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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:** August 25, 2014

Check below which one applies

The Clerk's office has this meeting date already posted  X

This is a special meeting which has not been posted \_\_\_\_\_

**TIME:** 9:30 a.m.  
**PLACE:** 2<sup>nd</sup> Floor Hearing Room, 367 Main Street, Hyannis, MA

**Vote to accept Minutes:** Vote to accept minutes of the 7/28/14 Meeting.

**Hearings:**

**New One Day Entertainment License:** Application of Chelsey Panchot for Up with People for fund raising for Rogers and Gray Charitable Foundation for a One Day Live Entertainment License for an indoor concert event to be held The Barnstable High School on September 11, 2014 from 6:30 PM to 8:30 PM. Concert will be performed by UP with People and will have live music and dance.

**New One Day Entertainment Licenses (2):** Application of Melissa Alexander on behalf of Cats on the Beach, 24 Residential Lane, Blackstone, MA., for two One Day Live Entertainment Licenses for an Annual Cat Show. Event to be held at the Horace Mann Charter Public School, 760 Osterville-West Barnstable Road, Marstons Mills on September 6 and 7, 2014 from 9:00 AM to 4:00 PM.

**New One Day Entertainment License:** Application of Clare Edmonds on behalf of MSPCA Cape Cod, 1577 Falmouth Road, Centerville, for a One Day Live Entertainment License for a

family and dog friendly activity zone. Event to be held at Aselton Park on September 7, 2014 from 11:00 to 3:00; music will be provided by a DJ.

**New One Day Beer and Wine Licenses (2):** Application of Donald Brenner on behalf of Veterans of Foreign Wars, 480 Barnstable Road, Hyannis, MA for Two One Day Wine and Malt Licenses for membership dinners. Events to be held at the Barnstable Municipal Airport from 5:00 pm to 8:00 pm on August 27, 2014 and September 24, 2014 with a maximum of 60 attendees as approved by the Building Commissioner.

**New One Day Beer and Wine Licenses (2):** Application of Stacie Hevener on behalf of the Marstons Mills Public Library, 2160 Main St, Marstons Mills for two One Day Beer and Wine Licenses for speaker/presentations and a membership dinner. Events to be held at the Library on September 7, 2014 from 2:30 – 4:30 PM and September 10, 2014 from 6:30 – 8:00 PM with a maximum of 50 people as approved by the Building Commissioner.

**New One Day Entertainment License:** Application of Lynne Poyant on behalf of Town of Barnstable 375<sup>th</sup> Committee, 367 Main Street, Hyannis, for a One Day Live Entertainment License for a 375 Concert with the Cape Cod Symphony. Event to be held at the Barnstable Performing Arts Center on September 21, 2014 from 8:00 to 9:30 PM. Music will be provided by various singers and jazz artists.

**New One Day All Alcohol and Entertainment License:** Application of Elizabeth Wurfbain on behalf of Hyannis Main Street BID, 397 Main Street, Hyannis, MA for a One Day All Alcohol and Entertainment Licenses for a Fall fundraiser. Event to be held at the JFK Museum Courtyard on Main Street , from 5:15 pm to 8:00 pm on September 23, 2014 with a maximum of 110 attendees as approved by the Building Commissioner. Entertainment to be provided by MV Drums and Brazen Belles; there will also be live and silent auctions.

**New Applicaton for Change of Directors:** Application of 99 Restaurants of Boston, LLC, d/b/a 99 Restaurant & Pub, 1600 Falmouth Road, Centerville, MA, Thomas Hann, Manager, for a change in corporate Officers/Directors.

**Changes to Annual Live and Non-Live Licenses:** Application has been received from Tommy Doyle's Hyannis LLC., 334 Main Street, Hyannis, Shawn Doherty, Manager, for changes to the Annual Live Entertainment License for a maximum of 9 performers, dancing and three stages from 7:00 PM to 12:45 AM. Non Live Entertainment is requesting 2 pool tables, 12 TV's( 2 outside), a jukebox and recorded music from 7:00 PM to 12:45 AM as approved by the Building Commissioner. \*\*\* Changes to existing licenses are as follows: Both Live and Non-Live hours increased to 7 PM to 12:45 AM from 9 PM to 12:45 AM. Requesting 2 additional TV's to be located outside on the back patio.

