



# Minutes

Of the Provincetown Licensing Board Public Meeting at 5:15 p.m. on **Tuesday, April 22, 2014** in the Judge Welsh Meeting Room, Town Hall, 260 Commercial Street.

**Members Present:** Kristin Hatch, Frank Thompson, Anthony De Jacimo, Deborah Heller

**Staff Present:** Aaron Hobart, Rich Alves

## Meeting Agenda

### ***Public Hearings***

#### **Change of License Type**

Petition from **Devon Ruesch**, representing *Fishy Delishy Inc., d.b.a. Devon's Deep Sea Dive* for change from **Seasonal Wine & Malt To Seasonal All Alcohol Liquor License** at 31 Bradford St. Devon Ruesch representing Devon's Deep Sea Dive

**Motion to Approve by Frank Thompson. Second by Deborah Heller. Approved 3-0**

#### **Special Liquor License**

Petition from **Dave Schermacher**, representing *Ptown Parties*. for a **Special Liquor License** on June 14, 2014 in the Town Hall Auditorium. No rain date requested.

Dave Schermacher representing Ptown Parties regarding wedding to be held in Town Hall.  
All bartenders TiPS trained

**Motion to Approve by Deborah Heller. Second by Frank Thompson. Approved 4-0**

#### **Special Liquor License**

Petition from **John Braden**, representing *WOMR*. for a **Special Liquor License** on May 24, 2014 in the Town Hall Auditorium. No rain date requested.

John Braden representing WOMR.

Concert featuring Lea DeLaria

Discussion regarding bar placement and purchasing alcohol from distributor

Discussion regarding security plan

Volunteers for security

Discussion regarding police detail

**Motion to Approve by Deborah Heller. Second by Frank Thompson. Approved 4-0**

#### **Noise By-Law Waiver**

Petition from **Rick Murray**, representing **The Crown & Anchor** for a **Noise By-Law Waiver** on July 2, 2014 in the Town Hall Auditorium. Rain date of July 3, 2014 requested.

**Special Entertainment License**

Petition from **Donna Szeker**, representing **Helping Our Women** for a **Special Entertainment License** on June 7, 2014 at Bas Relief. Rain date of June 8, 2014 requested.

Nancy Lynch representing HOW

Discussion regarding bike trek which starts at Bas Relief. Use of space until 9 a.m.

Amplified voice only.

**Motion to Approve by Frank Thompson. Second by Deborah Heller. Approved 4-0**

**Special Entertainment License & Noise By-Law Waiver**

Petition from **Lynn d'Angona**, representing **Provincetown Cares** for a **Special Entertainment License & Noise By-Law Waiver** on May 25, 2014 at 698 Commercial St. No rain date requested.

Lynn d'Angona representing Provincetown Cares

**Motion to Continue by Frank Thompson. Second by Deborah Heller. Approved 4-0**

**Transfer of Liquor License and Common Victualer License**

Petition from **Irvin Morgan**, representing **Best Buns, Inc.** for a **Transfer of Liquor License and Common Victualer License** at 177 Commercial St.

Karen Depalma and Irv Morgan representing Best Buns, Inc.

Transfer of Bayside Betsy's

Discussion regarding Mr. Morgan's experience at Burger Queen and other businesses

Discussion regarding liquor license experience. Last in 2008

Karen: we have given him a list of all regulations

**Motion to Approve by Deborah Heller.** Friendly amendment that license be held in abeyance until closing of transaction. **Second by Frank Thompson. Approved 3-0-1**

**Special Entertainment/Special Wine & Malt Licenses**

Petition from Don Murphy, representing the **Provincetown Portuguese Festival** for a **Special Entertainment License** for events to be held on Ryder St. on June 27 and 28; and in front of Town Hall on June 29. Rain date of June 28 in Town Hall Auditorium for Ryder St. activities requested and

**Special Entertainment and Special Wine & Malt Licenses** for events to be held in the Town Hall Auditorium on June 28; at the Bas Relief from June 26 to June 28; and at Macmillan Pier on June 29.

