

MINUTES  
**LICENSE COMMISSION MEETING**  
**6:00 p.m.**  
**Thursday, July 23, 2020**  
**Virtual ZOOM Meeting**  
**Brockton, Massachusetts**

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The License Commission held its regular monthly meeting on Thursday, July 23, 2020 via ZOOM. Present were Chairman Henry Tartaglia, Commissioners Jeffrey Charnel, David Teixeira, Paul Merian, and Eugene Marrow. Also present were License Agent Paul Bonanca, Executive Assistant Silvia Carvalho, and Deputy Chief Edward Williams.

1. Approval of the Minutes of the License Commission Meeting of June 18, 2020.

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

2. Approval of the following police officers as license agents for the month of July 2020: Lieuts. Paul Bonanca and David Farrell; Sgts. George Khoury and Christopher McDermott; Dets. Patrick Donahue, Erin Cummings, Jackie Congdon, Eric Clark, Santiago Cirino, Thomas Hyland, Michael Bunker, Nazaire Paul, James Cronshaw and Timothy Stanton.

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

3. Hearing on a request from BC Crescent LLC, dba Boiling Catch- Mary Liu, Manager makes application for an All Alcoholic Restaurant license and a Common Victualer license located at 675 Crescent Street, Brockton, MA.

Present was Mary Liu of 57 Safford Street, Quincy, MA.

Ms. Liu is applying for a full-service restaurant license with full liquor to be operated at 675 Crescent Street. The location is 3,088 square feet and has a main dining room all on one floor with two bathrooms, the dining area has seating for 72 people with seating at the bar for 5. All the signs are up on the building and they are still in the process of renovating and plan to open in September. Commissioner Marrow asked Ms. Liu about parking accommodations and if the spaces were clearly marked? Ms. Liu replied that a land surveyor worked on the site plan, the lot has 41 spaces with 2 handicapped parking spaces.

The spaces were marked out by the previous owner and are intact. Lt. Bonanca informed the board that he inspected the property and found that the parking lot needs to be repaved and striped, the handicapped spaces are acceptable, but need to be straightened. Chairman Tartaglia asked Ms. Liu if they have had any inspections of the property yet? Ms. Liu informed him that they are in the process of

obtaining all the inspections but have not completed them. Councilor Jeffrey Thompson asked to speak in favor of the new business. He informed the board that he welcomes the addition of a new restaurant on the east side of Brockton, and has spoken to Ms. Liu and her three partners, and between all of them they have 30 years of combined experience in the restaurant business. He is fully confident that they will operate a safe and successful establishment. They have spoken about TIP Certification for employees serving and behind the bar. Commissioner Charnel asked about the hours of operation and Ms. Liu stated Monday to Friday 3:30 p.m. to 10:00 p.m., Friday to Sunday 12:00 p.m. to 10:00 p.m.

A motion was made by Commissioner Charnel to approve the licenses with the stipulation that they obtain all the inspections and complete the parking lot per Lt. Bonanca. The motion was seconded by Commissioner Marrow and made unanimous by vote of the members present.

**4-0**

4. Hearing on a request from MGC Auto Sales, Inc. for a transfer of a Class II Dealers license located at 772 North Main Street, Brockton, MA.

Present was Mr. Claudinei De Oliveira of 65 Park Street, Rockland, MA and Sara Fonseca of 65 Park Street, Rockland, MA.

Lt. Bonanca informed the board that he inspected the property, and the lot has grass growing through the asphalt and the foliage needs to be cleared out and seal coated, there is no free-standing handicapped spot, other than that the area around it is clean. Commissioner Marrow asked them who was transferring the license? They informed him that the transfer letter was included with the application.

Chairman Tartaglia asked them how many cars they wanted at the location and they replied 26 cars. Lt. Bonanca asked them how many vehicles and customer spaces they were planning on having on the property? They informed the board that they wanted 20 for sale, 6 customer spaces, the Lt. informed them that they need to have employee spaces, as well and wanted to know how many employees they have? they informed him that they have four employees. Lt. Bonanca informed them that they must reduce the number of vehicles for sale to accommodate the 4 employee spaces. Chairman Tartaglia informed them that they must reduce the cars for sale to 16, 4 employee spaces, 6 customer spaces and 1 handicapped space.

A motion was made by Commissioner Marrow to approve the transfer with the stipulation that they complete the parking lot per Lt. Bonanca. The motion was seconded by Commissioner Teixeira and made unanimous by vote of the members present.

**4-0**

5. Hearing on a request from In Good Health, Inc. for the renewal of three Marijuana licenses;
  1. Retail
  2. Manufacturing
  3. Cultivation

Present was Mr. David Noble of 1200 West Chestnut Street, Brockton, MA.



