

Jun 29 2022 4:07 pm



# BOARD OF LICENSE COMMISSIONERS

City Hall, 718 Main Street

Fitchburg MA 01420

(978) 829-1820

Daniel Sarefield, Chairman

Richard Boscardin

John Zarrella

## MINUTES OF MEETING

*A regular meeting of the Board of License Commissioners was held on June 6, 2022 over the Zoom meeting platform, and called to order by Commissioner Sarefield at 6:02 PM. Commissioners Boscardin and Zarrella were also present at the meeting. FPD Liaison Lieutenant Howe, City Clerk Joanna Bilotta-Simeone and Assistant City Clerk Amanda Alford were present.*

### I. REVIEW AND APPROVAL OF MINUTES OF PRIOR MEETING(S)

Minutes of May 16, 2022

*Minutes approved unanimous consent 3/0*

### II. NEW APPLICATIONS

#### Taxi Driver

Kendrick Tyerrell Chestnut – City Cab Co.

*Mr. Kendrick Tyerrell was present at the meeting. Commissioner Sarefield noted that the Commission would need to enter into Executive Session. A motion to enter into Executive Session was approved by a unanimous roll call vote 3/0.*

*Upon returning from Executive Session, application was continued to June 22, 2022 by a unanimous roll call vote 3/0.*

#### Monday through Saturday Entertainment Permit

Andrea Davis for a live music on Saturday, June 18, 2022 from 7:00 p.m. to 11:30 p.m. at Saima Park, 67 Scott Road.

*Ms. Andrea Davis was present at the meeting. Ms. Davis stated that they plan to hold another benefit event at Saima Park to raise money for the family of a child in their community that is struggling with a sickness. Commissioners reminded Ms. Davis that that the person(s) serving alcohol must be TIPS certified and that the alcohol must be purchased through a wholesaler. Lt. Howe stated that he had no concerns with the application and assured Ms. Davis that if his department was called to the location for any reason that his officers do not ask for immigration status, rather, would only deal with the situation at hand.*

*Application approved by a unanimous roll call vote 3/0.*

### **Special One Day License**

1. Andrea Davis for a Special One Day Wine & Malt Beverage License for a benefit being held to support a member of the community at Siana Park, 67 Scott Road, from 7:00PM to 12:00AM on Saturday, June 18, 2022 for 100 people.

*Application approved by a unanimous roll call vote 3/0.*

2. Fitchburg Police Athletic League, Inc., for a Special One Day All Alcohol Beverage License for Civic Days Block Party Beer Garden at 769 Main Street from 4PM to 10PM on July 3, 2022 for 50 people per hour.

*Mr. David Gordon was present at the meeting. He stated that they have organized this event for several years and that the profits would benefit safety programs for kids. He stated that the last time they held the event they requested a special all alcohol license so they could provide vodka lemonade as another option for those that don't prefer to drink beer and it was a success so they plan to do the same this year. Commissioners reminded Mr. Gordon that the person(s) serving alcohol must be TIPS certified and that the alcohol must be purchased through a wholesaler. Lt. Howe stated that he had no concerns with the application and noted for the record that Fitchburg PAL does not have any affiliation with the FPD.*

3. Fitchburg Art Museum, 185 Elm Street, for a Special One Day All Alcohol Beverage License for a fundraising event for the Fitchburg State University & The Center for Italian Culture from 5PM to 9PM on Saturday, June 11, 2022 for 150 people.

*Ms. Rebecca Wright was present at the meeting. She stated that they are requesting a special one day license for the ability to serve beverages outdoors of the Fitchburg Art Museum for a 20<sup>th</sup> anniversary fundraiser for Fitchburg State's Center for Italian Culture on June 11<sup>th</sup> and a summer exhibition on June 24<sup>th</sup>. Commissioner Sarefield stated that the Art Museum would need to turn over their annual liquor license to the FPD on the day of the events and post the one day license in its place. Commissioner Sarefield also noted for the record that he is an employee of Fitchburg State University and a member of the Center for Italian Culture but does not have any financial interest in the Center and there is no impact on his employment.*

*Application approved by a unanimous roll call vote 3/0.*

4. Fitchburg Art Museum, 185 Elm Street, for a Special One Day Wine & Malt Beverage License for summer exhibition from 6PM to 8PM on Saturday, June 24, 2022 for 150 people.

