



**CITY OF QUINCY BOARD OF LICENSE COMMISSIONERS
AGENDA-TUESDAY NOVEMBER 12, 2013 @ 4:00 PM**

 **Roll Call.**

Present: ANDREW SCHEELE, JOSEPH JACKSON, JOSEPH DUCA, JOSEPH P SHEA, LEO COPPENS (Not voting), PAUL KEENAN , PETER TUROWSKI (Not voting).

Agenda 1 . Hearing regarding the request of the Merrymount Association for a Special Use Permit for the annual Turkey Trot, Thursday, November 28, 2013. Kathy Hussey O'Brien.   8AM start-9:15 AM. **Motion:** , **Action:** Approve, **Moved by** ANDREW SCHEELE, **Seconded by** JOSEPH DUCA. Motion passed unanimously.

Agenda 2. Hearing regarding the request of Home Ice Sports Bar, LLC, 35 Washington St. Gerald F. DeLuca, Manager for transfer of the CV All Alcohol Restaurant License presently held by Mari's Place. Attorney Jonathan C. Young.  **Motion:** , **Action:** Approve, **Moved by** ANDREW SCHEELE, **Seconded by** PAUL KEENAN . Motion passed unanimously.
Motion: For Cabaret License. , **Action:** Approve, **Moved by** ANDREW SCHEELE, **Seconded by** PAUL KEENAN . Motion passed unanimously.

Agenda 3. Hearing regarding complaints received against Ramallah Inc, d/b/a Yaz's Place, 132 E. Howard Street and the status of DBA & Manager information. Mr. Yaser Mohammed. Attorney Rudolph F. Miller.  Councillor Brad Croall & Commissioner Duca regarding noise complaints. Heather Edison 87 E. Howard Street. Resident complains about the noise by Yaz's Place, the noise starts at 11 ends at 2 AM. She lives 2 blocks away and can hear the Hip Hop music. They are bringing in inner city problems to Quincy. This happens during the week and on weekends. She cannot

understand why they do not comply with the noise ordinance. They are bringing violence to the area, “no one from Quincy is going in that club”. Chairman Shea noted there should not be music after 1:15 AM. Yaz’s has been before the Board for complaints before, if its till 2 AM we need to address it. Director Duca spoke to the Manager Holsen, about the noise. He asked if they have been monitoring and documenting noise. He has not documented. They play music from Thursdays on. Ms. Edison noted her I-phone has the Web site flyer stating Wednesday. Attorney Miller stated they operate Thursday til Saturday, he asked the Board to look beyond one person having a complaint. Chief Keenan asked him to explain why it is on the website. Keenan wants an answer why it says every Wednesday? Attorney Miller stated Thursday til Saturday. Why do you continue to have it on your Web site? Attorney Miller re: violence a bad crowd etc he invited all to come. He states they are insulted by the buzz words. Attorney Miller noted there is only one person here complaining.

Chairman Shea noted Ms. Edison has every right to speak and we could probably fill the room with complaints. Attorney Miller added on Thursday they have Brazilian music. Sports when there is a playoff game. The building is well insulated he feels the noise is from the people leaving and mingling in the parking lot. They turn up the music in the car and screeching brakes. Jay Duca wants the noise monitored and documented, and he wants the logs. He asked the manager to record the measurements every 10 minutes and email them to him. Councillor Brad Croall Ward 2 stated the goal here is noise concerns and how to position them in the neighborhood. I hope going forward they continue to monitor the noise. Maybe to cut off the music at 12:45? My concern is ward 2 has its share of clubs this is the only issue, its frustrating. He asks them to be a good neighbor.

Chairman Shea noted we will work with everyone to resolve this. We want this corrected.