Mr. Noble informed the board that he was originally granted a special permit in 2014 and opened the business in 2015 as a medical dispensary. They were awarded a retail license from the Cannabis Control Commission in May of 2020 and opened in November of 2020. They were awarded a cultivator and manufacturing license on February 21, 2020, and they are in good standing with the state. Attorney McCluskey addressed the board on behalf of his client to inform them that he emailed copies of Mr. Noble's licenses from the state to the License Commission for their review. Chairman Tartaglia asked Mr. Noble how he was making out with the ban on vaping products? Mr. Noble informed him that all the vape products were still in quarantine and the state has placed new regulations on the products, and they are following the new guidelines with additional testing and have had no issues. Chairman Tartaglia asked Mr. Noble what changes he has made with the new energy compliance regulations issued by the Cannabis Control Commission and have they changed their lights?

Mr. Noble informed the board that he had an electrical engineer come out as part of the Cannabis Control Commission renewal process. His wattage is below the 36 kilowatts required by the state and did not have to make any adjustments. He has all the information on a stamped engineering plan. Chairman Tartaglia also asked Mr. Noble about the handling of his products during COVID-19? Mr. Noble informed the board that all the employees must wear masks, they use every other register, and apply 6 feet social distancing and limit the capacity in the store. Mr. Noble informed the board that he has been open during the pandemic, closing retail only for 74 days.

Chairman Tartaglia asked Mr. Noble if there were anyone under the age of 21 in the vehicle when someone came to make a curbside purchase, if he would sell to them? Mr. Noble informed him that there is no curbside service at this time, and if there were, he would be prohibited from selling to them. Chairman Tartaglia asked Mr. Noble if he could visit his location, to see how it is set up and how he operates? Mr. Noble replied yes, not a problem at all, he has a great working relationship with both the Fire and Police Department. Many City Councilors, Commissioner Jeffrey Charnel, including the Mayor have done a walk thru his establishment. Chairman Tartaglia asked Mr. Noble about the use of pesticides? and Mr. Noble informed him that the use of pesticides is strictly prohibited.

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

**4-0**

6. Hearing on a request from Club National American Franco for a Common Victualer license located at 170 Court Street, Brockton, MA.

Present was Mr. Peter Bessette and Bob Reilly of 170 Court Street, Brockton, MA.

Lt. Bonanca informed the board that he understands it is a private club, but the rules are clear with Common Victualer licenses when it comes to handicapped parking spaces. The location has 50 spots, which will require 2 handicapped parking spaces. The second placard needs to be placed above the parking space per state regulations. Mr. Bessette informed him that they have taken care of it and added another spot. They now have a total of 3 handicapped parking spaces with placards on the building.

Councilor Jeffrey Thompson asked to address the board in favor of their application. He stated that he understands the impact COVID-19 has had on these private clubs, and they have been hit hard and that is why they are looking to get Common Victualer licenses. Club National has been a Brockton mainstay

for 100 years they are great neighbors, and an asset to the city. He believes they will abide by all the rules and regulations set forth by the city and commonwealth.

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

**4-0**

7. Hearing on a request from Polish White Eagles Club for a Common Victualer license located at 40 Emerson Street, Brockton, MA.

Present was Susan, Derrick and Gerald of 40 Emerson Street, Brockton, MA.

Lt. Bonanca inspected the property and spoke to the proprietor and does not want to add to the financial hardship that private clubs are experiencing, however the fact is these are Common Victualer licenses, they need to have 2 handicapped parking spaces. The lot must also be repaved and striped. Lt. Bonanca understands that they need time to complete the requirements. Susan told the board that they are grateful for the opportunity to apply for a Common Victualer license, and they are in the process of restriping the lot.

They were asked to disarm the oven and kitchen, but wanted to know if they can utilize a toaster oven, air fryer or hot dog roll machine? They have a hot dog steamer, and they will use that, but wanted clarification on what they can use. Deputy Captain Williams told her to call the Fire Department after 7:30 a.m. and they will assist her.

A motion was made by Commissioner Marrow to approve the license with the stipulation that they complete the requirements per Lt. Bonanca. The motion was seconded by Commissioner Teixeira and made unanimous by vote of the members present.

**4-0**

8. Hearing on a request from Vega Social Club, Inc. for a Common Victualer license located at 895 Warren Avenue, Brockton, MA.

Present was Richard Oakes of 895 Warren Avenue, Brockton, MA.

Lt. Bonanca inspected the property and spoke to the bartender at the location. The handicapped signs are not the proper height, the spaces must be 5x8 and posted, and the handicapped space must be restriped. He informed the board that he has taken care of those issues and wanted to know if they can use an air fryer? He was instructed to contact the Fire Department and they will assist him.

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

**4-0**

9. Hearing on a request from Bertocci Memorial Club of Brockton, Inc. for a Common Victualer license located at 594 Montello Street, Brockton, MA.

