



CITY OF QUINCY
BOARD OF LICENSE COMMISSIONERS
AGENDA-OCTOBER 6, 2015 @ 4:00 P.M.

Roll Call.

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

Agenda 1. Hearing regarding the request of Stran Promotional Solutions, for a One-day Alcohol License @ 2 Heritage Drive Suite 600, October 20, from 5-9PM. Howie Turkenkopf. present. Open house for clients, about 250 people, catering by Figs Restaurant, Boston. Certificate of Insurance provided to the Board. This is an invite only event. **Motion: , Action: Approve, Moved by ANDREW SCHEELE, Seconded by PAUL KEENAN .**

Motion passed unanimously.

Agenda 2. Hearing regarding the request of Elena's Café, 1 Batterymarch Park for 2 one-day Wine & Malt Licenses. Sam Myshqeri, Manager, present. October 21 & January 27. This is a private party, closed to the public.

Motion: , Action: Approve, Moved by ANDREW SCHEELE, Seconded by PAUL KEENAN .

Motion passed unanimously.

Agenda 3. Hearing regarding the request for a Special Use Permit for the 13th Annual Little Hearts Fall Fundraiser @ The Irish Pub, 51 Billings Road, Saturday, October 17, 2015 from 10AM-2PM.

Mr. Kevin Glennon. Saturday, 10/17/15. **Motion: , Action: Approve, Moved by ANDREW SCHEELE, Seconded by PAUL KEENAN .**

Motion passed unanimously.

Agenda 4. Hearing regarding the request of Oh My Tea, 1441 Hancock St, for a Common Victualer License. Leyi Gao, Manager. present. This is a former Cell Phone Store. 9AM-8PM 7 days. All inspections in order. Opening Nov. 1, 2015. 4 seats 2 tables **Motion: , Action: Approve, Moved by ANDREW SCHEELE, Seconded by PAUL KEENAN .**

Motion passed unanimously.

Agenda 5. Hearing regarding the request of New Generation Monopoly, Inc. d/b/a Prestige Auto, 147 Coddington St., Aaron Osborne, Manager for a Motor II, Used Car License. Aaron Osborne, present. He is the present owner of Prestige Auto, 264 Willard St. He is now moving to 147 Coddington St. 6 Used Cars. Parking is along the side of the building. Before changes to the inside of the building Mr. Osborne will contact the Fire & Building Departments. **Motion: , Action: Approve, Moved by ANDREW SCHEELE, Seconded by PAUL KEENAN .**

Motion passed unanimously.

Agenda 6. Hearing regarding the request of Shamsuddin Karim, d/b/a Subway, 1348 Hancock St., for a Common Victualer License. Mr. Karim, present. All inspections in order. He is the owner of a Subway in Boston. Hours 8AM-10PM. **Motion:** pending final inspection fire Dept. **Action:** Approve, **Moved by** ANDREW SCHEELE, **Seconded by** JOSEPH BARRON.
Motion passed unanimously.

Agenda 7. Hearing regarding the request of La Paloma Foods, Inc., 195 Newport Ave. for Change of Manager from Nancy Goodwin to Michael Walsh. Michael Walsh present. They have been at 195 Newport Ave for 33 years. All paperwork is in order for the Change of Manager. **Motion:** , **Action:** Approve, **Moved by** ANDREW SCHEELE, **Seconded by** PAUL KEENAN .
Motion passed unanimously.

Agenda 8. Hearing regarding the request of Imperial Palace, Inc. for a change of DBA from Hot Pot & Sushi Buffet to Royal Hot Pot Sushi & Bar. Sinya Lau, present. A new Business Certificate is on file. **Motion:** , **Action:** Approve, **Moved by** ANDREW SCHEELE, **Seconded by** JOSEPH DUCA.
Motion passed unanimously.

Agenda 9. Hearing regarding the request of O'Sullivan, LLC, for a Change of DBA from The Stadium to The Iron Furnace, 1495 Hancock St. Mr. John O'Sullivan, present. **Motion:** , **Action:** Approve, **Moved by** ANDREW SCHEELE, **Seconded by** PAUL KEENAN .
Motion passed unanimously.

