

Licensing Board Minutes
Tuesday, June 13, 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.

Present: Pat Hartzell (new member), Hunter O'Hanian (Chairman), Diana Robertson (Secretary), Keith Brickel, John Gagliardi, Jack Kelly, Carol Taylor, Greta Holman (Licensing Agent), Absent none Excused none **Others Present:** Judith Oset (Permit Coordinator)

CONVENED: 5:00 p.m.

ADJOURNED: 7:30 p.m.

Public Hearing

The Provincetown Licensing Board will hold a Public Hearing to hear a petition by *Silva Enterprises, Inc* d.b.a. **Silva's Seafood Connection** at 175 Bradford St Ext. to apply for a Seasonal Common Victualer Wine and Malt Liquor License for *Silva Enterprises, Inc* d.b.a. **Silva's Seafood Connection** at 175 Bradford St Ext.

Motion to approve by Jack Kelly, Seconded by Pat Hartzell Vote 4-1 Passed (Keith Brickel) Asked to have signage to warn people not to leave premises with alcohol.

The Provincetown Licensing Board will hold a Public Hearing to hear a petition by *KRoss, Inc* d.b.a. **Ross' Grill** at 237-241 Commercial St (Whalers Wharf) to apply for an Annual Wine and Malt Beverage Common Victualer License for *KRoss, Inc* d.b.a. **Ross' Grill** at 237-241 Commercial St (Whalers Wharf)

Motion to approve by **Seconded by** **Vote**
This application was continued until the 6/27/00 meeting at the request of the applicant.

Meeting Agenda

Public Statements-none

Special licenses

To hear a petition from **The Schoolhouse Center for Art and Design**, for a special entertainment license for vocals, piano, acoustic strings, occasionally amplified, to be held on June 24th, July 8th, 15th, 21st, 29th from 8:30 P.M. to 11:30 P.M. at the MANSO HALL at the School House Center, 494 Commercial Street, second floor. No rain Dates.

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

To hear a petition from **Creative Concepts Productions / Adam Weinstock**, for a special entertainment license for comedy and music, to be held on July 4th, August 27th & 28th from 7:00 P.M. to 11:00 P.M. at the Town Hall Auditorium, 260 Commercial Street. No rain Date.

Motion to approve by Pat Hartzell, Seconded by Diana Robertson Vote 3-2 Passed (Jack Kelly, Keith Brickel)

To hear a petition from **Christopher Cooper, Surfside Inn**, for a special entertainment license for the 2nd Annual Swimsuit Competition to be held on Saturday, August 19th, from 2:00 P.M. to 4:00 P.M. with a rain date of Tuesday, August 22nd from 2:00 P.M. to 4:00 P.M. at the Surfside Inn, 543 Commercial St.

Motion to Continue by Pat Hartzell Seconded by Diana Robertson Vote 4-1 (Keith Brickel) Continued till the 6/27/00 meeting

To hear a petition from **Supporters of the Provincetown Library**, for a special entertainment license for an auction to be held on Saturday, July 22nd from 6:00 P.M. to 1:00 A.M. at the Best Inn, 698 Commercial St. No rain Date.

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

Other Special Entertainment Licenses

To hear a petition by **Blessing of the Fleet, Inc** represented by **Mark Silva** at PO Box 1113, Provincetown to apply for the following:

Special Entertainment licenses

Big Band Concert at the Monument on Thursday, June 22nd from 7pm till 11pm,

Music in the BAS Relief on Friday, June 23rd from 12 noon till 4pm

Live Bands and entertainment on Ryder Street on Friday, June 23rd from 5pm till 9pm

Live music at Motta Field off Winslow Street on Saturday, June 24th from 9am until noon,

Live entertainment on Ryder street on Saturday, June 24th from 11:30am till 7:30pm, Portuguese dancers on Ryder

street on Saturday, June 24th from 2pm till 4pm

Live bands/block party on Ryder street on Saturday, June 24th (in town hall if it rains) from 5pm till midnight

Live bands and dance troupe on Macmillan pier on Sunday, June 25th from noon until 3pm.

No rain Dates.

Motion to approve by Jack Kelly, Seconded by Keith Brickel Vote 5-0 Passed

Special Liquor Licenses

Wine and Malt Beverages Only Liquor License, Bas Relief Grounds on June 23rd from 5-9pm, June 24th from 11:30am-7:30pm

All Alcohol Beverages Liquor License, Pilgrim Monument Grounds on June 22nd from 7-11pm

No rain Dates.

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

New Licenses

Taxi Operators

1. Eric Peters, Truro, for **Mercedes Cab**
2. Claudette L Thibault, Provincetown, for **Provincetown Taxi**
3. Anthony M. Levorce, Provincetown, for **Cape Cab**

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

Lodging House

1. The John R. Drews Irrevocable trust represented by John Drews d.b.a. **Elliott House**, 6 Gosnold St.

Keith Brickel stepped down on this vote and Carol Taylor stepped in.

