

**LICENSE COMMISSION
AUGUST 11, 2011**

Copy to: City Manager
City Clerk

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

Views: 9:30 a.m. – 63 Downing Street

License Commissioners Present
Peter Lukes, Chairman
Karon Shea, Commissioner
Commissioner Paul Mullan absent

City of Worcester Staff Present
Lt. James Johnson, Worcester Police Department
Jennifer Beaton, Law Department
Deborah Steele, Planning & Regulatory Services
Edgar Luna, Planning & Regulatory Services

Approval of minutes of License Commission meeting of July 28, 2011
Upon a motion by Mr. Lukes and seconded by Ms. Shea, the Commission voted 2-0 to approve the minutes of July 28, 2011.

Special Malt & Wine
license requested by:

Tim Friend
257 Park Avenue
August 27, 2011
4:00 p.m. – Midnight

Tim Friend appeared on behalf of application and requested to amend to full liquor. Mr. Friend stated it will be an end of summer clambake outside for regular patrons of the establishment. Lt. Johnson asked if there be a police detail at event and requested that fencing be required. Ms. Shea asked if event was a private party and what would be cost. Mr. Friend stated it would be \$10 for the food. Upon motion by Mr. Lukes and seconded by Ms. Shea, the Commission voted 2-0 approve special one day all alcoholic permit.

Linda Collins
National Krao Association of Worcester
Our Lady of Mt. Carmel
53 East Central Street
September 3, 2011
8:00 p.m. – Midnight

Linda Collins appeared on behalf of application. It is non profit organization for a convention with People from different states. The tickets will be \$20 and includes meal and drink. 100-150 people are expected.

Lt. Johnson asked if police detail will be hired for event and Ms. Collins stated police will be hired. Ms. Collins stated there will be music at event and guest speakers to help in Africa. Ms. Collins stated this will be first time convention will be held in Worcester. Mr. Lukes stated an officer needs to be there for crowd control. Mr. Lukes reminded Ms. Collins that people selling must be certified alcohol trainers. Upon motion by Mr. Lukes and seconded by Ms. Shea, the Commission voted 2-0 approve special one day all alcoholic permit.

Kumasi Social Club USA Inc
583 Southbridge Street

6:00 p.m. – 11:00 p.m.

Kumai Social Group,

Mr. Lukes asked how many people at event and time of event.

Lt. Johnson stated event needs two detail officers.

Mr. Lukes reminded applicant that people serving alcohol at event must have server training certificates.

Upon motion by Mr. Lukes and seconded by Ms. Shea, the Commission voted 2-0 approve special one day all alcoholic permit.

Regatta Point Community Sailing Inc

10 Lake Avenue North

August 20, 2011

5:00 p.m. – 10:00 p.m.

Lucas Martin appeared on behalf of application and stated it is for second annual fundraiser for kids who cannot afford to sail and will be a catered dinner.

Regatta Point Community Sailing has applied for special permit through state to use the state park

Mr. Martin stated 100 to 150 people expected at event.

The group is required to have detail through state and will let Worcester Police now know. many police will be present at event.

Upon motion by Mr. Lukes and seconded by Ms. Shea, the Commission voted 2-0 approve special one day all alcoholic permit.

Paul Hanlon

16 Cambridge Street

September 24, 2011

6:00 p.m. – 11:00 p.m.

Paul Hanlon appeared on behalf of application and stated event will be for cook out in back of the bar. He will be obtaining two details for event. 100 feet by 100 feet in back and 75 people are expected at event.

Mr. Lukes asked if area would be fenced off and Mr. Hanlon stated it would.

Mr. Hanlon requested to amend license to full liquor permit

Ms. Shea asked what time of entertainment and Mr. Hanlon stated there be a three man band.

Mr. Lukes stated event must end at 11:00.

Upon motion by Mr. Lukes and seconded by Ms. Shea, the Commission voted 2-0 approve special one day all alcoholic permit.

21st Century Worcester Pride

Worcester Common

September 17, 2011

1:00 p.m. – 5:00 p.m.

Sean Fitzpatrick, Jesse Pats, appeared on behalf of application. Mr. Fitzpatrick stated this year even will be a different venue. Worcester Pride will be moving from Water Street onto Worcester Common as in past few years there are too many establishments on Water Street making it difficult the location.

Mr. Shea asked about number of people expected and Mr. Fitzpatrick stated about 3000 people will be attending throughout the day.

Mr. Fitzpatrick requested to amend to full liquor and requested hours be 1:00 p.m. to 7:00 p.m.

Mr. Lukes asked about the size of the beer tent and Mr. Fitzpatrick stated it would be 10x10 and that moving around doing other things at event so not all people in tent at same time.

Lt. Johnson recommended a bigger tent.

Mr. Fitzpatrick stated they would amend to 30x30 tent.

Ms. Shea stated she thought it was good idea to move to new location as event has grown.

Mr. Lukes reminded applicant that all rules must be followed and tent must be roped off.

Upon motion by Mr. Lukes and seconded by Ms. Shea, the Commission voted 2-0 approve special one day all alcoholic permit.

Juan Gomez

Centro Las Americas

11 Sycamore Street

8:00 p.m. – Midnight

Continued until September 1, 2011.

NKOG Music Group

**Our Lady of Mt. Carmel
53 East Central Street
September 4, 2011
9:00 p.m. – 1:00 a.m.**

George Opokuo appeared on behalf of application. Mr. Opokuo stated event is community event for Africans.