*Application approved by a unanimous roll call vote 3/0.*

### **Transfer of Annual All Alcohol Beverage License**

Gomes, Inc., d/b/a Gomes Liquors, for transfer of ownership of annual, package store, all alcohol beverages license and pledge of inventory at 58 Ashby State Road to Gomes, Inc., Tapan Patel, Manager.

*(Refer to public hearing on June 22, 2022)*

*Mr. Tapan Patel and his Attorney, Mr. John Mooradian, were present at the meeting. Mr. Mooradian explained that there has been a change in the business ownership and that Mr. Patel is the sole shareholder. He stated that there would be no changes to the structure or the footprint of the store and at this point they have all the necessary approvals from the various departments with the exception of the occupancy permit which they are working on obtaining.*

*Application accepted and referred to a public hearing on June 22, 2022 by a unanimous roll call vote 3/0*

### III. PUBLIC HEARING

#### Application for a new Retail General On-Premise, All Alcohol Beverage License

The Cellar, 14 Mill Street

*Commissioner Sarefield declared the hearing open at 6:37 p.m.*

*Mr. Michael Roy was present at the meeting. He stated that he had been thinking about reopening the establishment for some time and with the effort the City is undertaking to revitalize Main Street along with the conversion to two-way traffic, he thought it was a great opportunity. He stated that he began renting the location earlier this year and has been working with the Building Department and Board of Health to bring everything up to code. Commissioner Boscardin asked if he was planning on serving food or having entertainment. Mr. Roy stated that the location is not suited for a kitchen and that he would only serve items such as chips or pretzels. He stated that he is planning on having entertainment and will submitting an application in the future.*

*Mary Jo Bohart, Director of Economic Development, spoke in favor of the application.*

*No one spoke in opposition to the application.*

*Hearing declared closed at 6:43 p.m.*

*Application approved by a unanimous roll call vote 3/0.*

### CONTINUED MATTERS

#### Monday through Saturday Entertainment Permit

Iglesia Pentecostal Cassa Del Alfarero, 200 Daniels Street, for worship service on June 25, 2022 from 12PM to 3PM for live amplified music, DJ, and dancing.

*(continued from May 16, 2022)*

*Ms. Lisa Turios was present at the meeting. She stated that they were planning on having an outdoor service at the Shelton Street Gateway Park where there will be singing, live music, and a brief sermon. Commissioner Boscardin asked how many people they were expecting at the service. Ms. Turios stated approximately 50 to 60 people. Commissioner Sarefield asked if she had applied for a public assembly request. Ms. Turios stated that she did have permission for use of the park but was unaware that she need to complete this application. Lt. Howe provided her with the name of whom she could contact at the FFD to apply.*

*Application approved by a unanimous roll call vote 3/0.*

#### Communication

Proposed Lodging House Regulations and Guidelines

*(continued from May 16, 2022)*

*Regulations approved by a unanimous roll call vote 3/0.*

**IV. APPLICATION REVIEW**

**Late Closing Permit (IAM)**

Major's Café, 149 Lunenburg Street (Sunday through Saturday)  
(90 day review)

*Ms. Ellen Griffin and her Attorney, Mr. Thomas Martin were present at the meeting. Lt. Howe stated that his department had not received any calls regarding incidents taking place at the establishment since the late permit was granted and commended them both for the work they have done. Commissioners echoed Lt. Howe's comments and stated they were pleased to see them bring the business back into compliance. Commissioner Boscardin stated that he would not ask for any further review.*

*A motion to take no action was approved by a unanimous roll call vote 3/0.*

**V. CORRESPONDENCE**

Kris Koch regarding a new restaurant with BYOB option.

*Mr. Koch was not present at the meeting. Ms. Bohart stated that she had suggested Mr. Koch come before the Board for guidance on managing a BYOB establishment. Commissioner Sarefield noted that the city does not have any BYOB regulations but that Mr. Koch was welcome to come before the Board anytime.*

The meeting adjourned at 7:13 PM

Respectfully submitted,

Amanda K. Alford, Assistant City Clerk

Approved:



Daniel Sarefield



Richard Boscardin



John Zarrella