

MINUTES OF THE PROCEEDINGS OF THE
LICENSE COMMISSION OF THE CITY OF WORCESTER
AUGUST 16, 2021

Commission Members Participating: Walter Shea, Chairman
Anthony Vigliotti, Commissioner

Commission Members Absent: Barbara Haller, Commissioner

Staff Participating:
Stephen Rolle, Planning & Regulatory Services
Sergeant Thomas Needham, Worcester Police
Department
Deborah Steele, Planning & Regulatory Services

The Worcester License Commission meeting was held in person on August 16, 2021.

Meeting attendees additionally had options to participate remotely by joining online or by phone using the following links;

- Use the following link to join the meeting via computer <https://cow.webex.com/meet/licensecommissionwebex> or
- Call 415-655-0001 (Access Code: 160 660 9360) for the License Commission.

Call to Order – 9:05 a.m.

Minutes – August 12, 2021

Upon a roll call vote the Commission voted 2-0 to approve the minutes of August 12, 2021.

Other Business

Common Victualer Requests

1. The Taco Spot, 264 Grafton Street

Hours: Tuesday, Thursday, Friday, Saturday, Sunday – 11:30 a.m.-7:00 p.m.

Stephanie Sanchez appeared in person for the application. She stated that this will be for a taco restaurant.

Upon a roll call vote the Commission voted 2-0 to approve the common victualer license.

List of Exhibits: Application for common victualer dated and received August 9, 2021.

2. Wingstop, 540 Southbridge Street

Hours: Sunday – Saturday – 11:00 a.m. – Midnight

Hadrian Narine participated remotely for the meeting. He stated that he was taking over ownership of the business.

Upon a roll call vote the Commission voted 2-0 to approve the common victualer license.

List of Exhibits: Application for common victualer dated and received August 9, 2021.

One Day Liquor & Entertainment Requests

3. Chris Stone, 346 Shrewsbury Street

Request for one day liquor license – Tuesday- August 24, 2021

- August 24, 2021 – 5:00 p.m. – 9:00 p.m.

Request for one day entertainment license for live music outside

- August 24, 2021 – 5:00 p.m. – 9:00 p.m.

Chris Stone appeared in person for the application. He stated that this is for the Taste of Shrewsbury Street and he like to have a draft beer trailer and some outside entertainment for the event.

Sgt. Needham asked Mr. Stone to review the set up for the event. Mr. Stone stated that there will be a steel barricade around the outside area and they are getting an off duty police officer for the event.

Upon a roll call vote the Commission voted 2-0 to approve the one day liquor & entertainment licenses.

List of Exhibits: One day liquor and one day entertainment application received and dated August 9, 2021.

4. Rhino Bites, Inc. dba Flying Rhino, 278 Shrewsbury Street

Request for one day entertainment license for live music, amplification system outside –

- August 24, 2021 – 4:00 p.m. – 11:00 p.m.

Paul Barber participated remotely for the item. He stated that this request is for the Taste of Shrewsbury Street and he like to have a band outside.

Sgt. Needham reminded Mr. Barber to just make sure that barriers are in place and sufficient staff on duty to make sure people don't wander off the property with alcohol. Mr. Barber stated that he will have security details as well as a police detail.

Upon a roll call vote the Commission voted 2-0 to approve the one day entertainment application.

List of Exhibits: One day entertainment license received and dated August 9, 2021.

5. Rhino Bites, Inc. dba Flying Rhino, 278 Shrewsbury Street

- Request to amend entertainment license to have tv, radio, live music, amplification system outside – Monday – Sundays – 4:00 p.m. – 11:00 p.m.

Paul Barber participated remotely for the application. He stated that he would like to have music in the outside patio area.

Chairman Shea stated that this area is in a residential area and would suggest that time be moved down to 10:00 p.m. Mr. Barber stated that he was fine with that as he closed Monday and Tuesday and be fine with Wednesday through Sunday- 4:00 p.m. – 10:00 p.m. with the elimination of the live music portion of the application.

