

Minutes

of The Provincetown Licensing Board Public Meeting on **Tuesday, February 23, 2010** at 5:15 p.m. in the Yellow Room, Community Center, 44 Bradford Street.

Present: Todd Wagar, Liz Angelino, Teri Nezbeth, Jim Sheehan, George Young

Public Hearings

Input from the public regarding the potential Licensing Board support of an article for Annual Town Meeting to amend the Provincetown General Bylaw Section 8-15: Hours of Entertainment and Amusement Operation, as described below:

Provincetown General Bylaw Section 8-15. Hours of Entertainment and Amusement Operation.

Unless otherwise restricted, no holder of an entertainment license issued by the Town of Provincetown pursuant to Massachusetts General Laws, Chapter 140, Sections, 177A, 181, 183A, shall permit activity licensed there under to be conducted between the hours of 1:00 a.m. and 8:00 a.m., with the exception of the time period in any calendar year from the Friday of Memorial Day weekend thru and including the Saturday following Labor Day weekend, during which time period the licensed activity shall not be permitted between the hours of 2:00 am and 8:00 am. A non-criminal disposition penalty will be assessed on any holder of an entertainment license found to be operating between the hours of 1:00 a.m. and 8:00 a.m. in the amount of one hundred (\$100) for the first offense, two hundred (\$200) for the second offense and three hundred dollars (\$300) for the third offense. Each violation of the hours of entertainment or amusement operation shall be deemed to be a separate offense.

Jim Sheehan discloses working relationship with Rick Murray and his partner. Rick Murray gives presentation. The Board of Selectmen withheld their support at this time. Sharon Lynn and David Gardner discuss conversations with Chief Jaran who is neither for or against. Bob Sanborn speaks on behalf of the Visitor Services Board, who voted to support the Article. Three speakers for the Article and two speakers against the Article.

Motion to support the Article as is by Teri Nezbeth. Seconded by George Young. Approved 5-0.

New License

Seasonal Wine & Malt License

1. Petition for a new ***Seasonal Wine & Malt License*** from Sanette Groenewald, representing ***Karoo Kafe***, 338 Commercial St., Provincetown, MA.

Nine letters in support. One speaker in support. No letters in opposition.

Motion by Liz Angelino to approve contingent on bringing in green cards. Seconded by Jim Sheehan. Approved 5-0.

Amend License

George Young steps down

Lodging

1. Amend the number of rooms from 8 to 9, ***Grand View Inn***, 4 Conant St., Provincetown, MA.

Motion to amend by Teri Nezbeth. Seconded by Jim Sheehan. Approved 4-0.

Common Victualer

1. Petition from Kristyn Samok representing ***Tiny's***, 336 Commercial St. to amend the

seating on the Common Victualer's License.

Motion to amend by Jim Sheehan. Seconded by Teri Nezbeth. Approved 4-0.

Renewal License

Lodging

1. Grand View Inn, LLC, Gary Vance, mgr. d.b.a. ***Grand View Inn***, 4 Conant St., Provincetown, MA.

2. Land's End Inn at Gull Hill, Inc., Michael MacIntyre, mgr. d.b.a. ***Land's End Inn***, 22 Commercial St., Provincetown, MA.

Motion to renew by Teri Nezbeth. Seconded by Liz Angelino. Approved 4-0

George Young returns

Weekday & Sunday Entertainment

1. Provincetown Public Pier Corp., Rex McKinsey, mgr. d.b.a. ***PPPC***, Macmillan Pier, Provincetown, MA.

Motion to renew by George Young. Seconded by Teri Nezbeth. Approved 5-0.

Common Victualer

1. Evangelos Lambrou d.b.a. ***Provincetown House of Pizza***, 50 Bradford St., Provincetown, MA.

Motion to renew by Jim Sheehan. Seconded by George Young. Approved 5-0.

Taxi Operator

1. Melinda Ancillo

Motion to renew by Teri Nezbeth. Seconded by George Young. Approved 5-0.

Minutes – February 9, 2010

Motion to approved by Liz Angelino. Seconded by George Young. Approved 5-0.

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

Enforcement - Todd Wagar spoke to David Gardner regarding the Licensing Agent adjusting work hours for enforcement. Will be able to implement in April.

Code Compliance – Warning letter sent to business operating without a license – The John Randall House. Has not signed for the Certified Letter, notice left.

Old business – Taxi/Pedicab Regulations: Liz Angelino will update criteria. Police Department should be authorized by operators and owners to release CORI records. Licensing Board members and Licensing Agent did not provide written input/comments to the Taxi Regulation research as requested on the February 23 meeting. Licensing Board and Licensing Agent were asked to provide their input/comments by the next meeting. This should be forwarded to Darlene via email.

New Business – 2009 Grease Trap Pumping – Todd Wagar will follow up with Jane Evans.

Licensing Agent Statements

Spoke to Diarmuid O'Neill – The Squealing Pig will be open on Friday. Waiting to hear from Phyllis Schlosberg regarding the Post Office Café. Susana Diaz will let me know when Caribbean Corner Café will reopen. Licensing Agent will send warning letters to Post Office Café and Caribbean Corner Café.

Meeting adjourned at 7:00