

MINUTES
LICENSE COMMISSION MEETING
6:00 p.m.
Thursday, July 21, 2022
G.A.R. Room, City Hall, 45 School Street

The License Commission held its regular monthly meeting on Thursday, July 21, 2022, in the G.A.R. Room, City Hall, 45 School Street. Present were Commissioners, John McGarry, Robert P. Simpson, and Paul Studenski. Also, present were License Agent Paul Bonanca, and Executive Assistant Silvia Carvalho.

1. Approval of the Minutes of the License Commission Meeting of June 16, 2022.

A motion was made by Commissioner Studenski to approve the minutes of the previously mentioned meetings which motion was seconded by Commissioner Simpson and made unanimous by vote of the members present.

2. Approval of the following police officers as license agents for the month of July 2022: Lieuts. Paul Bonanca and David Farrell; Sgts. George Khoury and Christopher McDermott; Dets. 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 Studenski to approve the license agents as listed for the month of July 2022. The motion was seconded by Commissioner Simpson and made unanimous by vote of the members present.

3. Hearing on a request from Fritz Restaurant Group, LLC dba Brack's Grill & Tap, Manager Frank Dennis Brack makes application for an Alteration of Premises on an All Alcoholic Beverages Restaurant license at 1280 Belmont Street, Brockton, MA.

Present was No one.

A motion was made by Commissioner Studenski to move the item to the end of the agenda. The motion was seconded by Commissioner Simpson and made unanimous by vote of the members present.

4. Hearing on a request from Amanda Offley for a Special Permit to Sell Wine and Malt Beverages for a Birthday Party at 21 Torrey Street, Brockton, MA to be held on September 10, 2022, from 7:30 p.m. to 11:30 p.m.

Present was Ms. Amanda Offley of 311 Parlor Avenue, Brockton, MA.

Ms. Offley stated that it is a 30th birthday party and it will be held at Gorgeous Events a new retail space in Brockton. They do not have amenities such as a bartender or a bar and they were informed that they would have to apply for a one-day license through the city. Ms. Offley informed the board that they will not be selling the alcohol just serving it, and the event should last four to five hours. Commissioner McGarry asked her if she is asking for a beer and wine license just for those hours? and she replied yes.

Commissioner McGarry asked if there was anyone in favor or opposition? He then asked the Commissioners if they had any questions? Commissioner Simpson stated that it shows that she will need to provide an insurance certificate? Lieutenant Bonanca replied that it only applies to public events that involve the city. Commissioner Studenski asked her if she hired anyone? She replied that they informed her that she cannot hire them until the process with the city was done. She informed them that she does have someone, and he asked her if they were TIP Certified and she replied yes.

Lieutenant Bonanca stated that he spoke with Deputy Chief Williams who could not make it to the meeting, and he wanted to make the board aware of the occupancy of the building which is 116 people, including employees and they must not exceed 116. All the requirements of the building were met the correct exits, fire alarms, sprinkler systems, and other safety features required by the building code per Deputy Fire Chief Williams.

It is a private event, so they do not require a detail officer. Alcohol beverages must be kept away from minors. The bartender must show proof of TIP Certification and all alcohol must be purchased from an authorized wholesaler. You cannot buy it from the local package store. He also informed them that the building is subject to an inspection during the event and other than what he mentioned they have no objection to the event.

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

5. Hearing on a request from Annunciation Greek Church for a Special Permit to Sell All Alcoholic Beverages for a Greek Festival at 457 Oak Street, Brockton, MA, to be held on the following dates:

- . September 15, 2022, from 11:00 a.m. to 9:00 p.m.
- . September 16, 2022, from 11:00 a.m. to 11:00 p.m.
- . September 17, 2022, from 11:00 a.m. to 11:00 p.m.
- . September 18, 2022, from 12:00 p.m. to 6:00 p.m.

Present was no one.

A motion was made by Commissioner Studenski to move the item to the end of the agenda. The motion was seconded by Commissioner Simpson and made unanimous by vote of the members present.

6. Hearing on a request from SDA Church FOR A Special Event Permit for a March Against Gun Violence from 752 Oak Street to D.W. Field Park, Oak Street on August 13, 2022, from 4:00 p.m. to 5:30 p.m.

Present was Mr. Rodney Jackson of 9 Fairfield Park, Mansfield, MA 02048.

Mr. Jackson informed the board that he is one of the elders at the church he is not a pastor, but he is next in line. What they are looking forward to doing is having a March against gun violence, and it is one of the things that plagues the community. Instead of sitting by idly as a church they felt they should let their voices be heard and knows there are others that feel the same. They would like to show their support and stand with the community. The event should take 1 1/2 hours and the March will not be longer than 1/2 a mile.

