



# Minutes

of the Provincetown Licensing Board Public Meeting on **Tuesday, November 22, 2011** at 5:15 p.m. in the Judge Welsh Meeting Room, Town Hall, 260 Commercial Street.

**Present:** Kristin Hatch, AJ Petras, Rebecca Matarazzi, Scott Chovanec, George Young (5:30)

## ***Public Statements***

**No**

## ***New License***

### **Art Gallery/Retail**

1. Tim-Scapes, LLC, Timothy Convery, mgr. d.b.a. ***Tim-Scapes***, 394 Commercial St., Provincetown, MA.

Timothy Convery makes art out of duct tape. Mr. Convery sold T-Shirts during the summer out of Rouge Gallery. Mr. Convery will be selling t-shirts, posters, prints.

***Motion to approve by AJ Petras. Seconded by Rebecca Matarazzi. Approved 3-0.***

## ***Renewal License***

### **Liquor**

**Motion by AJ Petras to take the liquor, parking lot, and Weekday/Sunday Entertainment renewals for Richard J. Murray together. Seconded by Rebecca Matarazzi. Approved 3-0.**

Business	Address	Manager	Type of License	License Number	Extend to 2AM NYE
Crown & Anchor Inc., d.b.a. <b>Crown &amp; Anchor</b>	243 Commercial St	Richard J. Murray	All Alcohol Innholder	100400025	<b>Yes</b>

### **Parking Lot**

1. Mussel Beach Health Club, Inc., Richard J. Murray, mgr. d.b.a. ***Mussel Beach Health Club***, 35 Bradford St., Provincetown, MA.

### **Weekday & Sunday Entertainment**

1. Crown & Anchor, Inc., Richard J. Murray, mgr. d.b.a. ***Crown & Anchor***, 243-249 Commercial St., Provincetown, MA.

**Motion to renew by AJ Petras. Seconded by Rebecca Matarazzi. Approved 3-0.**

Allstrum, Inc., d.b.a. <b>Atlantic House</b>	4-6 Masonic Place	April Cabral Pitzner	All Alcohol Innholder	100400057	<b>Yes</b>
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**Motion to renew by Rebecca Matarazzi. Seconded by AJ Petras. Approved 3-0.**

Provincetown Inn, Inc., d.b.a. <b>Provincetown Inn</b>	1 Commercial St	Evan Evans	All Alcohol Innholder	100400010	<b>No</b>
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**Motion to renew by Rebecca Matarazzi. Seconded by AJ Petras. Approved 3-0.**

Backstreet Hotel Inc., d.b.a. <b>Gifford House Inn and Dance Club</b>	9-11 Carver St	Gregory D. Streisel	All Alcohol Innholder	100400123	<b>Yes</b>
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**Motion to renew by AJ Petras. Seconded by Rebecca Matarazzi. Approved 3-0-1.**

The Red Inn at Provincetown, d.b.a. <b>The Red Inn</b>	15 Commercial St	David Silva	All Alcohol Innholder	100400128	<b>Yes</b>
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Discussion regarding grease trap (1 pump and 1 scheduled for December) and open whether or not the Red Inn will be open year round. Mr. Silva stated on his application summary that he will be open full time from May to October and part time April – February and closed in March.

**Motion to renew by AJ Petras contingent upon proof of second grease trap pumping. Seconded by Rebecca Matarazzi. Approved 3-0-1.**

698 Commercial St. Servers, LLC d.b.a. <b>Whaler's Lounge and Cabana Bar</b>	698 Commercial St	Stephanie Menangas	All Alcohol Innholder	100400058	<b>Yes</b>
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**Motion to renew by Rebecca Matarazzi. Seconded by AJ Petras. Approved 3-0-1.**

Brass Key Hospitality Group, LLC, d.b.a. <b>Brass Key Guesthouse</b>	67 Bradford St.	Thomas Walter	All Alcohol Innholder	100400148	<b>Yes</b>
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**Motion to renew by AJ Petras contingent upon proof of Fire Inspection Report. Seconded by Rebecca Matarazzi. Approved 3-0-1.**

Crowne Pointe Inc., d.b.a. <b>Crowne Pointe Inn</b>	89 Bradford St	Thomas J. Walter	All Alcohol Innholder	100400137	<b>Yes</b>
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**Motion to renew by AJ Petras contingent upon proof of Fire Inspection Report. Seconded by Rebecca Matarazzi. Approved 3-0-1.**

Delectable Group, Inc. d.b.a. <b>The Waterford</b>	386 Commercial St.	Albert Gordon	All Alcohol Innholder	100400150	<b>No</b>
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Licensing Agent states that Mr. Gordon is considering changing to a seasonal license. Will have confirmation by the December 13 meeting.

