



CITY OF TAUNTON

LICENSE COMMISSION MEETING

MINUTES OF THE MEETING

May 20, 2015

7:00 p.m.

PRESENT:

Chairman Peter Lamb  
Commissioner Brendan Mullen  
Commissioner Bruce Thomas

For the Police Department:

Detective Dennis Smith

Meeting was called to order at 7:08 p.m. by Chairman Lamb.

1. Minutes of the meetings from April 29, 2015. Motion made by Commissioner Mullen to accept the minutes. Motion was seconded by Commissioner Thomas. Motion passed unanimously.
2. **Aaron Amaro – d/b/a Amaro Brothers Ice Cream and Burgers.** Status of application. Appearing before the Board was Aaron Amaro. Chairman Lamb reviewed the three issues from the last meeting: the lease, bathroom and storage of alcohol. He added that the Board had received a letter from the Building Inspector dated May 13, 2015, regarding the restroom locations, which he read into the record. Commissioner Mullen stated that if complies with the plumbing code, then there isn't an issue. Chairman Lamb agreed and added that the premises are not a full service restaurant. Chairman Lamb inquired about the lease between Mr. Amaro and his brother and that no rent was being paid. Mr. Amaro confirmed that there was no rent, that is the agreement. Chairman Lamb asked about the storage of alcohol. Mr. Amaro had brought some photos information for storage cabinets and explained where it would be stored and how. Chairman Lamb asked if the cabinets locked and he was told they did. Commissioner Thomas inquired about keg storage. Mr. Amaro replied that there is one in a fridge and one in a caged, locked area. Chairman Lamb

asked Detective Lt. McCabe if he had been out to the premises and the answer was he had not. Chairman Lamb asked if the application was complete. Yes, but the financial page of the application is blank. If there is not figure to put in, the ABCC will want zeros. Commissioner Mullen asked if everything was counter service and Mr. Amarao said yes. Detective Lt. McCabe asked if there would be draft beer and the reply was yes. Mr. Amarao was asked if it would be served in plastic cups or glass and he informed the Board only plastic would be used. Chairman Lamb confirmed that the hours of operation would be from 11:00 a.m. to 10:00 p.m. and asked if Mr. Amarao was open on Sundays. Mr. Amarao said he would be open Sundays. Chairman Lamb stated that the Board should be notified when the fall hours are in place because the license will state certain hours. Commissioner Thomas stated that Mr. Amarao could just send a letter and let the Board know when you are changing the hours. Detective Lt. McCabe also suggested that Mr. Amarao let the Board know when he will close for the season. Commissioner Mullen asked how many tables and Mr. Amarao said there would be six, maybe eight but not more than that. Commissioner Mullen asked Mr. Amarao if he had spoken to a distributor and Mr. Amarao said he had not because he wasn't sure about this being approved, but he will probably speak to Quality Beverage. Commissioner Mullen inquired about the gate. Mr. Amarao explained the area from the floor plan. Mr. Amarao stated that he could put up a flip-up counter. Detective Lt. McCabe suggested a swinging door. Commissioner Mullen made a motion to approve the application for a seasonal license contingent upon two visual barriers to cordoned off the service area for what is listed as the "beer counter" and that we have a locking containment and a locking refrigerator and a locking draft system with the hours of Monday through Saturday 11:00 a.m. – 10:00 p.m. and Sunday 10:00 a.m. to 10:00 p.m. Commissioner Thomas seconded the motion. Motion passed unanimously. Commissioner Mullen made a second motion that the premises were not detrimental to the spiritual activities to the Christ Community Church located at 518 – 520 Middleboro Avenue, East Taunton. Commissioner Thomas seconded the motion. Motion passed unanimously.

Holy Ghost Society – Status of the application for the alteration of premises. Chairman Lamb stated that the Board has been notified that the licensee needs to notify the Alcoholic Beverages Control Commission for a reinspection and that the matter does not need to come before this Board.

