



CITY OF QUINCY
BOARD OF LICENSE COMMISSIONERS

The Board of License Commissioners of the City of Quincy met in Council Chambers on Tuesday, August 9, 2011, at 4:00 P.M. with Chairman Joseph P. Shea presiding. Also present, Health Commissioner Andrew Scheele Police Chief Paul Keenan, Inspectional Services Director James Duca, Fire Chief Joseph Barron, Liquor Inspector Lt. Peter Turowski, Detective Leo Coppens, QPD

Chairman Shea opened the hearing at 4:00 P.M.

Agenda 11. Hearing at the request of Ward 3 Councillor Kevin Coughlin regarding noise complaints received @ Furnace Brook Golf Course, 74 Summit Ave., David Ogar, Manager. Chairman Shea reported the issue has been resolved.

Agenda 15. Addendum Hearing regarding violation of August 4, 2011 @ Paddy Barry's, 1574 Hancock St. reported by Detective Edward Ryan, QPD. The Board agreed to the request of Attorney Louis Cassis to continue this hearing until September 13, 2011.

Agenda 1. Hearing regarding the request of the Beechwood Knoll School PTO for a one day permit for the 14th Annual Beechwood Knoll Fall Festival, October, 1, 2011. Mr. James Coffey, Chairperson. Motion to grant the request made by Commissioner Scheele, second Chief Keenan.

All in favor.

Agenda 2. Hearing regarding the request of the Quincy Youth Hockey Association for a Family Day @ Pageant Field, Saturday, September 24. Ms. Amy O'Brien. Motion to grant the request made by Commissioner Scheele, second Chief Keenan.

All in favor.

Agenda 3. Hearing regarding the request of Quincy Asian Resources for a permit to hold the 24th Annual Quincy August Moon Festival, Saturday, August 21, (rain date August 28) @ 1400-1600 Hancock St, Quincy Center. Mr. John Brothers. Motion to grant the request made by Commissioner Scheele, second Chief Keenan.

All in favor.

Chairman Shea read an e-mail from Councillor Doug in support of all of the above requests.

Agenda 4. Addendum. Hearing regarding the request of Fiesta Shows for a permit to hold a carnival September 8,9,10 & 11, 2011 @ the YMCA, 79 Coddington St. Mr. John Dean, present. With all necessary paperwork in order a motion to grant the request was made by Commissioner Scheele, second Chief Keenan.

All in favor.

Agenda 5. Hearing regarding the request of Adil Animi, d/b/a Arabica, for a Common Victualer License @ 1462 Hancock St. Chairman Shea noted any alterations must be done according to plans given to the Building Department. Commissioner Scheele has concerns with the dumpster in the rear and asked that the owner of the building be notified to attend the next License Board meeting, September 13, 2011 to address the issue. Motion to continue and notify the landlord made by Commissioner Scheele, second Director Duca. All in favor.

Agenda 6. Hearing regarding the request of Ferreira Companies, d/b/a Logan Pizza, 61 Franklin St. for a Common Victualer License. Luiz Sergio Ferreira, present. Chief Barron noted the Building Department Inspector Kathy Nugent has stated the Ansul System is outdated and must comply with CMR Regulations, and before opening his Fire Prevention Department must inspect. Mr. Ferreira agreed. Motion to grant the request, pending Fire Prevention Inspection made by Commissioner Scheele, second Director Duca. All in favor.

Agenda 7. Hearing regarding the request of Xing Qi Zhao, d/b/a Sakura Restaurant, 501 Washington St. for a Common Victualer License. Atty. Peter Lim, present with Mr. Zhao. Chairman Shea noted the application was not complete, Department sign offs must be obtained before a license is issued. Chief Barron stated his Fire Prevention Department found some things to be corrected also and an inspection will be needed. Attorney Lim assured the Board his client will complete all the necessary sign offs. Motion to grant the request, pending signoffs, made by Commissioner Scheele, second Director Duca. All in favor.

Agenda 8. Hearing regarding the request for a Pledge of License of Stadium LLC, d/b/a The Stadium Sports Bar and Grill, 1495 Hancock Street. Paul Marnikovic, Manager present, stated the Pledge is to Commonwealth Cooperative Bank for a Re-Capitalization Program. With all paperwork in order Commissioner Scheele motioned to grant the request, second Chief Keenan. All in favor.

Agenda 9. Hearing regarding the request of Friendly's Ice Cream, 213 Independence Ave., for a change of hours from October-April until 10PM & May-September until 11PM to 7 AM- 11PM, 7 days a week. Angela Celli, District Manager & Bonnie Kelly, Manager present. Commissioner Scheele motioned to grant the request, second Chief Barron. All in favor.