Motion to approve by Jack Kelly, Seconded by Carol Taylor Vote 5-0 Passed

Keith Brickel returned

Amended Licenses

Float Spaces

1. Cee Jay Corp, Vaughn Cabral, 44 Pleasant Street for three vessels **CEE JAY** and **Y&C** and **PARTY BARGE** at Float Space 2W (adding the third vessel).
2. Hindu of Provincetown, Inc/ John Bennett Manager, 333R Commercial Street for two vessels, **HINDU** and **VIKING PRINCESS** at Float Space 10W (adding second vessel).
3. Portuguese Princess Excursions Inc 70 Shankpainter Rd for two vessels, **CAPTAIN RED** and **PORTUGUESE PRINCESS**, at Float Space 4W (reworded the license with schedule of vessels)

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

Transient Vendor/Art Gallery

1. Roberta Pearlman d.b.a. **East End Gallery**, 491 Commercial St (new address)

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

License Renewals

Common Victualer with Entertainment

1. Artemis Unlimited d.b.a. **CACTUS GARDEN**, 186 Commercial Street

Motion to approve by Diana Robertson, Seconded by Jack Kelly Vote 5-0 Passed

Transient Vendor/Art Gallery

1. Bradford Fowler d.b.a. **Song of Myself**, 349 Commercial St.
2. R. Victor Powell d.b.a. **The Workshop**, 323 Commercial St.

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

Outdoor Artist

1. Del Craig d.b.a. **Henna Tattoo's at Third Eye**, 192 Commercial St.

Motion to approve with discussion by Diana Robertson Seconded by Jack Kelly

Vote 5-0

Passed Continued till 06/27/00 and the licensing Agent will invite the applicant to the meeting to discuss the boards concerns regarding traffic flow with tow outdoor artists and a new ATM placed in a small space.

Lodging House

1. William Svetz d.b.a. **Victoria House**, 5 Standish St.
2. John E. Dunham d.b.a. **Dunham Guest House**, 3 Dyer St.
3. Artemis Unlimited d.b.a. **LAVENDER ROSE** at 186 Commercial Street

Keith Brickel stepped down on this vote and John Gagliardi stepped in.

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

Keith Brickel returned

Fortune Tellers

1. Cybil Catherine Eli d.b.a. **Provincetown Psychic Readings**, 299 Commercial St.

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

Parking Lots

1. Cheri Smith d.b.a. **Kitty's Parking Lot**, 67 Shankpainter Road.
2. Lewis A. Young Post 3152, Inc. d.b.a. **VFW Club Parking lot** 6 Jerome Smith Rd

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

Taxi Cab

1. Valerie Martin, 10C Nelson Ave for **Cape Cab**, 1994 Taurus Station Wagon.

Motion to approve by Keith Brickel, Seconded by Jack Kelly Vote 5-0 Passed

Taxi Operators

1. John A. Demasi, Truro, for **Mercedes Cab**.

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

Common Carrier

1. Laidlaw Transit Inc, 343 Pleasant lake Ave, Harwich d.b.a. **Lower Cape Bus and Taxi**.

Motion to approve by Keith Brickel, Seconded by Jack Kelly Vote 5-0 Passed

Correspondence

Susanne Ostroff letter, Clem & Ursies support of KRoss Inc, Atty. Robin Reid asking for continuance of KRoss Inc, Letter from District Attorneys office on the open meeting law, Code Compliance Violation report.

Minutes – May 23, 2000

Motion to approve as amended by Diana Robertson, Seconded by Keith Brickel 5-0 Passed

Licensing Board Statements

Licensing Agent Statements

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

RE-SIGN A TAXI OPERATOR'S LICENSE THAT WAS VOTED ON FEBRUARY 8TH, 2000, BUT NEVER ISSUED.
POLLY BURNELL, PROVINCETOWN

Motion to approve by _____ **Seconded by** _____ **Vote** _____
Per Hunter O'Hanian, the board would resign the license, no vote needed.

Motion: to recall Sarah Thompson/Henna Tattoos at the Third Eye, 194 Commercial St, due to space problems by Diana Robertson - withdrawn after discussion without being seconded

Discussion the new vessel **Midnight Gambler** and it's impact on the resources of the town. Since this vessel is not reviewed and licensed by the Board as the other commercial vessels are, there was concern that this was a large consumption of town resources without town oversight.

Motion: The Licensing Board will refer the proposed gambling vessel as a Limited Discretionary Referral to

**the Cape Cod Commission by Hunter O'Hanian,
Seconded by Keith Brickel Vote 3-2 (Pat Hartzell & Diana Robertson) Passed**

Discussion of the Susanne Ostroff letter, a complaint against the Red Inn.

Motion: To table this discussion until the Board receives the Police Report on the incident. Motion to approve by Diana Robertson, Seconded by Jack Kelly Vote 5-0 Passed

Licensing Board Approval:

Hunter O'Hanian , Chairman

Keith Brickel (Vice-Chair)

Diana Robertson (Clerk)

Jack Kelly

Patricia Hartzell

John Gagliardi

Carol Taylor