Present was Jim Donlan and Jimmy of 594 Montello Street, Brockton, MA.



Lt. Bonanca inspected the property and the handicapped spaces need signs 5 feet above the ground. Mr. Donlan informed the board that the signs were taken down because of COVID-19, and they have put them back up. Lt. Bonanca informed the board that if the signs have been put back up, he does not have an issue with them. The board asked them if they have had all the inspections? Mr. Donlan told the board that he received the forms in the mail but did not know what to do with them. He informed the board that he will call the departments to schedule the inspections. Deputy Captain Williams told him to call the Fire Department after 7:30 a.m. and they will schedule one tomorrow.

A motion was made by Commissioner Marrow to approve the license with the stipulations that they complete the inspections. The motion was seconded by Commissioner Teixeira and made unanimous by vote of the members present.

**4-0**

10. Hearing on a request from V.F.W. Post 1046 for a Common Victualer license located at 283 North Quincy Street, Brockton, MA.

Present was Robert Graham of 283 North Quincy Street, Brockton, MA.

Lt Bonanca inspected the property, and it was clean. They do need 1 handicapped parking space with proper raised signage. The lot was paved and striped, so no issues there. Deputy Captain Williams informed the board that he has not received a call for an inspection and informed him to call after 7:30 a.m. to schedule one for tomorrow. Mr. Graham informed the board that he did call Fire and did not hear back, wiring will be out tomorrow between 10:00 a.m. and 12:00 p.m., board of health did not answer, and the handicapped sign was installed on Saturday. Deputy Captain William told Mr. Graham that he will make sure that someone from the Fire Dept. will be there tomorrow between the hours of 10:00 a.m. and 12:00 p.m.

A motion was made by Commissioner Marrow to approve the license with the stipulation that they complete the inspections. The motion was seconded by Commissioner Teixeira and made unanimous by vote of the members present.

**4-0**

11. Hearing on a request from Brockton Veteran Firemen Association for a Common Victualer license located at 50 Herrod Avenue, Brockton, MA.

Present was Dennis Flaherty of 50 Herrod Avenue, Brockton, MA.

Lt. Bonanca inspected the property and the parking lot must be paved and striped. He did see handicapped signs, but there was not enough space to accommodate 2 handicapped parking spaces. Lt. Bonanca asked Mr. Flaherty why they have the two spots in that area? Mr. Flaherty stated that is the only area, we felt was the best location because of its proximity to the entrance. Lt. Bonanca asked Mr. Flaherty how many spaces they have at the location and replied 24. The Lt. informed him that he must take down the signs from the fence and place 1 handicapped parking space with proper signage on the property.

A motion was made by Commissioner Marrow to approve the license with the stipulation that he identifies the handicapped parking space with a reinspection by Lt. Bonanca. The motion was seconded by Commissioner Teixeira and made unanimous by vote of the members present.

4-0

12. Hearing on a request from Sherly Demosthenes dba Sister's Restaurant for a Common Victualer license located at 158 Montello Street, Brockton, MA.

Present was Ms. Sherly Demosthenes of 158 Montello Street, Brockton, MA.

Lt. Bonanca had an agent inspect the premises and everything appears to be appropriate and in order.

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

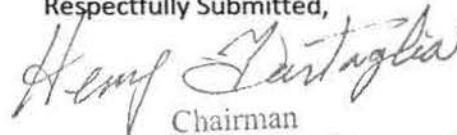
4-0

Commissioner Merian addressed the board to thank them for the many years of service together. It has been an honor and a privilege to serve with all of you over the years, you have all been nothing but the best. He wished the commission the best and asked them to continue with good judgement and oversight. Chairman Tartaglia and members of the board thanked Mr. Merian for his years of service to the City of Brockton.

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

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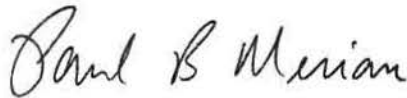
Respectfully Submitted,

Handwritten signature of Henry Tartaglia in cursive script.

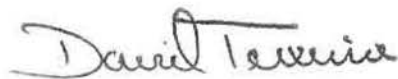
Chairman

Henry Tartaglia, Chairman

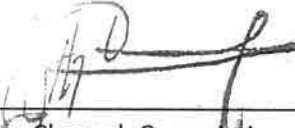
APPROVED

Handwritten signature of Paul B. Merian in cursive script.

Paul Merian, Commissioner

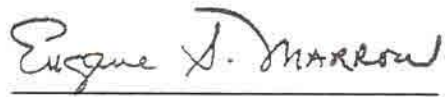
Handwritten signature of David Teixeira in cursive script.

David Teixeira, Commissioner



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Jeffrey Charnel, Commissioner



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Eugene Marrow, Commissioner