

# Minutes

of the Town of **Provincetown Licensing Board** Meeting Tuesday, April 13, 2004 in the Judge Welsh Hearing Room, 260 Commercial Street.

**Present:** Hunter O'Hanian (Chairman), Nick Robertson (Vice Chair and Clerk), John Foley, Irene Rabinowitz  
Cassandra Benson and Elizabeth Hartsgrove (Licensing Agent)

**Excused: Absent: Others Present:**

## **Public Statements**

### **Discussion**

1. Family Tran, Inc., Dieu Tran mgr, d.b.a. **Szechuan Restaurant**, 179 Commercial St. Represented by Dieu Tran. Also present Jane Evans Raasch, Provincetown Health Agent. Discussion was requested by the board in regard to a letter from the Provincetown Health Agent issued March 17, 2004 to Family Tran, Inc d.b.a. Szechuan Restaurant stating compliance to Board of Health Regulations for the septic system and grease traps. The Health Agent stated that a Board of Health show cause Hearing will take place on April 22, 2004, and will notify the Licensing Board if Health finds just cause to shut the establishment down for not complying.

### **Special Licenses**

1. To hear a petition from Gerry Desantels representing the **AIDS Support Group of Cape Cod** for:

#### **Special Entertainment**

Silent and Live Auction Friday, September 3<sup>rd</sup>, 2004 thru Saturday September 4<sup>th</sup>, 2004 from 12 PM to 10 PM to be held in the Auditorium at Town Hall, 260 Commercial Street. No rain date requested. Suspended till 5:30pm.

2. To hear a petition from Mark Green representing **Gay Men's Domestic Violence Project** for:

#### **Special Entertainment**

Fundraising event, Provincetown Birdman on Sunday May 30<sup>th</sup> from 12:00 PM – 5:00 PM to be held at MacMillan Pier. No rain date requested. Represented by Peter Donnelly. No one wrote or spoke in favor or against applicant.

**Motion to approve by John Foley Seconded by Irene Rabinowitz. Passed 5-0**

Hunter O'Hanian stepped down

### **New Licenses**

#### **Annual General on Premise All Alcohol, Weekday and Sunday Entertainment**

1. The Provincetown Theater Foundation, Inc., Daniel J. Kells mgr d.b.a. **Provincetown Theater Foundation**, 238 Bradford Street, Provincetown, MA

Represented by Daniel J. Kells. No one wrote or spoke against or in favor of applicant. Mr. Kells notified the board that his servers will be TIPS certified/trained.

**Motion to approve by John Foley Seconded by Irene Rabinowitz. Passed 4-0**

Hunter O'Hanian rejoined.

#### **Transient Vendor**

1. Larry Collins d.b.a. **Larry Collins Fine Art**, 145 Commercial St.

**Motion to approve by Irene Rabinowitz Seconded by Cassandra Benson. Passed 5-0**

#### **Taxi Operator**

1. Nicola Ebert, Queen Cab Co, Provincetown

**Motion to approve by Irene Rabinowitz Seconded by Cassandra Benson. Passed 5-0**

### **Transfer License**

#### **Annual Wine & Malt Package Store and Common Victualler**

1. Fabulous Food, Inc., Charles Pagliuca mgr d.b.a. **BradfordS**, 150 Bradford Street, Provincetown, MA  
Farland Inc, Thomas Boland mgr, d.b.a. **Far-Land Provisions**, 150 Bradford Street, Provincetown, MA

Represented by Tom Boland and John Farley. No one wrote or spoke in favor or against applicant.

