

TAPED

The License Commission held its regular monthly meeting at 6:00 p.m. on Thursday, March 17, 2016 in the G.A.R. Room at City Hall. Present were Chairman Henry Tartaglia; Commissioners Scott McDuffy, Joao DeAndrade and Paul Merian. Also present were License Agent Lieut. Ken LeGrice and Administrative Assistant Bonnie Tucker.

1. Approval of the Minutes of the License Commission meeting of February 18, 2016.

A motion was made by Commissioner McDuffy to approve the minutes of the meeting of February 18, 2016 which motion was seconded by Commission DeAndrade. All members voting in the affirmative, the motion carried.

2. Approval of the following police officers as license agents for the month of April, 2016: Lieuts. Kenneth LeGrice and Paul Bonanca; Sgts. George Khoury, Frank Vardaro and Michael Dennehy; Dets. Thomas Hyland, Nazaire Paul, Eric Clark, Santiago Cirino, Jackie Congdon, Chris McDermott, Michael Bunker, Michael Cesarini, Patrick Donahue and Erin Cummings.

A motion was made by Commissioner McDuffy to approve the police officers as listed as License Agents for the month of April, 2016. The motion was seconded by Commissioner DeAndrade. All members present voting in the affirmative, the motion carried.

3. Requests for Special One-day Permits:

- (a) **Wine and Malt Beverages** – Christopher Okundaye, Manager, for a Celebration of Life function at the Fruith Center – 891 Montello Street on Saturday, June 4, 2016 from 7:00 p.m. to 2:00 a.m.

Present was Christopher Okundaye, 10 Hammond Street Apt. 2J, Roxbury.

Ms. Tucker stated she had sent a letter to Mr. Benson, the Director of the Fruith Center, to appear at tonight's meeting in conjunction with this application as the Commission had requested.

Chairman Tartaglia reviewed that it had been voted on at the last meeting that whoever is in charge of the Fruith Center has to be at the meeting along with the applicant for the one day license. Commissioner McDuffy indicated he feels this should be postponed so that Mr. Benson can be present. Ms. Tucker stated the applicant has come from Boston and is present as requested. She suggested the Commission go forward with the hearing and then just hold the permit until Mr. Benson appears before the board so that Mr. Okundaye will not have to travel from Boston again.

Mr. Okundaye stated that his father had recently passed away at the age of 107 and he is inviting family and friends to attend a service with music to celebrate his life. He expects approximately 100 to 150 people to attend. There is no charge for the beer and wine.

Lieut. LeGrice stated where it is a closed event with only invited guests, he feels there is no need for a police detail.

A motion as made by Commissioner McDuffy to approve the application pending Mr. Benson appearing at either the April or May meeting in order to make sure there are no issues. The motion was seconded by Commissioner DeAndrade and made unanimous by vote of Chairman Tartaglia

Ms. Tucker told Mr. Okundaye that she will contact him when the permit is ready to be picked up.

(It was noted for the record that Commissioner Merian arrived at this time)

4. Hearing on the request from Ninna, Inc. dba Crown Fried Chicken to transfer the Common Victualer license at 1012 Main Street to One Star Corporation dba Crown Fried Chicken – Sadiq Ahmad, President.

Present were Sadiq Ahmad, 47 Hemenway Road, Framingham and the current licensee, Fazul Ahad Khan, 152 Mary Lane, Bridgewater.

In reply to questions, Mr. Ahmad stated he is an experienced chef. It was reviewed that the inspection approvals are pending.

A motion to approve the transfer pending receipt of the inspection approvals was made by Commissioner McDuffy. The motion was seconded by Commissioner Merian. All members voting in the affirmative, the motion carried.

5. Hearing on the following requests from Joseph and Debra Sawaya dba Joseph Sawaya Enterprises:
 - (a) Common Victualer license at D.W. Golf Course – 331 Oak Street
 - (b) Special One-day Licenses to sell Wine and Malt Beverages from April 1, 2016 thru November 30, 2016, on Monday thru Saturday from 8:00 a.m. to 8:00 p.m. and on Sunday from 10:00 a.m. to 8:00 p.m.

Present was Joseph Sawaya, 39 Belcher Avenue, who stated he had the same licenses last year at the Golf Course. There will be no changes. Mr. Sawaya stated he was just awarded a new contract so he has to re-apply for everything. He has had no problems with the operation at the Club.

In response to questions from Commissioner McDuffy, the Adm. Asst. reviewed that this type of license can only be granted in conjunction with a municipally owned golf course. It allows the sale of beer and wine for up to 245 days.

A communication from Councillor Farwell was reviewed in which he requested the fee for this license be reviewed. He suggested it be determined by prorating the annual fee of \$1,600 by establishing the daily fee multiplied by 245 days which would be \$1,074. The fee is currently set at \$800 for the 245 day season.

Commissioner Merian indicated that moving forward this would be a group discussion for the Commission to have when fees are set but it should not be changed for this year's permit.

Mr. Sawaya stated his contract is for two years with an option. He was reminded that the Certificate of Liquor Liability will have to be submitted prior to the issuance of the Special Permit.

