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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 Minutes

DATE OF MEETING: December 30, 2015

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: 2nd Floor Hearing Room, 367 Main Street, Hyannis, MA

A meeting of the Barnstable Licensing Authority was held on Monday, September 21, 2015. Chairman Martin Hoxie called the meeting to order at 11:00 A.M. He introduced Gene Burman, Vice Chairman; Larry Decker, Associate Commissioner; Richard V. Scali, Director of Regulatory Services; Elizabeth G. Hartsgrove, Consumer Affairs Supervisor; Lt. John Murphy and Patrolman Stephen Estey, Liaison Officers from the Barnstable Police Department; and Maggie Flynn, Recording Secretary.

Vote to accept Minutes

1. Vote to accept minutes of the 12/14/15 meeting.

A motion was duly made by Mr. Burman, seconded by Mr. Decker and a unanimous vote taken to accept the minutes as written.

New Business:

1. **Request for Temporary Closure of Common Victualler All Alcohol License:** Request received from Gary and Elaine Roy to close the Nor'Easter Restaurant effective November 16, 2015 through May 15, 2016.

****See below****

A motion was duly made by Mr. Burman, seconded by Mr. Decker and a unanimous vote taken to approve the closure as requested.

2. **Consent Agenda:**

A motion was duly made by Mr. Burman, seconded by Mr. Decker and a unanimous vote taken to approve the Consent Agenda as presented with one exception for the International Inn.

A motion was duly made by Mr. Decker, seconded by Mr. Hoxie and an abstention by Mr. Burman for a 2-0-1 vote taken to approve the renewal application for the International Inn.

Public Hearings:

1. **Change of License Type for an Annual All Alcohol Common Victualler License to Seasonal All Alcohol Common Victualler License:** Application of G.E.L.S., LLC d/b/a The Nor'easter, 20 Scudder Avenue, Hyannis, Andrew J. Glassman Manager, for a change in license type from an Annual All Alcohol Common Victualler License to a Seasonal All Alcohol Common Victualler license. No other changes are requested at this time. Hours of Alcohol sales are 11 am – 12:45 am daily. The following are the existing Entertainment Licenses: Daily Non- Live Entertainment (recorded music, radio) from 11 am to 12:45 am in the indoor dining areas as well 4 TV's and one pool table.

Attorney John Kenney, Gary and Elaine Roy and Andrew Glassman appeared at the hearing. The request is to close now until May 1, 2016. The insulation and HVAC needs to be updated throughout the restaurant.

Mr. Scali asked about some possible sale of the premise; not at this time. Want to close today and open May 1, 2016. April 1- January 15 is the State mandate. Mr. Hoxie is not aware of any General Law detailing specific dates for Seasonal Licenses. The ABCC is instructing us as to the dates according to Mr. Scali.

A motion was duly made by Mr. Burman, seconded by Mr. Decker and a unanimous vote taken to approve the application as presented.

2. **Alteration of Premises of Annual All Alcohol Common Victualler License:** application of GMRI, Inc. d/b/a The Olive Garden, 1095 Iyannough Rd., Hyannis

on their Annual All Alcohol Common Victualler License, for an Alteration of premises of the licensed location.

Proposed change is to increase the total seating from 278 to 281 seats. These changes will be indoors, outdoor seating remains at 45 seats; all changes approved by the Building Commissioner on November 3, 2015.

****Continued from 12/14/2015 Hearing****

Nicole Lopes appeared on behalf of the application. A refresh of the building, both inside and out is being done at this time.

A motion was duly made by Mr. Burman, seconded by Mr. Decker and a unanimous vote taken to approve the application as presented.

- 3. New Annual Common Victualler License:** Application of Morning Glory Partnership, d/b/a Morning Glory Cafe, 211 Cotuit Rd., Route 149, Marstons Mills, Joshua Sodekson, Manager, for an Annual Common Victualler License. Interior seats total 5 with 3 employees and 15 parking spaces all approved by the Building Commissioner. No exterior seats. Hours of operation will be 7:00 am to 3:00 pm daily.

Joshua Sodekson is taking over the Morning Glory Café. The current owners are retiring. We are currently working and training with them.

A motion was duly made by Mr. Burman, seconded by Mr. Decker and a unanimous vote taken to approve the application as presented.