**Change of D/B/A:** Application of Oceans Harbor, LLC, d/b/a Oceans /Hyannis Anglers Club, 235 Ocean Street, Hyannis, Anthony J Folino Jr. Manager, for a change of d/b/a on its Annual All Alcohol Common Victualler License to Oceans 235/Hyannis Anglers Club.

**New Application for a Class II Auto Dealer License:** Application of Cape Cod Carz LLC, for a new Class II Auto Dealer License at 153 Corporation Road, Hyannis, for a maximum of 37 used vehicles to be parked outside per approval of the Building Commissioner; 32 display, 1 handicap, 2 customer and 2 employee.

**New Common Victualler License:** Application of Wordsmith Ink, Inc, d/b/a Amie Bakery, 3 Wianno Ave, Osterville, Amie Smith, Manager, for a New Annual Common Victualler License, to be operated 7 am to 9 pm. Interior seating of 10 per approval of the Building Commissioner.

**New Application for a Class I License:** Application of 440 Yarmouth Road, Inc., d/b/a BMW of Cape Cod, Joseph Laham, Manager, for a new Class I Auto Dealer License. Licensee to be located at 500 Yarmouth Road (436 Yarmouth Road, 16 Ferndoc Street, 208 Old Yarmouth Road and 500 and 504 Yarmouth Road), Hyannis, for 65 customer, employee and handicap vehicle spaces and 47 vehicles to be stored at 436 Yarmouth Road and 208 Old Yarmouth Road, Hyannis, and for 223 vehicles to be stored at 500 and 504 Yarmouth Road, Hyannis.

**New Application for Alteraton of Premises and New Annual Live and Non Live Entertainment Licenses:** Application of The Cummaquid Golf Club of Yarmouth and Barnstable, Inc, d/b/a Cummaquid Golf Club, 35 Marstons Lane, Cummaquid, Neal J Renaud, Manager for an Alteration of Premises description to change the existing premises description to:

The new clubhouse one story wood framed structure. The lower level will be a walkout level, gross floor area of 15,905 square feet. First floor kitchen, dining room, bar and lounge, pro-shop, Men's and Ladies handicap accessible rest rooms, covered porch (with food and beverage to be served weather permitting) and a General Manager's office. The lower level Men's and Ladies Locker rooms with sitting areas, kitchen storage area, Bag room, Board Room, and several utility closets. The floors will be connected via both a staircase and handicap accessible elevator. The first floor will have a capacity of 176 and the lower level will have a capacity of 99 bringing total capacity to 275. Total occupancy will be 509; first floor occupancy of 196 and lower level occupancy of 313; as approved by The Building Commissioner.

Also new Annual Live and Non-Live Entertainment Licenses for a maximum of 6 performers, dancing and one stage from 11:00 AM to 12:45 AM. Monday – Saturday; Sundays 11:00 AM to Midnight; Non Live Entertainment for 6 TV's from 11:00 AM to 12:45 AM as approved by the Building Commissioner.

**New One day All Alcohol Licenses (16):** Application of Neal Renaud, manager on behalf of Cummaquid Golf Club of Yarmouth and Barnstable, Inc., 35 Marstons Lane, Cummaquid, Hyannis, MA for 16 One Day All Alcohol and Entertainment Licenses for club membership and golf events. Events will be held from 11:00 am to 8:00 PM outside in the parking lot under a tent with maximum of 100 as approved by the Building Commissioner. The dates requested for the events are as follows:

September 12, 13, 14, 19, 20, 21, 27 and 28 and October 4, 5, 10, 11, 12, 18, 19 and 25, 2014.

