

Minutes

of The Provincetown Licensing Board Public Meeting on **Tuesday, November 24, 2009** at 5:15 p.m. in the Yellow Room, Community Center, 44 Bradford Street.

Present: Todd Wagar, Liz Angelino, Jim Sheehan, Teri Nezbeth, George Young

Public Hearings

Show Cause Hearing

1. The Licensing Board will consider whether to suspend, revoke, or put conditions on the Licenses of MELD, Inc., Mario Lebert, mgr. d.b.a. **Good Times**, 293 Commercial St., Provincetown, MA for failure to comply with condition put on Liquor License at the August 11, 2009 Show-Cause Hearing requiring that 100% of the staff be security trained.

Mario Lebert and Eddie DiBiasio are present and sworn in. Mr. Lebert has presented a letter from Nightlife Security Consulting LLC stating that Mr. Lebert, Edward DiBiasio, Jr, and Daniel Karfelt of Good Times successfully completed the Problem Patron Certification Course, which includes proper ID checking. The Licensing Board asked Mr. Lebert why the 60-day deadline wasn't met and why the Licensing Agent was not contacted prior to reaching the deadline. Mr. Lebert stated that he had difficulty finding a program and ultimately his insurance company gave him a list of places to obtain training, but due to scheduling conflicts, it was difficult to meet the deadline. Mr. DiBiasio stated that since the last show-cause hearing, there have not been any other incidents. Chief Jaran states that no additional problems have been reported and states that a message needs to be sent that the Licensing Board should be taken seriously.

Motion by Liz Angelino to close the hearing. Seconded by George Young. Approved 5-0.

The Licensing Board deliberates to determine what action would be appropriate, taking into consideration everything that was just heard and presented.

Motion by Teri Nezbeth to revoke Good Times liquor license effective immediately. Seconded by George Young. Approved 5-0.

Break

Meeting resumes @ 5:50

Amend License

Change of Manager/Alter Premises

1. Petition from **Provincetown Theater Foundation**, 238 Bradford St., Provincetown, MA for an **Alteration of Premises** and **Change of Manager**.

Joy McNulty states that Patrick Lamerson will be listed as the manager on the liquor license.

Motion to approve by George Young. Seconded by Liz Angelino. Approved 5-0.

Renewal License

Liquor

George Young steps down

Business	Address	Manager	License Type	License No.	NYE 2 a.m.
Crown & Anchor, Inc. d.b.a. Crown & Anchor	243 Commercial St.	Richard Murray	All Alcohol Inn	100400025	YES

Motion to renew by Teri Nezbeth. Seconded by Liz Angelino. Approved 4-0.

George Young returns

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Business	Address	Manager	License Type	License No.	NYE 2 a.m.
Clipper Ventures, Inc. d.b.a. The Squealing Pig	335 Commercial St.	Diarmuid O'Neill	All Alcohol CV	100400038	YES

Motion to renew by Liz Angelino. Seconded by George Young. Approved 5-0.

Business	Address	Manager	License Type	License No.	NYE 2 a.m.
Jellydique, Inc. d.b.a. Michael Shays	350 Bradford St.	Shay Santos	All Alcohol CV	100400005	NO
Bubuadu Realty Trust & Najar, Inc. d.b.a. Lorraine's	133 Commercial St.	Lorraine Najar	All Alcohol CV	100400013	YES
Honbets Three, Inc. d.b.a. Bayside Betsy's	177 Commercial St.	Steve Melamed	All Alcohol CV	100400017	YES

Motion to renew by Jim Sheehan. Seconded by George Young. Approved 5-0.

Business	Address	Manager	License Type	License No.	NYE 2 a.m.
Post Office Café	303 Commercial St.	Phyllis Schlosberg	All Alcohol CV	100400033	YES
Donald Edwards Enterprises, Inc. d.b.a. Governor Bradford Restaurant	312-314 Commercial St.	Donald R. Edwards	All Alcohol CV	100400034	YES

Motion to renew by Teri Nezbeth. Seconded by George Young. Approved 5-0.

