limitations. A wonderful inclusion to the festival and will not in any way be interruptive to neighborhood.
Gina Kimeski speaks in favor of license as an artist and abutter a few blocks away.

Letters for and against read into the record by Kristin Hatch.
Letter from Debbie Nadolney to abutters read into the record as well as signatures from abutters in support of license

Discussion regarding town meeting request to expand definition of art and art galleries.
David: request at town meeting was an amendment to the zoning by-law. At no time was there a request to change how the licensing board issues entertainment licenses. It is a completely separate board with separate regulations. What is expected is that any business who seeks to do what (Debbie) is seeking to do is to come before licensing.
Debbie discusses planning request being tabled indefinitely. Further discusses entertainment/performance art and the type of events that she would like to do at AMP.
Discussion regarding the difference between a full entertainment license and single event special entertainment licenses
Discussion regarding previous licensee (Bowersock Gallery) with list of event with specific times and descriptions
Debbie discusses more specific dates for event in July.
Discussion regarding agreement with condo association presented by abutter AJ – Discusses process. Not a replacement of entertainment license.
Motion to approve special entertainment license for music, readings and video 6/15, 6/20, 6/21, 7/20, 7/24, 8/10 and 8/24 and that the conditions made in agreement with condo association be included with the addition of video and film. Second by Frank Thompson.
Discussion regarding adhering to the conditions placed on the license.
Approved 3-0-1.

Public Statements

Patty Fitzmaurice Speaks to the specificity of the previously presented Bowersock event schedule

New License

Taxi Operator

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

1. Whitney Hammons
2. Joseph Silva
3. Rogerio Rocha

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

Pedicab Operator

Motion to take 1-8 as a group by Frank Thompson. Second by Scott Caldwell. Approved 4-0.

1. Max Cliggot-Perlt
2. Petar Georgiev
3. Matthew Dawley
4. Georgi Todorov
5. Kas-Wayne Samuels
6. Nicolay-Emil Shopov
7. Boris Stefanov
8. Kevin Purell
9. Paulius Kazemekaitis
10. Domantis Juskunas
11. Andreas Dimitri Cesar

Motion to approve 1-8 as a group by AJ Petras. Second by Scott Caldwell. Approved 4-0.
Motion to continue 9 &10 by AJ Petras. Second by Frank Thompson. Approved 4-0.

Retail

1. October Associates, Maghi Geary, mgr., d.b.a. **The Provincetown Florist**, 136 Commercial St. Provincetown, MA 02657
2. Provincetown Aquasports, LLC, Bill Bonn, mgr., **Provincetown Aquasports**, 333R Commercial St. Provincetown, MA 20657
Bill Bonn and Kanan Moppet representing Provincetown Aquasports
Discussion regarding state regulations requiring use of building for water related activity.

Art Gallery

1. White Porch Inn, LLC, Thomas Shirk, mgr., d.b.a. **White Porch Inn**, 7 Johnson St. Provincetown, MA 02657
Thomas Shirk representing White Porch Inn
Frank Thompson recuses himself and leaves the room.
Discussion regarding use of inn for use as an art gallery
Motion to Approve by AJ Petras. Second by Scott Caldwell. Approved 4-0.
2. Cassandra Complex Gallery, LLC, Roberto Lymbertos, mgr., d.b.a **Cassandra Complex Gallery**, 398 Commercial St. Provincetown, MA 02657
Motion to continue by AJ Petras. Second by Scott Caldwell. Approved 3-0.

Frank Thompson re-enters room.

3. DNA Gallery, Inc., Nick Laurence, mgr., d.b.a. **DNA Gallery**, 288 Bradford St. Provincetown, MA 02657
Motion to Approve by AJ Petras. Second by Scott Caldwell. Approved 4-0.

Outdoor Artist

1. Chris Lorenz
Motion to continue by AJ Petras. Second by Frank Thompson. Approved 4-0.

Amend License **License Conditions**

1. Harbor Lounge, Inc., Cassandra Benson, mgr., d.b.a. **Harbor Lounge**, 359 Commercial St. Provincetown, MA02657
Cassandra Benson representing Harbor Lounge
Discussion regarding misunderstanding regarding initial conditions.
Discussion regarding moving the south facing closing of windows at 9 p.m.
Cassandra discusses meeting with Det. Alves regarding checking of noise levels
Discussion regarding fence option
Motion to Approve by AJ Petras. Second by Scott Caldwell. Approved 4-0.

Transfer License

Renewal License

Art Gallery

1. Kyle Rinquist, mgr., d.b.a. **Kyle Rinquist Gallery**, 349 Commercial St. Provincetown, MA 02657
Motion to Approve by Scott Caldwell. Second by Frank Thompson. Approved 4-0.

Parking Lot

1. Rev., Hugh McCullough, d.b.a. **St. Peter the Apostle Church**, 11 Prince St. Provincetown, MA 02657
Motion to Approve by Scott Caldwell. Second by AJ Petras. Approved 4-0.
2. L.P. Express, Inc., Timothy McNulty, mgr., d.b.a. **McNulty's Parking Place**, 148 Bradford St. Provincetown, MA 02657
Motion to Approve by Scott Caldwell. Second by Frank Thompson. Approved 4-0.

Taxi Operator

Motion to take items 1,2,4,& 5 as a group by AJ Petras. Second Frank Thompson.

Approved 4-0

1. Michael Kuchyt
2. Jules Glatzel
3. Noles Glatzel
4. Jeremy Morgan
5. Richard Whelan

Motion to take items 1,2,4,& 5 as a group by AJ Petras. Second Frank Thompson.

Approved 4-0.

Pedicab Operator

Motion to take items 1- 5 as a group by AJ Petras. Second Frank Thompson. Approved 4-0.

1. Emil Cliggott-Perlt
2. Galib Ali Galib
3. Alexis Cesar
4. Andreas Lipschutz

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

Pedicab Service

1. B&E Pedicabs, LLC, Emil Cliggot-Perlt, mgr., d.b.a. **B&E Pedicabs**, 2 Creek Round Hill Rd. Provincetown, MA 02657. Reg. #200 Black. Reg. #201, Green.
Emil Cliggot-Perlt representing B&E Pedicabs.

Motion to renew subject to inspection by AJ Petras. Second by Scott Caldwell.

Approved 4-0.

Discussion regarding placement “rates are negotiate with driver” sign on passenger door side. It would not have to comply with 3”x1” letter size.

Lodging

1. The Anchor Inn, LLC, Christopher Andrews, mgr., d.b.a. **Anchor Inn**, 175 Commercial St. Provincetown, MA 02657

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

Correspondence

Minutes –

Motion to approve May 2nd by AJ Petras. Second by Scott Caldwell. Approved 4-0.

Motion to approve May 14th by AJ Petras. Second by Frank Thompson. Approved 3-0.

Motion to approve May 28th by AJ Petras. Second by Frank Thompson. Approved 3-0.

Enforcement

Incident reports presented by Det. Alves

Discussion regarding taxi inspections

No violations

Discussion regarding door people and vast improvement in protection of licenses

Licensing agent discusses training session for door people

Discussion by AJ regarding having TIPs training certificates on hand at establishments

AJ - Not all taxi drivers hanging their licenses.

Code Compliance

Discussion of the Canteen screen door being open and lack of signage on door contrary to conditions placed on license

Old business –

Discussion with Candace from the Provincetown Chamber

Discussion regarding calling in licensees with liquor licenses mentioned at previous meeting.

New Business

Licensing Board Statements

Licensing Agent Statements

Motion to adjourn by AJ Petras. Second by Frank Thompson. 7:02 p.m.