**Motion to continue to December 13 meeting by AJ Petras. Seconded by Rebecca Matarazzi. Approved 3-0-1.**

Pilgrim Heights, LLC d.b.a. <b>Sage Inn &amp; Lounge</b>	336 Commercial St.	Diane DiCarlo	All Alcohol Innholder	100400142	<b>No</b>
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**Motion to renew by AJ Petras contingent upon Fire Inspection Report . Seconded by Rebecca Matarazzi. Approved 3-0-1.**

Jellydique, Inc., d.b.a. <b>Michael Shays</b>	350 Bradford St.	Shay Santos	All Alcohol Common Victualer	100400005	<b>No</b>
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**Motion to renew by AJ Petras contingent proof of second grease trap pumping. Seconded by George Young. Approved 4-0.**

Bubbadu Realty Trust & Najjar, Inc. d.b.a. <b>Lorraine's Café</b>	133 Commercial St	Lorraine Najjar	All Alcohol Common Victualer	100400013	<b>No</b>
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**Motion to renew by AJ Petras contingent on proof of second grease trap pumping. Seconded by Rebecca Matarazzi. Approved 4-0.**

Honbets Three, Inc., d.b.a. <b>Bayside Betsy's</b>	177 Commercial St	Steve Melamed	All Alcohol Common Victualer	100400017	<b>Yes</b>
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**Motion to renew by AJ Petras contingent upon proof of fire inspection report. Seconded by Rebecca Matarazzi. Approved 4-0.**

Phyllis E. Schlosberg d.b.a. <b>Post Office Restaurant</b>	303 Commercial St	Phyllis Schlosberg	All Alcohol Common Victualer	100400033	<b>No</b>
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Licensing Agent states that Ms. Schlosberg is considering changing her license to seasonal. Will try to confirm that for the December 13 meeting.

**Motion to continue to December 13 meeting by AJ Petras. Seconded by George Young. Approved 4-0.**

Donald Edwards Enterprises, Inc. d.b.a. <b>Governor Bradford Restaurant</b>	312-314 Commercial St.	Donald R. Edwards	All Alcohol Common Victualer	100400034	<b>Yes</b>
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**Motion to renew by George Young. Seconded by Rebecca Matarazzi. Approved 3-0-1.**

Clipper Ventures, Inc., d.b.a. <b>Squealing Pig</b>	335 Commercial St.	Diarmuid O'Neill	All Alcohol Common Victualer	100400038	<b>Yes</b>
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Discussion with Diarmuid regarding issue with serving under aged person – ABCC sting operation. Waiting for Fire inspection Report.

**Motion to renew by AJ Petras contingent upon Fire Inspection Report. Seconded by Rebecca Matarazzi. Approved 4-0.**

New Hop, Inc., d.b.a. <b>Mews Restaurant</b>	429 Commercial St	Ron Robin	All Alcohol Common Victualer	100400040	<b>No</b>
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**Motion to renew by Rebecca Matarazzi contingent upon Fire Inspection Report. Seconded by George Young. Approved 4-0.**

<b>Surf Restaurant, Inc.</b>	315A Commercial St.	Robert Enos	All Alcohol Common Victualer	100400050	<b>Yes</b>
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Leonard Enos explains to the Board that the person who pumps the grease trap is out of town. Will supply pumping records when he returns. Will have insurance faxed to staff in the morning.