**Motion to approve by Nick Robertson Seconded by John Foley. Passed 5-0**

**Seasonal Innholder All Alcohol, Innholder and Weekday and Sunday Entertainment**

1. Pilgrim House, Inc., Donald Edwards mgr d.b.a. **Pilgrim House**, 336 Commercial Street, Provincetown, MA to Pharoah Entertainment, LLC, Rodney Blacklock mgr, d.b.a. **The Vixen**, 336 Commercial Street, Provincetown, MA

*Represented by Karen De Palma, Rodney Blocklock and Wayne Schmoyer. No one wrote or spoke in favor or against applicant.*

**Motion to approve by John Foley Seconded by Nick Robertson. Passed 5-0**

**Common Victualler**

1. Lagniappe, Inc, Traci Mynrum mgr d.b.a. **Lagniappe Café**, 214 Commercial Street, to Rosoom Inc, Rosa Difiore d.b.a. **Lagniappe Café**, 214 Commercial Street.

*Represented by Rosa Difiore. No one wrote or spoke in favor or against of applicant.*

**Motion to approve by Nick Robertson Seconded by Irene Rabinowitz. Passed 5-0**

**Seasonal Wine & Malt and Common Victualer**

1. Babysam, Inc., Alice M. Foley mgr d.b.a. **Little Fluke Café**, 401 ½ Commercial Street, to Devon Ruesch d.b.a. **Devon's**, 401 ½ Commercial Street.

*Represented by Devon Ruesch. No one wrote or spoke in favor or against applicant. Mr. Ruesch notified the board that his servers will be TIPS trained.*

**Motion to approve by John Foley Seconded by Irene Rabinowitz. Passed 5-0**

**Lodging**

1. Keith Brickel d.b.a. **Moffett House**, 296A Commercial St., to Russ Olevsky d.b.a. **Moffett House**, 296A Commercial St.

*Represented by Russ Olevsky. No one wrote or spoke in favor or against applicant.*

**Motion to approve by Cassandra Benson Seconded by Irene Rabinowitz. Passed 5-0**

**Parking Lot**

1. Corea Family Trust d.b.a. Corea Family Trust, 5 Cottage St. to Ann Maguire d.b.a. **Five Cottage St**, 5 Cottage St.

*Suspended till 5:30pm.*

**Amend License**

**Common Victualer with Entertainment**

1. Addition of Corp. name: Habomare Inc, Eve Reilly d.b.a. **Jackson's Restaurant**, 463 Commercial St.

*Represented by Eve Reilly. No one wrote or spoke in favor or against applicant.*

**Motion to approve by Nick Robertson Seconded by John Foley. Passed 5-0**

**Renewal License.**

**Common Victualer**

1. Sal's Place, Inc., Lora Papetsas mgr, d.b.a. **Sal's Place**, 99 Commercial St.
2. Clem & Joe, Inc., Clem Silva mgr, d.b.a. **Clem & Ursie's Restaurant & Market**, 89 Shank Painter Rd.
3. Aliperti, Inc., Donna M. Aliperti mgr, d.b.a. **Front Street Restaurant**, 230 Commercial St.
4. Maria's Café Inc., Maria Silva mgr, d.b.a. **Maria's Café**, 277A Commercial St.
5. AIREDALE, LLC., John F. Guerra mgr, d.b.a. **Chester**, 404 Commercial St.
6. P-Town Fortune Cookie, Inc., David Ha mgr, d.b.a. **P-Town Fortune Cookie**, 205-209 Commercial St.
7. Blue Light Kitchens, Inc, Edward Polay mgr d.b.a. **Blue Light Kitchens**, 225 Commercial St.
8. C&J at the Surf Inc, David Condon Mgr d.b.a. **C&J at the Surf**, 315A Commercial St.

