

Provincetown Licensing Board Regular Meeting Tuesday, March 27, 2001 in the Judge Welsh Room Meeting Room

The following minutes are available on-line as a service and are not the official record due to changes in formatting for the Internet. The minutes may have attachments that are not included here in this format. The official, complete paper copy can be viewed during regular office hours, Monday - Friday: 8 a.m. to 5 p.m. in the Office of the Town Clerk, 260 Commercial St. Provincetown, MA 02657.

Present: Hunter O'Hanian (Chairman), Keith Brickel (Vice Chairman), Diana Robertson (Secretary), Jack Kelly, Pat Hartzell, John Gagliardi (alternate), Mitchell Baker (Alternate), Greta Holman (Licensing Agent), **Excused** none, **Absent** none, **Others Present:** none

CONVENED: 5:00 p.m.

ADJOURNED: 7:44 p.m.

Public Statements

Special licenses

To hear a petition from David Thompson representing **The Provincetown Bears**, for a special entertainment license for a concert and dance to be held on Saturday July 7th from 8:00 P.M. to Midnight in the Auditorium of Town Hall, 260 Commercial Street. No rain dates requested.

Motion to approve by Keith Brickel Seconded by Diana Robertson Vote 5-0 Passed

To hear a petition from Kay Halle representing **The Women Innkeepers** of Provincetown, for a special entertainment license for their annual prom to be held on Saturday October 13th from 9:00 P.M. to Midnight in the Auditorium of Town Hall, 260 Commercial Street. No rain dates requested.

Moved to the end of the meeting

Motion to approve by **Seconded by** **Vote**

This application was moved till the 04/10/01 meeting

Transfer License

By board consensus, the renewal of the Chancellor Inn was taken at the same time as the transfer.

Lodging House

- 1 Curtis E. Tanner, d.b.a. **Chancellor Inn**, 17 Center Street to Paul Gumbleton d.b.a. **The Center Street Inn**, 17 Center Street

Keith Brickel and John Gagliardi stepped down from the board from this applicant, Mitchell Baker will vote.

Motion to approve the renewal of the Chancellor Inn by Pat Hartzell Seconded by Mitchell Baker Vote 5-0 Passed

Motion to approve by the transfer contingent upon a signed sales agreement received by the licensing agent by Jack Kelly Seconded by Mitchell Baker Vote 5-0 Passed

License Renewals

Keith Brickel and John Gagliardi continued to remain off of the board

Lodging House

- 1 The Carriage House, LLC. d.b.a. **The Carriage House**, 7 Central Street
- 2 Curtis E. Tanner, d.b.a. **Chancellor Inn**, 17 Center Street (* voted with transfer)
- 3 Helen Valentine d.b.a. **Valentine Guest House**, 88 Commercial Street
- 4 On the Beach Again, Inc., d.b.a. **Anchor Inn**, 175 Commercial Street

Motion to approve 1, 3 & 4 by Diana Robertson Seconded by Pat Hartzell Vote 5-0 Passed

Keith Brickel and John Gagliardi rejoined the board

Transient Vendor

1. Roberta J. Cornette d.b.a. **Birdie Silkscreen Studio**, 355 Commercial Street
2. William Fitzpatrick and Russell Dwyer d.b.a. **West End Antiques**, 146 Commercial Street
- 3 Cynthia Gast, d.b.a. **The Shell Shop**, 276 Rear Commercial Street

Hunter O'Hanian stepped down from the board for these applicants, Keith Brickel chaired. John Gagliardi will vote.

Motion to approve by Keith Brickel Seconded by Diana Robertson Vote 5-0 Passed

Hunter O'Hanian rejoined the board.

Common Victualler with Entertainment

- 1 Old Colony Tap, Inc. d.b.a. **Old Colony Tap**, 323 Commercial Street
- 2 Spiritus Enterprises, Inc., d.b.a. **Spiritus Pizza**, 190 Commercial Street

Motion to approve by Keith Brickel Seconded by Diana Robertson Vote 5-0 Passed

Common Victualler

- 1 The Mayflower Café, Inc d.b.a. **The Mayflower Café**, 300 Commercial Street
- 2 Antonio A Ferreira d.b.a. **Provincetown Portuguese Bakery**, 299 Commercial Street

Motion to approve by Pat Hartzell Seconded by Keith Brickel Vote 5-0 Passed

Innholder with Entertainment

- 1 Pilgrim House, Inc. d.b.a. **Pilgrim House**, 336 Commercial Street
- 2 Boatslip Management Corp. d.b.a. **The Boatslip**, 161 Commercial Street

Motion to approve by Diana Robertson Seconded by Keith Brickel Vote 5-0 Passed

Entertainment

- 1 Unitarian Universalist Meeting House. d.b.a. **Unitarian Universalist Meeting House**, 236 Commercial Street

Motion to approve by Pat Hartzell Seconded by Diana Robertson Vote 5-0 Passed

License Renewals with Amendments

Common Carrier

- 1 Lisa Casselano d.b.a. **Renaissance Carriage Co.**, 72 West Vine Street to new address 111 Race Point Road.

