

MINUTES  
**LICENSE COMMISSION MEETING**  
**6:00 p.m.**  
**Thursday, March 21, 2019**  
**Basement Level, City Hall, 45 School Street**  
**Brockton, Massachusetts**

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**TAPED**

The License Commission held its regular monthly meeting on Thursday, March 21, 2019 in the basement of City Hall. Present were Chairman Henry Tartaglia, Commissioners, Paul Merian, David Teixeira, Lawrence Siskind, Jeffrey Charnel and Eugene Marrow. Also present were License Agent Kenneth Le Grice; and Administrative Assistant Silvia Carvalho.

1. Approval of the Minutes of the License Commission Meeting of February 14, 2019.

A motion was made by Commissioner Merian to approve the minutes of the aforesaid meetings which motion was seconded by Commissioner Charnel and made unanimous by vote of the members present.

2. Approval of the following police officers as license agents for the month of March 2019: Lieuts. Kenneth Le Grice and Paul Bonanca; Sgts. George Khoury, and Michael Dennehy; Dets. Thomas Hyland, Nazaire Paul, Eric Clark, Santiago Cirino, Jackie Congdon, Michael Bunker, Michael Cesarini, Patrick Donahue and Erin Cummings.

A motion was made by Commissioner Teixeira to approve the license agents as listed for the month of March 2019. The motion was seconded by Commissioner Merian and made unanimous by vote of the members present.

3. Hearing on a Special Permit to Sell All Alcoholic Beverages from the Downtown Business Association for a Fundraising event on March 23, 2019 from 5:00 p.m. to 12:00 midnight at the War Memorial Building-156 West Elm Street, Brockton, MA.

Present for John Merian was Paul Merian of 137 Main Street, Brockton, MA.

The event is held annually at the War Memorial Building and they will have police detail for the event.

A motion was made by Commissioner Charnel to approve the permit. The motion was seconded by Commissioner Marrow and made unanimous by vote of the members present.

4. Hearing on a Special Permit to Sell Wine and Malt Beverages from the Cardinal Spellman High School for a Fundraising event on March 29, 2019 from 6:00 p.m. to 10:00 p.m. at 738 Court Street, Brockton, MA.

Present was Jason Deramo of 554 Washington Street, Whitman, MA.

The event is being held to raise funds for a mission trip for the students

A motion was made by Commissioner Charnel to approve the permit. The motion was seconded by Commissioner Merian and made unanimous by a vote of the members present.

5. Hearing on a Special Permit to Sell All Alcoholic Beverages from the Fruth Center for a Special Permit to Sell Wine and Malt Beverages at 891 Montello Street, Brockton, MA for three events to be held on the following dates;
  1. **Santiago Quinde**-March 23, 2019 from 8:00 p.m. to 12:00 midnight
  2. **Ramiro Velasquez**-March 29, 2019 from 8:00 p.m. to 1:00 a.m.
  3. **Manuel Mizhirumbay**-April 27, 2019 from 7:00 p.m. to 1:00 a.m.

Present was Cynthia Hodges of 17 Stebbins Avenue, Brockton, MA.

**Santiago Quinde** event is a family birthday party with a guest list of 90 people.

A motion was made by Commissioner Marrow to approve the permit. The motion was seconded by Commissioner Merian and made unanimous by vote of the members present.

**Ramiro Velasquez** event Ethnic group event is a fundraiser they are expecting 120-150 people. The age group is 29-60 years old.

A motion was made by Commissioner Merian to approve the permit. The motion was seconded by Commissioner Marrow and made unanimous by vote of the members present.

**Manuel Mizhirumbay** event is a birthday party with a guest list of 150 people.

Lt. Le Grice stated that they do not need a detail.

A motion was made by Commissioner Charnel to approve the permit. The motion was seconded by Commissioner Teixeira and made unanimous by vote of the members present.

6. Hearing on a request for a Special Permit to Sell Wine and Malt Beverages from JJ's Café for a brunch to be held on two dates;
  1. **May 12, 2019** from 8:00 a.m. to 4:00 p.m.
  2. **June 16, 2019** from 8:00 a.m. to 4:00 p.m.