Upon a roll call vote the Commission voted 2-0 to approve the amended entertainment application.

List of Exhibits: Request to amend entertainment application received and dated August 9, 2021.

6. Miranda Bread, 140 Shrewsbury Street

Request for one day entertainment license for live music

- August 24, 2021 – 5:00 p.m. – 9:00 p.m.

Laura Castro appeared in person for the application.

Ms. Castro stated that this is for the Taste of Shrewsbury Street event and she would like to do entertainment.

Upon a roll call vote the Commission voted 2-0 to approve the one day entertainment application.

List of Exhibits: Request to one day entertainment application dated and received August 9, 2021.

7. Gina Migliozi, 30 Exchange Street-Additional Dates

Request for one day liquor license (dates and times below)

Request for one day entertainment license for dancing by patrons, dancing by entertainers, recorded music, live music, amplification system, light show (dates and times below)

- Saturday - September 4, 2021 – 3:00 p.m. – 11:00 p.m. – Street closed for event
- Sunday – September 12, 2021 – 3:00 p.m. – 11:00 p.m. (canceled)
- Friday, October 9, 2021 – 4:00 p.m. – 11:00 p.m.
- Saturday, October 10, 2021 – 3:00 p.m. – 11:00 p.m.

Gina Migliozi participated remotely for the application. She stated that the event on September 12, 2021 would start at 3:00 p.m. but they would like to close the street starting at 9:00 a.m. and stated that she has contacted DPW about obtaining a street closure permit.

Ms. Migliozi stated that they hire security for the event and they work with Sergeant Petrone from the Police Department to obtain police details.

Commissioner Vigliotti asked Ms. Migliozi to review the COVID protocols they would have for the event. Sgt. Needham stated that the Worcester Police would not recommend alcohol out on the street.

Upon a roll call vote the Commission voted 2-0 to approve the amended entertainment applications with condition that for the September 4, 2021 event that a DPW street closure be obtained, no alcohol in the street and that for all events COVID protocols be adhered to.

List of Exhibits: One day liquor and entertainment applications received and dated June 1, 2021.

8. The Bartending Service of New England, LLC, Fitton Field

Request for one day liquor licenses

- Saturday – September 11, 2021 (90 minutes before kickoff until end of the 3rd quarter)
- Sunday – September 12, 2021 (90 minutes before kickoff until end of the 3rd quarter)
- Saturday – October 2, 2021 (90 minutes before kickoff until end of the 3rd quarter)
- Sunday – October 3, 2021 (90 minutes before kickoff until end of the 3rd quarter)
- Saturday – October 16, 2021 (90 minutes before kickoff until end of the 3rd quarter)
- Sunday – October 17, 2021 (90 minutes before kickoff until end of the 3rd quarter)
- Saturday – November 6, 2021 (90 minutes before kickoff until end of the 3rd quarter)
- Sunday – November 7, 2021 (90 minutes before kickoff until end of the 3rd quarter)

Attorney Mark Bornstein appeared in person for the application. He stated that each date has a rain date the following day and that these are events for the Holy Cross football games.

Upon a roll call vote the Commission voted 2-0 to approve the one day liquor licenses.

List of Exhibits: One day liquor license applications received and dated July 26, 2021.

Liquor & Entertainment Application Requests

9. Trustees of the College of the Holy Cross, 1 College Street

- Alteration of Premises
- Change of corporate name/DBA
- Management agreement
- Hart Center and Luth Athletic Complex – request for entertainment license for jukebox, tv, radio, dancing by patrons, dancing by entertainers, recorded music, live music, amplification system, play, moving picture show, floor show, light show, theatrical exhibition, karaoke, any other audio or visual show whether live or recorded specifically
- Fitton Field – request for entertainment license for jukebox, tv, radio, dancing by patrons, dancing by entertainers, recorded music, live music, amplification system, play, moving picture show, floor show, light show, theatrical exhibition, karaoke, any other audio or visual show whether live or recorded specifically
- Hogan Campus Center- request for entertainment license for jukebox, tv, radio, dancing by patrons, dancing by entertainers, recorded music, live music, amplification system, play, moving picture show, floor show, light show, theatrical exhibition, karaoke, any other audio or visual show whether live or recorded specifically

Attorney Mark Bornstein and representatives from Holy Cross attended in person for the meeting. Linda Nardella, the manager or record participated remotely.

