



Public Meeting

The Provincetown Licensing Board Public Meeting of **Tuesday, March 23, 2021** at 5:15pm in the Judge Welsh Room, Town Hall, 260 Commercial Street.

Meeting Agenda

NOTE: THIS IS A REMOTE PARTICIPATION MEETING

Pursuant to Governor Baker's March 12, 2020 Order Suspending Certain Provisions of the Open Meeting Law, G.L. c. 30A, §18, and the Governor's March 15, 2020 Order imposing strict limitation on the number of people that may gather in one place, this meeting of the Provincetown Zoning Board of Appeals will be conducted via remote participation to the greatest extent possible. Specific information and the general guidelines for remote participation by members of the public and/or parties with a right and/or requirement to attend this meeting can be found on the Provincetown website, at <https://www.provincetown-ma.gov/>.

For this meeting, members of the public who wish to watch/listen and participate in the meeting may do so in the following manner:

1. Watch on PTV GOV Channel 18, as well as an online livestream of PTV GOV at <http://www.provincetowntv.org/watch.html>
2. To listen and participate in this meeting, dial **(833) 579-7589** When prompted, enter the following conference number: **325 189 146#** When prompted, state your name, then press #. Please do not speak until the chair or the meeting moderator asks for public comments or questions. If possible, please mute your phone until you are called upon to speak.

No in-person attendance of members of the public will be permitted, but every effort will be made to ensure that the public can adequately access the proceedings in real time, via technological means. In the event that we are unable to do so, despite best efforts, we will post on the Provincetown website an audio or video recording or other comprehensive record of proceedings as soon as possible after the meeting.

Members present by remote: Robert F. Cameron (RC), Chair; Shawn Byrne (SB), Vice-Chair; Bernice Steisel (BS); Donald R. German (DG).

Excused absence: Russell L. Dutra; Julie Knapp, Alternate.

Staff: Linda Fiorella (LF), Licensing Agent, Moderator.

LF gave opening remarks at 5:15pm and called for quorum by remote.

RC called the meeting to order, then gave the meeting over to LF who read the rules governing Public Meeting under current State guidelines pursuant to the corona virus pandemic.

LF announced a Conservation Committee meeting scheduled in the Judge Welsh Room at 6:00pm.

Public Hearings

Amendment to Weekday and Sunday Entertainment Licenses

Petition from Christopher Hartley of **Bottoms Up, LLC, d.b.a. Provincetown Brewing Co**, for an **Amendment of their Weekday and Sunday Entertainment License** at 141 Bradford St.

Christopher Hartley presented; said their current license is for pool tables, but they want to add cabaret and drag performers, as well as trivia with instrumental music and movie screenings.

Bill Krinsky, next door neighbor at 143 Bradford, asked if the venue will become quiet after 10:30pm or so in order that people in the neighborhood can sleep.

LF noted that the Zoning Board has approved music at this property to conclude at 11:00pm, which Mr. Krinsky said would be fine. LF added that she also has three letters on file in support and clarified that the license amendment is for indoor, not outdoor, entertainment.

DG made a motion to approve as presented. SB seconded the motion and it passed, 4-0-0; DG, SB, RC, BS.

Public Statements

None.

Other Business

None.

Enforcement

None.

Code Compliance

None.

Amend/Transfer License

None.

New License

None.

