



Minutes

Of the Provincetown Licensing Board Public Meeting on **Tuesday, June 14, 2016** at 5:15 p.m. in the Judge Welsh Room, Town Hall, 260 Commercial Street.

Members Present: Frank Thompson, Barrett Alley, Michelle Foley, Kristin Hatch, Zachary Luster

Staff Present: Aaron Hobart, Richard Alves

Meeting Agenda

Public Hearings

Amendment to Common Victualer License

Petition from Tarrnum Williams, representing ***Kabob-E-Licious, LLC*** for ***Amendment to their Common Victualer License*** at 338 Commercial St., Provincetown, MA.

Motion to Continue by Kristin Hatch. Second by Zachary Luster. Approved 4-1

*Motion to take Kabob-E-Licious by Zachary Luster. Second by Kristin Hatch. Approved 4-1
Tarrnum Williams representing Kabob-E-Licious*

Increase from 19 to 24 seats

Discussion about business model and increase in revenue with more seats

Motion to Approve by Michelle Foley. Second by Zachary Luster. Approved 5-0

Special Entertainment License

Petition from Zachary Luster, representing ***Ciro & Sal's*** for a ***Special Entertainment Licenses*** at 4 Kiley Court on July 1, 8, 15, 22 & 29 and August 5, 12, 19 & 26, 2016. No rain date requested.

Withdrawn and reposted for 6/28/16

Seasonal Wine & Malt Liquor License

Petition from Donald Edwards, representing ***Donald Edwards Enterprises, Inc. d.b.a. Upper Deck Barbeque and Brew*** for a ***Seasonal Wine & Malt Liquor License*** at 336 Commercial St., Provincetown, MA.

Donald Edwards representing Upper Deck Barbeque & Brew

There was a beer and wine license at this location previously.

Conducive to the type of food we serve

Will assist in ability to stay in business

Customers currently leaving when they can't get a beer or wine with sandwich

Staff are all TIPS trained

Have had a license here (Governor Bradford) for many years

Motion to Approve by Zachary Luster. Second by Michelle Foley. Approved 5-0

Change from Seasonal to Annual Liquor License

Petition from Robert Anderson, representing The Galley Catering, LLC, Inc. d.b.a. **The Canteen** for a **Change from Seasonal to Annual Liquor License** at 225 Commercial St., Provincetown, MA.

Loic Rosignon representing The Canteen

Looking to stay open year round

Last year closed after the holiday market on January 6th.

Barrett: have you fixed the fans?

Loic: the fans are licensed separately from the Canteen. There is nothing to fix

Frank: and the bakery?

Loic: the issue there is there are no seats. So you may be able to get the baked goods at The Canteen in the winter.

Motion to Approve by Zachary Luster. Second by Michelle Foley. Approved 5-0

Special Liquor License

Petition from Kenneth Oxtoby, representing **The Beachcombers** for a **Special Liquor License** from 6pm – 10 pm on September 9, and 12pm to 12am on September 10, 2016 at The Town Hall Auditorium, Provincetown, MA.

Ken Oxtoby representing The Beachcombers

Will not be requesting the license for Friday evening, only Saturday

100th anniversary of the Beachcombers club

Artists in the afternoon. 5-11 p.m. there will be live music

Beer, wine, water and soda available for service.

People going to TIPS training on Thursday

Police Detail will be in place

Alcohol will be purchased from a vendor on the list. From a wholesaler

Kristin: how many volunteers?

Ken: probably about 30. All the club members in attendance plus bartenders

How many people expected?

Ken: nothing beyond town hall occupancy. It could be 50 at any given time in the afternoon but won't approach occupancy.

Kristin: how will you band people of drinking age.

Ken: we are still working that out. Either a band or a stamp

Motion to Approve by Michelle Foley. Second by Barrett Alley. Approved 5-0

Alteration of Licensed Premises

Petition from James D. Derosier, representing Town Hospitality Group, Inc., d.b.a. **Spindler's at the Waterford** for an **Alteration of Licensed Premises** at 386 Commercial St., Provincetown, MA.

Motion to Continue by Kristin Hatch. Second by Zachary Luster. Approved 5-0

Motion to re-open the Public hearing by Zachary Luster. Second by Kristin Hatch

James DeRosier and Ryan Campbell representing Spindler's

Discussion about the upper deck bar reconfiguration and movement of bar

Gone through zoning and historic.

Zachary: it looks great up there

Worked to move the bar away from the street

Discussion about food service areas.

Discussion about past transgression where alcohol served in front area made it onto the street

Discussion about future plans to serve food and alcohol outdoors

Kristin: discussion about signage at entrance.