Licensing Division Updates

1. Licensing Department updates - None
2. Police Department updates - None

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**

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

www.town.barnstable.ma.us

Telephone: (508) 862-4674

Fax: (508) 778-2412

BARNSTABLE LICENSING AUTHORITY

CONSENT AGENDA

December 30, 2015

Renewals:

Common Victualler All Alcohol with Entertainment:

1. Misaki, 379 West Main Street, Hyannis
2. Osterville Fish Too, 2952 Falmouth Road, Osterville
3. Il Maestro, 297 North Street, Hyannis
4. Brazilian Grill, 676 Main Street, Hyannis
5. Embargo, 453 Main Street, Hyannis
6. Original Gourmet Brunch, 517 Main Street, Hyannis
7. Seaside Pub on Main, 615 Main Street, Hyannis
8. Roadhouse Café, 488 South Street, Hyannis
9. Portside Tavern, 72 North Street, Hyannis
10. Naked Oyster, 410 Main Street, Hyannis
11. 99 Restaurant, 1600 Falmouth Rd., Centerville
12. Alberto's, 360 Main St., Hyannis
13. B&B Pizza, 10 Seaboard Lane, Hyannis
14. Barnstable Tavern, 3176 Main St., Barnstable
15. Beechtree Cantina, 599 Main St., Hyannis
16. Bistrot de Soleil, 350 Stevens St., Hyannis
17. The Black Cat, 165 Ocean St., Hyannis
18. Bobby Byrne's, 489 Bearses' Way, Hyannis
19. Brazillian Grill, 676 Main Street, Hyannis
20. British Beer Co, 412 Main St., Hyannis
21. Duck Inn Pub, 447 Main Street, Hyannis
22. Colombos Café & Pastries, 544 Main St., Hyannis
23. DJ's Wings, 165 Yarmouth Rd., Hyannis
24. The Dolphin Restaurant, 3250 Main St., Barnstable

25. El Rodeo, 1070 Iyannough Rd., Hyannis
26. Embargo, 453 Main St., Hyannis
27. Fazios Trattorio, 294 Main St., Hyannis
28. Kelly's On Main, 644 Main Street, Hyannis
29. Misaki, 379 West Main Street, Hyannis
30. Naked Oyster Bistro, 410 Main St., Hyannis
31. The Nineteenth Hole, 11 Barnstable Rd., Hyannis
32. The Nor'Easter, 20 Scudder Ave., Hyannis
33. Philbrick's, 1460 Route 149, Marstons Mills
34. Portside Tavern, 72 North St., Hyannis
35. Roadhouse Café, 488 South St., Hyannis
36. Saga Fusion, 1560 Old Post Road, Marstons Mills
37. Schooners Restaurant, 372 Main Street, Hyannis
38. Seaside Pub on Main, 615 Main Street, Hyannis
39. Tap City Grill, 586 Main Street, Hyannis
40. Tiki Port Restaurant, 790 Iyannough Rd., Hyannis
41. Torino Restaurant & Bar, 415 Main St., Hyannis
42. Tumi Ceviche Bar Ristorante, 592 Main St., Hyannis
43. Villaggio, 4631 Falmouth Rd., Cotuit
44. Vista de Mare, 430 Main Street, Hyannis
45. Wimpy's, 750 Main St., Osterville
46. Ying's Sushi Bar & Lounge, 59 Center St., Hyannis

Common Victualler All Alcohol

1. Dragonlite Restaurant, 620 Main St., Hyannis
2. Il Maestro, 297 North St., Hyannis
3. Kobi House, 489 Bears's Way, Hyannis
4. Olive Garden, 1095 Iyannough Rd., Hyannis
5. Original Gourmet Brunch, 517 Main St., Hyannis
6. Pavillion Indian, 511 Main St., Hyannis
7. Raw Bar on Ocean, 230 Ocean St., Hyannis

Common Victualler Wine and Malt with Entertainment:

1. Palio Pizzeria, 435 Main Street, Hyannis
2. B2 Burrito Bistro, 790 Iyannough Road, Hyannis
3. Crisp Flatbread, 791 Main St., Osterville
4. Monty's Roast Beef, 251 Iyannough Rd., Hyannis
5. New England Pizza House, 187A West Main St., Hyannis
6. Scotties Famous Pizza, 11 Ridgewood Ave., Hyannis

Common Victualler Wine and Malt:

1. Bangkok Cuisine, 20 Independence Dr., Hyannis
2. Fogo Brazilian Barbeque, 39 Iyannough Rd., Hyannis
3. Palio Pizzeria, 435 Main St., Hyannis
4. Pinocchio Pizza, 1661 Falmouth Rd., Centerville

5. Pizzeria Barbone, 390 Main St., Hyannis
6. Pizza Wave , 3864 Falmouth Rd., Marstons Mills
7. Thai House, 304-06 Main Street, Hyannis

Farmer Brewery Pouring:

1. Cape Cod Beer, 1336 Phinney's Lane, Hyannis

General On Premise License:

1. Puff the Magic, 649 Main Street, Hyannis
2. Pufferbellies, 183R Iyannough Rd., Hyannis
3. Quarterdeck Lounge, 247 Iyannough Rd., Hyannis
4. Ryan's, 441 Main Street, Hyannis