Renew License

Liquor

1. HI, Inc. Frederick Hemley, mgr., d.b.a. **9 Ryder**, 9 Ryder St. Ext., Provincetown, MA, All Alcohol CV

2. Combo, Inc., Guillermo Yingling, mgr., d.b.a. **Glass Half Full**, 191 Commercial St., Provincetown, MA 02657, All Alcohol Package Store
3. Voorspoed, Inc., Benjamin deRuyter, mgr. d.b.a. **Aqua Bar**, 205-209 Commercial St., Provincetown, MA, General on Premise
4. Boatslip, LLC, Terry McCumber, mgr. d.b.a. **Boatslip Beach Club**, 161 Commercial St., Provincetown, MA, All Alcohol Lodging
5. Steamboat Wharf of Provincetown, Inc., John Yingling, mgr. d.b.a. **Bubala's by the Bay**, 183 Commercial St., Provincetown, MA, All Alcohol CV
6. Hollywood to Heaven, Inc., Quinn Taylor, mgr. d.b.a. **Café Heaven**, 199 Commercial St., Provincetown, MA, All Alcohol CV
7. Coffee Pot & More, Inc., Nelson Vital, mgr., d.b.a. **The Coffee Pot**, Provincetown, MA, Wine & Malt CV
8. Noma Goods, LLC, Claudio Gervasi, mgr. d.b.a. **East End Market Place**, 212 Bradford St., Provincetown, MA, All Alcohol Package Store
9. Allofus95, Inc., Laura Lenza, mgr., d.b.a. **Essentials**, 362 Commercial St., Provincetown, MA Wine & Malt Package Store
10. Farland On The Beach, LLC, James Farley, mgr., d.b.a. **Far Land On The Beach**, 6 Provincelands Rd., Provincetown, MA 02657, Wine & Malt Package Store
11. Aliperti, Inc., Omar Neil, mgr. d.b.a. **Front Street Restaurant**, 230 Commercial St., Provincetown, MA, All Alcohol CV
12. Atlantic Ocean, Inc., April Cabral Pitzner, mgr. d.b.a. **Grand Central**, 5 Masonic Pl., Provincetown, MA, All Alcohol CV
13. Harbor Lounge, Inc., Cassandra Benson, mgr. d.b.a. **Harbor Lounge**, 359 Commercial St., Provincetown, MA, General on Premise
14. Clambake, Inc., Timothy McNulty, mgr. d.b.a. **Lobster Pot Restaurant**, 321 Commercial St., Provincetown, MA, All Alcohol CV
15. The Mayflower Café, Inc., Darin Janoplis, mgr. d.b.a. **Mayflower Café**, 300 Commercial St., Provincetown, MA, All Alcohol CV
16. Tina Ravioli, LLC, Dominick Maragni, mgr., d.b.a. **Mistralino Ristorante**, 133 Bradford St., Provincetown, MA , All Alcohol CV
17. Erik Hamnquist d.b.a. **Nor' East Beer Garden**, 206 Commercial St., Provincetown, MA, All Alcohol CV
18. Old Colony Tap, Inc., Leonard Enos mgr. d.b.a. **Old Colony Tap**, 323 Commercial St., Provincetown, MA, All Alcohol CV