Commissioner McGarry asked if there was anyone in favor or opposition? He then asked if the board had any questions? Commissioner Studenski asked him if he had a number of people that would be attending the March? He replied about fifty, it includes members of their church and a sister church. Lieutenant Bonanca stated that the Police Department recommends approval with the condition that they consult with the traffic commissioner Porcarro with regards to pedestrian safety. It is not a requirement and only a suggestion.

Mr. Jackson asked him if he calls them, or do they call? He replied that they should call during normal business hours. Mr. Jackson stated that they want to get a banner and asked if there were any limitations on the size? Silvia stated that it moves into signage which is the building department and asked them if they were only holding the sign? He replied yes, she informed him that she can check with the building department.

A motion was made by Commissioner Studenski to approve the license with the stipulation that they contact the Traffic Commission office and Building Department for signage. The motion was seconded by Commissioner Simpson and made unanimous by vote of the members present.

7. Hearing on a request from DZ Donuts, LLC dba Dunkin Donuts for a Transfer of a Common Victualer license located at 1280 Belmont Street, Brockton, MA.

Present was Mr. Alex DiPietro of 1280 Belmont Street, Brockton, MA.

Mr. DiPietro informed the board that he is a Dunkin' Donuts franchisee looking to transfer a Common Victualer license that they purchased in August. He provided the board with all the sign offs for each department. Commissioner McGarry asked if there was anyone in favor or opposition? He then asked the Commissioners if they had any questions? Commissioner Simpson asked if the missing items were turned in? Silvia replied that all items must be turned in before he is given the license. He then read off the missing items to Mr. DiPietro.

Mr. DiPietro asked the board if a floor plan is necessary with a transfer? Silvia informed him that the board changed the requirements, and they now require a layout of the inside of the building. Commissioner McGarry informed him that the requirement from the License Commission is that all applicants must provide a drawing showing the layout for our records. It does not have to be an engineered plan. Historically, people have come before the board, and they say they are going to do XYZ, and they have nothing to show. They want something in front of them, something they can see. All petitioners are required to provide a layout. Lieutenant Bonanca had no objection from the Police Department.

A motion was made by Commissioner Studenski to approve the transfer with the stipulation that he must provide all missing paperwork and a layout. The motion was seconded by Commissioner Simpson and made unanimous by vote of the members present.

8. Hearing on a request from Brockton Country Club for a Change of Manager on an All Alcoholic Beverages Club license located at 265 Samuel Avenue, Brockton, MA.

Present was No one.

A motion was made by Commissioner Studenski to move the item to the end of the agenda. The motion was seconded by Commissioner Simpson and made unanimous by vote of the members present.

9. Hearing on a request from Club National American Franco-American to Sell All Alcoholic Beverages in the parking lot at 170 Court Street for an Outdoor Barbeque to be held on August 20, 2022, from 1:00 p.m. to 7:00 p.m.

Present was Mr. Peter Bessette of 21 Bell Drive, Whitman, MA.

Mr. Bessette informed the board that they have held the event for the last four to five years. They do the same thing and that he gave Silvia a printout of the parking lot where they have the event in the back of the building. They park vehicles on both sides, and it is very safe. They have a gentleman that comes in with a BBQ pit and he cooks in the parking lot. They do exactly as they have done the last four to five years nothing is different. Commissioner McGarry asked if there was anyone in favor or opposition? He then asked if the Commissioners had any questions?

A motion was made by Commissioner Studenski to approve the request. The motion was seconded by Commissioner Simpson and made unanimous by vote of the members present.

10. Hearing on a request from the Campello Veteran Firemans to Sell All Alcoholic Beverages in the parking lot at 224 Clinton Street for an Annual Chicken Bake to be held on September 10, 2022, with a rain date of September 11, 2022, from 12:00 p.m. to 6:00 p.m.

Present was Mr. James Badgio of 770 Whitman Street, Hanson, MA.

Mr. Badgio stated that the chicken bake has been around for one hundred years. They set up the tents around noon and they block off the parking lot with plastic fencing or cars. No one can get in the parking lot. They open between five and six and they will serve chowder and chicken. Commissioner McGarry asked if anyone was in favor or opposition? He then asked the Commissioners if they had any questions? Lieutenant Bonanca stated that he had no objections, a safety plan was submitted, and it is a private event so no detail is required.

A motion was made by Commissioner Studenski to approve the request. The motion was seconded by Commissioner Simpson and made unanimous by vote of the members present.