**Taunton Sports Club, Inc.** – Chairman Lamb stated that the Board had received a communication from Attorney Alan Medeiros which he read into the record. Chairman Lamb stated that it appeared the licensee was in the process of getting the paperwork together to apply for a restaurant license, as a for profit corporation, and requested the Board to table the matter to a later date. Commissioner Mullen seconded the motion. Motion passed unanimously.

**Kiwanis Club of Taunton, Inc.** – Application for Common Victualler License. It was noted that the Kiwanis Club owned a rolling trailer which they used to cook at different City events. Commissioner Mullen made a motion to approve the

application for a Common Victualler license. Commissioner Thomas seconded the motion. Motion passed unanimously.

**Communications from licensees** – The Board received several communications from different entities looking to close their establishment for certain dates. Chairman Lamb read the first letter from Manuel Soares, IV doing business as the Ugly Duckling, 47 Weir Street notifying of a closure from June 30, 2015 through July 4, 2015, and December 25, 2015. The second letter was from OV's Restaurant Inc, doing business as OV's Restaurant, 34 Old Colony Avenue, notifying of a closure from June 1, 2015 – June 19, 2015. The third and last communication was from Benjamin's Restaurant, Inc. doing business as Benjamin's, 698 Bay Street, requesting a 90 day extension for surrendering their liquor license as they are in the process of selling the establishment. Commissioner Mullen made a motion to approve all three of the communications. Commissioner Thomas seconded the motion. Motion passed unanimously.

**UR of Taunton, MA LLC d/b/a UNO Chicago Grill** – Application for a change of director and officer. This is "inverted transaction", where the Alcoholic Beverage Control Commission accepts the applications for all franchisees in the Commonwealth and after approval sends the information to the local licensing authority for local records and for a pro forma approval. Commissioner Thomas made a motion to accept the application for a change of director and officer. Commissioner Mullen seconded the motion. Motion passed unanimously.

**Taunton Eagles Soccer Club, Inc.** –Application for a Special Alcohol Permit. Chairman Lamb stated for the record that an application had been pulled, but not returned. Since the Board did not have an application before them, then we should remove the item from the agenda. Commissioner Thomas stated that there is no permit to serve alcohol outside during the function at the Eagles on June 4– 6, 2015. He just wanted to make it clear that there was no permit issued and there is not a scheduled meeting before the Eagles' outside event.

**New/Old Business** –BaHa Brothers Pub & Restaurant Inc, doing business as Baha Brothers Sandbar Grill, 64 Weir Street. Commissioner Thomas stated that it was brought up at the last meeting regarding the outside seating area and there was some confusion as to whether or not there was a permit for this alteration. Detective Lt. McCabe stated that the licensee did not have a Board permission to alter their outside area. Chairman Lamb suggested that the Board send a letter to the licenses requiring them to fill out the proper paperwork. Commissioner Mullen made a motion to have a notification sent to the licensee asking them to come before the Board and to require that they fill out the appropriate paperwork. Commissioner Thomas seconds the motion. Motion passed unanimously. Detective Smith stated for the record that he spoke with Mr. Hebert and they were issued a building permit to build the deck and that it was Mr. Hebert's impression that he had the approval of the Board. Detective Smith suggested that perhaps there was a misunderstanding. Commissioner Mullen

stated for the record that the Board had made it very clear the last time Mr. Hebert was before them.

Commission Mullen reported that the Benevolent and Protective Order of Elks, Lodge #150, have recently purchased a new facility at 775 John Quincy Adams Road (formerly licensed to Park Pavilion, LLC doing business as the Columbia Cultural Center) and asked what the status of their previous license. Detective Lt. McCabe stated that their previous license had expired and they need to start the application process for a new license.

Commissioner Thomas made a motion to adjourn. Commissioner Mullen seconded the motion. Meeting adjourned at 7:40 p.m.



Peter C. Lamb, Chairman



Brendan P. Mullen, Commissioner



Bruce M. Thomas, Commissioner