19. 328 Commercial St., Inc., Joachim Sandichler, mgr. d.b.a. **Patio American Grill**, 328 Commercial St., Provincetown, MA 02657, All Alcohol CV
20. 371 Commercial St., Inc., Joachim Sandbichler, mgr. d.b.a. **Pepe's Wharf**, 371-373 Commercial St., Provincetown, MA, All Alcohol CV
21. 333 Commercial Street, Inc., Joachim Sandbichler, mgr. d.b.a. Freeman's, 333 Commercial St., Provincetown MA 02657, All Alcohol, CV
22. The Red Inn at Provincetown, Inc., Philip Mossy mgr., d.b.a. **The Red INN**, 15 Commercial St., Provincetown, MA 02657, All Alcohol CV
23. Four Bays, Inc., Dale Scaturro, mgr., d.b.a. **Queen Vic Guest House**, 166 Commercial St., Provincetown, MA, All Alcohol Lodging
24. Union Wharf Holdings, LLC, Siobhan Carew, mgr. d.b.a. **Sal's Place**, 99 Commercial St., Provincetown, MA, All Alcohol CV
25. Strangers and Saints, Inc., Frederick Latasa-Nicks, mgr., d.b.a. **Strangers & Saints**, 404 Commercial St., Provincetown, MA 02657, All Alcohol CV
26. Provincetown Hospitality, Elaine Quigley, mgr. d.b.a. **Surfside Inn**, 543 Commercial St., Provincetown, MA, All Alcohol Lodging.
27. Scruples, Inc., Johnny Pak, mgr. d.b.a. **Thai Lounge Bistro & Monkey Bar**, 149 Commercial St., Provincetown, MA, All Alcohol CV
28. Vicio, Inc., Victor DePoalo, mgr. **Victor's**, 175 Bradford St. Ext., Provincetown, MA, All Alcohol CV
29. Vorelli's Inc., Terri Vorelli, mgr. d.b.a. **Vorelli's Restaurant**, 226 Commercial St., Provincetown, MA, All Alcohol CV
30. Linchris Hotel, Corp., Sheryl Barrett, mgr., d.b.a. **Harbor Hotel/Whaler's Lounge**, 698 Commercial St., All Alcohol Lodging
31. Geraldine Boccio d.b.a. **WayDownTown**, 267 Commercial St., Provincetown, MA, All Alcohol CV
32. Steve & B Company, Brandon Quesnell, mgr., d.b.a. **Yolqueria**, 401 ½ Commercial St., Provincetown, MA, All Alcohol CV
33. Art's Dune Tours, Inc., Robert Costa, mgr., d.b.a. **Art's Dune Tours**, 308-310 Commercial St., Provincetown, MA 02657, Wine & Malt Package Store
34. 59 Province Lands Rd OPCO, LLC, Ellen Blood, mgr., d.b.a. **AWOL**, 59 Provincelands, Rd., Provincetown, MA 02657, All Alcohol Lodging
35. A Lea Delaria Joint, LLC, Frank Christopher, mgr., d.b.a. **THE CLUB, A Lea Delaria Joint**, 193 Commercial St., Provincetown, MA 02657, All Alcohol, CV

RC made a motion to approve the Liquor Renewal Licenses as printed in the Agenda on the condition that all documentation and inspections are complete before issuance. DG seconded the motion and it passed, 4-0-0; RC, DG, SB, BS.

Common Victualer

1. HI, Inc. Frederick Hemley, mgr., d.b.a. **9 Ryder**, 9 Ryder St. Ext., Provincetown, MA
2. Steamboat Wharf of Provincetown, Inc., John Yingling, mgr. d.b.a. **Bubala's by the Sea**, 183 Commercial St., Provincetown, MA
3. Hollywood to Heaven, Inc., Quinn Taylor, mgr. d.b.a. **Café Heaven**, 199 Commercial St., Provincetown, MA
4. Coffee Pot & More, Inc., Nelson Vital, mgr., d.b.a. **The Coffee Pot**, 315 Commercial St., Provincetown, MA
5. Aliperti, Inc., Omar Neil, mgr. d.b.a. **Front Street Restaurant**, 230 Commercial St., Provincetown, MA
6. Atlantic Ocean, Inc., April Cabral Pitzner, mgr. d.b.a. **Grand Central**, 5 Masonic Pl., Provincetown, MA
7. Clambake, Inc., Timothy McNulty, mgr. d.b.a. **Lobster Pot Restaurant**, 321 Commercial St., Provincetown, MA
8. The Mayflower Café, Inc., Darin Janoplis, mgr. d.b.a. **Mayflower Café**, 300 Commercial St., Provincetown, MA
9. Tina Ravioli, LLC, Dominick Maragni, mgr., d.b.a. **Mistralino Ristorante**, 133 Bradford St., Provincetown, MA
10. Erik Hamnquist d.b.a. **Nor' East Beer Garden**, 206 Commercial St., Provincetown, MA
11. Old Colony Tap, Inc., Leonard Enos, mgr. d.b.a. **Old Colony Tap**, 323 Commercial St., Provincetown, MA
12. 328 Commercial St., Inc., Joachim Sandbichler, mgr. d.b.a. **Patio American Grill**, 328 Commercial St., Provincetown, MA
13. 371 Commercial St., Inc., Joachim Sandbichler, mgr. d.b.a. **Pepe's Wharf**, 371-373 Commercial St., Provincetown, MA
14. A Lea Delaria Joint, LLC, Frank Christopher, mgr., d.b.a. **THE CLUB, A Lea Delaria Joint**, 193 Commercial St., Provincetown, MA 02657
15. The Red Inn at Provincetown, Inc., Philip Mossy mgr., d.b.a. **The Red INN**, 15 Commercial St., Provincetown, MA 02657
16. Strangers and Saints, Inc., Frederick Latasa-Nicks, mgr., d.b.a. **Strangers & Saints**, 404 Commercial St., Provincetown, MA

