

MINUTES OF THE PROCEEDINGS OF THE
LICENSE COMMISSION OF THE CITY OF WORCESTER
JANUARY 23, 2014

ESTHER HOWLAND CHAMBERS

Commission Members Present: Karon Shea, Chairperson
Paul Mullan, Commissioner

Commission Members Absent: Anthony Salvidio, Commissioner

Staff Present: Deborah Steele, Planning & Regulatory Services
Lt. James Johnson, Worcester Police Department
Officer Mark Jolin, Worcester Police Department
Officer Edward Saucier, Worcester Police Department
Alexandra Haralambous, Law Department
James Foley, Inspectional Services

Call to Order

Approval of the Minutes – 1/9/2014

Upon a motion by Commissioner Salvidio the Commission voted 2-0 to approve the minutes of January 9, 2014.

Old Business

1. Petition: Request for change of manager & change officers & directors

Petitioner: Tavco Main Street, Inc. dba Golden Pizza, 1168 Main Street

Ajay Nalamada appeared on behalf of the application. He stated they are requesting approval for change of manger/officers & directors.

Upon a motion the Commission voted 2-0 to approve the change of manager and change of officers & directors.

Exhibit A: Application for change of manager/officers & directors received on November 27, 2013 and dated November 27, 2013.

Petition: Request for change of manager

2. Petitioner: 7 Nana Steakhouse, Inc, 60 Shrewsbury Street

Ms. Steele informed the Commission that this item has been postponed until the February 6, 2014 meeting.

New Business

One Day Liquor & Entertainment Requests:

3. Petition: Request for one day liquor license – February 15, 2014

Petitioner: Kumasi Social Club USA Inc.

Richard Boateng appeared on behalf of the application. He stated this event will be for a fundraiser.

Commissioner Mullan asked about security for night of event. Mr. Boateng stated that location provides security.

The Commission advised Mr. Boateng that he should hire an off-duty police officer for event and that will be a condition of the license.

Upon a motion the Commission voted 2-0 to approve the one day liquor license of Kumasi Social Club, Inc. with condition that an off duty police officer be hired.

Exhibit A: Application for one day liquor license received on January 15, 2014 and dated January 9, 2014.

4. Petition: Request for entertainment for carnival – April 17-27, 2014

Petitioner: Fiesta Shows, Greendale Mall, 7 Neponset Street

John Flynn appeared on behalf of application. He stated this will be for yearly carnival at Greendale Mall.

Lt. Johnson stated conditions used last year worked out well and would like to see same conditions placed on license this year.

Upon a motion the Commission voted 2-0 to approve the entertainment license for Fiesta Shows with the following conditions:

1. Secure area around carnival
2. Employee listed to be submitted to the police for background checks
3. Close at 10:00 pm every night
4. Paid admission gate with one way in and out
5. Wands and security check at front gate

6. Detail of 4 officers ever evening: one at the entrance, one at the rear, and 2 roving. Two evening officers arriving from 6 pm – 10 p.m. and two evening officers arriving from 6:30 pm to 10:30 pm
7. Saturday and Sunday detail of 2 officers from 12 pm – 6 pm

Exhibit A: Application for entertainment license received on January 2, 2014 and dated January 2, 2014.

5. Petition: Request for Farmer's Market Wine-Tasting – January 25, 2014.

February 1, 8, 15, 22, 2014, March 1, 2014.

Petitioner: Canal District Farmers Market, 138 Green Street

Katelin Kilgallon appeared on behalf of the application. She stated this will be for wine-tasting at the Canal District Farmers Market.

Upon a motion the Commission voted 2-0 to approve the wine-tasting for Canal District Farmers Market.

Exhibit A: Application for wine-tasting at Farmer's Market received on December 30, 2013 and dated December 30, 2013.

Common Victualer – Food Only:

6. Petition: Request for common victualer license

Petitioner: Fresh Foods Market, 700 Main Street

Junior Urena appeared on behalf of the application. He stated he will be running the market.

Upon a motion the Commission voted 2-0 to approve the common victualer license for Fresh Food Market.

Exhibit A: Application for common victualer license received on January 13, 2014 and dated January 13, 2014.

7. Petition: Request for common victualer license

Petitioner: New Family 88 Supermarket, 883 Main Street

Liangdong Lu appeared on behalf of application and stated she would like a license to sell food.

Upon a motion the Commission voted 2-0 to approve the common victualer license for New Family 88 Supermarket.

Exhibit A: Application for common victualer license received on January 13, 2014 and dated January 13, 2014.

Petition: Request for common victualer license

8. Petitioner: Peking Garden, 618 Chandler Street

Zheng Min Cheng appeared on behalf of the application. She stated she will be running this restaurant and would like license to operate.

Upon a motion the Commission voted 2-0 to approve the common victualer license for Peking Garden.

Exhibit A: Application for common victualer license received on December 30, 2013 and December 30, 2013.

9. Petition: Request for common victualer license

Petitioner: Health Food Line, LLC, 2 Washington Square

Saada L'Heruex appeared on behalf of the application. Ms. Heruex stated she will be operating this business inside Union Station.

Upon a motion the Commission voted 2-0 to approve the common victualer license for Health Food Line, LLC

Exhibit A: Application for common victualer license received on January 13, 2014 and dated January 13, 2014.

