

# Minutes of the Town of **Provincetown Licensing Board** Regular Meeting Tuesday, September 26, 2000 in the Judge Welsh Meeting Room

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

CONVENED: 5:04 p.m.

ADJOURNED: 6:35 p.m.

## **Public Hearings**

None

## Meeting Agenda

### **Public Statements**

None

### **Special licenses**

To hear a petition from Pam Parmakian d.b.a. **Vixen**, 336 Commercial Street, to apply for a Special Entertainment License for a benefit event to be held in the Town Hall Auditorium at 260 Commercial Street on Sunday, Oct 8<sup>th</sup> from 5:00 P.M. till 10:00 P.M. with no rain date The event will be a music folk concert. Represented by Pam Parmakian  
**Motion to approve by Keith Brickel Seconded by Pat Hartzell Vote 5-0 Passed**

To hear a petition from Kay Halle, representing the **Women Innkeepers of Provincetown**, PO Box 573, Provincetown, to apply for a Special Entertainment License for a Concert and Prom night to held in the Town Hall Auditorium at 260 Commercial Street on Friday, Oct 13 from 8-11:00 PM (concert) and Saturday Oct 14th 9:00 PM till Midnight (prom). Represented by Kay Halle  
**Motion to approve by Jack Kelly Seconded by Diana Robertson Vote 5-0 Passed**

### **New Licenses**

#### Transient Vendor

1. Phyllis Wolitzer d.b.a. **Lavender Lady**, 237-241 Commercial Street Unit 6  
**Motion to approve by Keith Brickel Seconded by Jack Kelly Vote 5-0 Passed**

### **Amended License with Renewal (D.B.A. Change)**

#### Lodging House

1. INNCORP, INC d.b.a. **BENCHMARK CENTRAL**, 8 Dyer St. (was benchmark Annex)  
Hunter O'Hanian stepped down for this applicant, Keith Brickel chaired.  
**Motion to approve by Jack Kelly Seconded by Pat Hartzell Vote 4-0 Passed**  
Hunter O'Hanian returned to the Board

### **Renewal Licenses**

#### Lodging House

1. H.H. Stanton d.b.a. **Coat of Arms**, 7 Johnson Street.(2001)  
2. Oxpro Corporation d.b.a. **The Oxford House**, 8 Cottage Street (2001)  
3. Lonpro Corporation d.b.a., **The Beaconlight Guest House**, 12 Winthrop St (2001)  
Keith Brickel stepped down from the Board for these applicants.  
**Motion to approve all three licenses by Diana Robertson Seconded by Pat Hartzell Vote 4-0 Passed**  
Keith Brickel returned to the Board

### **Work Session**

To discuss the request from DRM for suggestions for training topic. The Board of Selectmen has requested that DRM provide training for all Boards. This will initially take the form of video taped sessions with consultants. Later a PowerPoint presentation shall be made so those future members of the Board may receive the same training. In an effort to make this as valuable as possible, we are requesting that the Board provide topics and issues they would like consultants such as Kopelman and Paige or the ABCC to provide.

Each Board member spoke on their needs and concerns. A complete list is attached to these minutes.

## *Correspondence*

*Minutes –September 12, 2000*

**Motion to approve by Pat Hartzell Seconded by Keith Brickel Vote 3-0-2 (Hunter O'Hanian, Diana Robertson)**

## *Licensing Board Statements*

*Diana Robertson stated that the letter sent to Café Blasé was to only request compliance, not to come to the Board for a visit. This was a mistake by the Licensing Agent and will be honored by the Board.*

## *Licensing Agent Statements*

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

SIGN THE LIQUOR LICENSE FOR BAYSIDE BETSY'S AS THE ABCC FINALLY APPROVED IT.

MOTION TO ADJOURN KEITH BRICKEL 6:35 P.M.

## **These are the comments and concerns of the Licensing Board to the request from DRM for suggestions on training topics**

### **Pat Hartzell**

- 1) An explanation of the Licensing process. E.g., for a restaurant with alcohol, what licenses are required (local and state)? In what order are they applied for? Maybe a 'cliff notes' cheat sheet that would identify these for the Board.
- 2) A breakdown of Licenses including the Float Spaces.
- 3) What about the situations like the Provincetown Repertory Theater having nudity in their play. What are the Boards responsibilities and Liabilities? (Kopelman and Paige)

### **Diana Robertson**

- 1) Where do our responsibility end and other boards begin? How do the Boards overlap? E.g., Family Tran, Inc. d.b.a. Szechuan Restaurant. (Staff and K&P)
- 2) Oddities like the beach Volleyball tournaments that were sponsored by the Pied Piper and given on their private beach. Should an event like this be licensed if the participants are required to pay an admission to play or a cover charge to enter the bar? (K&P)
- 3) Special Entertainment Licenses and zoning issues. Do we give out too many? Too much or too little regulation? (K&P)

### **Hunter O'Hanian**

- 1) Penalties, what internal or state rules are there for applying penalties? When do we send a letter of warning and when do we close them down? (ABCC)
- 2) A guideline on Conflicts of Interest, when should someone step down for an applicant? Sponsors, such as the Provincetown Film Festival, if one of the Board members own business is a major sponsor, should they step down? If they only placed a business card ad?
- 3) What are the regulations on renewing businesses that do not open? Should we be granting licenses if the business has not opened? The whole idea of quotas, should we revisit and maybe impose quotas on some types of businesses
- 4) A complete overview of the Wharves, Our responsibilities? What are we licensing?
- 5) Tattooing, what are the regulations on licensing? Has it passed in Massachusetts? Should Henna Tattoos fall under the same regulations or continue as an outdoor artist.

### **Keith Brickel**

- 1) Special Entertainment Licenses, such as Crowne Pointe, why are we giving them when there already is many events going on 4 July, Labor Day, etc.
- 2) After Zoning, does the Licensing Board have any choice in approving the License? Are we a rubber stamp then?
- 3) We have too many licenses coming before the Board. Could not the Police give out the Taxi Operators & Cab Licenses since they inspect them first anyway? What is the purpose of bringing these applications in front of the Licensing Board?
- 4) The concept of flexible seating, an enforcement nightmare, should we revisit whether or not these should be

allowed?

## **Board comments continued.**

- 5) Licensing periods, couldn't some of them be longer, for instance, GuestHouse licenses, why can't they be every three years? An inspection only each year? Wouldn't this save time and money?
- 6) Would also like to see an explanation of Conflicts of Interest. When do we need to step down from the Board? We may have problems with quorums if too many need to step down or we are short members because of the holidays.

### **Jack Kelly**

- 1) The vacancies on the Board, who is responsible to fill the current opening for an alternate on the Board?
- 2) See the attached list prepared by Jack Kelly.