



**CITY OF QUINCY**  
**BOARD OF LICENSE COMMISSIONERS**

The Board of License Commissioners of the City of Quincy met in Council Chambers on Tuesday, September 13, 2011, at 4:00 P.M. with Chairman Joseph Shea, presiding, also present Health Commissioner Andrew Scheele, Police Captain John Dougan, Inspectional Services Director James Duca, Fire Chief Joseph Barron, Liquor Inspector Lt. Peter Turowski, Detective Leo Coppens, QPD

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**Agenda 1.** Hearing regarding the request of South Coastal Bank, 77 Granite Street, for a One-day permit for a Community Shred Day Saturday September 24, 2011 9 AM- 11 AM. Mr. Tony Drew present. This is a free event, the shredding truck will be on site from 9AM-11AM. Motion to grant the request made by Commissioner Scheele, second Director Duca. All in favor

**Agenda 2.** Continued hearing regarding the request of Adil Animi, d/b/a Arabica, for a Common Victualer License @ 1462 Hancock St. Commissioner Scheele met with Mr. Animi and he is aware of what is expected of him regarding cleaning and snow in the winter, he is to keep the area clear of snow for the collection trucks. He also agreed to contact Fire Prevention before his opening in late September. Motion to grant the request pending all inspections made by Commissioner Scheele, second Chief Barron. All in favor.

**Agenda 3.** Continued hearing regarding the request of All Over Towing, 330 Quincy Ave. for a Tow License. Mr. Joseph Lewis, present with owner of the site Mr. Tran. Director Duca, who asked for a plan at the last meeting August 9, received the plan today and would like more time to review it. Also, questions regarding paving of the lot and Planning Board requirements need to be addressed. Mr. Tran's site is licensed for 35 cars for repair and 2 for used cars. Steve Cobban of Emergency Towing, 61 Copeland Street addressed the Board stating Mr. Lewis is not complying with State Regulations, he had tow slips from last weekend showing over charges. Mr. Lewis stated he towed the cars to his lot in Easton. Mr. Lewis does not hold a License in Easton, only a DBA, Easton requires all tow companies to be licensed. He also runs the business from his home address. Director Duca motioned to continue the meeting to September 27, 2011 for time to review the site plan and other issues the board feels need to be addressed. Second Commissioner Scheele. All in favor.

**Agenda 4.** Hearing regarding the request of Pho Countryside, Inc., d/b/a Pho Countryside Vietnamese Restaurant @ 217 Quincy Ave. Bao D. Trinh, Manager. Attorney Christopher Coleman. This is a 72-seat restaurant located in the Kam Man Plaza. The applicant and his family will run the restaurant. With all forms in order Commissioner Scheele motioned to grant the request, second Director Duca. All in favor.

**Agenda 5.** Hearing regarding the request of Worawat Wiwatyukhan, d/b/a Pad Tai, 671 Hancock St. for a Common Victualer License. Attorney Robert J. Fleming, Jr., explained the restaurant is primarily take out. Director Duca signed off and Commissioner Scheele visited the site today noting it is a complete build out of the former Wollaston Florist location. Chief Barron noted the suppression system will need to be checked during and after the planning session. Commissioner Scheele has concerns with the storage of used grease and sharing the dumpster, all will be required to be enclosed. All renovations will need to be done according to plan. Attorney Fleming noted he spoke with Councillor Gutro who has no opposition, but does have concerns. Motion to grant the request pending occupancy permits made by Commissioner Scheele, second Director Duca. All in favor.

**Agenda 6.** Hearing regarding the request of Big Boss Pantry LLC, d/b/a Big Boss Pantry, 10-16 Brook Street for a Common Victualer License, Gary Chu Mok, Manager present with Attorney Peter Steiger. The proposed restaurant will seat 6 and operate mainly as take-out 7 days a week 7AM-9PM offering breakfast, lunch and dinner. Commissioner Scheele noted his concerns with the corner being used as a pick-up area. He stated he passes by at least 4 mornings a week and sees vans pick up people and bring them to Boston or the North Shore, they pick up up to 100 people around 6:30 AM who are smoking cigarettes and drinking coffee and disposing of the cups and butts all over the sidewalk before they leave. The Commissioner would like to continue the hearing until the Board can meet with all the owner/operators in the building and have them agree to come out and clean the area daily. Attorney Steiger stated he will ask his client to speak to the other tenants and resolve the problem and ask that they all work together. Director Duca stated the ZBA has approved up to 6 small units for commercial space each will be looked at separately. Motion to continue until September 27 made by Commissioner Scheele, second Director Duca. All in favor.

**Agenda 7.** Hearing regarding the request of Thomas Anacone, d/b/a Craig's Café for a Common Victualer License @ 1354 Hancock Street. Mr. Anacone, present, he has 11 years experience, as a restaurant manager at Logan Airport. All inspections were completed on August 8, no change of name, or menu. Motion to grant the request made by Commissioner Scheele, second Director Duca. All in favor.

