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CLERK OF THE BOARD

**Meeting Minutes**

A meeting of the Salem Licensing Board was held on Tuesday, May 26, 2015 at 6:45 p.m., at City Hall Annex, 120 Washington Street in the third floor conference room. In attendance: Chairman Robert St. Pierre, member Rick Lee, member Paul Flores, Special Investigator Det. Sgt. Dennis Gaudet, Clerk of the Board, Melissa Pagliaro and City Solicitor Elizabeth Rennard.

1. Application for new/renewals of Street Performers Licenses. Applicants: John S. Wade Jr., Jenney Dale Holland and Tim Hosman and Tyler Bernard.

Applicants were introduced to the Board and informed of the rules and regulations. Mr. Flores motioned to approve all four of the applications. Rick Lee seconded the motion . All in favor. Motion approved.

2. Applications for a (3) three One Day Liquor Licenses. Applicant: House of the Seven Gables, 115 Derby Street for Samantha Lewis wedding on June 6, 2015 from 4:30-9:30 for about 80 people, Robert Meehan wedding on July 18, 2015 at 4:00 p.m. for about 150 people and Gregory R. Janney rehearsal dinner on August 14, 2015 from 6:00 p.m. until 10:00 p.m. for about 100 people.

Deb Costa, Events Manager at the Gables presented three application's. Paul Flores motioned to approve. Rick Lee seconded the motion. All in favor. Motion approved.

3. Applications for five (5) various One Day Liquor Licenses to be presented by George McCabe, North Shore Bartending. Kenslen wedding reception on 6/12 from 6-10pm for 60 people at Seven Gables, Kiley cocktail reception on 6/20 from 5-7pm for 90 people at Seven Gables, Salem Education Foundation for a SEF Fundraiser on 6/21 from 4-7pm for 100 people at Salem Willows, and two for Plummer Home for Boys, one on 6/27 for a Clambake from 5-9pm for 300 people and one on 7/11 for a Fundraiser from 9am-1pm for 200 people at 37 Winter Island Road.

George McCabe , North Shore Bartending presented the five application's. Paul Flores motioned to approve. Rick Lee seconded the motion. All in favor. Motion approved.

4. Application from K & S Golf Management , 75 Wilson Street, Municipal Golf Course for 18 One Day Liquor License for various dates through June & July.

Keith Hagman and Scott MacDonald presented the application and explained they have an Application for a Seasonal Liquor License to present at the next LB meeting on 6/8 as the new business manager for the Golf Course. The One Day Licenses will let them operate on weekends until a Seasonal License is acquired. Paul Flores motioned to approve. Rick Lee seconded the motion. All in favor. Motion approved.

5. Application from Pam Katsaris, St Vasilios Greek Church for Greek Picnic June 28th Winter Island.

Pam Katsaris presented the application for the Annual Greek Picnic that will be held at Winter Island from 11am-8pm. Paul Flores motioned to approve. Rick Lee seconded the motion. All in favor. Motion approved.

6. Application from Denise Snape for Far From the Tree Cider to be a vendor for the 2015 Farmers Market.

Denise Snape, co-owner of Far From the Tree presented the application for vending at the 2015 Farmer's market from June through October. City Solicitor Beth Rennard reminded Ms. Snape to check ID's before allowing tastings as complaints came into the Board last year. Paul Flores motioned to approve. Rick Lee seconded the motion. All in favor. Motion approved.

7. Application for a Weekday Entertainment License for Trang and Son, LLC 140 Washington Street.

Chuck Rawlings was with the new owner to speak for them. He said they were here at the last meeting to transfer the liquor license and id now here for Entertainment. He said that they are only requesting 2 TV's and a radio. Paul Flores motioned to approve. Rick Lee seconded the motion. All in favor. Motion approved.

8. Application from Magika, Wharf Street for a sub licensee fortune telling license. Applicant: Richard Wendt.

Mr. Wendt was not present. If requested, application will be put on the Agenda for the next meeting.

9. Application from Enchanted, Wharf Street for a sub licensee fortune telling license. Applicant: David Newman.

Applicant called before meeting and requested to be heard at the 6/8 meeting. Continued to next meeting.

10. Application for a Common Victuallers and Entertainment License. Applicant: Jodi Bee Bakes, LLC d/b/a Jodi Bee Bakes, Museum Place Mall.

Jodi Bradbury owner of Jodi Bee Bakes presented the application. She said she will be serving breakfast lunch and bakery items. She said the hours will be from 6-3:30pm and a little bit later on the weekends. She asked for a radio and a 1 person acoustic live music from time to time. Paul Flores motioned to approve. Rick Lee seconded the motion. All in favor. Motion approved.

11. Application for a Seasonal Wine & Malt License. Applicant: Vesuvius, 2 Paradise Road.

Tony and Bart Freddo, owners, presented the application. They said that they are applying for the license to be able to offer a glass of wine or beer to their customers who come in to dine and that hopefully the license will help them survive. They said they lose a lot of their business to Bertucci's because they can't offer beer or wine. The Chairman asked if they have table service. They said they do but not waitresses. Customers come in and order and sit down and staff brings it to them at their table. The Chairman said that he has a very big concern about them not meeting the criteria in the Board's regulations, particularly that they are not in the B5 district. The Solicitor referred to the list of 9 criteria the Board set a few years ago and pointed out that they are not all required but are a major factor in the Board moving against an application. Charles Arrigo, neighbor at 1 Paradise Road spoke to the Board in support of the application being approved. Councilor O' Keefe, Ward 7, spoke to the Board in opposition of the license being issued. Councilor Sergeant said that his feeling mirrored the Chamber of Commerce Director, who in the past argued that seasonal licenses should be for seasonal business only and limited to the tourist area. He said the seasonal criteria were set for the B5 district for Seasonal businesses. Paul Flores motioned to deny the application because the Board finds that the applicant does not meet a majority of the criteria set forth in the Board's Guidelines. Rick Lee seconded the motion. All in favor. Motion approved.