**Motion to renew contingent upon proof of grease trap pumping and Certificates of Insurance by AJ. Seconded by Rebecca Matarazzi. Approved 4-0.**

Van Dereck Enterprises, Inc., d.b.a. <b>Napi's</b>	7 Freeman St	Anton Van Dereck	All Alcohol Common Victualer	100400053	<b>No</b>
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**Motion to renew by Rebecca Matarazzi. Seconded by AJ Petras. Approved 4-0.**

Lewis A Young VFW Post #3152, Inc. d.b.a. <b>VFW Club</b>	3 Jerome Smith Rd	Richard Scoullar	All Alcohol Club	100400054	<b>No</b>
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Discussion regarding change of license and incident report presented by Scott Chovanec.

**Motion to renew by George Young contingent upon proof of grease trap pumping and Fire Inspection Report. Seconded by Rebecca Matarazzi. Approved 4-0.**

Luster-Packard, Inc. d.b.a. <b>Ciro and Sal's</b>	4 Kiley Court	Larry Luster	All Alcohol Common Victualer	100400055	<b>No</b>
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**Motion to renew by Rebecca Matarazzi. Seconded by George Young. Approved 4-0.**

Gullcrest, Inc., d.b.a. <b>Pennies Market</b>	68 Shank Painter Rd	Charles W. Silva	All Alcohol Package	100400067	<b>No</b>
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**Motion to renew by George Young. Seconded by Rebecca Matarazzi. Approved 4-0.**

Yardarm Liquors, Inc., d.b.a. <b>Yardarm Liquors</b>	38 Conwell St	Jeanne M. Gainey	All Alcohol Package	100400068	<b>No</b>
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**Motion to renew by George Young. Seconded by AJ Petras. Approved 4-0.**

West End Perry's, LLC, d.b.a. <b>Perry's Wines &amp; Liquors</b>	1 Tremont St	Thomas W. Fielding	All Alcohol Package	100400069	<b>No</b>
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**Motion to renew by George Young. Seconded by AJ Petras. Approved 4-0.**

Big Vin's Liquor, Inc., d.b.a. <b>Big Vin's Liquor</b>	248 Commercial St	Vincent A. Duarte	All Alcohol Package	100400072	<b>No</b>
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**Motion to renew by George Young. Seconded by AJ Petras. Approved 4-0.**

Jabong Enterprises, Inc., d.b.a. <b>Jimmy's Hideaway</b>	179 Commercial St	James McNulty	All Alcohol Common Victualer	100400078	<b>No</b>
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**Motion to renew by AJ Petras contingent upon signature on Certificate of Inspection. Seconded by George Young. Approved 4-0.**

<b>Knights of Columbus Walter Welsh Council # 2476, Inc.</b>	277A Commercial St	Kerry L. Adams	All Alcohol Club	100400088	
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**Motion to renew by AJ Petras. Seconded by George Young. Approved 4-0.**

KOPA, LLC, d.b.a. <b>East End Market Place</b>	212 Bradford St	Gary Pasnick	Wine and Malt Package	100400089	<b>No</b>
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**Motion to renew AJ Petras. Seconded by George Young. Approved 4-0.**

<b>George's Pizza</b>	275 Commercial St	George Kraniotakis	All Alcohol Common Victualer	100400109	<b>Yes</b>
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**Motion to renew Rebecca Matarazzi contingent upon proof of grease trap pumping. Seconded by AJ Petras. Approved 4-0.**

Ingredients, Inc., d.b.a. <b>Angel Foods</b>	467 Commercial St	Elizabeth Lovati	Wine & Malt Package	100400120	<b>No</b>
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**Motion to continue to December 13 meeting by AJ Petras. Seconded by Rebecca Matarazzi. Approved 4-0.**

Fanizzi, Inc., d.b.a. <b>Fanizzi's By The Sea</b>	539 Commercial St	Paul Fanizzi	All Alcohol Common Victualer	100400126	
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**Motion to renew by AJ Petras. Seconded by George Young. Approved 4-0.**

<b>Provincetown Theater Foundation, Inc.</b>	238 Bradford St	Patrick Lamerson	All Alcohol General on premise	100400134	<b>No</b>
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**Motion to renew by George Young contingent upon Fire Inspection Report. Seconded by AJ Petras. Approved 4-0.**

Rebecca Matarazzi steps down.