Present was Nelson Fernandes of 161 Lawrence Street, Brockton, MA.

The May 12, 2019 and June 16, 2019 events are being held as a Mother's Day and Father's Day brunch being held at JJ's Café at 610 North Main Street and by appointment only during the following hours 8:00 a.m., 10:00 a.m., 12:00 p.m., 2:00 p.m.

A motion was made by Commissioner Charnel to approve the permits. The motion was seconded by Commissioner Marrow and made unanimous by vote of the members present.

7. Hearing on a request for a Special Event Permit from Signature Healthcare for two events on May 5, 2019;
  1. **Cancer Walk**- Begins at Brockton High School-433 Forest Avenue and ends at Signature Healthcare-680 Centre Street, Brockton, MA.
  2. **Ride for PEDI**- Begins and ends at Signature Healthcare-680 Centre Street, Brockton, MA.

Present was Darlene Saraiva of 680 Centre Street, Brockton, MA.

Both events are held yearly with a total of 1,500 to 2,000 participants. The hospital will have police detail throughout the day to assist with the walkers and riders.

A motion was made for both events by Commissioner Marrow to approve the permits. The motion was seconded by Commissioner Charnel and made unanimous by vote of the members present.

8. Hearing on a request for a Special Event Permit from Downey Little League for an Opening Day Parade to be held on April 20, 2019 from 10:45 to 11:30 a.m. from Papa Gino's on Crescent Street to the Downey School-55 Electric Avenue, Brockton, MA.

Present was Jim Medeiros of 7 Edward Street, Brockton, MA.

The event is held yearly it marks the start of the baseball season.

A motion was made by Commissioner Charnel to approve the permit. The motion was seconded by Commissioner Teixeira and made unanimous by vote of the members present.

9. Hearing on a request for a Special Event Permit from The Charity Guild for a Family/Community Event to be held on June 8, 2019 from 10:00 a.m. to 3:00 p.m. at 501 Main Street, Brockton, MA.

Present was Laura Striese-Executive Director of The Charity Guild, 501 Main Street, Brockton, MA.

Ms. Striese is new to the position and stated that it is a fundraising event to raise funds for the charity. They are hoping to get a lot of foot traffic. The event is geared towards families and the community. She also informed the board that she would like a rain date of June 9<sup>th</sup> added to the permit.

A motion was made by Commissioner Charnel to approve the permit. The motion was seconded by Commissioner Marrow and made unanimous by vote of the members present.

10. Hearing on a request from Blazin Wings, dba Buffalo Wild Wings for a Change in Beneficial Interest, Change of Officers and a Transfer of Stock to an All Alcoholic Beverages license at 486 Westgate Drive, Brockton, MA.

Present was Attorney Kristin Scanlon of 30 Rowes Wharf, Boston, MA.

Attorney Scanlon stated that the company is in the process of making changes to the upper level business structure of 300 locations across the country 6 in Massachusetts. There would be no changes to the day to day operations, hours or management of the restaurant.

A motion was made by Commissioner Charnel to approve the changes. The motion was seconded by Commissioner Merian and made unanimous by vote of the members present.

11. Hearing on a request from Crescent Discount Liquors for a Change of Location, Change of Managers/Directors, Change of Beneficial Interest and Transfer of Stock to an All Alcoholic Beverages Package Store license at 724- Crescent Street to 712 Crescent Street, Brockton, MA.

Present was Attorney Scott Rubin of Silverstein and Creedon- 71 Legion Parkway, Brockton, MA and Mr. Suresh K. Patel of 16 Cathy Lane, Brockton, MA and Ms. Vaishaliben S. Patel of 728 Auburn Street, Whitman, MA.

The store is moving down to a larger space at the end of the plaza, previously used by Crickett Wireless. They are located opposite the Home Depot on the east side of Brockton. The stock change is 45% and the manager is changing. Ms. Vaishaliben has been working in the industry for the last five years and has completed a tip course, so she is familiar with the operations of the business. Mr. Patel has made an investment in new coolers. Commissioner Charnel asked if the hours of operation were going to change, in which they replied no.