Mr. Opokuo stated that Our Lady of Mt. Carmel requires two police officers to be at event. Mr. Lukes asked about number of people expected and Mr. Opokuo stated estimated about 300 in attendance.

Lt. Johnson stated the two police officers must be present at the event.

Upon motion by Mr. Lukes and seconded by Ms. Shea, the Commission voted 2-0 approve special one day all alcoholic permit

**TR Limited LLC
dba Club Blu
107 Water Street**

**Request for transfer of common victualer all
alcoholic license & entertainment license to
Hurley Johnson, Inc.**

Lt. Johnson stated that the proposed new management did not pass the background check through Worcester Police Department.

Upon motion by Mr. Lukes and seconded by Ms. Shea, the Commission voted 2-0 to deny the request for transfer of license.

**Open Road Music & Arts Festival
Institute Park**

**Request for one day entertainment permit
September 10, 2011
11:00 a.m. – 6:00 p.m.**

Marcus Ohanesian appeared on behalf of application. Mr. Ohanesian stated last year 350 attended event and they are expecting 500 this year.

Mr. Ohanesian stated this is a family festival which includes arts & crafts, Reggae to rock to acoustic music.

Mr. Ohanesian stated there will be two police details at event.

Upon motion by Mr. Lukes and seconded by Ms. Shea, the Commission voted 2-0 to deny the request for transfer of license.

**V.F. Properties
63 Downing Street**

Request for lodging house license

Leonard Vario appeared on behalf of application.

He stated he has a three decker to accommodate students. The target audience is graduate students. Each apartment will be fully furnished.

Ms. Shea stated she had viewed location prior to meeting and house is beautiful and immaculate. Mr. Lukes thanked Mr. Vario for his investment in the City.

David Bogian spoke in opposition of application. Mr. Bogian stated the building is a two family and Zoning Board has approved the site.

Mr. Bogian stated he likes Mr. Vario but feels he should not butcher the property and that putting 12 people in building is asking for trouble down the road.

Mr. Bogian stated he wants to go on record in opposition to lodging house license as it is changing the neighborhood.

Mr. Lukes stated he appreciated comments presented by Mr. Bogian.

Upon motion by Mr. Lukes and seconded by Ms. Shea, the Commission voted 2-0 to approve the for license.

**765 Realty LLC
765 Main Street**

Request for lodging house license

Attorney Jonathan Finkelstein appeared on behalf of 765 Realty Inc.

Attorney Finkelstein stated the last outstanding issue was relative to appointing a resident manager and Sgt. Petrone has approved the resident manager.

Sgt. Petrone requested that an active list of tenants be given monthly to the police. The list would be given to the police by the seventh of every month.

Sgt. Petrone states that the house manager will have to understand that police needs to see the list.

Attorney Finkelstein stated he spoke to Amanda Wilson at Inspectional Services on August 10, 2011 and they have inspected property and there are a few minor items still to be fixed. Mr. Lukes thanked Attorney Finkelstein for working with City to make necessary changes.

Jo Hart requested to speak relative to item and stated the tenants' needs are not being met. Sgt Petrone stated Brian Lillis will be resident manager and James O'Rourke secondary manager. Mr. Hart stated there is no communication between tenants and management and doesn't believe Mr. Lillis will be active manager.

Mr. Hart stated she sent reams of paper to City relative to this lodging house and no one paying attention. She stated there are not just fire and code issues that need to be address.

Mr. Lukes stated the police are on top of it and manager will not be a myth.

Attorney Finkelstein stated that Mr. O'Rourke will be person people can get in touch with him relative to issues at the building.

Sgt. Petrone suggested a phone number be posted on each floor stating who to call if problems arises. Sgt. Petrone stated police are there and Ms. Hart could bring problems to the off-duty police.

Sgt Petrone assured Ms. Hart that now that right players in place and that if problems arise they will be addressed.

Ms. Shea stated she felt that the property is moving in right direction

Mr. Lukes stated that the license will be up for renewal in January so will be review again at that time.

Nick Purtian stated he lives at Albino and has for six years.

Mr. Puritan believes lot more should be done with talking with tenants. A lot of the work being done does not effect residents.

Mr. Purtian would like license to be granted and that it be monitored every month to make sure they are maintaining level of repair and that management pays more attention to what tenants problems are.

Mr. Lukes stated that location will be monitored by Police and Code. Probationary period as comes back up for renewal in January.

Mr. Puritan stated building actually hotel and a lot of works need to be done.

Attorney Beaton stated condition of approval should include revised security plan and additional conditions which included inspectional service list and Sgt Petrone's request to have list of residents on site be given to police every month.

Upon motion by Mr. Lukes and seconded by Ms. Shea, the Commission voted 2-0 to approve with conditions.

HEARINGS

Communications:

ABCC decisions:

SSBY, LLC dba Club Mint, 14 Grafton Street – Violations of M.G.L. c. 138 §23 (4 counts) – Four Day Suspension

M.G.L. c. 138 § 23 (5 counts), M.G.L. c. 138 §186 (196), M.G.L. c. 151A, §14 (4 counts) and 204

CMR 2.01 (8) (1 count) – Nine Day Suspension –

Ms. Steele stated this license has been sized by Department of Revenue and is no longer operating.

Upon motion by Mr. Lukes and seconded by Ms. Shea, the Commission voted 2-0 to adjourn at 11:10 p.m.