All Alcohol Innholder:

1. Cape Codder Resort & Spa, 1225 Iyannough Rd., Hyannis
2. Courtyard by Marriot, 707 Iyanough Rd., Hyannis
3. Doubletree Bistro, 287 Iyannough Rd., Hyannis
4. Greenhouse Restaurant, 1127 Iyannough Rd., Hyannis
5. Heritage House, 259 Main Street, Hyannis
6. Hyannis Anglers Club, 235 Ocean St., Hyannis
7. Hyannis Elks, 852 Bearse's Way, Hyannis
8. Hyannis Golf Club, 1800 Iyannough Rd., Hyannis
9. International Inn, 662 Main St., Hyannis
10. Oyster Harbors Club, 170 Grand Island Ave., Osterville

All Alcohol Club:

1. Cummaquid Golf Club, 35 Marstons Lane, Cummaquid
2. Wianno Club, 389 Parker Rd., Osterville
3. Wianno Club, 107 SeaView, Osterville

All Alcohol Package Store:

1. Cape Cod Package Store, 1495 Falmouth Rd., Hyannis
2. Cotuit Grocery, 737 Main St., Centerville
3. Craigville Package Store, 2946 Falmouth Rd., Osterville
4. Fancy's Market, 699 Main Street, Osterville
5. Luke's Liquors, 395 Barnstable Rd., Hyannis

Wine and Malt Package Store:

1. Food Port International Market, 388 Main St., Hyannis
2. Lamberts Rainbow Fruit, 1000 West Main St., Centerville
3. Mini Food Mart, 252 Main St., Hyannis
4. Pepper's Pantry, 4120 Falmouth Rd., Cotuit
5. Sea Street Food Mart, 231 Sea Street, Hyannis
6. Speedway, 50 Ocean Street, Hyannis
7. Willow Tree Market, 15 Charles St., Hyannis
8. Lambert's Rainbow Fruit, 1000 West Main Street, Hyannis

Common Victualler:

1. Wianno Green Café, 29 Wianno Ave., Osterville
2. Subway #23787, 2145 Iyannough Rd., Hyannis
3. C'est La Vie, 592 Main Street, Hyannis
4. Kandy Korner, 474 Main Street, Hyannis
5. Wendy's, 554 Route 132, Hyannis
6. Dunkin Donuts , 3821 Falmouth Rd., Marstons Mills
7. The Mills Restaurant, 149 Route 149, Marstons Mills
8. Amie Bakery, 3 Wianno Ave., Osterville
9. Pizza1 Subs II, 2954 Falmouth Rd., Osterville
10. Four Seas Ice Cream, South Main Street, Centerville
11. Dunkin Donuts, 1648 Falmouth Rd., Centerville
12. Great House, 1626 Falmouth Rd., Centerville
13. Centerville Pie Co., 1671 Falmouth Rd., Centerville
14. Casual Gourmet, Richardson Rd., Centerville
15. Burger King, 2145 Iyannough, Hyannis
16. CCCF Fame Food, 2240 Iyannough Rd., Hyannis
17. Dunkin Donuts, 751 West Main St., Hyannis
18. Dunkin Donuts, Iyannough Rd., Hyannis
19. Tropical Smoothie, Barse's Way, Hyannis
20. D'Angelos, Cape Cod Mall, Hyannis
21. Subway, Cape Cod Mall, Hyannis
22. Sweet Kiwi, Cape Cod Mall, Hyannis
23. Ruby Thai Kitchen, Cape Cod Mall, Hyannis
24. Dunkin Donuts, Cape Cod Mall, Hyannis
25. Kebab N' Curry, Cape Cod Mall, Hyannis
26. Five Guys, Cape Cod Mall, Hyannis
27. Friendly's, Iyannough Rd., Hyannis
28. Whole Foods, Iyannough Rd., Hyannis
29. Daily Paper on Main, Main Street, Hyannis
30. McDonalds, North Street, Hyannis
31. El Maraichi Loco. Main Street, Hyannis
32. Dunkin Donuts, Main Street, Hyannis
33. Sea Street Café, South Street, Hyannis
34. Katies Ice Cream, Main Street, Hyannis
35. 7-Eleven, Main Street, Hyannis
36. Burger King, North Street, Hyannis
37. Bangkok Kitchen, 339 Barnstable Rd., Hyannis
38. KFC/Taco Bell, Barnstable Rd., Hyannis
39. Aegean Pizza, 378 Barnstable Rd., Hyannis
40. Gracie Fitness, Barnstable Rd., Hyannis
41. Sunnyside, Main Street, Hyannis
42. Burrito Loco #1, Centre Street, Hyannis
43. Dunkin Donuts, Iyannough Rd., Hyannis