Motion to approve by Keith Brickel Seconded by Diana Robertson Vote 4-0-1 (Diana Robertson)

Seasonal Liquor License Renewals

Business	Address	Manager	Type of License
*KJAJ Enterprises Ltd. d.b.a Moors Restaurant	5 Bradford Street Ext.	Kimberley M. Medeiros	All Alcohol Common Victualer

Motion to approve by Diana Robertson Diana Robertson Seconded by Pat Hartzell Vote 4-0-1 (Keith Brickel)

Tip for Tops'N Restaurant, Inc. d.b.a. Tip for Tops'N Restaurant	31 Bradford Street	Gerald E. Carreiro	Wine and Malt Beverages Common Victualer
Sal's Place, Inc.	99 Commercial Street	Lora Papetsas	Wine and Malt Beverages Common Victualer
*Boatslip Management Corporation d.b.a. The Boatslip	161 Commercial Street	John P. Simpson	All Alcohol Innholder

Motion to approve by Keith Brickel Seconded by Diana Robertson Vote 5-0 Passed

Terri Vorelli d.b.a. Vorelli's Restaurant	226-228 Commercial Street	Terri Vorelli	All Alcohol Common Victualer
Aliperti Inc. d.b.a. Front Street Restaurant	230 Commercial Street	Donna M. Aliperti	All Alcohol Common Victualer
*T-UNA-S, Inc. d.b.a. Euro Island Grill	256-258 Commercial Street	Theodore Tine	All Alcohol Common Victualer

Motion to approve by Keith Brickel Seconded by Diana Robertson Vote 4-0-1 (Pat Hartzell) Passed

*The Mayflower Café, Inc. d.b.a. Mayflower Café	300 Commercial Street	Michael J. Janoplis, Sr.	All Alcohol Common Victualer
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Motion to approve by Keith Brickel Seconded by Pat Hartzell contingent upon licensing agents approval of applicant (SR or JR) Vote 5-0 Passed

Old Colony Tap, Inc.	323 Commercial Street	Robert Enos	All Alcohol Common Victualer
*Blasé, Inc. d.b.a. Café Blasé	328 Commercial Street	Brian D. Hart	All Alcohol Common Victualer

Motion to approve by Jack Kelly Seconded by Diana Robertson contingent upon licensing agent verifying manager living locally Vote 4-1 Passed (Keith Brickel)

Café Edwige, Inc. d.b.a. Café Edwige	333 Commercial Street	Nancyann Meads	All Alcohol Common Victualer
Airedale, LLC. d.b.a. Chester	404 Commercial Street	John F. Guerra	All Alcohol Common Victualer
*Pucci's Harborside Restaurant & Bar, Inc. d.b.a. Pucci's	539 Commercial Street	Mary Pucci	All Alcohol Common Victualer

John Gagliardi stepped down from the board

Motion to approve by Pat Hartzell Seconded by Jack Kelly Vote 5-0 Passed

John Gagliardi rejoined the board

Summer Coastline, Inc. d.b.a. The Pied Piper Bar	193A Commercial Street	Susan Webster	All Alcohol Common Victualer
Gullcrest, Inc. d.b.a. Pennies Market	56 Shank Painter road	Charles Silva	All Alcohol Package Store
*Cerutti Restaurant Corporation d.b.a. Cerutti & Co.	133 Bradford Street	Francesca D. Cerutti	All Alcohol Common Victualer

Motion to approve by Pat Hartzell Seconded by Keith Brickel Vote 5-0 Passed

*Family Tran, Inc. d.b.a. Szechuan Restaurant	179 Commercial Street	Bounvilay Tran	All Alcohol Common Victualer
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Motion to rescind 09/12/00 vote by Pat Hartzell Seconded by Keith Brickel Vote 3-1 (Jack Kelly) Hunter O'Hanian, Diana Robertson, Mitchell Baker stepped down from the vote.