Don Murphy and Susan Leonard representing Portuguese Festival

Susan: different events but same locations

Kristin: thanks for your organization

Don: we love doing this and we appreciate the support from the Town of Provincetown

Susan: this is the 67<sup>th</sup> blessing of the fleet

**Motion to Approve by Frank Thompson. Second by Deborah Heller. Approved 4-0**

***Amend License***

***New License***

**Retail**

1. Triangle Tea, LLC, Lisa Feistel, mgr., d.b.a. **Get Loose in Ptown**, 4 Standish St. Provincetown, MA 02657  
Doreen Birdsell representing Get Loose in Ptown

Originally wanted to do this at the Inn at Cook St. but zoning issues wouldn't allow it.

Lisa can't be here but she is the tea master

Organic, artisan, and fair trade teas. Introducing 80 blends.

Selling tea and tea related products as well as pre-made ice tea

Will not be selling hot tea but rather tea retail

**Motion to Approve by Frank Thompson. Second by Deborah Heller. Approved 4-0**

2. Urban Man Made, 349 Commercial St.

Xxx and xxx representing Urban Man made

Men's accessories with some unisex items.

Moved here from NYC

**Motion to Approve by Anthony DeJacimo. Second by Deborah Heller. Approved 4-0**

3. Guy Barbarulo, Jr., mgr., d.b.a. **Sixty Special Home Store**, 145 Commercial St.

Provincetown, MA 02657

Guy Barbarulo representing Sixty Special Home Store

Resume handed to board members

Opening home store with new and antique furnishings as well as art and accessories for the home.

Many years working in home furnishings

Opening Memorial Day weekend.

**Motion to Approve by Frank Thompson. Second by Anthony DeJacimo.**

**Approved 4-0**

#### Taxi Operator

1. Katherine Rossmoore – Driving for Cape Cab

**Motion to continue by Deborah Heller. Second by Frank Thompson. Approved 4-0**

2. Eric Oxtoby – Driving for Cape Cab

**Motion to continue by Deborah Heller. Second by Frank Thompson. Approved 4-0**

#### Pedicab Operator

1. Ryan Oberhelman – Riding for Ptown Pedicab

**Motion to continue by Anthony DeJacimo. Second by Frank Thompson. Approved 4-0**

#### Outdoor Artist

1. Michael Gredler, 27 Center St. Provincetown, MA 02657

**Motion to continue by Frank Thompson. Second by Deborah Heller. Approved 4-0**

### **Public Statements**

#### **Renewal License**

##### Lodging

**Motion to take items 1-3 as a group by Kristin Hatch. Second by Frank Thompson.**

**Approved 4-0**

1. Holdings, Inc., Howard Birchman, mgr., d.b.a. **The Tucker Inn**, 12 Center St. Provincetown, MA 02657

2. ALB & B, LLC, Robyn Bazlen-Weglaz, mgr., d.b.a. **Admiral's Landing**, 158 Commercial St. Provincetown, MA 02657

3. Grand View Inn, LLC, Gary Vance, mgr., d.b.a. **Grand View Inn**, 4 Conant St. Provincetown, MA 02657

**Motion to approve by Frank Thompson. Second by Anthony DeJacimo. Approved 4-0**

4. Ranchwood, Inc., Thomas Masters, mgr., d.b.a. **Crew's Quarters**, 198 Commercial St. Provincetown, MA 02657

Thomas Masters and Robert LaPlume representing Crew's Quarters

Discussion regarding history of issue pertaining to license

Kristin: I stopped by to talk to Thomas last week

Discussion regarding public safety

Discussion regarding letter sent by Russ Braun this afternoon to Brian (owner)

Thomas: hoping to have this resolved by June.

Discussion regarding number of rooms: 17 total with 8 on top floor.