A motion was made by Commissioner DeAndrade to approve the applications requested which motion was seconded by Commissioner McDuffy. All members voting in the affirmative, the motion carried.

6. Hearing on the request from Hanuman Corporation dba Rose's Discount Liquors to relocate the All Alcoholic Package Store from 186 Oak Street to 186 Oak Street Unit 2A.

Representing the applicant was Attorney John McCluskey, 1325 Belmont Street and his clients, Kinjal Patel, 120 Bergeron Way, Stoughton and Chirag Patel of the same address.

Attorney McCluskey reviewed that the Patels have been operating Rose's Discount Liquors for a number of years. They have been to the Zoning Board and received a variance to operate in the new space which is located within the same plaza. It will be a larger area and they are asking for permission to transfer the license approximately 100 feet from the current store location. It will be in what used to be the Amvets Second Hand Shop.

A motion was made by Commissioner Merian to approve the relocation of the license as requested which motion was seconded by Commissioner McDuffy. All members voting in the affirmative, the motion carried.

7. Hearing on the request from Max's Hideout, Inc. – Michael Asack, Manager, holder of an All Alcoholic Restaurant license at 68 Field Street:
 - (a) To transfer stock held by Peter Asack to Louis Asack; and
 - (b) To Change Officers/Directors in the Corporation.

Present was Attorney Kim Bakeberg, 730 Hancock Street, Quincy, Michael Asack, 441 Ash Street and Louis Asack, 396 Summer Street, East Bridgewater.

Attorney Bakeberg explained that Mr. Asack is buying out his cousin, Peter Asack. Louis will be the sole stockholder as well as the sole officer and director.

Paperwork being in order, a motion was made by Commissioner DeAndrade to approve the requests which motion was seconded by Commissioner Merian. All members voting in the affirmative, the motion carried.

8. Communications

A complaint concerning Mass Imports at 610 Main Street had been referred to Lieut. LeGrice. He indicated both he and Sgt. Dennehy have been there. He spoke with the woman who made the complaint. There is a shared driveway which was being blocked. Lieut. LeGrice stated he told her to call him if there are any more issues. He also spoke with the owner who said he would comply.

9. Any other business to properly come before the Commission.

- (a) Revocation of Used Car Dealer's licenses for failing to comply with Used Car Dealer Bond Requirements as provided in M.G.L. Chapter 140, Section 58(c)(1)(7).

- 1. Carney Bros. Rental, Inc. – 237 East Ashland Street (Bond Re-instated – received on March 15, 2016)

It was reviewed that no action is required because proof that the bond has been reinstated was submitted.

- 2. Titan Auto Group, LLC – 1637 Main Street

The Administrative Assistant stated that the licensee has not responded to the notice which was sent by the Insurance Company back in the November or from the License Commission. The law requires that the Class II Used Car Dealer license be revoked if no bond is submitted.

A motion was made by Commissioner McDuffy to revoke the Used Car Dealer license held by Titan Auto Group, LLC. The motion was seconded by Commissioner Merian. All members voting in the affirmative, the motion carried.

- (b) License Commission Annual Report for 2015 – Vote to accept and place on file

The Adm. Asst. reviewed that this was prepared as required by State Law and sent out for the Commission's review. Once the Commission accepts it, she will forward it to the Mayor and Members of the City Council and a copy will be placed on file.

A motion was made by Commissioner McDuffy to accept the 2015 Annual Report a submitted and to place it on file. The motion was seconded by Commissioner Merian. All members voting in the affirmative, the motion carried.

(c) Commissioner McDuffy then asked Lieut. LeGrice about the motor vehicle storage lot at the corner of East Chestnut and Montello Street. It is a fenced area and the cars are unregistered. Lieut. LeGrice stated he thinks it belongs to the building across the street. The police have been there, however, no one answers the door and the gates to the lot are locked. He stated they will go there and get the cars tagged for 72 hour notices. If they are not removed he will have them towed.

Commissioner McDuffy stated he has received three calls about the property on Country Club Lane. Lieut. LeGrice stated he has been there also and had the owner of the property remove all of the cars from the back yard. He owns the house that backs up to Southworth Street and he puts the cars behind the fence. Neighbors can see them. He fixes cars and has a tow truck.

Commissioner McDuffy then asked about the property behind Candy World on West Chestnut Street. Lieut. LeGrice stated he had been there and they are all new cars owned by Hyundai. He stated he will look into it.

In response to questions, Lieut. LeGrice also stated that he and detectives have been to a club being operated on Meadowbrook Road and they are aware of the operation. He indicated he has been researching the law and will follow up with it.

With no further business to come before the Commission, a motion was made by Commissioner Merian to adjourn the meeting. The motion was seconded by Commissioner McDuffy. All members voting in the affirmative, the motion carried.

Respectfully submitted,

Henry Tartaglia
Chairman

APPROVED:

Paul D. Sullivan, Commissioner

Scott H. McDuffy, Commissioner

Joao DeAndrade, Commissioner

Harold C. Marrow, Jr., Commissioner

Paul Merian
Alternate Commissioner