Ryan: we can put them out. They'd be stealing our glasses

Motion to Approve by Barrett Alley. Second by Zachary Luster. Approved 5-0

Special Entertainment Licenses & Noise By-Law Waivers

Petition from Ilene Mitnick, representing ***Roux Guest House*** for ***Special Entertainment Licenses & Noise By-law Waivers*** on September 16, 2016 from 6pm to 12am and October 15, 2016 from 10am to 1pm at 210 Bradford St., Provincetown, MA. No rain dates requested.

Ilene Mitnick representing Roux Guest House

Would like to request 11 p.m. stop time and not midnight for September 15th

DJ will be used at the event

Talked with neighbors which led to change in time request

Re: October 15th it will be the largest women's wedding event. Want to attract more women to Provincetown. Appeal to women of all ages. In order to participate you need to come in three days in advance to register for a marriage license.

If we get 100 couples we get into the Guinness Book of World Records but would be happy with 40.

We have a back-up application for Town Hall.

Morning ceremony no band or alcohol. Amp will be used for Kate Clinton to do her Schtick. It should be over by 12:30 or 1 p.m.

Kristin: great idea

Zachary: hope you get a 100

Ilene: in order to get the record you need to get 100. There is no record for this currently. Right now the application is only for weddings.

Motion to Approve by Kristin Hatch. Second by Zachary Luster. Approved 5-0

Special Entertainment & Liquor Licenses

Petition from Michael Roberts & Bette Warner, representing ***Fine Arts Work Center*** for ***Special Entertainment and Liquor Licenses*** on July 8 & 9, 2016 from 6pm to 11pm at 24 Pearl St., Provincetown, MA. No rain dates requested.

Michael Roberts & Bette Warner representing FAWC

Discuss event details. 7th annual summer awards celebration

Ilene Miles and James License (sp?) are the award recipients

Tent will be in the parking area and use the indoor auditorium

Alcoholic and non-alcoholic beverages with servers by Max Ultimate Foods

Perhaps a band will be used

Max attendance would be 380 on Saturday and 150 or so on Friday.

Kristin: you are aware of the impact on the neighborhood.

Bette: we have a good relationship with the community

Michael: abutters invited for cocktails before event

Motion to Approve by Zachary Luster. Second by Barrett Alley. Approved 5-0

Public Statements

Other Business

Transfer of Lodging License

1. Christopher Scales, mgr., d.b.a. ***Chicago House***, 6 Winslow St., Provincetown, MA 02657 to Bulleta Services, LLC, Peter Bullis, mgr., d.b.a. The Chicago House
Peter Bullis and Mauricio Zuleta representing Chicago House
Owners of The Captains House (5th Season)
Motion to Approve Transfer conditioned on the closing of the sale of the property by Frank Thompson. Second by Michelle Foley. Approved 5-0

2. S.T.A.N. Inc., Stanley Klein, mgr., d.b.a. **Romeo's Holiday**, 97 Bradford St., Provincetown, MA 02657 to The Gaslamp Bed & Breakfast, LLC, Jim Cote, mgr., d.b.a. Romeo's Holiday
Motion to Continue by Kristin Hatch. Second by Zachary Luster. Approved 5-0
David Nicolau representing Romeo's Holiday
New owners will be an asset to the Town of Provincetown
Please

Motion to approve by Kristin Hatch conditioned on closing of the sale of the property by Kristin Hatch. Second by Zachary Luster. Approved 5-0

Appointment of Nikolay Velchev, Code Compliance Officer, to perform Licensing enforcement and regulatory work under the Direction of the Licensing Agent.

Nikolay Velchev representing himself

Works for RTA enforcing the rules of that organization

Discussion of possible duties for the Licensing Board

Motion to Appoint Nikolay Velchev, Code Compliance Officer, to perform Licensing enforcement and regulatory work under the Direction of the Licensing Agent by Kristin Hatch. Second by Michelle Foley. Approved 5-0.

Amend License

New License

Retail

1. Barbara Ives, mgr., d.b.a. **Christof's**, 237 Commercial St., Provincetown, MA 02657
2. Ptown Love Shack, LLC, Adam Singer, mgr., d.b.a. **Adam's Nest**, 379 Commercial St., Provincetown, MA 02657
3. Provincetown Bike Rentals, LLC, Steve Riley, mgr., d.b.a. **Provincetown Bike Rentals**, 132-136 Bradford St., Provincetown, MA 02657
4. Kenneth Scott, LLC, Kevin Bente, mgr., d.b.a. **Kenneth Scott**, 368 Commercial St., Provincetown, MA 02657
5. Ptown Purl, LLC, Ryan Cooke, mgr., d.b.a. **Purl**, 349 Commercial St., Provincetown, MA 02657
6. Michael Walczak, mgr., d.b.a. **Studio 17**, 237 Commercial St., Provincetown, MA 02657
7. Sidekicks Travel
Rebecca Saunders representing Sidekicks Travel
Discussion about business of selling travel games for on the road and restaurants
Small selection of items that are easy to forget
Strollers will arrive this week