**Motion to approve #1-8 by Nick Robertson Seconded by John Foley. Passed 5-0**

**Pedicab Operator**

1. Randy McDonald, P-Town Pedicab, Provincetown
2. Bruce Van Allen, P-Town Pedicab, Provincetown

**Motion to approve #1-2 by Irene Rabinowitz Seconded by Cassandra Benson. Passed 5-0**

**Pedicab**

1. Randy McDonald and Bruce Van Allen d.b.a. **P-Town Pedicab**, 377 Commercial St., vehicles #1, #2 and #3.

**Motion to approve by Nick Robertson Seconded by John Foley. Passed 5-0**

**Common Victualer with Entertainment**

1. Terri Vorelli d.b.a. **Vorelli's Restaurant**, 226-228 Commercial St.

**Motion to approve by Cassandra Benson Seconded by Nick Robertson. Passed 5-0**

### **Lodging**

1. Brass Key Guest House, Inc., Michael MacIntyre mgr d.b.a. **The Brass Key**, 67 Bradford St, 10 Carver St., and 9 Court St.
2. George and Wincie Terrat d.b.a. **The Garden at 6 Atwood Ave**, 6 Atwood Ave.
3. John Barnett d.b.a. **Shiremax Inn**, 5 Tremont St.

**Motion to approve #1-3 by Nick Robertson Seconded by Irene Rabinowitz. Passed 5-0**

### **Taxi Operator**

1. Nan Cinnater, Cape Cab, Provincetown

**Motion to approve by Cassandra Benson Seconded by Irene Rabinowitz. Passed 5-0**

### **Parking Lot**

1. Irene Joseph d.b.a. **Godinho's Parking Lot**, 35 Standish St.
2. Cheri Smith, d.b.a. **Kitty's Realty Trust**, 67 Shank Painter Rd.

**Motion to approve by John Foley Seconded by Nick Robertson. Passed 5-0**

### **Transient Vendor**

1. Franscesca LaVecchia d.b.a. **Galleria Artemisia**, 167 Commercial St.
2. Thom Zani, **New England Art**, 309 Commercial St.
3. Stephen Carey d.b.a. **Lady'z**, 389 Commercial St.
4. John Donahue d.b.a. **The Cargo Hold**, 1 Commercial St.

**Motion to approve by John Foley Seconded by Irene Rabinowitz. Passed 5-0**

### **Fortune Teller**

1. Lawrence Grab, Provincetown
2. Marc Grab, Provincetown
3. Alison Maggs, Provincetown

**Motion to approve #1-3 by Nick Robertson Seconded by Cassandra Benson. Passed 5-0**

## ***Correspondence***

### ***Minutes – March 9<sup>th</sup>, March 23<sup>rd</sup> and April 5<sup>th</sup> 2004***

**Motion to approve March 9<sup>th</sup> minutes by Nick Robertson Seconded by Irene Rabinowitz. Passed 5-0**

**Motion to approve March 23<sup>rd</sup> minutes as amended by Nick Robertson Seconded by Irene Rabinowitz. Passed 5-0**

**Motion to approve April 5<sup>th</sup> minutes by Nick Robertson Seconded by Irene Rabinowitz. Passed 5-0**

## ***Licensing Board Statements***

## ***Licensing Agent Statements***

*Other Business – any other business, which shall properly come before the board.*

**Motion to suspend meeting 3:00 P.M.**

**Reconvened meeting 5:30 P.M.**

**Present:** Hunter O'Hanian (Chairman), Nick Robertson (Vice Chair and Clerk), Cassandra Benson and Elizabeth Hartsgrove (Licensing Agent)

**Excused:** John Foley and Irene Rabinowitz **Absent: Others Present:**

## ***Special License***

1. To hear a petition from Gerry Desantels representing the **AIDS Support Group of Cape Cod** for:

### **Special Entertainment**

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*Represented by Gerry Desantels. No one wrote or spoke in favor or against the applicant.*

**Motion to approve by Nick Robertson Seconded by Cassandra Benson. Passed 3-0**

## ***Transfer License***

### **Parking Lot**

1. Corea Family Trust d.b.a. Corea Family Trust, 5 Cottage St. to Ann Maguire d.b.a. **Five Cottage St**, 5 Cottage

St.

**Motion to approve by Nick Robertson Seconded by Cassandra Benson. Passed 3-0**

**Motion to adjourn 5:34 P.M.**

**Licensing Board Approval:**

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Hunter O'Hanian, Chairman

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Nick Robertson (Clerk and Vice-Chair)

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John Foley

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Irene Rabinowitz

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Cassandra Benson