**Agenda 8.** Hearing regarding the request of Charbel Automotive, LLC, d/b/a Centre Street Gas & Repair for a Gas, Repair & Motor II License @ 15 Centre Street. Charlie Moussallem, Manager, present with Attorney Christopher Harrington. Mr. Moussallem holds an auto wholesalers license in Salem, NH, his plans are to reopen the former Trig's Gas Station. Chief Barron asked that he contact Quincy Fire Prevention for all permits before opening. Motion to grant the request for Gas/repair made by Commissioner Scheele, second Director Duca. All in favor.

**Agenda 9.** Hearing regarding the request of N & S Auto, LLC, d/b/a Autobahn Sports Cars, 519 Quincy Ave., Abdul M. Nasser, Manager. Mr. Nasser plans to operate the former Town Line Auto Sales, he is requesting a license for 25 cars. Chairman Shea suggested the Board visit the site before issuing 25 cars. Commissioner Scheele motioned to grant the request for 16 cars today and the final number to be announced on September 27<sup>th</sup>, second Captain Dougan. All in favor.

**Agenda 10.** Hearing regarding the request of Quincy Liquor Store, LLC, d/b/a Hancock Liquors, 229 Quincy Ave., Minesh Patel, Manager, for Change of Location, from 275 Quincy Ave, and Transfer of the Retail All Alcoholic License previously held by the Mass. Department of Revenue. Attorney Joseph H. Devlin, present. The store will occupy the former police supply store at Kam Man Plaza. All abutters have been notified and the necessary ABCC forms are complete. Chief Barron instructed Mr. Pater to contact Quincy Fire Prevention and to also discourage any parking in the fire lane. Motion to grant the request made by Commissioner Scheele, second Director Duca. All in favor.

**Agenda 11.** Hearing regarding the request of Applebee's Restaurants North, LLC, for a Change of Manager to James L. Costa, & Pledge of License & Inventory to Bank of America. Attorney Joseph H. Devlin explained all paperwork for all Applebee's throughout Massachusetts has been submitted to the ABCC in advance. Motion to grant the request for change of manager to James L. Costa made by Commissioner Scheele, second Director Duca. All in favor. Motion to grant the request for Pledge of License & Inventory made by Commissioner Scheele, second Director Duca. All in favor.

**Agenda 12.** Hearing regarding the request of Quincy Gar Ming, Inc., d/b/a Hong Kong Eatery, 1510 Hancock St., Mr. Johnny C.M. Chu, Manager for a CV All Alcoholic Restaurant License. Attorney Christopher Carroll, present with Mr. Chu. All abutters have been notified by certified mail and legal notice was published September 1, in the Patriot Ledger. Motion to cancel the existing Wine & Malt License issued to Hong Kong Eatery made by Commissioner Scheele, second Director Duca. All in favor.

Motion to grant the request for a CV All Alcohol Restaurant license made by Commissioner Scheele, second Director Duca. All in favor.

**Agenda 13.** Hearing regarding violation of August 4, 2011 @ Paddy Barry's, 1574 Hancock St. reported by Detective Edward Ryan, QPD. Attorney Louis Cassis, present with owners Gerry Hanley & Manager Diane Hill. Lt. Peter Turowski read Officer Ryan's report describing a drug deal out side of Paddy Barry's involving their bartender. Attorney Cassis argued it took place outside not in the licensed premise, and there is no evidence, only a police report. He stated, "You need to find a violation then you should find them not guilty, a police report is not evidence". Captain Dougan noted based on the quantity he thinks she was selling in the bar. Lt. Turowski stated he had no evidence of that. Director Duca asked why the employee was fired. Attorney Cassis stated "because she had drugs on her, in her pocket". Captain Dougan stated " I don't know if it's a violation of the liquor license however I understand you fired her. She was doing a drug deal outside". Commissioner Scheele motioned to dismiss, second Director Duca. Captain Dougan noted he still thinks something should be placed on file. Gerry Hanley spoke of his 10 years at the bar without violation and that he was not only surprised he was embarrassed & humiliated. Commissioner Scheele motioned to dismiss, second Director Duca. Chairman Shea, Chief Barron & Captain Dougan voted not to dismiss. The motion failed. Captain Dougan motioned again to dismiss, second Chief Barron. The motioned passed 4-1 with Chairman Shea voting against.

**Agenda 14. Addendum:** Hearing regarding multiple violations of the Rules & Regulations of the License Board @ The Clash of the Ash, 1462 Hancock St. Bernie Conaughton, owner present. Lt. Turowski read his report into the record describing multiple calls to the Quincy Police, for disorderly conduct. Lt. Turowski that no arrest were made. Commissioner Scheele stated the Board has the authority to change the hours to 11AM-11PM seeing that most complaints are at closing time. Chairman Shea stated if this continues the Board will look at certain issues like the entertainment. Mr. Conaughton stated he has no problem hiring a detail on Friday & Saturday night. After discussion Commissioner Scheele motioned to place the matter on file for 3 months and review December 13. Second Director Duca. All in favor.

Chairman Shea noted a notice from the Mass. State Lottery of Keno-2-Go being installed at Donuts N Donuts 1461 Hancock St & Point Liquors, 230 Washington St. There were no objections from Board members.

The Board accepted and waived the reading of the minutes of the previous hearing of August 9, 2011.

The meeting adjourned at 6:45 PM