

MINUTES

of the Town of Provincetown Licensing Board

Regular Meeting Tuesday, February 8, 2000 in the Judge Welsh 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.

CONVENED: 5:12 p.m.

ADJOURNED: 6:30 p.m.

PRESENT: Hunter O'Hanian (Chair), Jack Kelly, Diana Robertson

EXCUSED: Keith Brickel

PUBLIC HEARING

To hear a petition to consider increasing license fees as indicated below:

| Fee | Current | Proposed | Increase |
|---|---------|----------|----------|
| Annual All Alcohol Beverages Pouring Licenses | \$1100 | \$1250 | \$150 |
| Annual All Alcohol Package Store License | \$1100 | \$1200 | \$100 |
| Annual Wines & Malt Beverages Pouring License | \$950 | \$1100 | \$150 |
| Annual Wines & Malt Beverages Package Store License | \$950 | \$1050 | \$100 |
| Seasonal All Alcohol Beverages Pouring Licenses | \$1200 | \$1350 | \$150 |
| Seasonal All Alcohol Package Store License | \$1100 | \$1200 | \$100 |
| Seasonal Wines & Malt Beverages Pouring License | \$1050 | \$1200 | \$150 |
| Seasonal Wines & Malt Beverages Package Store License | \$950 | \$1050 | \$100 |
| Club (Non Profit) All Alcoholic Beverages License | \$200 | \$230 | \$30 |
| Application | \$25 | \$30 | \$5 |

No one spoke in favor; Dieu Tran of the Szechuan Restaurant spoke against.

Motion to approve the above license fee increases as proposed by the administration and based upon their stated rationale for the increases by Jack Kelly seconded by Diana Robertson passed 3-0

PUBLIC STATEMENTS -NONE

LICENSE RENEWALS

A. Lodging Houses

1. Carem, Inc., d.b.a. **The Tucker Inn** at 12 Center Street
2. Keith Brickel d.b.a. **Moffett House** at 296A Commercial Street

Motion to grant the above lodging house licenses by Diana Robertson seconded by Jack Kelly passed 3-0

B. Common Victualer

1. HRSnack, Inc., d.b.a. **Snack Attack** at 331 Commercial Street

Motion to grant the above common victualer license by Diana Robertson seconded by Jack Kelly passed 3-0

C. Transient Vendor

1. Susan Wasson and Moriah Jordan, d.b.a. **Good Scents** at 366 Commercial Street

Motion to grant the above transient vendor license by Jack Kelly seconded by Diana Robertson passed 3-0

D. Parking Lots

1. Marlene and Raymond Sawyer, d.b.a. **Sawyer's Parking** at 152 Commercial Street

Motion to grant the above parking lot license by Jack Kelly seconded by Diana Robertson passed 3-0

AGENDA ITEM - Talk to Johnny Pak, owner of Scruples, Inc. d.b.a Burger Mary's

The Licensing Board discussed with Mr. Pak their concerns regarding the lack of control by management in operating the business at Burger Mary's. The Board emphasized the responsibility that goes with being a common victualer and liquor license holder and expressed concern that Scruples, Inc. did not show the level of responsibility required to operate such licenses. The Board wished to make Mr. Pak aware of their concerns prior to approval of any licenses for the 2000 season.

Mr. O'Hanian asked who was lined up to manage the restaurant? Mr. Pak stated that he would be there 2 - 3 days

per week and that Richard Giumarra and Robert Miceli would be floor managers with Mr. Miceli being present approximately 6 days. The business would be operating from 11:30 to 1:00 a.m. and the managers would be there mid-day for approximately 2-3 hours.

Mr. Pak was asked his policy for training employees and he stated that his policy was to provide TIPS training (further clarified as the Town's Alcohol Awareness Training Program and not necessarily TIPS training). He stated that his staff would be sent to the Town program this year and that he has house rules that he teaches his employees. He stated that last year he did not make the rules available to his employees since he had been busy in NY opening another business. Mr. Pak responded to other questions from Board members by stating that he will be installing heavy duty automatic door closers on each of the doors to the premises, that he will not offer any specials (regarding alcoholic drinks), and that he will show his employees his licenses and conditions. Mr. Pak stated that he would be present more this season and that he will be attempting to work with the neighbors to resolve any issues.

The Board voted unanimously to require Mr. Pak to appear in front of the Licensing Board on the first Tuesday meeting after July 4th (the July 11th meeting) in order to further discuss Scruples, Inc.'s status and to present at that time documentation that each of his staff have completed the Town's Alcohol Awareness Training Program.

CORRESPONDENCE - NONE MINUTES

January 25, 2000

Motion to approve by Diana Robertson seconded by Jack Kelly passed 3-0

LICENSING BOARD STATEMENTS – Hunter O'Hanian gave a status update on the Task Force to Discuss Sting Operations, discussed the status of the Task Force and indicated that they were ready for their next meeting which will be scheduled for March 2 at 5:00 at the Police Station Meeting Room.

LICENSING AGENT STATEMENTS - The Licensing Agent stated that elections were held at the last Board meeting and as a result, Keith Brickel is Vice-Chair and Diana Robertson is Clerk; the Licensing Agent also discussed vacancies on the Board (one permanent and two alternate positions).

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

Approval of annual cab licenses for Mercedes Cab

Approval of annual cab license for Cape Cab

Motion to grant by Diana Robertson seconded by Jack Kelly passed 3-0

Motion to adjourn by Diana Robertson. Passed 3-0

LICENSING BOARD APPROVAL:

Hunter O'Hanian , Chairman

Keith Brickel (Vice-Chair)

Diana Robertson (Clerk)

Jack Kelly

PATRICIA HARTZELL

JOHN GAGLIARDI