Attorney Bornstein went through the various amendments that were being asked as well as the entertainment applications.

Upon a roll call vote the Commission voted 2-0 to approve the liquor application amendments and the entertainment applications.

List of Exhibits: Application for liquor amendments and entertainment applications dated and received July 27, 2021.

10. Worcester Caribbean American Carnival Association/Main Street

- Request for one day entertainment license for dancing by patrons, dancing by entertainers, recorded music, live music, amplification system. Sunday, August 29, 2021 – Noon – 7:00 p.m.

Jennifer Gaskin, participating remotely, stated that this is for a block party on Main/Franklin Street and there will be live performers and dj's. She stated that that they will hire 6-10 private security and expect about 3,000 people. She stated that they are encouraging people who attend to wear masks and that all board members will be required to wear masks. She stated that they will have multiple sanitation stations at event and they will be doing COVID testing was well vaccinations.

Upon a roll call vote the Commission voted 2-0 to approve the one day entertainment license.

List of Exhibits: Application for one day entertainment license dated and received August 5, 2021.

11. Worcester Marine Corps League, 181 Lake Avenue

- Request to amend entertainment license to add outside entertainment for jukebox, tv, radio, dancing by patrons, dancing by entertainers, recorded music, live music, amplification system, play, moving picture show, floor show, light show, theatrical exhibition, karaoke, any other audio or visual show whether live or recorded specifically – Sunday thru Saturday – 12:30 p.m. to 10:00 p.m.

Jon Zwirblia and Melissa Patterson attended in person for the request.

Mr. Zwirblia gave history of the Marine Corps League.

Chairman Shea stated that the Commission had received several letters in opposition to the request.

Mr. Vigliotti asked if the Marine Corps had met with the neighbors. Mr. Zwirblia stated no but stated that the third Monday of every month they have a meeting and any neighbor is welcome to attend to express their concerns.

Tony Russell, stated that he has been abutter to the Marine Corps League for 40 years and presented a petition to the Commission of neighbors opposed to the request. He stated that this location has been a problem for over 30 years. He stated that it is currently being run as nightclub and anyone can walk in without showing ID and majority of patrons are non-veterans and he has never seen a police detail at establishment. He stated that this is residential area and the noise is out of control.

Several video clips were shown that were submitted by an abutter of noise levels.

Chairman Shea asked how big the bands are the play outside. Mr. Zwirliba stated that it will vary between 4-5 member bands and the attendance at performances varies.

Chairman Shea asked what the occupancy for the premises is. Mr. Zwirblia stated for inside it is 78 but he did not know for outside.

Mike Madulka, stated that he is an abutter to the property and the music is too loud and he has called the Marine Corps League in the past about the noise level.

Kelly Fitzpatrick stated that she is an abutter that has lived for 13 years and there were no problems until this last year and she did resort to calling the police as the noise was so loud and it has become unlivable with outdoor shows at Marine Corps on Friday, Saturday and Sunday.

The Commission stated that they would like to see if they could reach some type of compromise with the neighbors and the Marine Corps League and asked that the Marine Corps meet with the neighbors and for a month the Commission is going to recommend that Friday and Sunday the

entertainment be inside on Saturday the entertainment can be outside from 7:00 p.m. – 9:00 p.m. and that the item would come back before the Commission on September 16, 2021 to see how things worked out.

Upon a roll call vote the Commission voted 2-0 to continue the application to the September 16, 2021 License Commission meeting.

Communications

Upon a roll call vote the Commission voted 2-0 to adjourn the meeting at 10:24 a.m.