

MAY 26, 2011

Copy to: City Manager
City Clerk

Time: 10:00 a.m.
Room: Esther Howland Chamber

License Commission Staff Present

Peter Lukes, Chairman
Karon Shea, Commissioner
Paul Mullan, Commissioner * note Commissioner Mullan did not arrive at meeting until 10:25 a.m and was only present for Carrington Hall and Executive Session items on agenda

Lt. James Johnson, Worcester Police Department
Jennifer Beaton, Law Department
Jim Foley, Health Department
Deborah Steele, License Commission

Views: 9:15 a.m. English Social Club, 29 Camp Street
9:30 a.m. Brickhouse LLC, 92 Shrewsbury Street
9:40 a.m. International Lounge, 27 Pleasant Street

Approval of minutes of License Commission meeting of May 12, 2011-Peter Lukes made motion to approve.
Karon Shea seconded.

Hardwick Vineyard & Winery
Greater Worcester Farmers' Market
306 Chandler Street – Beaver Brook Parking Lot
June 20, 2011-October 31, 2011
Monday, Wednesday, Friday

9:30 a.m. – 2:00 p.m Request for permit for wine bottle sales & tastings
John Samek appeared on behalf of item. John stated they have obtained agriculture permit and now asking permission for wine sale & tastings at Farmers' Market.
Peter Lukes made motion to approve. Karon Shea seconded.

Special Malt & Wine
license requested by:

Ecotarium
222 Harrington Way
June 17, 24, July 8, 15, 22, 29, 2011
5:15 p.m. – 9:00 p.m.

Tracy Dill appeared on behalf of applications. Tracy stated for Jazz at Sunset series held annually at the Ecotarium. No changes in set up.
Peter Lukes made motion to approve. Karon Shea seconded.

Bill Battelle
Chartwells
June 14, 2011
5:00 p.m. – 9:00 p.m.
June 20, 2011
3:30 p.m. – 7:30 p.m.

Bill Battelle appeared on behalf of applications. Both events are being held at Massachusetts College of Pharmacy.
On site security and pharmacy personnel will be present.
Peter Lukes made motion to approve. Karon Shea seconded.

Special All Alcoholic
license requested by:

Reinke Sports Group
Worcester Half Marathon
Worcester Common

June 5, 2011

9:30 a.m. – 1:00 p.m.

Michael Amarello appeared on behalf of application. Event is for half marathon and after the race Consolidated Beverages will do sampling of Michelob Ultra after the race for the runners. Consolidated Beverages will set up and three of four police officers will be on Common. Peter Lukes made motion approve. Karon Shea seconded.

1 Exchange Place, Inc
1 Exchange Place

Request for change of manager to
Christian Roy

Christian Roy appeared on behalf of application. Lt. Johnson stated that Mr. Roy had passed background check. Mr. Roy stated this will be first time managing a bar but he has worked in various other positions in establishments and will be at establishment 40-50 hours per week.

Peter Lukes made motion to approve. Karon Shea seconded.

English Social Club
29 Camp Street

Request for alteration of premises to place
tables & chairs in back of club

Peter Lukes, Karon Shea and Lt. Johnson viewed the site prior to meeting.

Henry Lambert appeared on behalf of application and stated some tables & chairs would be placed in back of club and outside area would shutdown at 10:00 p.m.

Peter Lukes made motion to approve with outdoor area being shutdown at 10:00 p.m. Karon Shea seconded.

Brickhouse LLC
dba Nuovo Restaurant
92 Shrewsbury Street

Request for alteration of premises

Peter Lukes, Karon Shea and Lt. Johnson viewed the site prior to meeting.

Attorney John Nelson and Loretta Gionca appeared on behalf of application.

Attorney Nelson stated this would be alteration for sidewalk dining. Peter Lukes stated his only concern is that patrons must go through the restaurant to get to the outdoor dining and that is required.

Peter Lukes made motion to approve with condition that patrons must go through restaurant to get to the outdoor dining.

Karon Shea seconded.

International Lounge LLC
27 Pleasant Street

Request for general on premises all alcoholic license and
entertainment license to include tv, dancing by patrons,
Amplification system, audio visual show, DJ

Peter Lukes, Karon Shea and Lt. Johnson view the site prior to the meeting. Attorney Todd Brodeur

Roland Gerges and Andre Mikhael were present on behalf of application.

