

MINUTES OF THE PROCEEDINGS OF THE  
LICENSE COMMISSION OF THE CITY OF WORCESTER  
NOVEMBER 29, 2018

ESTHER HOWLAND CHAMBERS

**Commission Members Present:** Anthony Salvidio, Chairman  
Walter Shea, Commissioner  
Barbara Haller, Commissioner

**Commission Members Absent:**

**Staff Present:** Alexandra Kalkounis, Law Department  
Jennifer Beaton, Law Department  
Lt. James Johnson, Worcester Police Department  
Officer Edward Saucier, Worcester Police Department  
Officer Glenn Stout, Worcester Police Department  
Jim Racicot, Inspectional Services Department  
Deborah Steele, Planning & Regulatory Services

Call to Order – 10:10 a.m.

**Minutes**

November 15, 2018

Upon a motion the Commission voted 3-0 to approve the minutes of November 15, 2018.

**NEW BUSINESS**

**Common Victualer Requests**

**I-1:** None

**Special One Day Liquor & Entertainment Requests**

**II-1:** None

**Alcohol & Entertainment Requests**

**III-1:** Kobe Enterprises, Inc. dba 7 Nana Steakhouse, 60 Shrewsbury Street

Request for change of manager

No one appeared for the item. Item was filed as liquor license was revoked.

Exhibit A: Application for change of manager dated October 15, 2018 and received October 15, 2018.

Chair Salvidio recused himself from item IV-1 and left the meeting room.

### **Retail Marijuana Retailer License**

**IV-1:** Good Chemistry of Massachusetts, Inc., 9 Harrison Street  
Request for Retail Marijuana Retailer License

Attorney Mark Donahue along with Steven Spino and Duncan Smith appeared upon behalf of the item.

Commissioner Shea stated that the License Commission members and members of the police department had viewed the site that morning.

Mr. Donahue stated that the location has received a Special Permit from the Planning Board and are now looking for approval from the License Commission for the Retail Marijuana Retailer License and that the company still needs to get final approval for adult-use sales at the location from the state.

Mr. Donahue stated that with regard to the security plan the location is a 3,100 square foot facility which has an odor control plan in place to make sure the business does not negatively impact the neighborhood. There are also more than 40 security cameras monitoring both activities both inside and outside the store.

Mr. Donahue stated that they anticipate an opening date of March 2019 and it will be hard to predict what crowds will be like but they are willing to meet with police to come up with a plan to handle crowds including hiring police details to direct traffic and customers to public parking lots, including those not in the immediate area.

The Commission asked what would be the hours of sales. Mr. Donahue stated that hours would be as follows:

Monday through Saturday – 8:00 a.m.-10:45 p.m.  
Sunday – 10:00 a.m.-10:45 p.m.

Upon a motion the Commission approved the Retail Marijuana License with the following conditions:

- Submit security/traffic plan 30 days prior to opening.
- Submit traffic mitigation plan.
- Submit information relative to whether any street closures will be necessary during initial opening.
- Submit information relative to whether any sidewalk closures will be necessary during initial opening.
- Provide list of any police details required.
- List of all employees and dismissed employees must be provided to the Worcester Police Department and the License Commission.
- Any changes to operation must be reported to the Worcester Police Department and the License Commission.
- Worcester Police Department to be provided access to the 24 hour surveillance cameras at the location.

- Any incidents to be reported to the Worcester Police Department.

Exhibit A: Application for Marijuana Storefront Retailer License dated November 13, 2018 and received November 13, 2018.

Chair Salvidio returned to the meeting room.

### **Hearings**

**V-1:** Kobe Enterprises, Inc. dba 7 Nana Japanese Steakhouse, 60 Shrewsbury Street

Violation of 204 CMR 2.05 and M.G.L. c. 138 § 26 – license violation and the associated common victualer license and entertainment license – No approved manager on the premises

No one appeared for item.