**Show Cause Hearing for House of Bud's:** The Barnstable Police Department has requested a Show Cause Hearing be called for House of Bud's Inc. d/b/a/ House of Bud's, Candace Chambers, Manager, 959 Barse's Way, Hyannis for the following

alleged violation on 6/03/2014: Code of the Town of Barnstable, MA, 501-10, Section B: No entertainment at the licensed premises may be conducted in a manner such that the noise from the entertainment can be heard outside the boundaries of the premises, by allowing the level of music to be played in such a manner that it could be heard outside the establishment at over 300 feet away.

**Show Cause Hearing for Auto Smart LLC:** The Town of Barnstable Licensing Authority has requested a Show Cause Hearing be called for Auto Smart LLC, 202 Yarmouth Road, Hyannis, Darrell Fietz, Manager, for customer complaint with unsatisfactory resolution. There will also be a review of all complaints filed against licensee and their respective histories.

**Show Cause Hearing for Pain D'Avignon Café-Boulangerie:** The Barnstable Police Department has requested a Show Cause Hearing be called for Pain D'Avignon II, Inc., d/b/a Pain D'Avignon Café-Boulangerie, Mario C. Mariani, Manager, 15 Hinkley Road, Hyannis for the following violation: Code of the Town of Barnstable, MA, 501-14, Section C & D: Failure to obey an order or condition of the Licensing Board. Licensee failed to appear to mandatory alcohol licensing meetings offered by the Barnstable Police Department.

**Show Cause Hearing for Bangkok Cuisine:** The Barnstable Police Department has requested a Show Cause Hearing be called for Bangkok Cuisine Hyannis Inc., d/b/a Bangkok Cuisine, Tanapon Tanasandil, Manager, 20 Independence Drive, Hyannis for the following violation: Code of the Town of Barnstable, MA, 501-14, Section C & D: Failure to obey an order or condition of the Licensing Board. Licensee failed to appear to mandatory alcohol licensing meetings offered by the Barnstable Police Department.

**Show Cause Hearing For Willow Package Store:** The Barnstable Police Department has requested a Show Cause Hearing be called for Bilal Corporation., d/b/a Willow Package Store, Shakeel M. Farooq, Manager, 700 Yarmouth Road, Hyannis for the following violation: Code of the Town of Barnstable, MA, 501-14, Section C & D: Failure to obey an order or condition of the Licensing Board. Licensee failed to appear to mandatory alcohol licensing meetings offered by the Barnstable Police Department.

**Show Cause Hearing for Pepper's Pantry:** The Barnstable Police Department has requested a Show Cause Hearing be called for Ammar Corporation., d/b/a Pepper's Pantry (formerly Big Daddy' Pizza), Mohammad Shafique, Manager, 4120 Falmouth Road, Cotuit for the following violation: Code of the Town of Barnstable, MA, 501-14, Section C & D: Failure to obey an order or condition of the Licensing Board. Licensee failed to appear to mandatory alcohol licensing meetings offered by the Barnstable Police Department.

**Show Cause Hearing for Eclectic Café:** The Barnstable Police Department has requested a Show Cause Hearing be called for Robin's Nest Grill Inc., d/b/a Eclectic Cafe, Robert Najarian, Manager, 606 Main Street Way, Hyannis for the following violation: Code of the Town of Barnstable, MA, 501-14, Section C & D: Failure to obey an order or condition of the Licensing Board. Licensee failed to appear to mandatory alcohol licensing meetings offered by the Barnstable Police Department.

**Business Meeting:**

**The Compound Bar and Grille:** Country Saloon Products, Inc., d/b/a The Compound Bar & Grille, 644 Main Street, Hyannis. Attorney David Lawler and David Neville will be updating the Licensing Authority on the status of the Change of Manager application, the issue with two different corporations and communication process with the upstairs tenants.

Release of Executive Session Minutes, if any (0).

And any other new business to come before the Licensing Authority.

**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, WITH PROPER POSTING.**

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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.