44. Nirvana Coffee Shop, Main Street, Barnstable

Lodging Houses:

1. Captain David Kelly House, 539 Main Street, Centerville
2. Memories by the Sea, 162 Sea Street, Hyannis
3. Fernbrook Inn, 481 Main Street, Centerville
4. Hostelling International, 111 Ocean St., Hyannis
5. Ashley Manor B&B, 3660 Main St., Barnstable
6. Cape Cod Yoga Retreat B&B, 2415 Meetinghouse Way, W Barnstable
7. Long Dell Inn, South Main Street, Centerville
8. Fernbrook Inn, Main Street, Centerville
9. Our Child, 18 Quaker Rd., Hyannis
10. Lamb and Lion Inn, Route 6A, West Barnstable
11. Blue Plate Diner 3226 Main Street, Barnstable
12. Friends of Prisoners, 84 Bearse's Way, Hyannis
13. Green Mountain Inn, 328 Sea St., Hyannis
14. Sea Beach Inn, Sea Street, Hyannis

Auto Amusement:

1. Island Carousel, Cape Cod Mall, Hyannis
2. Wackenhammer Clockwork Arcade, Main Street, Hyannis

Class I Dealer:

1. Hyannis Honda Annex, 405 West Main St., Hyannis
2. Cape Cod Auto Body, 151 Iyannough Rd., Hyannis
3. Volvo of Cape Cod, 270 North St., Hyannis
4. Hyannis Marina, 1 Willow St., Hyannis
5. Dick Beard Chevrolet, Ridgewood Ave., Hyannis
6. Cycle Services, Ridgewood Ave., Hyannis
7. BMW of Cape Cod, 500 Yarmouth Rd., Hyannis
8. Premier Cape Cod, 460 Yarmouth Rd., Hyannis
9. JMR Honda, Yarmouth Rd., Hyannis

Class II Dealer:

1. Cape Wide Auto and Marine II, 730 Bearses Way, Hyannis
2. Club 44 Acquisitions Services, 1740 Old Stage Rd., West Barnstable
3. Cars for Kindness, 745 West Main St., Hyannis
4. Cape Cod Carz, 153 Corporation Rd., Hyannis
5. Hyannis Auto, 478 West Main St., Hyannis
6. Davis Auto Sales, 50 Airport Rd., Hyannis
7. Joe's Auto Sales, Bearse's Way, Hyannis
8. Adymar's Auto and Truck Repair, Thornton Dr., Hyannis
9. Brico Autoworks, 178 Thornton Dr., Hyannis
10. Nantucket Auto Sales, 89 Basset Lane, Hyannis
11. Rotary Collision, 345 Barnstable Rd., Hyannis

12. Hyannis Imported Cars, 268 Stevens St., Hyannis
13. Cape Cod Cars and Trucks, 319 Barnstable Rd., Hyannis
14. Image Motors Corp., Barnstable Rd., Hyannis
15. All Motors, Barnstable Rd., Hyannis
16. First Class Motors Cars, Iyannough Rd., Hyannis
17. MBM Auto Sales, 115 Iyannough Rd., Hyannis
18. Cape Auto Sales, Willow Rd., Hyannis
19. Robert J. Trapp, 123B Falmouth Rd., Hyannis
20. Cape Motors Inc., Falmouth Rd., Hyannis
21. Quality Auto Center, Barnstable Rd. Hyannis
22. Used Auto Cape, 61 Falmouth Rd., Hyannis
23. Ultra Clean, 30 Cit Ave., Hyannis
24. Cape Cod Auto Connection, 152 Ridgewood Ave., Hyannis
25. Harbor Auto Sales, Yarmouth Rd., Hyannis
26. Mid-Cape Motors, Yarmouth Rd., Hyannis
27. HiLine Auto, Yarmouth Rd., Hyannis
28. Willow Street Motors, Yarmouth Rd., Hyannis
29. Price-Less Auto, Yarmouth Rd., Hyannis
30. Cape Cod Auto Exchange, Yarmouth Rd., Hyannis
31. AB Auto Sales, Barnstable RD., Hyannis
32. Mutual Motors, Yarmouth Rd., Hyannis
33. Brito's, Yarmouth Rd., Hyannis
34. Barnstable Motors Wholesale, 689 Yarmouth Rd., Hyannis
35. All Cape Auto Sales, Yarmouth RD., Hyannis

Mini Golf:

1. Lightening Falls Mini Golf, West Main Street, Hyannis

The meeting was adjourned at 9:45

Respectfully submitted,

Margaret D. Flynn, Recorder
Town of Barnstable Licensing Authority

Martin Hoxie, Chairman
Town of Barnstable Licensing Authority