Motion to approve as written by Diana Robertson Seconded by Keith Brickel Vote 3-1-1 Passed (against Jack Kelly, Abstained Pat Hartzell)

Motion to require the applicant, upon receipt of the Judges decision, to appear at the next Licensing Board meeting to discuss the status of all of the Licenses by Diana Robertson Seconded by Jack Kelly Vote 5-0 Passed

If the Judge rules favorably, the Liquor license would have to be amended to have the word 'DECK' removed and replaced with 'PATIO', and the Common Victualer license would have to be amended to replace the seating on the license removed in 1999. If the Judge rules against, the Liquor license would have to be amended to remove the word 'DECK' and not replaced as there would not be an outside area of approved service per zoning.

*Steamboat Wharf of Provincetown, Inc. d.b.a. Bubala's By The Sea	183 Commercial Street	John Yingling	All Alcohol Common Victualer
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Motion to approve by Diana Robertson Seconded by Jack Kelly Vote 5-0 Passed

*Café Heaven, Inc. d.b.a. Café Heaven	199 Commercial Street	Alan Cullinane	All Alcohol Common Victualer
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Motion to approve by Keith Brickel Seconded by Diana Robertson Vote 5-0 Passed

Dancing Lobster, Inc.	371-373 Commercial Street	Nils J. Berg	All Alcohol
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d.b.a. Dancing Lobster Café/Trattoria			Common Victualer
Resort Restaurant Management Inc d.b.a. Stephanie's on the Water	267 Commercial Street	Jonathan Louis	All Alcohol Common Victualer
Najar, Inc. d.b.a. Lorraine's	229R Commercial Street	Lorraine Najar	All Alcohol Common Victualer
*ESF, LTD. d.b.a. Esther's	186 Commercial Street	Ellen Freeman	All Alcohol Common Victualer

Keith Brickel stepped down from the board for this applicant.

Motion to approve by Pat Hartzell Seconded by John Gagliardi Vote 5-0 Passed

Keith Brickel rejoined the board.

Pilgrim House, Inc.	336 Commercial Street	Donald R. Edwards	All Alcohol Innholder
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*Scruples, Inc.	149 Commercial Street	Johnny Pak	All Alcohol Common Victualer
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Motion to approve by Pat Hartzell Seconded by Jack Kelly Vote 5-0 Passed

Atlantic Ocean, Inc. d.b.a. Grand Central	5 Masonic Place	April Cabral Pitzner	All Alcohol Common Victualer
Babysam, Inc. d.b.a. Little Fluke Café	401½ Commercial St	Alice M. Foley	Wine and Malt Beverages Common Victualer
Pezzulo, Inc d.b.a. Tropical Joe's	135 Commercial Street	Joseph G. Pezzulo	All Alcohol Common Victualer
Clem & Joe, Inc. d.b.a. Clem & Ursie's Restaurant & Seafood Market	89 Shank Painter Road	Clem Silva	Wine And Malt Beverages Common Victualer
Silva Enterprises, Inc. d.b.a. Silva's Seafood Connection	175 Bradford St Ext.	Paul Silva	Wine and Malt Beverages Common Victualer
Draper-Rigg, Inc. d.b.a. The Commons	386 Commercial Street	Carlton Draper	All Alcohol Innholder

All licenses with (*) were discussed and voted on separately.

Motion to approve all others not voted on separately by Diana Robertson Seconded by Pat Hartzell Vote 5-0 Passed

Correspondence

Motion to send a letter to request a response in writing from Twomey's to the complaints of 03/06/01 by Diana Robertson Seconded by Jack Kelly Vote 5-0 Passed

Minutes –February 27 & March 8 & 13, 2001

Motion to approve 2/27 & 3/13 as written and 3/8 as amended by Diana Robertson Seconded by Pat Hartzell Vote 4-0-1 (Hunter O'Hanian)

Licensing Board Statements

Licensing Agent Statements

OTHER BUSINESS – ANY OTHER BUSINESS WHICH SHALL PROPERLY COME BEFORE THE BOARD

MOTION: THE LICENSING BOARD VOTES TO SUPPORT THE ARTICLE 8 ON THE REGULAR TOWN WARRANT ON THE REMOVAL OF THE SPECIAL PERMIT 1260 AS WRITTEN TO TAKE EFFECT ON 09/01/01 BY DIANA ROBERTSON SECONDED BY HUNTER O'HANIAN VOTE 3-1-1 (AGAINST JACK KELLY, ABSTAIN PAT HARTZELL)

MOTION TO ADJOURN;. 7:44 PM

Licensing Board Approval:

Hunter O'Hanian , Chairman

Keith Brickel (Vice-Chair)

Diana Robertson (Clerk)

Jack Kelly

Patricia Hartzell

John Gagliardi

Mitchell Baker