Attorney Brodeur stated that they are purchasing from old owners of establishment tables and chairs and plan to operate a hookah lounge with liquor and entertainment.

Attorney Brodeur stated there is no connection with old owners and that the establishment will be 21 years and older concept only. No underage allowed.

Some light food will be available.

The lease for the premises has not been finalized.

Peter Lukes stated he was not willing to act on item until he saw a final lease between landlord and tenant and not a sublease with prior owner. Mr. Lukes also noted that there was \$10,000 being financed with the old owners and was not willing to act on this application if there was any financing through the prior owners.

Mr. Lukes stated he would not act until there was absolutely no connection between the new applicant and the old owners.

Attorney Brodeur stated that there should be no problem with obtaining a final lease and changing the financing.

Mr. Lukes made motion to hold item for two weeks. Karon Shea seconded.

DG Morrissey
346 Shrewsbury Street

Request to transfer common victualer all
alcohol license to TD&Company Inc dba
Junior's

Terrence O'Connor and Robyn Caruso appeared on behalf of application.
Robyn stated that she had prior experience running liquor establishment.
Peter Lukes made motion to approve. Karon Shea seconded.

Brickhouse LLC
dba Nuovo Restaurant
92 Shrewsbury Street

Request to amend entertainment license to include
live entertainment

Amanda Gjonca and Attorney John Nelson appeared on behalf application and requested that when establishment rents room for private functions that person who rents may want a three piece band or piano at event. Attorney Nelson stated they have spoken with the neighborhood association to let them know what they were planning.
Peter Lukes stated that Commission appreciated applicant reaching out to neighborhood association and private events, family events live entertainment and dancing would be okay
Peter Lukes made motion to approve. Karon Shea seconded.

License Commission Fees

Item continued from February 3, 2011

Commission voted to change some licensing fees which will become effective 7/1/2011

Transfer of a liquor license	\$500
New common victualer/transfer of ownership	\$100
Filing fee/advertising fee	\$50
One day liquor permit	\$100

Peter Lukes made motion to approve. Karon Shea seconded.

Hearing

Carrington Hall
90 Harding Street

MGL 138 c. §77 – Cessation of business

Peter Lukes requested to know the status of the license at 90 Harding St.

William Chase appeared at the meeting and stated that he is still in possession of the license. He has functions at the premises. He presented several contracts for functions that will be held in the next few months. He stated that most of the functions are held in afternoons and that is why if Police go by in evening the establishment is closed. Peter Lukes asked Mr. Chase if there was a dispute regarding the lease at the property. William Chase stated yes there was a lease dispute and the parties involved were in court relative to that matter.

Joshua Head, Frank Zirpolo and Attorney Edwin O'Brien appeared at the meeting also.

Joshua Head claims that he has a lease for the property also and that William Chase has locked him out of the property. Mr. Chase stated that the lease was contingent upon Mr. Zirpolo obtaining a liquor license but Mr. Zirpolo withdrew his application when he was informed that the police would not approve him. Joshua Head stated that he has submitted an application and he has a lease at the property and he has paid Mr. Chase for first, last and security but Mr. Chase had him locked out of the premises. Mr. Chase stated this is a private dispute and the parties would be meeting in court that afternoon relative to this matter. Peter Lukes stated problem Commission has is that the License Commission is not sure who is in control or has possession of the property. Attorney Jennifer Beaton stated that this item was advertised for cessation of business and if the Commission wishes to hold a violation hearing the meeting would have to be continued and new notice would need to be sent out. Peter Lukes requested that letter be sent out for a violation hearing as the License Commission is not aware of who is currently in possession of the liquor license. Joshua Head asked if William Chase could continue operation of the business. Peter Lukes stated that since there was no vote taken on the cessation of business and that the violation hearing notice needed to be sent to the license holder for another hearing that the business may remain open

Communications:

ABCC decision Cicero's Café-three day suspended suspension

ABCC Advisory relative to issuance of one day alcohol licenses

Meeting Adjourned at: 10:49 a.m.

Executive Session