Todd Wagar and George Young step down.

Business	Address	Manager	License Type	License No.	NYE 2 a.m.
Provincetown Inn, Inc. d.b.a. Provincetown Inn	1 Commercial St.	Evan Evans	All Alcohol Inn	100400010	NO
New Hop, Inc. d.b.a. Mews Restaurant	429 Commercial St.	Ron Robin	All Alcohol CV	100400040	NO

Motion to renew by Liz Angelino. Seconded by Jim Sheehan. Approved 3-0.

Todd Wagar returns.

Business	Address	Manager	License Type	License No.	NYE 2 a.m.
Allstrum, Inc. d.b.a. Atlantic House	4-6 Masonic Pl.	April Cabral-Pitzner	All Alcohol Inn	100400057	YES
Cape Inn Corp. d.b.a. Cape Inn	698 Commercial St.	Fred E. Sateriale	All Alcohol Inn	100400058	NO
Backstreet Hotel, Inc. d.b.a. Gifford House Inn	11 Carver St.	Gregory D. Streisal	All Alcohol CV	100400123	YES

Motion to renew by Liz Angelino. Seconded by Teri Nezbeth. Approved 4-0.

George Young returns.

Business	Address	Manager	License Type	License No.	NYE 2 a.m.
Surf Restaurant Inc. d.b.a. Surf Restaurant	315A Commercial St.	Robert Enos	All Alcohol CV	100400050	YES
Van Dereck Enterprises, Inc. d.b.a. Napi's	7 Freeman St.	Anton Van Dereck	All Alcohol CV	100400053	NO
Lewis A. Young VFW Post #3152, Inc. d.b.a. VFW Club	3 Jerome Smith Rd.	Richard Scoullar	All Alcohol Club	100400054	YES
Luster-Packard, Inc. d.b.a. Ciro & Sal's	4 Kiley Ct.	Larry Luster	All Alcohol CV	100400055	NO
Gullcrest, Inc. d.b.a. Pennies Wine & Spirits	68 Shank Painter Rd.	Charles Silva	All Alcohol Package	100400067	NO
Yardarm Liquors, Inc. d.b.a. Yardarm Liquors	38 Conwell St.	Jeannie M. Gainey	All Alcohol Package	100400068	NO
West End Perry's, LLC d.b.a. Perry's Wine & Liquors	1 Tremont St.	Thomas W. Fielding	All Alcohol Package	100400069	NO
Big Vin's Liquor, Inc. d.b.a. Big Vin's Liquor	248 Commercial St.	Vincent A. Duarte	All Alcohol Package	100400072	NO
Jabong Enterprises, Inc. d.b.a. Jimmy's Hideaway	179 Commercial St.	James McNulty	All Alcohol CV	100400078	NO
Knights of Columbus- Walter Welsh Council #2476	277A Commercial St.	Kerry Luke Adams	All Alcohol Club	100400088	NO
Kopa, LLC d.b.a. East End Market Place	212 Bradford St.	Gary Pasnick	Wine & Malt Package	100400089	NO
Aldan, Inc. d.b.a. George's Pizza	275 Commercial St.	Daniel Price	All Alcohol CV	100400109	YES
Ingredients, Inc. d.b.a. Angel Foods	467 Commercial St.	Elizabeth Lovati	Wine & Malt Package	100400120	NO

Motion to renew by Teri Nezbeth. Seconded by George Young. Approved 5-0.

Business	Address	Manager	License Type	License No.	NYE 2 a.m.
Fanizzi, Inc. d.b.a. Fanizzi's by the Sea	539 Commercial St.	Paul Fanizzi	All Alcohol CV	100400126	YES
Provincetown Theater Foundation, Inc. d.b.a. Provincetown Theater	238 Bradford St.		All Alcohol General on Premise	100400134	YES
Provincetown Cinema Co., Inc. d.b.a. Art House	212-214 Commercial St.	Benjamin deRuyter	All Alcohol General on Premise	100400136	NO
Farland, Inc. d.b.a. Far- Land Provisions	150 Bradford St.	Thomas Boland	All Alcohol Package	100400138	NO
Combo, Inc. d.b.a. Glass Half Full	191 Commercial St.	Guillermo Yingling	Wine & Malt Package	100400144	NO
Rubarb, Inc. d.b.a. Chach	73 Shank Painter Rd.	Viola D. Briseno	Wine & Malt CV	100400145	NO

Motion to renew by Jim Sheehan. Seconded by Liz Angelino. Approved 5-0.