A motion was made by Commissioner Charnel to approve the changes. The motion was seconded by Commissioner Merian and made unanimous by vote of the members present.

12. Hearing on a request from Ahmadullah Farooqi DBA Boston Fried Chicken for a Common Victualer license at 95 Montello Street, Brockton, MA.

Present were the sons of Mr. Ahmadullah Farooqi of 770 East Ashland Street, Apt# 1006, Brockton, MA.

Mr. Ahmadullah is applying for a Common Victualer license with seating for four tables. They will primarily be serving chicken, salad and burritos, but will serve coffee and donuts in the morning. Mr. Farooqi and his sons are first time restaurant owners and they are looking for operating hours of 9:00 a.m. to 1: 00 a.m. 7 days a week.

A motion was made by Commissioner Merian to approve the license. The motion was seconded by Commissioner Charnel and made unanimous by vote of the members present.

13. Hearing on a request from Chick-Fil-A, Inc. for a Common Victualer license at 544 Westgate Drive, Brockton, MA.

Present was Clint Mattson of 5200 Buffington Road, Atlanta, GA.

The restaurant is nearing the end of completion and will have a maximum seating capacity of 126 seats. The franchise is socially responsible and very active in the communities that they serve. They are looking forward to becoming a part of the Brockton Community.

A motion was made by Commissioner Charnel to approve the license. The motion was seconded by Commissioner Merian and made unanimous by vote of the members present.

14. Hearing on a request from Jean Charlot Bastien dba JCB Auto Repair & Towing for a Class II Used Car Dealer's license located at 36 Perkins Avenue, Brockton, MA.

Present was Mr. Jean Bastien of 12 Auburn Street, Brockton, MA and Attorney Wayne Stewart of 567 Pleasant Street, #102, Brockton, MA.

Lt. Le Grice stated that he is having trouble approving of this license because he has constant issues with the up keep of the business which holds a repair license. He also stated that Mr. Bastien has no parking

at this location and the address is not 36 Perkins Avenue and should be correctly reflected as 1061 Montello Street. Lt. Le Grice also stated that Mr. Bastien is constantly in violation and exceeds the number of vehicles that are allowed on his repair license. Councilor Nicastro also stated to the board that she has not been contacted regarding the new request and has issues with Mr. Bastien getting the license because he does not comply with the stipulations of his repair license. Commissioner Charnel stated that he used google earth to view the lot in question and there were vehicles everywhere.

15. Hearing on a request from City Stop Inc. for a Class II Used Car Dealer's license located at 736 North Main Street, Brockton, MA

Present was Sam Audi and Mable Audi of 479 Mohawk Road, Raynham, MA.

Lt. Le Grice stated that the lot is very clean, and he has assessed that the lot would accommodate 5-7 vehicles. The spaces must be 9x20 180 square feet by 12 feet in case emergency vehicles need to get through.

A motion was made by Commissioner Charnel to approve the license. The motion was seconded by Commissioner Merian and made unanimous by vote of the members present.

16. Hearing on a request from the License Commission to Maria and Manuel Rodrigues of Cristal Restaurant located at 250 Main Street, Brockton, MA.

Present was Maria and Manuel Rodrigues of 95 Fairview Avenue, Brockton, MA.

Commissioner Charnel addressed the board and Ms. Maria and Manuel Rodrigues that there are time parameters and enough of the boards time has been taken addressing an issue that is completely of the board's hands. He stated that the owners of Cristal's no longer had a lease or a right to occupy the building and a restraining order had been taken out against them by the landlord. Chairman Tartaglia told them that he had spoken to the ABCC and that they have 6 months to either transfer the license, move to another location or turn the license in to the city. Chairman Tartaglia stated that the decision is fair considering the situation and recommended revoking the Common Victualer license. Chairman Tartaglia also stated that he went to the location personally and spoke to the landlord and he was told that there was a no trespass order filed against Ms. Maria and Manuel Rodrigues. Commissioner Charnel suggested the owners pocket the license or return it to the city. Commissioner Charnel reminded both parties that the issue is a civil matter and should be settled in court. Manuel Rodrigues told the board that they should have never accepted a Common Victualer application from Mr. Rodrigues because they are filing a lawsuit against Mr. Da Silva and the city could be sued as well for giving Mr. Da Silva a license. Mr. Rodrigues also reminded the board that all the items inside the restaurant belonged to them.