17. Union Wharf Holdings, LLC, Siobhan Carew, mgr. d.b.a. **Sal's Place**, 99 Commercial St., Provincetown, MA
18. Scruples, Inc., Johnny Pak, mgr. d.b.a. **Thai Lounge Bistro & Monkey Bar**, 149 Commercial St., Provincetown, MA.
19. Vicio, Inc., Victor DePoalo, mgr. **Victor's**, 175 Bradford St. Ext., Provincetown, MA
20. Vorelli's Inc., Terri Vorelli, mgr. d.b.a. **Vorelli's Restaurant**, 226 Commercial St., Provincetown, MA
21. Geraldine Boccio d.b.a. **WayDownTown**, 267 Commercial St., Provincetown, MA
22. Steve & B Company, Brandon Quesnell, mgr., d.b.a. **Yolqueria**, 401 ½ Commercial St., Provincetown, MA
23. Elea, Inc., Evangelos Lambrou, mgr., d.b.a. **Provincetown House of Pizza**, 50 Bradford St., Provincetown MA 02657
24. Ptown Coffee Corporation, Glenn Siegmund, mgr., d.b.a. **Joe Coffee**, 170 Commercial St., Provincetown, MA 02657
25. Julesan Inc., Devon Corliss, mgr., d.b.a. **Twisted Pizza**, 293 Commercial St., Provincetown MA 02657

RC made a motion to approve the Common Victualer Renewal Licenses as printed in the Agenda on the condition that all documentation and inspections are complete before issuance. SB seconded the motion and it passed, 4-0-0; RC, SB, BS, DG.

Lodging

1. The Boatslip, LLC, Terry McCumber, mgr., d.b.a. **The Boatslip Resort**, 161 Commercial St., Provincetown, MA 02657 All Alcohol Lodging

RC made a motion to approve the Lodging Renewal License for The Boatslip, LLC as printed in the Agenda on the condition that all documentation and inspections are complete before issuance. SB seconded the motion and it passed, 4-0-0; RC, BS, SB, DG.

LF announced that only No. 1 of the Weekday Entertainment Renewal Licenses is to be voted on today.

Weekday Entertainment

1. 371 Commercial St., Inc., Joachim Sandbichler, mgr. d.b.a. **Pepe's Wharf**, 371-373 Commercial St., Provincetown, MA

RC made a motion to approve the Weekday Entertainment Renewal License for 371 Commercial St. as printed in the Agenda. DG seconded the motion and it passed, 4-0-0; RC, DG, SB, BS.

2. 328 Commercial St., Inc., Joachim Sandbichler, mgr. d.b.a. **Patio American Grill**, 328 Commercial St., Provincetown, MA 02657

[NO VOTE]

Weekday & Sunday Entertainment

1. Steamboat Wharf of Provincetown, Inc., John Yingling, mgr. d.b.a. ***Bubala's by the Sea***, 183 Commercial St., Provincetown, MA
2. Boatslip, LLC, Terry McCumber, mgr. d.b.a. ***Boatslip Resort***, 161 Commercial St., Provincetown, MA
3. Atlantic Ocean, Inc., April Cabral Pitzner, mgr. d.b.a. ***Grand Central***, 5 Masonic Pl., Provincetown, MA
4. Old Colony Tap, Inc., Leonard Enos mgr. d.b.a. ***Old Colony Tap***, 323 Commercial St., Provincetown, MA
5. A Lea Delaria Joint, LLC, Frank Christopher, mgr., d.b.a. ***THE CLUB, A Lea Delaria Joint***, 193 Commercial St., Provincetown, MA 02657
6. Geraldine Boccio d.b.a. ***WayDownTown***, 267 Commercial St., Provincetown, MA
7. Linchris Hotel, Corp., Sheryl Barrett, mgr., d.b.a. ***Harbor Hotel/Whaler's Lounge***, 689 Commercial St., Provincetown MA 02657