11. Hearing on a request from Jessica Collins for a Special Permit to Sell Wine and Malt Beverages for a Birthday Party at 21 Torrey Street, Brockton, MA to be held on July 24, 2022, from 2:00 p.m. to 11:00 p.m.

Present was Ms. Jessica Collins of 62 Sherod Avenue, Holbrook, MA.

Ms. Collins informed the board that it is her parents 30th anniversary party. They are planning to have seventy people. They do have a bartender that is TIP Certified and insured and she has a floor plan and a cooler that will contain the beer and wine so that it is not accessible to young children. The facility will provide security for the event. Commissioner McGarry asked if anyone was in favor or opposition? He then asked Lieutenant Bonanca for his input. Lieutenant Bonanca informed her that the occupancy of the building is 116, which includes employees and workers. Alcohol must be purchased from an authorized supplier which you can find on the ABCC website. The event is private, so no detail is

required. The bartender must show proof of TIP Certification, and the building may be subject to inspection. He then asked the Commissioners if they had any questions?

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

12. Hearing on a request from George's Northern Lights, Inc. dba George's to Sell All Alcoholic Beverages and have Entertainment in the parking lot at 228 Belmont Street for an Outdoor Day Party on August 13, 2022, from 3:00 p.m. to 8:00 p.m.

Present was No one.

A motion was made by Commissioner Studenski to move the item to the end of the agenda. The motion was seconded by Commissioner Simpson and made unanimous by vote of the members present.

13. Hearing on a request from Annunciation Greek Church for a Special Permit to Sell All Alcoholic Beverages for a Greek Festival at 457 Oak Street, Brockton, MA, to be held on the following dates:

- . September 15, 2022, from 11:00 a.m. to 9:00 p.m.
- . September 16, 2022, from 11:00 a.m. to 11:00 p.m.
- . September 17, 2022, from 11:00 a.m. to 11:00 p.m.
- . September 18, 2022, from 12:00 p.m. to 6:00 p.m.

Present was Paula Tsitopolous of 457 Oak Street, Brockton, MA.

Ms. Tsitopolous apologized to board for being late, she found out at 6:00 PM that she was supposed to be at the meeting on behalf of the church. She stated that there was an error on the application, and they would like to extend the hours on Friday and Saturday to 1:00 AM. Commissioner McGarry asked her if that was on the 16th and 17th? and she replied yes. The person who filled out the application was going by previous hours and dates. They do not want to get in any trouble just in case they have stragglers. Commissioner McGarry asked if there was anyone in favor opposition? He then asked Lieutenant Bonanca for his input.

Lieutenant Bonanca stated that the event is open to the public, so as per past events they must have one detail officer for traffic and one for in grounds during all hours of operation. They must clear the area of patrons after the event. Ms. Tsitopolous asked the Lieutenant where they can go to get police detail if Brockton is unavailable? Lieutenant Bonanca stated that the detail office will contact other agencies if needed. Commissioner McGarry then asked if the Commissioners had any questions?

A motion was made by Commissioner Studenski to approve the license with the change of hours. The motion was seconded by Commissioner Simpson and made unanimous by vote of the members present.

14. Hearing on a request from Fritz Restaurant Group, LLC dba Brack's Grill & Tap, Manager Frank Dennis Brack makes application for an Alteration of Premises on an All Alcoholic Beverages Restaurant license at 1280 Belmont Street, Brockton, MA.

Present was No one.

Commissioner McGarry asked the board if they would vote on the request for Fritz Restaurant Group LLC? he informed the Commissioners that Fritz has come before the board in the past and they failed to send out the abutter notification certified mail, so they had to resend the letters or the ABCC would not accept their application. They were previously approved, and they must provide proof of abutter notification via certified mail. Commissioner McGarry asked Lieutenant Bonanca if anything has come up since the last meeting and he replied, no.

A motion was made by Commissioner Studenski to approve the Alteration of Premises pending receipt of Abutters notification via certified mail. The motion was seconded by Commissioner Simpson and made unanimous by vote of the members present.

15. Hearing on a request from Brockton Country Club for a Change of Manager on an All Alcoholic Beverages Club license located at 265 Samuel Avenue, Brockton, MA.

Present was No one.

A motion was made by Commissioner Studenski to postpone to the next License Commission meeting. The motion was seconded by Commissioner Simpson and made unanimous by vote of the members present.

16. Hearing on a request from George's Northern Lights, Inc. dba George's to Sell All Alcoholic Beverages and have Entertainment in the parking lot at 228 Belmont Street for an Outdoor Day Party on August 13, 2022, from 3:00 p.m. to 8:00 p.m.

