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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: April 10, 2017**

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**

1. Vote to accept minutes of the 3/20/17 meeting.

### **New Business:**

1. **Closure Request for a Wine and Malt Retail Package Goods Store License:** Speedway of Massachusetts LLC d/b/a Speedway, 50 Ocean St., Hyannis. The store will be closing on April 1, 2017. Disposition of the license is under discussion.
2. **Application for a One Day Beer and Wine License:** Application of Christine Bologna on behalf of The Cooperative Bank of Cape Cod, 25 Benjamin Franklin Way, Hyannis for a One Day Wine and Malt License for the Greater Hyannis Chamber of Commerce Business After Hours Event. The event is to take place on April 19, 2017 from 5:30-7:30 PM at the Cape Cod Cooperative Hyannis Branch, 695 Attucks Lane, Hyannis.

### 3. Consent Agenda:

#### Public Hearings:

1. **Application for a new Annual Common Victualler License:** Application of Melchor Siguencia., d/b/a Rancho Cafe, 477 Yarmouth Rd., Hyannis, Diana Zhiyentayeva, Manager, for a new Annual Common Victualler license. Hours of operation will be 6:00 am to 2:00 pm daily. There will be 47 interior seats: 35 table and 12 bar seats and 11 exterior seats for a total of 58 seats with 3 employees as approved by the Building Commissioner on 3-7-17.
2. **Application for an Alteration of Premises for an Annual All Alcohol Common Victualler License and a new Non live Entertainment License:** Application of Brazilian Grill Inc., d/b/a The Brazilian Grill, 676-78 Main Street, Hyannis, Kelly A dePaula, Manager, for an Alteration of Premises description to change the existing premises description to:  
Wood frame building at 676-78 Main Street, Hyannis with 1340 square foot kitchen and prep area, 825 square foot upper dining room with 66 seats, 680 square foot lower dining room with 50 seats and buffet bar, 950 square foot glassed-in dining room with 51 seats, 250 square foot Bar room with 16 seats, 250 square foot Cocktail area with 12 seats, 250 square foot indoor waiting, 162 square foot reception area and 3 restrooms with handicap provisions. There is 1 entrance on Main Street, 2 exits to the rear of building. Glassed-in dining room has 1 entrance from central dining corridor and 2 emergency exits to sidewalk. Total seating remains 195, alterations removes 16 outdoor seats and places inside along with 60 employees all approved by the Building Commissioner on 3/2/17.  
Non-Live Entertainment to include 5 TV's.
3. **Application for Amendments on an Annual All Alcohol Common Victualler License:** Application of Beech Tree Cantina LLC d/b/a Beech Tree Cantina, 599 Main Street, Hyannis on their Annual All Alcohol Common Victualler License, for a Change of Manager from Benjamin Surro to Shawn Jeffries. For a d/b/a change from the Beech Tree Cantina to Twisted Tree/Dancing Tomato/Beech Bar and a change in hours to the following : Mon-Fri 11 am to 12:45 am, Sat 10:00 am – 12:45 am, Sun 10:00 am – 12:00 am. Change is to open 1 hour earlier on Sat and Sun.  
Alteration of Premises to include new names. Seating remains the same at 309 in total.  
New Description: Wood Frame building at 599 Main St, Hyannis with 2 kitchens. Kitchen (1) 801 sq. ft. with prep area Kitchen (2) 400 sq. ft. with prep area. Twisted Tree: Exterior dining and lounge 38 seats, 705 sq. ft. Interior lower dining area 38 seats, 576 sq. ft. Upper dining area, 71 seats, 1150 sq. ft. Upstairs waiting area 8 seats, 3898 sq. ft. Dancing Tomato: 50 interior seats, 1150 sq. ft

with 9 exterior dining seats. Beech Bar: 95 seats, 2500 sq. ft. Total entrances and exits =9. All approved by the Building Commissioner 3/13/17.

**4. Application for a New Seasonal All Alcohol Common Victualler License and Live and Non-Live Entertainment Licenses:**

Application has been filed by Villa Noble LLC, David S. Noble manager, d/b/a The West End located at 20 Scudder Ave., Hyannis, for a new Seasonal All Alcohol Common Victualler, and annual Non-Live and Live Entertainment Licenses.

Description of Premise: One story building containing approximately 6200 square feet, dining room with 104 seats, 2 bathrooms, Kitchen with rear exit, lounge area with 22 seats, bar with 12 stools, parlor area with 17 seats and a bathroom, garden room with 25 seats, a dividable banquet room with 34 and 19 seats. Basement storage and attic office.