RC made a motion to approve the Weekday & Sunday Entertainment Renewal Licenses as printed in the Agenda with the condition that all documentation and inspections are complete before issuance. SB seconded the motion and it passed, 4-0-0; RC, SB, BS, DG.

Sunday Entertainment

1. The Red Inn at Provincetown, Inc., Philip Mossy mgr., d.b.a. ***The Red INN***, 15 Commercial St., Provincetown, MA 02657

RC made a motion to approve the Sunday Entertainment Renewal License for The Red INN as printed in the Agenda. DG seconded the motion and it passed, 4-0-0; RC, DG, SB, BS.

Art Gallery

1. Cee Street Art LLC, Howard Karren, mgr., d.b.a. ***Alden Gallery***, 423 Commercial St., Provincetown MA 02657
2. Cortile Gallery, Inc., Kerry Filiberto, mgr., d.b.a. ***Cortile Gallery***, 230 Commercial St., Provincetown MA 02657
3. Greg Salvatori Gallery, LLC, Greg Salvatori, mgr., d.b.a. ***Greg Salvatori Gallery***, 237 Commercial St., Provincetown MA 02657

RC made a motion to approve the Art Gallery Renewal Licenses as printed in the Agenda. DG seconded the motion and it passed, 4-0-0; RC, DG, SB, BS.

Vehicle for Hire

1. Cape Cab – VIN#5TDKK3DC4DS353241; Reg#LV73554 2013 Toyota White Sienna Van

RC made a motion to approve the Vehicle for Hire Renewal License for Cape Cab as printed in the Agenda. SB seconded the motion and it passed 4-0-0; RC, SB, BS, DG.

Correspondence

None.

Minutes

None.

Old business

None.

New Business

Covid-related Special Licensure Status

RC spoke of the Covid licenses as approved last year and into this year and asked LF for some clarity on what the situation is in regards to the current status of renewals. LF said these Covid-related special licenses were set to expire on Nov. 1, 2020, but that Governor Baker extended the regulations to curtail service at restaurants until 60 days after the end of the State of Emergency and so those outdoor licenses have also been automatically extended, accordingly; this includes Crown & Anchor, Pilgrim House/Sage and Provincetown Brewing Company with 10:15pm closing for the first two, and 9pm or 9:30pm for the Brewing Co.

LF said some other establishments are discussing applying for the special Covid license, including 1620 Brew House and Provincetown Theater; related that Staff have been holding pre-application meetings with these businesses with more to come; said last year, those establishments which already had licenses were granted outdoor extensions and that this year the same measure is under consideration. RC remarked on the decision last year to waive abutter notices based on the lack of time to file necessary paperwork due to the fluctuating State regulations during the Covid pandemic.

BS said she hoped there was more time for license requests to be processed this season, with abutters having ample time to object to license applications if desired in a timely fashion, and that special meetings would not be required as they were last year.

LF said there shouldn't be a need for special meetings this season and that the consensus is that there would not be a requirement for abutter notices this year in order to match the precedent set last year and be fair to new businesses that should not have to go through the process that had been waived for 2020. DG said he looked at the situation as a temporary, not permanent thing, but that Covid requires some flexibility. RC said he was just questioning the special circumstances in 2021 when there is time to process things as usual and without the same restrictions as last year.

Licensing Board Statements

None.

Licensing Agent Statements

None.

SB made a motion to adjourn at 5:42pm. RC seconded the motion and it passed, 4-0-0; SB, RC, BS, DG.

Respectfully Submitted,
Jody O'Neil