<b>Provincetown Cinema Co. Inc.</b>	212 – 214 Commercial St	Benjamin de Ruyter	All Alcohol General on premise	100400136	<b>No</b>
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**Motion to renew by George Young. Seconded by AJ Petras. Approved 3-0.**

Farland, Inc.d.b.a. <b>Far-Land Provisions</b>	150 Bradford St	Thomas Boland	All Alcohol Package	100400138	<b>No</b>
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**Motion to renew by AJ Petras. Seconded by George Young. Approved 3-0.**

Combo, Inc. d.b.a. <b>Glass Half Full</b>	191 Commercial St	Guillermo Yingling	Wine & Malt Package	100400144	<b>No</b>
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**Motion to renew by AJ Petras. Seconded by George Young. Approved 3-0.**

Rubarb, Inc. d.b.a. <b>Chach</b>	73 Shank Painter Rd.	Viola D. Briseno	All Alcohol Common Victualer	100400145	<b>No</b>
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**Motion to renew by George Young. Seconded by AJ Petras. Approved 3-0.**

Rebecca returns.

BLER, Inc., d.b.a. <b>The Underground</b>	293 Commercial St.	Lacey Lymbertos	All Alcohol General on Premise	100400159	<b>Yes</b>
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Discussion regarding incident reports from Police Department - serving person under the age of 21 – could not prove; assault – no charges pursued.

**Motion to renew by George Young contingent upon Fire Inspection Report. Seconded by Rebecca Matarazzi. Approved 4-0.**

Coffee Pot and More, Inc. d.b.a. <b>Coffee Pot</b>	315 Commercial St.	Linda Vital	Wine & Malt Common Victualer	100400161	<b>No</b>
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**Motion to continue to December 13 meeting by AJ Petras. Seconded by George Young. Approved 4-0.**

George Young steps down.

**Lodging**

1. Grand View Inn, LLC, Gary Vance, mgr. d.b.a. **Grand View Inn**, 4 Conant St., Provincetown, MA.

**Motion to renew by AJ Petras. Seconded by Rebecca Matarazzi. Approved 3-0.**

2. Cal-Tonio, Inc., Ruth Leach, mgr. d.b.a. **Bayberry Accommodations**, 16 Winthrop St., Provincetown, MA.

**Motion to renew by AJ Petras. Seconded by Rebecca Matarazzi. Approved 3-0.**

**Motion by Kristin Hatch to take items #3 - #6 as a group. Seconded by AJ Petras. Approved 3-0.**

3. James Franklin Foss d.b.a. **Watership Inn**, 7 Winthrop St., Provincetown, MA.

4. S.T.A.N., Inc., Stanley Klein, mgr. d.b.a. **Romeo's Holiday**, 97 Bradford St., Provincetown, MA.

5. Rynmir, Inc., John Mirthes, mgr. d.b.a. **Seasons**, 160 Bradford St., Provincetown, MA.

6. Lisa Feistel & Doreen Birdsell d.b.a. **Inn at Cook Street**, 7 Cook St., Provincetown, MA.

**Motion to renew items #3 - #6 by AJ Petras. Seconded by Rebecca Matarazzi. Approved 3-0.**

George Young returns.

### **Class II**

1. Rod's Service Station, Inc., Mark Silva, mgr. d.b.a. **Rod's Service Station**, 42 Conwell St., Provincetown, MA.

**Motion to renew by Rebecca Matarazzi. Seconded by AJ Petras. Approved 4-0.**

### **Weekday & Sunday Entertainment**

**Motion to take items #1 - #14 as a group by AJ Petras. Seconded by Rebecca Matarazzi. Approved 4-0.**

1. Backstreet Hotel, Inc., Gregory Streisel, mgr. d.b.a. **Gifford House Inn & Dance Club**, 9-11 Carver St., Provincetown, MA.

2. Allstrum, Inc., April Cabral Pitzner, mgr. d.b.a. **Atlantic House**, 4-6 Masonic Pl., Provincetown, MA.

3. Donald Edwards Enterprises, Inc., Donald Edwards, mgr. d.b.a. **Governor Bradford Restaurant**, 312-314 Commercial St., Provincetown, MA.