Deborah: do you have people lined up to do the work

Robert: difficult to get acceptance of a plan from the building department

Discussion regarding egress from 2<sup>nd</sup> floor

Frank: I'm 70 but if there was a fire on the 2<sup>nd</sup> floor I could get out

**Motion to Approve by Deborah Heller** with the condition that the 3<sup>rd</sup> floor not be rented until final inspection by the building department on any egress construction. **Second by Frank**

**Thompson. Approved 4-0**

### Art Gallery

1. Francine D'Olimpio, mgr., **Kobalt Gallery**, 366 Commercial St. Provincetown, MA 02657

Discussion regarding business open without licensing

Discussion regarding licensing before opening

**Motion to Approve by Kristin Hatch. Second by Anthony DeJacimo. Approved 4-0**

**Motion to approve items 2-4 as a group by Kristin Hatch. Second by Frank Thompson  
Approved 4-0**

2. Charles-Baltivik Gallery, Inc., Katherine Baltivik, mgr., d.b.a. **Charles-Baltivik Gallery**, 432 Commercial St. Provincetown, MA 02657

3. Julie Heller, mgr., d.b.a. **Julie Heller East**, 465 Commercial St., Provincetown, MA 02657

4. Roseann S. Mark, d.b.a. **Dock View Gallery**, 349 Commercial St. Provincetown, MA 02657

**Motion to approve group by Anthony DeJacimo. Second by Frank Thompson.  
Approved 4-0**

### Parking Lot

**Motion to take 1-5 as a group by Anthony DeJacimo. Second by Frank Thompson.  
Approved 4-0**

1. Cheri Smith, mgr., d.b.a. **Kitty's Realty Trust**, 67 Shank Painter Rd. Provincetown, MA 02657

2. Kibbe Cook House Partnership, Gael Poltrack, mgr., d.b.a. **Kibbe Cook House Parking**, 46 Commercial St. Provincetown, MA 02657

3. Irene Joseph, mgr., d.b.a. **Godinho's Parking Lot**, 35 Standish St. Provincetown, MA 02657

4. Charles Silva, mgr., d.b.a. **Silva's Parking**, 70-74 Shank Painter Rd. Provincetown, MA 02657
5. Charles Silva, mgr., d.b.a. **Silva's Parking**, 57 Shank Painter Rd. Provincetown, MA 02657

**Motion to approve group by Frank Thompson. Second by Deborah Heller. Approved 4-0**

**Pedicab Operator**

1. David Chick – Riding for Ptown Pedicab  
**Motion to Approve by Frank Thompson. Second by Deborah Heller. Approved 4-0.**
2. Rob Yates – Riding for Ptown Pedicab  
Motion to Approve by Anthony DeJacimo. Second by Frank Thompson. Approved 4-0.

**Taxi Operator**

1. Ansley Pierce – driving for Cape Cab  
**Motion to Approve by Frank Thompson. Second by Anthony DeJacimo. Approved 4-0.**

***Correspondence***

Discussion re: letters from owner of Crew's Quarters

***Minutes***

**Enforcement**

Discussion re: taxi inspections  
Discussion re: citizens police educational session  
Discussion re: educational session for security personnel

**Code Compliance**

Discussion re: Marc Jacobs violations

**Old business**

Discussion regarding posting of changes to the taxi rates for the meeting on May 13<sup>th</sup> with further changes to be discussed by the board for vote at a later meeting.

Discussion regarding work session for pedicab regulation changes

**New Business**

***Licensing Board Statements***

Anthony: went before board of selectmen where I stated I would defer to the chair where it be appropriate for me not to vote. They found no financial interest that would keep me from voting on anything.

Frank: discusses TIPS training and who needs it including anyone who accepts money for liquor including package stores

Kristin: Welcome back Deborah

***Licensing Agent Statements***

Discusses the licensing process of Common Victualers without liquor licenses  
Discussion Regarding renewals and when process should start

**Motion to Adjourn by Frank Thompson. Second by Deborah Heller. Approved 4-0. 6:41 p.m.**