Agenda 10. Hearing regarding the request of Granite Street Café, Inc. d/b/a Granite Street Café, 378 Granite Street for an All Alcoholic Restaurant License. Mr. Arben Berberi, Manager, present. Chairman Shea explained Mr. Berberi has filed for All Alcohol only because there are no Wine & Malt Licenses available. Mr Arben stated he will only offer Wine & Malt at his restaurant, with food, no bar service and apply for a Wine & Malt License when one becomes available. Present and speaking in favor were Mr. John Boyle of 45 Granite Street, Mr. Patrick Corcoran, area business owner and Ward 4 Councillor Brian Palmucci. Chairman Shea read an e-mail from Mr. Robert Locarni, in favor and Mr. & Mrs. Donald DiPaulo who were opposed. Chairman Shea noted he is not in support of Beer & Wine in a breakfast place and voted against a previous applicant a few years ago, he will not be voting in favor. Chief Barron noted the Sprinkler System must be inspected. Motion to grant the request for an All Alcohol Restaurant License from 11AM-11PM, made by Commissioner Scheele,

Chief Keenan Yes

Director Duca	Yes
Chief Barron	Yes
Chairman Shea	No

The motion passed 4-1

Agenda 11. Addendum: Hearing regarding the violation (operating without a licenses) of Blue Hills Towing. Mr. Tom Wuestefeld @ Miller Street. Chairman Shea informed the Board that Mr. Wuestefeld holds a Tow License for 258 Willard St, and the Board has an application to move the Tow Company from Willard Street to Brook Road, waiting for ZBA approval. Area residents speaking were: Kate Johnson, 102 Cross Street, Mike Cronin 98 Cross Street and Ward 4 Councillor Brian Palmucci. Concerns with a tow company operating, illegally in a residential area were discussed by the Board and residents. Chairman Shea noted violations to Chapter 11 & 17 Section 16 and fines totally \$600.00 issued by Ken Burke. Mr. Wuestefeld stated all cars have been removed and he is still on Willard Street. Director Duca asked Mr. Wuestefeld about violations he has sent him totaling \$1500.00, he added "you do owe this money to the City and I do expect it". Mr. Wuestefeld agreed to discuss this with his wife and added the City also owes him money. Chairman Shea noted the August 23rd ZBA meeting and depending on the outcome the Board could schedule a License Board hearing September 13. Director Duca motioned to close the hearing and continue until September 13 pending payment of violations (\$1500.00) and ZBA approval Brook Road address. All in favor. Mr. Wuestefeld and Councillor Palmucci agreed.

Agenda 12. Hearing regarding the request of All Over Towing, 330 Quincy Ave. for a Tow License. Mr. Joseph Lewis, present stated he has both a State & DPU Tow License and plans to store no more than 10 cars, short term. Chairman Shea informed Mr. Lewis of the City Ordinance Chpt. 17 passed on June 20, 2011 which states in part that you absolutely need to be affiliated with a business. Director Duca questioned if this is a stand alone tow business? Mr. Lewis stated he will work side by side with the business storing for a short time. He also will do repairs for Mr. Tran. Commissioner Scheele and Director Duca asked to continue the hearing until September 13, and have the owner Mr. Tran attend the hearing. Motion to continue the hearing until September 13, 2011 made by Director Duca, second Commissioner Scheele. All in favor.

Agenda 13. Hearing regarding Violations of the Noise Ordinance @ The Launch, 333 Victory Road. Mr. Brian Ferrara, Manager & Attorney Bryan Connolly present for The Launch. Ward 6 Councillor Brian McNamee present. Commissioner Scheele noted this is not a liquor violation. Director Duca reported several noise violations, July 2, 20 & 31st, these violations stem from amplified music spiking over 8-10 decibels, that he measured on the 4th floor balcony at 2001 Marina Drive. Chairman Shea stated in his letter the violation and ordinance number with the dates and additionally the outside music to be over by 11 PM. Attorney Connolly commented that his client acknowledges the violation of the 11 PM close and apologized, he added the staff and manager take regular noise recordings and since July 16 they were between 40 and 55, the ordinance is 65, they very rarely approach 65. They will follow up, and again apologized. Commissioner Scheele questioned the number of violations, noting after 3 a hearing is triggered. Chief Keenan stated the police received 7 calls of loud music after 11 PM, one at 3 AM, which was due to a tractor trailer, not relevant to the Launch. He added the Launch needs to shut down at 11:00 PM, after that it would be a violation of hours and noise. Councillor

McNamee stated he wants a responsible operator or the Board should take the entertainment license or cut back the hours to 10:00 PM. Also speaking were: Stanley Dennis, 1001 Marina Drive, Steve Dunleavy, 17 Schooner Lane, Judge Robert Halfyard, 1001 Marina Drive #705E, Carol Reynolds, 1000 Marina Drive, Maureen Glynn, 1001 Marina Drive #209 , who all spoke of the excessive noise. Steve Korchin, 1001 Marina Drive, spoke in favor of the Launch. Chief Keenan motioned to issue a warning on the violation of the closing time, and schedule another hearing September 13, 2011. The Board agreed to temporarily change the Entertainment License and roll back the hours to 10:00 PM Sunday-Thursday, No Amplified Music, Acoustical only after 10:00 PM. Attorney Connolly agreed. The Board will review the Launch September 13, 2011 at a regularly scheduled License Board Meeting.

The new License Board Calendar was approved by the Board.

The Board accepted and waived the reading of the minutes of the previous hearing of July 12, 2011.

The meeting adjourned at 7:15 PM