Total seating is 233 and 20 standees, interior only, with 35 employees. All approved by the Building Commissioner on 3/9/17.

Hours of Alcohol service are: 11:00 AM to 12:45 AM; Daily

Non-Live Entertainment to include: 2 televisions and recorded music below and at conversation level. Hours of Live and Non-Live Entertainment: 11:00 AM – 12:45 AM. Live Entertainment to include 3 performers with 3 pieces.

## **Licensing Division Updates:**

- 1. Licensing Department updates**
- 2. Police Department updates**

## **Executive Session:**

The Licensing Authority may vote to enter into executive session pursuant to G. L. c. 30A s. 21(a)(3) to discuss strategy with respect to the following litigation if the chair declares that discussion in an open meeting may have a detrimental effect on the litigating position of the Authority.

- 1. Review of ABCC Appeal: New England Clambake Inc. d/b/a Wimpy's, 752 Main St., Osterville, Ma, Daniele Siscoe, Manager.**
- 2. Review of ABCC Appeal: Mitchell's Café Corp d/b/a/ The Dockside, 110 School St., Hyannis, Ma, Velma Roberts, Manager.**

Release of Executive Session Minutes, if any (0). And any other new business to come before the Licensing Authority.

- **Matters not reasonably anticipated by the Chair**

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The list of matters, are those reasonably anticipated by the president/chair, which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law. It is possible that if it so votes, the sub-committee may go into executive session. 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. 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

# **Town of Barnstable**

## **Consumer Affairs**

**Elizabeth G. Hartsgrove, Supervisor**

**Licensing Authority**

**200 Main Street**

**Hyannis, MA 02601**

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## **BARNSTABLE LICENSING AUTHORITY**

# **CONSENT AGENDA**

**April 10, 2017**

### **Renewals:**

1. **Application for (19) One Day Entertainment Licenses:** Application of Linda Mawhinney on behalf of the Cape Symphony for 19 One Day Entertainment licenses for the 2017- 2018 Concert schedule.( See attached) All concerts will be held at the Barnstable Performing Arts Center, 744 West Main St., Hyannis.

### **Junk Dealer Licenses:**

1. Hannoush Jewelers, Cape Cod Mall, Hyannis
2. Edythe & Co., 805 Main Street, Osterville
3. Kay Jewelers, Cape Cod Mall, Hyannis
4. Atomic Dimestore, 187 West Main Street, Hyannis
5. Silva Jewelers, 1112 Main Street, Osterville
6. AJ Marks Jewelers, 973 Iyannough Rd., Hyannis
7. Best Buy, Cape Cod Mall, Hyannis
8. Best Buy LP, Cape Cod Mall, Hyannis
9. JCM Metals Inc., 142 Corporation St., Hyannis
10. Cape Cod Jewelers, 366 Main St., Hyannis
11. Jewelcraft, 585 Main St., Hyannis
12. Gamestop, Cape Cod Mall, Hyannis
13. Sweet Pea's Nest, 4083 Main St., Cummaquid
14. Newbury Comics, Cape Cod Mall, Hyannis
15. New England Jewelry, 342 Main St., Hyannis
16. Simply Vintage of Cape Cod, 1600 Rt. 28, Centerville

**Innholder all Alcohol License:**

1. Hyannis Inn Motor Hotel, 473 Main St., Hyannis

**Club All Alcohol License with Entertainment:**

1. The Beach Club, 27 Long Beach Rd., Centerville
2. Baxter's Fish N' Chips, 177 Pleasant St., Hyannis
3. Cotuit Highground, Golf Club, 31 Crockers Neck Rd., Cotuit

**Common Victualler Wine and Malt License with Entertainment:**

1. Cape Cod Melody Tent, 41 West Main St., Hyannis
2. Cooke's Seafood, 1120 Iyannough Rd., Hyannis

**Common Victualler All Alcohol License with Entertainment:**

1. Mattakeese Wharf, 271 Millway, Barnstable
2. Fresh Ketch, 462 Main St., Hyannis
3. Gringos, 577 Main St., Hyannis
4. Black Cat Harbor Shack, 159 Ocean St., Hyannis
5. The Dockside, 110 School St., Hyannis
6. Kian N Rylees, 561 Main St., Hyannis
7. Spanky's Clamshack, 138 Ocean St., Hyannis
8. Harbor Point, 156 Harbor Point Rd., Cummaquid
9. Trader Ed's, 11 Willow St., Hyannis
10. Blue Water Grille, 213 Ocean St., Hyannis
11. Eclectic Café, 606 Main St., Hyannis

**Common Victualler License:**

1. Coffee Table Café, 230 Ocean St., Hyannis