Lt. Johnson reported the following:

On September 7, 2018 Alcohol Enforcement Officers, along with two members of the Alcohol Beverage Control Commission, went to 7 Nana Japanese Steakhouse to investigate how they were conducting business.

The investigators found eight underage females in possession of alcoholic beverages on the Licensed Premises. The Alcoholic Beverages Control Commission will be following up on this violation.

The officers spoke to an employee who was in charge but he did not know who the manager was or where he was but told the investigators that Richard Ong was the owner.

Edward Saucier from the Worcester Police contacted Lay Cheng “Richard” Ong by phone on September 7, 2018 and Mr. Ong stated that he has owned the business since the beginning of July 2018. Officer Saucier had a follow-up conversation on September 12, 2018 at 7 Nana Japanese Steakhouse where Mr. Ong again stated to Officer Saucier that he has owned the business since July of 2018. Officer Saucier inquired who was the manager of record and Mr. Ong stated that he just hired a manager after he heard about the September 7, 2018 incident. Officer Saucier reviewed the requirements for the manager and was informed that the proposed manager was not a U.S. Citizen and Officer Saucier advised Mr. Ong that the person would not be approved as a manager.

Officer Saucier asked where the approved manager, Hao Wang, was and Mr. Ong stated that Mr. Wang hasn't been on the premises since the middle of July. Officer Saucier asked if Kah Peng Soon or Laurel Guiha Xie, the other disclosed owners, were at 7 Nana Japanese Steakhouse and was informed that Kah Peng Soon is currently living in Malaysia and Laurel Guihua Xie has not been around since July and stated that none of the three disclosed owners have had anything to do with the business since July, although he still pays Hao Wang even though he doesn't come to work. Officer Saucier asked why Mr. Wang was still being paid if he does not work and Mr. Ong stated that he paid him because he is the disclosed manager for the liquor license and thought he had to.

Ms. Steele stated that she had electronic communication with Attorney Carolyn Conway who indicated that the establishment was planning to close permanently.

Upon a motion the Commission voted 3-0 that the violation had occurred.

Upon a motion the Commission voted 3-0 to revoke the liquor license.

Exhibit A: Police report dated September 12, 2018.

Exhibit B: Electronic communication from Attorney Carolyn Conway dated November 27, 2018

**V-2:** Elite Club Enterprises, Inc., dba Rivera Show Club, 241 Southbridge Street

Violation of 204 CMR 2.05 – liquor license and the associated common victualer license and entertainment license – Permitting an illegality on the premises, failure to adhere to conditions on license

Item postponed to December 13, 2018.

Exhibit A: Police report dated November 2, 2018.

**V-3:** Naraynadas Corp dba Webster Square Package Store, 1014 Main Street

Violations of Rules #7, #14 – Sale to under age, Manager responsible for premises

Attorney Matthew Porter along with Amish Shah appeared to answer to the violation.

Lt. James Johnson reported the following:

On September 29, 2018, Officer Patrick Harrington from the Alcohol Enforcement Unit along with members of the Alcoholic Beverages Control Commission observed two young males exit Webster Square Package Store each carrying a 36 pack of Coors Light; neither appeared to be 21 years of age.

Officers spoke with the two males and it was determined that they were both 19 years of age.

The Officers asked them how they were able to purchase the alcohol and they showed two foreign identification cards that they had used.

Officer Harrington obtained video surveillance footage from inside Webster Square Package Store that shows the violation.

Attorney Porter stated that they do admit that the violation had occurred and since the violation the store has installed a new scanning system and have had all staff recertified in TIPS training.

The Commission also recommended that the store take advantage of the liquor training course offered by the Worcester Police Department.

Upon a motion the Commission voted 3-0 that the violation had occurred.

Upon a motion the Commission voted 3-0 to impose a one day suspended suspension.

Exhibit A: Police report dated October 2, 2018.

### **Communications**

None

### **Adjournment**

Upon a motion the Commission voted 3-0 to adjourn the meeting at 10:51 a.m.