A motion was made by Commissioner Charnel to revoke the Common Victualer license and allow Maria and Manuel Rodrigues 6 months to transfer the license or turn it in to the License Commission. The motion was seconded by Commissioner Merian and made unanimous by vote of the members present.

17. Hearing on a request from Aboujaoudi, Inc. dba 7-Eleven #37461 Manager-Elie Aboujaoudi to Transfer a Wine and Malt Package Store license to Meenal Inc. dba 7-Eleven #37461 Manager-Shahid Riaz Ghuman located at 304 Belmont Street, Brockton, MA.

Present was Mr. Elie Aboujaoudi of 1 Beacon Street, West Bridgewater, MA, and Shahid Riaz Ghuman of 28 Orleans Road, Weymouth, MA and Attorney Jake Creedon of 71 Legion Parkway, Brockton, MA.

Mr. Aboujaoudi has been out of the store for the last year and is transferring the license over to Mr. Ghuman who will be operating the license at the current 7- Eleven location of 304 Belmont Street, Brockton. There will be no changes to the operating hours or function of the store. There have never been any violations and there will always be two people at the store.

A motion was made by Commissioner Merian to approve the transfer. The motion was seconded by Commissioner Charnel and made unanimous by vote of the members present.

18. Hearing on a request for a Permit to Sell Wine and Malt Beverages from the Baalis-Sanford Masonic Lodge for an event on March 30, 2019 from 6:00 p.m. to 10:00 p.m. at 279 Prospect Street, Brockton, MA.

Present was Mark Maraglia of 233 Forest Avenue, Brockton, MA.

The event is held annually and this year they are raising money for the Lodge and breast cancer.

A motion was made by Commissioner Merian to approve the permit. The motion was seconded by Commissioner Charnel and made unanimous by vote of the members present.

19. Hearing on a request from Juelime Friends Lounge, Inc. for a Common Victualer and Entertainment license at 250 Main Street, Brockton, MA.

Present was Manuel DaSilva and Isabel Ribeiro of 74 Sycamore Avenue, Brockton, MA and Attorney John Pavlos of 120 Torrey Street, Brockton, MA.

Attorney Pavlos stated to the board that Mr. Da Silva and Ms. Ribeiro are the bonified tenants of 250 Main Street. They have refrained from filing a court order against Maria and Manuel Rodrigues in hopes that they will come to an understanding. At this time, they are applying for a Common Victualer and Entertainment license and would like to pursue a Liquor license in the future. Chairman Tartaglia asked Mr. Da Silva and Ms. Ribeiro what they were looking for in terms of the Entertainment license and he stated that he is looking for Sunday to Wednesday 9:00 a.m. to 1:00 a.m. and Thursday to Saturday 9:00 a.m. to 2:00 a.m. Chairman Tartaglia told them that the entertainment would have to conclude at 1:30 a.m.

A motion was made by Commissioner Charnel to approve the licenses. The motion was seconded by Commissioner Merian and made unanimous by vote of the members present.

20. Hearing on a request from the License Commission to Jose Cruz Inc. dba Nossa Casa for Non-Use of an All Alcoholic Beverages Restaurant license at 128-132 Ames Street, Brockton, MA.

No-one was present for the hearing.

A motion was made by Commissioner Siskind to revoke the license. The motion was seconded by Commissioner Merian and made unanimous by vote of the members present.

21. 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 Chairman Tartaglia and made unanimous by vote of the members present.

Respectfully Submitted,

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Henry Tartaglia, Chairman

APPROVED

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Paul Merian, Commissioner

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David Teixeira, Commissioner

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Lawrence Siskind, Commissioner

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Jeffrey Charnel, Commissioner

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Eugene Marrow, Alt. Commissioner