Outdoor Artist

1. **Rachel Frontino** – 356 Commercial St.
Rachel Frontino representing herself
Discussion about her painting and work in Provincetown
Permission to use the space letter is in the file
Discussion about regulations for outdoor artists

Motion to Approve by Zachary Luster. Second by Barrett Alley. Approved 5-0

Renewal License

Outdoor Artist

1. ***John Swart*** – 184 Commercial St.
Motion to Renew by Michelle Foley. Second by Kristin Hatch. Approved 5-0

Art Gallery

Motion to Take as a group Michelle. Second by Kristin Hatch. Approved 5-0

1. Michael McGuire, mgr., d.b.a. ***McGuire Gallery***, 465 Commercial St., Provincetown, MA 02657
2. Kyle Ringquist, mgr., d.b.a. ***Kyle Ringquist Gallery***, 349 Commercial St., Provincetown, MA 02657
3. Egeli Fine Art, Inc., Arther Egeli, mgr.,d.b.a. ***Egeli Gallery***, 382 Commercial St., Provincetown, MA 02657

Motion to Approve by Michelle Foley. Second by Zachary Luster. Approved 5-0

Lodging

Motion to Take as a group by Michelle Foley. Second by Kristin Hatch. Approved 5-0

1. Revere Guest House, LLC, Paul Novak, mgr., d.b.a. ***Revere Guest House***, 14 Court St., Provincetown, MA 02657
2. Roux Provincetown, LLC, Ilene Mitnick, mgr., d.b.a. ***Roux***, 210 Bradford St., Provincetown, MA 02657
3. Furchin, Inc., Dale Chin, mgr., d.b.a. ***The Clarendon House***, 118 Bradford St., Provincetown, MA 02657
4. Moffett House, Inc., Russ Olevsky, mgr., d.b.a. ***Moffett House***, 296A Commercial St., Provincetown, MA 02657

Motion to Renew group by Michelle Foley. Second by Zachary Luster. Approved 5-0

Taxi/Livery

Motion to take as a group by Michelle Foley. Second by Kristin Hatch. Approved 5-0

1. ***Ptown Taxi Service***: REG#TA503D; VIN# 5FNRL38445B402698; 2005 Blue Honda Odyssey Van; REG#TA523D; VIN#1D4GP25R63B283433; 2003 Red Dodge Caravan Van;
2. ***Pride Taxi***: REG# LV73552; VIN#1MEFM55S75A618079; 2005 Green Mercury Sable Sedan;
3. ***Cape Cab***: REG#LV61977; VIN#JTDKN3DU6A038794; 2010 Silver Toyota Prius Sedan;
4. ***Jr's Taxi Service/Black & White***: REG#TA28024; VIN#1D4GP24R53B333451; 2003 Red Dodge Caravan Van; REG#LV68909; VIN#JTLZE4FE3A1113069; 2010 Black Toyota Scion Sedan;

5. **Atlantic Rides:** REG#TA519D; VIN#24RDGBG2FR725273; 2015 Gray Dodge Caravan Van;

Motion to Renew the group by Zachary Luster. Second by Barret Alley. Approved 5-0

Correspondence

Minutes

Motion to Approve the Minutes of May 24th, 2016 by Zachary Luster. Second by Michelle Foley. Approved 4-0-1

Enforcement

ABCC was in town. Everyone passed.
Fake IDs have been coming in
Tomorrow is the Security class
If we don't have an answer we can get an answer.
Discussion about situation that happened in Orlando

Code Compliance

Old business

Discussion of proposal by Barrett Alley re: Taxi Cab Licensing
Barrett reiterates his proposal to make seasonal taxi operations be restricted to Livery licenses and pay a higher fee than the year round licenses
Zach: if we get the seasonal and force them to pay more they would probably move to a year round business. Wouldn't that make for less business for the year round companies?
Discussion of possible changes would be discussed with taxi owners
Kristin: this would have to be over a year
Zachary. Second by Barrett Alley

Discussion about moving the work session to the 20th. Discussion regarding the noise from the fan and why that should be on an agenda or work session.

Discussion regarding the Revocation of Approvals by the Selectmen for Timothy Downey

Discussion about Jr's Taxi Service

New Business

Licensing Board Statements

Rich: Everyone should remain comfortable out at restaurant and bars this weekend. We will be out. If you see anything out of the ordinary let us know.

Licensing Agent Statements

Welcome back to Kristin
Discussion about changes being made in DCD relating to licensing

Motion to Adjourn by Kristin Hatch. Second by Zachary Luster. 6:42 p.m.