4. Phyllis Schlosberg d.b.a. **Post Office Café**, 303 Commercial St., Provincetown, MA.

5. George Kraniotakis d.b.a. **George's Pizza**, 275 Commercial St., Provincetown, MA.

6. B.L.E.R., Inc., Lacey Lymbertos, mgr. d.b.a. **The Underground**, 293 Commercial St., Provincetown, MA.

7. Van Dereck Enterprises, Inc., Kim Furlano, mgr. d.b.a. **Napi's Restaurant**, 7 Freeman St., Provincetown, MA.

8. Lewis A. Young Post #3152, Inc., Richard Scoullar, mgr. d.b.a. **VFW Club**, 3 Jerome Smith Rd., Provincetown, MA.
9. New Hop, Inc., Ron Robin, mgr. d.b.a. **Mews Restaurant**, 429 Commercial St., Provincetown, MA.
10. Provincetown Theater Foundation, Inc., Patrick Lamerson, mgr. d.b.a. **The Provincetown Theater**, 238 Bradford St., Provincetown, MA.
11. Provincetown Cinema Company, Inc., Benjamin deRuyter, mgr. d.b.a. **Art House**, 212-214 Commercial St., Provincetown, MA.
12. Pilgrim Heights, LLC, Diane DiCarlo, mgr. d.b.a. **Sage Inn & Lounge**, 336 Commercial St., Provincetown, MA.
13. Surf Restaurant, Inc. Leonard Enos, mgr. d.b.a. **Surf Restaurant**, 315A Commercial St., Provincetown, MA.
14. 698 Commercial Street Servers, LLC, Nicholas Mitchell, mgr. d.b.a. Harbor Hotel  
**Motion to renew items #1 - #14 by AJ Petras. Seconded by Rebecca Matarazzi. Approved 4-0.**

### **Parking Lot**

**Motion to take items #1 - #5 as a group by Kristin Hatch. Seconded by AJ Petras. Approved 4-0.**

1. Rod's Service Station, Inc., Mark Silva, mgr. d.b.a. **Rod's Service Station**, 42 Conwell St., Provincetown, MA.
2. Lands End Marine Supply, Inc., Craig Russell, mgr. d.b.a. **Lands End Marine Supply**, 337 Commercial St., Provincetown, MA.
3. Marlene Sawyer d.b.a. **Sawyer's Parking**, 152 Commercial St., Provincetown, MA.
4. Delectable Dining Group, Inc., Albert Gordon, mgr. d.b.a. **The Waterford**, 386 Commercial St., Provincetown, MA.
5. Lewis A. Young Post #3152, Inc., Richard Scoullar, mgr. d.b.a. **VFW Club**, 3 Jerome Smith Rd., Provincetown, MA.  
**Motion to renew items #1 - #5 by AJ Petras. Seconded by George Young. Approved 4-0.**

**Correspondence** – Decision from ABCC regarding Twist'd Sister – staff read into minutes. Violation found – the Commission will hold a three-day suspension in abeyance for a period of two years.

### ***Minutes – October 25, 2011***

**Motion to approve by AJ Petras. Seconded by George Young. Approved 4-0.**

**Code Compliance** – Incident reports. Scott Chovanec spoke to person with complaint against Pride Taxi – complainant's mother was going from Truro to Tedeschi in Provincetown, but driver made her get out at Harbor Hotel. Scheduled for small claims court in December for damage to her baby stroller.

**Old business** – December meeting: 27<sup>th</sup> – no quorum. Cancel meeting. Will not have a quorum after January 1<sup>st</sup>.

**New Business** – Per the written request for information from the ABCC, **Motion by AJ Petras that the estimated residential population for the summer is 30,000. Seconded by Rebecca Matarazzi. Approved 4-0.**

***Licensing Board Statements***

Rebecca Matarazzi voices concerns regarding approval of new beer and wine licenses. Kristin Hatch makes plea for licensing board members.

***Licensing Agent Statements***

**Motion to adjourn meeting by Rebecca Matarazzi. Seconded by AJ Petras. Approved 4-0. Meeting adjourned 7:13.**