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## TOWN OF BARNSTABLE

NOTICE OF MEETINGS OF TOWN DEPARTMENT AND ALL TOWN BOARDS  
As Required by Chapter 28 of the Acts of 2009 which amends MGL Chapter 30 A

### Licensing Authority Agenda

**DATE OF MEETING:** June 21, 2010  
**TIME:** 9:30 A.M.  
**PLACE:** 367 Main St., Hyannis (Town Hall Bldg.), 2<sup>nd</sup> Floor Hearing Room

#### Hearings:

**Sunday Entertainment License:** Application of Patricia Janiak on behalf of Cape Abilities, 895 Mary Dunn Road, Hyannis, for a Sunday Entertainment License for a performance by the group Young at Heart (73 years of age and up) from Northampton, MA at the Barnstable Performing Arts Center, 835 Falmouth Road, Hyannis, on October 3, 2010 from 2 pm to 7 pm.

**Two One Day Beer & Wine Licenses:** Application of David Kuehn, on behalf of Cotuit Center for the Arts, 4404 Route 28, Cotuit for two Beer & Wine Licenses for a concert on July 9, 2010 from 8 pm to 10 pm and a music festival on July 10, 2010 from 3 pm to 11 pm.

**One Day Entertainment License:** Application of Kevin Pidgeon on behalf of Hyannis Sound, Inc., 14 Franbill Road, Hyannis, for an Entertainment License for an alumni reunion/concert at the Barnstable High School Auditorium, 744 West Main Street, Hyannis, on August 7, 2010 from 8:00 pm to 11:00 pm.

**One Day All Alcohol License:** Application of Todd Walantis of The Cape Cod \$5000, 151 Great Hill Road, West Barnstable, for a One Day All Alcohol License to benefit Cape Cod Child Development, 83 Pearl Street, Hyannis, for an event to be held at Oyster Harbors Marine, 182 Bridge Street, Osterville on June 27, 2010 from 3 pm to 8 pm for a cookout/awards ceremony for its 2<sup>nd</sup> annual fishing tournament.

**Junk Dealer License – relocation:** Application of Newbury Comics, Inc., d/b/a Newbury Comics, 769 Iyannough Road, Cape Cod Mall, S121A, Hyannis, MA, Dan Harrington, Manager, for relocation of its Junk Dealer License from 1070 Iyannough Road, Hyannis. The hours of operation will be 10 am to 10 pm.

**New Common Victualler License:** Application of LBK, LLC, d/b/a Burger King #17712, 769 Iyannough Road (Cape Cod Mall Food Court), Hyannis, for a **New Common Victualler License**, Ronald Dimick, Manager, hours of operation to be Mon-Sat 10 am – 9pm, and Sun 12 pm – 6 pm.

**New Junk Dealer License:** Application of John F. Lenahan, d/b/a Simple Elegance Antiques & Fine Art, 845 Main Street, Unit H, Osterville, MA, John F. Lenahan, Manager, for a New Junk Dealer License, hours of operation 10 am to 5 pm Mon-Sat & noon to 4 pm Sun.

**New Junk Dealer License:** Application of Stanley Allan Holmy, d/b/a Second Time Around, 631 Main Street, Hyannis, MA, Stanley Allan Holmy, Manager, for a New Junk Dealer License, hours of operation 9 am to 5 pm.

**New Annual Retail Wine & Malt Package Store License:** Application of Victoria & Alexandria West Main St., LLC, d/b/a Sav-On Gas, 300-326 West Main Street, Hyannis, MA, Jay Imad, Manager, for a New Annual Retail Wine & Malt Package Goods Store License. The applicant has requested a continuation to the 6/21/10 hearing. (Continued from 6/7/10).

**Show Cause Hearing:** A Show Cause Hearing will be held for The Dockside, 110 School Street, Hyannis, MA, Ornel Roberts, Manager, based on a complaint filed by the Barnstable Police Department that it was in violation of the following sections of the Town of Barnstable Code on April 11, 2010 at 0020 hours: 501-3H: For allowing more persons inside the building than the number approved by the Town and shown on its All Alcohol Common Victualler License (50 inside and 75 outside); 501-8: For failure of the licensed Manager to provide adequate supervision of the establishment; and 501-10A: For providing entertainment without an entertainment license. The hearing is to show cause why the seasonal All Alcohol Common Victualler License should not be modified, suspended or revoked.

**Show Cause Hearing:** Show Cause Hearing for West Main Auto Sales, 405 Main Street, Hyannis, Jeffrey Lasher, Manager, at the request of the Barnstable Police Department relative to violations observed on May 11, 2010 as follows: Failure to properly maintain their Used Vehicle Record Book; failure to properly document inventory; failure to properly display inventory; failure to properly maintain titles and other records; failure to have a properly designated manager; and further for notification of cancellation of Class II Auto Dealer Surety Bond as of 5/20/10 from RLI Surety.

**Show Cause Hearing:** Show Cause Hearing for Barnstable Auto Exchange, 30 Cit Avenue, #16, Hyannis, Craig LaScola, Manager for notification of cancellation of Class II Auto Dealer Surety Bond as of 5/5/10 by CNA Surety.

**Show Cause Hearing:** Show Cause Hearing for California Auto Sales, 66 Barnstable Road, Hyannis, Roberto Scatambuli, Manager for notification of cancellation of Class II Auto Dealer Surety Bond as of 4/19/10 by CNA Surety.

**Show Cause Hearing:** Show Cause Hearing at the request of the Barnstable Police Department for Julie Fagin, d/b/a Goldfinger, 64 Enterprise Road, Hyannis, MA, Julie Fagin, Manager, for failure to properly file paperwork with the Barnstable Police Department, under Section 502-4 of the Town of Barnstable Licensing Authority Second-Hand Dealers and Second Hand Collectors Junk Dealer Regulations.

**Renewals:**

**Common Victualler:**

Harborside – opened without CV license; had to close until he filed his renewal

**Business Meeting:**

PERSONS INTERESTED ARE ADVISED THAT, IN THE EVENT ANY MATTER TAKEN UP AT THE MEETING REMAINS UNFINISHED AT THE CLOSE OF THE MEETING, IT MAY BE PUT OFF TO A CONTINUED SESSION OF THIS MEETING, WITHOUT FURTHER NOTICE.

For your information the section of the M.G.L. that pertains to postings of meetings is as follows: Except in an emergency, in addition to any notice otherwise required by law, a public body shall post notice of every meeting at least 48 hours prior to such meeting, excluding Saturdays, Sundays and legal holidays. In an emergency, a public body shall post notice as soon as reasonably possible prior to such meeting. Notice shall be printed in a legible, easily understandable format and shall contain: the date, time and place of such meeting and a listing of topics that the chair reasonably anticipates will be discussed at the meeting. For meetings of a local public body, notice shall be filed with the municipal clerk and posted in a manner conspicuously visible to the public at all hours in or on the municipal building in which the clerk's office is located.