12. Application from In a Pig's Eye, Derby Street for a Change of Manager on their Liquor License.

Attorney Reed Cutting presented the application. With him were Jenn Reardon, Jim Gaddis and Carol Brit. Attorney Cutting said that Jim has been at the Pig's Eye for a little while now transitioning. Jim said he is a general contractor that lives in Pickering Wharf and has 19 employees working at the restaurant. The Solicitor asked if this license would eventually transfer to him. Attorney Cutting said maybe at some point in the future but for now they just want to get the change of manager done. Jen Reardon, owner said that she has run the restaurant for 29 years but due to health issues she no longer can and that Jim is a good fit for a manager. The Chairman said that he was aware that some people in the audience had noise complaints that wanted to discuss.

Dana said he manages 12 1/2-14 Daniel Street, said that while Jim is trying to a good job some things are, happening but he wants to make sure it continues.

Robert White, resident at 16 Daniels Street said the noise is intolerable, the crowds are rowdy and the behavior outside of the establishment is not acceptable for neighbors. He noted how well Witch s Brew handles the outside of their establishment. The Chariman said the Board deals with these issues and sometimes compromises work and sometimes not, He said he would like to see the new manager and the neighbors sit down and switch

numbers and agree to call if there are any concerns. Jim said he plans to make a few improvements to help the situation. He said he: #1 will be installing sound panels #2 he will be adding an additional doorway on Daniel Street and # 3 he has new volume control speakers so he can control the level of the music. The Chairman asked them before they left to sit down chat and exchanger numbers. Paul Flores motioned to approve. Rick Lee seconded the motion. All in favor. Motion approved.

13. Application for a Class II Auto Dealers License. Applicant: Maxima Auto Sales, Corp., 41 Boston Street.

Email from Attorney Steven Singer asking for another continuance until the 6/8/ meeting. The Board voted in favor.

14. Request for a Discussion from Paul Dacey, co-owner of Hilltop Manor Lodging House regarding requirements of the license.

Paul Dacey, co-owner of the Hilltop was present. The Chairman asked Paul D. why the LB should consider removing any conditions of the license for this address. Paul D. said he did not want to sell the property with conditions attached to it. He said that Paul D. is asking the LB to put blind faith in someone. He said Paul did a good job cleaning up 43 Boston St. but not so great at 179 Boston St. The Solicitor pointed out that some of the conditions have expired because they were imposed for a period of 12 months. Paul D. said the conditions on the license that he gets a copy of every year are the same as the regulations. The Solicitor said there are additional restrictions that are that not in the regulations but she can go through and see which ones expired, which are in the regulations and which were additional.

Councilor Legault just wanted to be clear the conversation was about two different locations. He also said Councilor Eppley should be invited to attend the next meeting regarding this. Paul Flores motioned to continue to 6/8/ meeting and invite David Eppley. Rick Lee seconded the motion. All in favor. Motion approved.

15. Request from The Black Lobster, Bridge Street, to amend their Entertainment License.

Mr. Kastranakis, his son and his manager appeared and asked the Board to amend the current license which allows only acoustic music to allow amplified music on Friday, Saturday and Sunday until 10:30 p.m.

Councillor Legault spoke in favor of the limited amplified music on a trial basis. He stated he tried to reach out to those residents who complained last year, but got no response.

Councillor O'Keefe also spoke in favor.

Paul Flores moved to approve a temporary entertainment license that allows amplified music as requested on Friday – Sunday until 10:30 pm until June 22, 2015 when Mr. Kastanakis is to report again to the Board. If at that time there are no complaints, the license may be extended. Motion carried. Approved.

16. Discussion with Rosa Hernandez regarding selling her Annual Wine & Malt Restaurant License.

The Chairman noted that Ms. Pagliaro received a letter from their attorney asking to be heard on the 6/8 meeting and said that they are selling the license and she is preparing the documents for Transfer.

17. Application from Crow Haven Corner for a sub licensee fortune telling license. Applicant: Angelique Griffin.

Request to continue until the 6/8 meeting. Approved

18. Communications: NONE

19. Old/New Business: \*Summer meeting schedule. The board decided on another meeting in June on the 22<sup>nd</sup>, no meeting in July and one meeting in the middle of August on the 17<sup>th</sup>. Paul Flores motioned to approve. Rick Lee seconded the motion. All in favor. Motion approved.

\*Sgt. Gaudet reported going by 105 Lafayette Street regarding no C/V license and said he gave the owner Melissa's information and told him to go see her.

20. Approval of Meeting Minutes from May 11, 2015. Paul Flores motioned to approve. Rick Lee seconded the motion. All in favor. Motion approved.
21. Adjournment: Paul Flores motioned to approve. Rick Lee seconded the motion. All in favor. Motion approved.