Agenda 4. Hearing regarding the request of David Flannery, d/b/a Dave’s Auto Service, 771 E. Squantum St. for an Garage Repair & Motor II Used Car License.  Dave Flannery, present. Conditions submitted by Councillor McNamee read into the record. Christopher Carroll, Esq. present for Mr. Flannery. There will not be a tow lot or 24 hours operation. He has a ramp truck to accommodate customers, he is not in the towing business. Mr. William McFadden, 167 Essex Street spoke of concerned with the towing. Attorney Carroll noted there will not be a towing operation there. Director Duca will have an inspector visit 771 E. Squantum St. **Motion:** Garage Repair , **Action:** Approve, **Moved by** ANDREW SCHEELE, **Seconded by** JOSEPH DUCA.

Motion passed unanimously.

Motion: Motor II (2) cars for sale. , **Action:** Approve, **Moved by** ANDREW SCHEELE, **Seconded by** JOSEPH DUCA.

Motion passed unanimously.

Agenda 5. Hearing regarding the request of South Shore Shuttle Services, LLC, 91 McGrath Highway, Denise Papagno & Elaine Shea, Managers for a Livery License.   Denise Papagno present with Attorney Sam Vitale. Donna Ricks, Walpole St. stated “I am very angry with Yellow Cab”, she presented pictures to the Board. She is against anymore cars/taxi cabs etc. Jeff Hynes, 197 Elm Street representing the neighborhood association, stated the association has supported many business, but Yellow Cab has never been good to the neighborhood. Letters from residents were submitted to the Board. He wants the issue with Yellow Cab addressed. What is 91 McGrath Highway licensed for? Chairman Shea noted they have Garage Repair, Motor II, & Hackney. They also have a tow truck for their own vehicles. Mr. Hynes wants to know the snow removal plan for Yellow Cab, also street lights were lost to the Galvin Building he wants them replaced. He is sometimes forced to park on the street because his driveway is blocked. The dumpster is emptied between 3-6 AM. Old tires are piled against the building near the brook. The association would like more cooperation from Yellow Cab. They have never been a good neighbor. He would like this application voted down. Letters from neighbors were read into the record by Chairman Shea. Councillor Margaret Laforest, stated she has received complaints prior to Denise Papagno taking over Yellow Cab. She reports boats have been removed, Denise is having her staff removing trash and the dumpster is stored and increased pickups arranged. Mr. Hynes noted the dumpster removal is still happening in the early hours. Councillor Laforest stated we cannot have 4 AM dumpster pickups. The parking lot has been redone, junk removed and changes this spring are planned. Some vans are parked at a satellite lot. She would like a letter sent to residents for over night parking permits to be issued. There is a need to work with the DPW regarding parking signage. Chief Keenan asks to move this along and asks for Ms. Papagno to speak, he will address the overnight parking issue. This application is to bring Yellow into compliance with the City Ordinance. There was never a limo license before. Jay Duca feels it is premature to vote tonight on this application, he would like to determine the number of vehicles and sort this all out. The application is for 6 vans. Chief Keenan reminded the Board they are running the business and only want to be compliant, the number of vehicles are the same. Director Duca is not convinced the site can hold 55 vehicles. **Motion:** to continue until December 10, 2013 with a site plan

submitted. **Action:** Approve, **Moved by** JOSEPH DUCA, **Seconded by** ANDREW SCHEELE.
Motion passed unanimously.

Agenda 6. Hearing regarding the request of Elena's Café, 2 Battery March Park, for One day Wine & Malt License, December 5, 2013. **Cancelled**

Agenda 7. Hearing regarding the request of The China Restaurant, 681 Hancock St. for Keno License.  **Motion:** , **Action:** Approve, **Moved by** ANDREW SCHEELE, **Seconded by** PAUL KEENAN .
Motion passed unanimously.

Agenda 8. Hearing regarding 2013 Holiday hours for Retail All Alcohol & Wine & Malt Licensees.  **Motion:** , **Action:** Approve, **Moved by** ANDREW SCHEELE, **None seconded.**
Motion passed unanimously.

The Board accepted the minutes of the previous meeting and waived the reading

Any items discussed but not listed on the agenda are items not reasonably anticipated as a topic by the chair 48 hours in advance of the meeting.