Present was Mr. Hamilton Rodrigues of 95 Rockland Street, Canton, MA.

Mr. Rodrigues apologized for being late he was driving back from North Conway NH, and he arrived just one-half an hour ago. Commissioner McGarry informed him that the board moved him twice to give him a chance to get his petition in. He informed the board that it is a private assembly event invitation only on his lot. It is a summer get-together that will have private vendors selling clothes, food, etc. They will have alcohol sales on the lot with live bands. He stated that he did provide a plot plan of the proposed layout, but he is moving the stage away from Brook Street, so the back will be towards Brook Street and the right will be against the restaurant wall.

The concession stand will be in front of the stage with alcohol. Along the other side he will have the vendors. They will not be selling food that night, they will allow local businesses the opportunity to rent space to sell their food, jewelry, artifacts, etc. The purpose of the day is to get the community involved even though it is a private event, they will be selling tickets in advance. They will not let the public in on the day of the event due to safety measures. If you do not get your ticket the day before the event, you are not getting in. He will have police detail and will call them in the morning to schedule details for the event.

He has seven security guards and crowd control individuals. He will get as many police details as he can, they have jersey barriers to protect people on the Brook Street side, so cars cannot zip through. There is one entrance and one exit. The hours of operation are 3:00 PM to 8:00 PM and they will shut down the restaurant during those hours, because they cannot manage the magnitude of the crowd they are going to get. They will have tents for the concession stands and vendors and they will have grills. He spoke to

Deputy Chief Williams, and he suggested that he rent a couple which he is considering, they will serve pork kabobs, chicken, etc.

They will not have a full menu that day and informed the board that he owns the whole block. Commissioner McGarry asked if anyone was in favor or opposition? He then asked Lieutenant Bonanca for his input. Lieutenant Bonanca stated that they recommend two police details because it is a public event, additional officers can be requested through the detail office if needed. There was no specific safety plan submitted like Club National and the Enterprise Club. There should be an additional plan that dictates and is drawn out to show where the barricades are going to be. It must be submitted to the License Commission.

If the event is approved by the License Commission, there should be conditions that the Deputy Chief must sign off before that day. Lieutenant Bonanca also informed him that there is a noise ordinance in Brockton, so they can measure the noise from the event. You could be subject to issues with the noise ordinance, i.e., decibels. There is an ordinance on the books and there could be penalties in regards to that. Deputy Chief Williams will work closely with Mr. Rodrigues and a detailed safety plan must be submitted to the Commission and he must sign off before the event. Mr. Rodrigues asked what the decibel limit was? Lieutenant Bonanca instructed him to go onto the website and look up the noise ordinance.

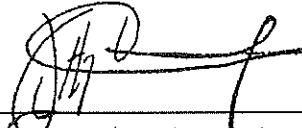
Commissioner McGarry asked if the Commissioners had any questions? Commissioner Studenski asked Mr. Rodrigues if the restaurant is closed, where do people go to use the restroom? Mr. Rodrigues replied that he will have a couple of porta potties. He then asked him how many trash barrels he will have? Mr. Rodrigues stated that he has a dumpster, and he will have the barrels emptied as the event goes on throughout the day. Commissioner Studenski stated that the neighbors will appreciate it. Commissioner McGarry stated that the safety issue is important to him, and he concurs with the Lieutenant the work with Deputy Chief Williams is critical. Making sure that he has proper emergency exits and is setting it up properly.

Mr. Rodrigues informed the board that Deputy Chief Williams is supposed to visit his business on Monday or Tuesday to do a walkthrough of the site. Commissioner McGarry stated that Deputy Chief Williams knows what he is doing. He informed him that the noise level is a concern and that the DJ be mindful. Mr. Rodrigues replied they will not have a DJ they will have bands and at M C. It is more of a cultural environment with old-fashioned bands and local artists that want to promote themselves. A DJ would defeat the purpose.

A motion was made by Commissioner Studenski to approve the request pending they submit a proper safety plan and consult with Deputy Chief Williams for sign off prior to the day of the event. The motion was seconded by Commissioner Simpson and made unanimous by vote of the members present.

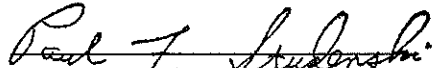
A motion was made by Commissioner Studenski to adjourn the meeting at 6:42 p.m. The motion was seconded by Commissioner Simpson and made unanimous by vote of the members present.

Respectfully Submitted,




Jeffrey Charnel, Acting Chairman

APPROVED



Paul Studerski, Commissioner



John McGarry, Commissioner



Robert P. Simpson