11. Petitioner: Altanoor, 591 Park Avenue

Petition: Request for common victualer license

Rjyaon Almeshrefawj appeared on behalf of the application. Mr. Almeshrefawj stated he will be operating a convenience store and restaurant.

Upon a motion the Commission voted 2-0 to approve the common victualer license for Altanoor.

Exhibit A: Application for common victualer license received on January 6, 2014 and dated January 6, 2014.

12. Petitioner: Sadat Enterprises dba C.F.C. Fried Chicken

Attorney Joseph Lussier along with Mohib Hasimi appeared on behalf of the application. Mr. Lussier stated this restaurant will be across from City Hall and operate from 9:00 to 2:00 a.m.

Upon a motion the Commission voted 2-0 to approve the common victualer license for Sadat

Enterprises dba C.F.C. Fried Chicken.

Exhibit A: Application for common victualer license received on January 9, 2014 and dated January 9, 2014.

Alcohol & Entertainment Permit Applications:

13. Petition: Request for change of manager

Petitioner: Johnny Fugata, 394 Belmont Street

John Piccolo appeared on behalf of the application. He stated that this operation is mostly days and he will be the manager of the premises.

Upon a motion the Commission voted 2-0 to approve the common victualer license for Johnny Fugata.

Exhibit A: Application for change of manager received on January 6, 2014 and dated January 6, 2014.

14. Petition: Request for restaurant all alcohol license

Petitioner: Meze Greek Tapas, Inc, 156 Shrewsbury Street

Sotirios Georgiadis appeared on behalf of the application. He stated this will be for a new restaurant at 156 Shrewsbury Street and will include outdoor sidewalk café.

Upon a motion the Commission voted 2-0 to approve the restaurant all alcohol license for Meze Greek Tapas.

Exhibit A: Application for restaurant all alcohol received on December 30, 2013 and dated December 30, 2013.

Status Hearing

15. Ritual, 287 Main Street – Status on change of manager

Ms. Steele stated Attorney Rodman will be filing paperwork on this item.

16. Danana, 387 Cambridge – Status of license

No one appeared for item. Item will be placed on next agenda for cessation of business.

17. Blackstone Pizza, 102 Green Street – Status of transfer

No one appeared for item. Ms. Steele stated she would send follow up letter.

18. Pho Lam, 91 Stafford Street – Status of license

Ms. Steele stated she would follow up on letter received regarding transfer of ownership of license.

19. Rage, 107 Water Street- Status of license

Ms. Steele stated a transfer application had been received and will be on next agenda.

20. San Ventures, 154 Shrewsbury Street – Status of license

Ms. Steele stated she had spoken with Joseph Evangelista and he is attempting to find buyer for the location and will follow up on item.

21. Keiko Bar & Lounge, 751 Main Street – Status of license

Keiko Bar & Lounge, 751 Main Street, Violation of Rules #1, #14 (2 counts). Operating after hours

Tuyn Lam appeared on behalf of items and requested a continuance as she had hired an attorney to represent her.

Commissioner Mullan stated they would continue item until the February 6, 2014 meeting.

Violation Hearings

22. Faucher & Masson, Inc., dba Main South Discount Liquors, 817 Main Street

Violation of Rules #6, #21 – Sale to underage person

Charles Faucher, Michael Kenkarski and Attorney Paul Sushcyk appeared on behalf of the item.

On May 25, 2013, Officers Mark Jolin and Bill Stout, along with Lieutenant James Johnson conducted compliance checks at various package stores throughout the city of Worcester. An underage male (identifying information held at the Worcester Police Station Alcohol Unit) accompanied the officers and was instructed to enter a package store and attempt to purchase alcohol without providing identification. He was instructed to politely state he did not have identification if asked, not to be confrontational at any time and to walk out of the package store with or without making a purchase. He was given these instructions each time he entered a different store and he was observed both entering and exiting the stores. Prior to going out, the underage male was given a breathalyzer test in the cell room and again upon his return. He was not allowed to carry identification on his person.

At around 4:11 p.m., the underage male entered Main South Liquors, located at 817 Main Street, and purchased a 40 ounce Miller High Life Beer for \$2.45. The underage male informed police that the clerk asked for identification and when he replied he did not have identification the clerk looked at him and said, “yeah, you are over 21.” At the conclusion of the sting, Officer Jolin contacted

the business to inform them of the violation and advised that the manager would have to appear before the License Commission.

Mr. Faucher admitted that the violation had occurred.

Commissioner Mullan note that case file showed establishment had been in business for over 50 years with very few violations.

Upon a roll call the Commission voted 2-0 to that violation had occurred.

Upon a roll call the Commission voted 2-0 to issue a warning.

Exhibit A: Police Report dated May 25, 2013.

Other Business:

Communications

Letter from the A.B.C.C., re: Price Chopper Operating Co. of Massachusetts, Inc., appeal decisions; dated January 8, 2014 and received via fax, January 13, 2014.

The Commission reviewed letter.

Executive Session

Upon a motion the Commission voted 2-0 to go into Executive Session at 10:30 a.m. and stated meeting would adjourn after Executive Session completed. Executive Session ended at 10:36 a.m.