Jim Sheehan and George Young step down.

Business	Address	Manager	License Type	License No.	NYE 2 a.m.
The Red Inn at Provincetown, Inc. d.b.a. The Red Inn	15 Commercial St.	David Silva	All Alcohol Inn	100400128	YES

Motion to renew by Teri Nezbeth. Seconded by Liz Angelino. Approved 3-0.

Jim Sheehan returns.

Business	Address	Manager	License Type	License No.	NYE 2 a.m.
Crowne Pointe, Inc. d.b.a. Crowne Pointe Inn	82 Bradford St.	Thomas J. Walter	All Alcohol Inn	100400137	YES
Witch Mountain, LLC d.b.a. The Pilgrim House/Vixen	336 Commercial St.	Shawn Nightingale	All Alcohol Inn	100400142	YES
Brass Key Hospitality Group, LLC d.b.a. Brass Key Guesthouse	67 Bradford St.	Thomas Walter	All Alcohol Inn	100400148	YES
CALUVESU, Inc. d.b.a. Caribbean Corner Café	269 Commercial St.	Susana Michelini	All Alcohol CV	100400149	YES
Delectable Dining Group, Inc. d.b.a. The Waterford	386 Commercial St.	Albert Gordon	All Alcohol Inn	100400150	YES

Motion to renew by Teri Nezbeth. Seconded by Liz Angelino. Approved 4-0.

George Young returns.

Business	Address	Manager	License Type	License No.	NYE 2 a.m.
Meld, Inc. d.b.a. Good Times	293 Commercial St.	Mario Lebert	All Alcohol General on Premise	100400146	YES

Motion to disapprove by Teri Nezbeth. Seconded by Todd Wagar. Disapproved 5-0.

Business	Address	Manager	License Type	License No.	NYE 2 a.m.
Vicio, Inc. d.b.a. Victor's	175 Bradford St. Ext.	Victor DePoalo	All Alcohol CV	100400147	NO

Department of Revenue had not processed paperwork for change to seasonal license. Table until next meeting.

Weekday Entertainment

1. Jellydique, Inc., Shay Santos, mgr., d.b.a. **Michael Shays**, 350 Bradford St., Provincetown, MA.
Motion to renew by Jim Sheehan. Seconded by George Young. Approved 5-0.

George Young steps down.

2. Cape Inn Corp., Fred E. Sateriale, mgr., d.b.a. **Cape Inn Resort**, 698 Commercial St., Provincetown, MA.
Motion to renew by Liz Angelino. Seconded by Jim Sheehan. Approved 4-0.

Weekday & Sunday Entertainment

1. Witch Mountain, LLC, Shawn Nightingale, mgr., d.b.a. **The Pilgrim House/Vixen**, 336 Commercial St., Provincetown, MA.

2. Backstreet, Inc., James Franklin Foss, mgr., d.b.a. **Gifford House Inn and Dance Club**, 9-11 Carver St., Provincetown, MA.

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

4. Crown & Anchor, Inc., Richard Murray, mgr., d.b.a. **Crown & Anchor**, 243-247 Commercial St., Provincetown, MA.

5. Delectable Dining Group, Inc., Albert Gordon, mgr., d.b.a. **The Waterford**, 386 Commercial St., Provincetown, MA.

6. Provincetown Inn, Inc., Evan Evans, mgr., d.b.a. **Provincetown Inn**, 1 Commercial St., Provincetown, MA.

Motion to renew by Liz Angelino. Seconded by Teri Nezbeth. Approved 4-0.