Agenda 10. Hearing regarding the request of Tokenfire, LLC, d/b/a The Quill, Noel O'Connor, Manager, for transfer of the CV All Alcohol Restaurant & Cabaret License issued to Home Ice Sports Bar, LLC, 35 Washington St. Attorney Jon Aieta. Opened and continued to another date. Oct. 20 2015 **Motion:** Continue to October 20 2015 , **Action:** Postpone, **Moved by** ANDREW SCHEELE, **Seconded by** PAUL KEENAN .
Motion passed unanimously.

Agenda 11. Hearing regarding the request of Diya Patel, d/b/a Lucky Wine & Liquors, 66 Newbury Ave, Diya Patel, Manager for transfer of the Retail All Alcohol License presently issued to Bruschi Inc. Attorney Teresa Barbadoro, present with the applicant. Commissioner Scheele, excused himself, he is related to Attorney Barbadoro. **Motion:** , **Action:** Approve, **Moved by** PAUL KEENAN , **Seconded by** JOSEPH BARRON.
Motion passed 4-0

Agenda 12. Continued hearing regarding the request of C & W Group. Inc., d/b/a Top Pot Asian Cuisine Restaurant, Chung Shing Wong, Manager for a CV All Alcohol License @ 67 Billings Road. Jack Milgram, Esq. present. Continued to November 24, 2015 per request of Attorney Milgram. **Motion:** Continue --November 24, 2015 , **Action:** Postpone, **Moved by** ANDREW SCHEELE, **Seconded by** PAUL KEENAN .
Motion passed unanimously.

Agenda 13. Continued hearing regarding the request for Transfer and Change of Location of the CV All Alcohol Restaurant License issued to Hong Kong Eatery, 1515 Hancock St, to Tiger Rose Group, LLC, d/b/a Shabu J. Japanese Restaurant, 663 Hancock St., Judy Chen, Manager. Jack Milgram, Esq present with Manager Judy Chen. This is continued from September 8. All paperwork and legal ads are in order. Ms. Chen had received an opinion regarding prior ZBA approval from her former attorney. Ms. Chen no longer has a lease for the parking. They ask that the Commissioners take a vote on the decision of August 2014 ZBA hearing. Milgram asks that the Board votes in favor. He would have the Land Court decide if the Board should deny. At the August 2014 ZBA hearing it was stated no liquor license. A new ZBA application by Ms. Chen has been withdrawn. Director Duca noted they have not yet applied for a building permit, they have a preliminary permit, but they would need a valid Zoning Decision for the Building Permit. He feels there is a valid ZBA decision, from August 2014, and he will not be issuing a building permit. The ZBA felt there would not be a liquor license and that's what they based the decision on. Attorney Milgram asked the Board to vote. Director Duca asked if parking is an issue for all applications. Chairman Shea stated yes, and it was discussed at the July and Sept. meeting. Anyone applying would be asked about parking. Parking questions always come up. We need to work with all City Boards. Director Duca will not support based on the ZBA decision, but asked the Board to vote. Chairman Shea asked about the parking plan. Atty. Milgram feels there is sufficient parking in the area, based on the August, 2014 ZBA decision. The parking study was based on the original restaurant for the China Restaurant, . Chief Keenan noted now this is an additional 90 seat restaurant. Chief Keenan asked about where the parking would be? CVS is private, Wollaston Liquors is private, where is the public parking?

Chairman Shea noted the Board does not have a history of voting against another City Board. Chief Barron stated, based on the outstanding parking issue and the withdrawal of the ZBA hearing he is not in support. Commissioner Scheele, noting he also does not want to vote against ZBA board and the parking plan, he would be in support if they go before the ZBA on the parking plan.

Chairman Shea reviewed the points before the ZBA members in August 2014, which stated people had parking concerns, this was a different application than the one we have today. Today's application has alcohol. The 4th point stated "There is no liquor license". Attorney Milgram asked the Commission to vote today, and added there isn't anything in the law, no law that says if you get a finding on change of use and down the road you get a liquor license and now you need to go again. If we go to Land Court or the ABCC it will be overturned. We agreed to go back not because we had to. We never needed to go back, there is nothing that requires us to go back. Chairman Shea took a vote:

Motion: Vote: to approve the application:

Keenan no

Scheele yes

Barron no

Shea yes

Duca no

The motion failed 3-2

The Board voted to accept the minutes and waive the reading of the previous hearing. The hearing adjourned at 5:15 PM

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.