George Young returns.

7. Van Dereck Enterprises, Inc., Anton van Dereck, mgr., d.b.a. **Napi's**, 7 Freeman St., Provincetown, MA.

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

9. CALUVESU, Inc., Susana Diaz, mgr., d.b.a. **Caribbean Corner Café**, 269 Commercial St., Provincetown, MA.

10. Provincetown Theater Foundation, Inc., Patrick Lamerson, mgr., d.b.a. **Provincetown Theater**, 238 Bradford St., Provincetown, MA.

Motion to renew by Jim Sheehan. Seconded by George Young. Approved 5-0.

Todd Wagar steps down.

11. New Hop, Inc., Ron Robin, mgr., d.b.a. **Mews Restaurant**, 429 Commercial St., Provincetown, MA.
Motion to renew by Liz Angelino. Seconded by Jim Sheehan. Approved 4-0.

Todd Wagar returns.

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

13. Clipper Ventures, Inc., Diarmuid O'Neill, mgr., d.b.a. **The Squealing Pig**, 335 Commercial St., Provincetown, MA.

14. Provincetown Cinema Company, Inc., Benjamin deRuyter, mgr., d.b.a. **Art House Theatre**, 212-214 Commercial St., Provincetown, MA.

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

16. Surf Restaurant, Inc., Robert Enos, mgr., d.b.a. **Surf Restaurant**, 315A Commercial St., Provincetown, MA.

17. VFW Lewis A. Young Post #3152, Inc., Richard Scoullar, mgr., d.b.a. **VFW Club**, 3 Jerome Smith Rd.,

Provincetown, MA.

Motion to renew by Teri Nezbeth. Seconded by Liz Angelino. Approved 5-0.

18. Meld, Inc., Mario Lebert, mgr., d.b.a. **Good Times**, 293 Commercial St., Provincetown, MA.
Table.

Lodging

George Young and Jim Sheehan step down.

1. 175 Commercial Street, Inc., David Silva, mgr. d.b.a. **Anchor Inn**, 175 Commercial St., Provincetown, MA.

Motion to renew by Teri Nezbeth. Seconded by Liz Angelino. Approved 3-0.

Jim Sheehan returns. Todd Wagar steps down.

2. The Noble Guest House, Inc., Dennis Cole, mgr., d.b.a. **Dexter's Inn**, 6 Conwell St., Provincetown, MA.

3. Sanborn Enterprises, Stephen Young, mgr., d.b.a. **Officers Quarters**, 164 Commercial St., Provincetown, MA.

4. Sanborn Enterprises, Stephen Young, mgr., d.b.a. **The Prince Albert Guest House**, 166 Commercial St., Provincetown, MA.

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

Motion to renew by Jim Sheehan. Seconded by Liz Angelino. Approved 3-0.

Parking Lot

George Young and Todd Wagar return.

1. Pat's Happy Park, Inc., Elena Hall, mgr., d.b.a. **Pat's Happy Park**, 397 Commercial St., Provincetown, MA.

2. Donald Morris, Sr., d.b.a. **Central Parking**, 6 Mozart Ave., Provincetown, MA.

3. Lands End Marine Supply, Inc., Craig Russell, mgr., d.b.a. **Lands End Marine Supply**, 337 Commercial St., Provincetown, MA.

4. VFW Lewis A. Young Post #3152, Inc., Richard Scoullar, mgr., d.b.a. **VFW Club**, 3 Jerome Smith Rd., Provincetown, MA.

Motion to renew by Teri Nezbeth. Seconded by George Young. Approved 5-0.

Class II

1. Fay's Automotive Center, Inc., John Fay, mgr., d.b.a. **J&J Auto Sales**, 45 Court, St., Provincetown, MA.

Motion to renew by Jim Sheehan. Seconded by Liz Angelino. Approved 5-0.

Minutes – November 10, 2009

Motion to approve by Jim Sheehan. Seconded by Teri Nezbeth. Approved 5-0.

Meeting adjourned 6:25