

MINUTES OF THE PROCEEDINGS OF THE
LICENSE COMMISSION OF THE CITY OF WORCESTER
OCTOBER 18, 2018

LEVI LINCOLN CHAMBERS

Commission Members Present: Anthony Salvidio, Chairman
Walter Shea, Commissioner

Commission Members Absent: Barbara Haller, Commissioner

Staff Present: Alexandra Kalkounis, Law Department
Lt. James Johnson, Worcester Police Department
Officer Patrick Harrington, Worcester Police Department
Lt. Jeffrey Dubeau, Worcester Fire Department
Jim Racicot, Inspectional Services
Deborah Steele, Planning & Regulatory Services

Minutes

October 4, 2018

Upon a motion the Commission voted 2-0 to approve the minutes of October 4, 2018.

NEW BUSINESS

Common Victualer Requests

I-1: Dos Tacos Café, 296 Pleasant Street

Request for a common victualer license

Juan Garcia appeared upon behalf of the application.

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

Exhibit A: Application for common victualer license dated October 2, 2018 and received October 2, 2018

Special One Day Liquor & Entertainment Requests

II-1: Donald Oleski, 596 Cambridge Street

Request for one day liquor license

- November 17, 2018 – 5:00 p.m. - 11:00 p.m.

Donald Oleski appeared upon behalf of the application. He stated that this is for a fundraiser.

Upon a motion the Commission voted 2-0 to approve the one day liquor license.

Exhibit A: Application for one day liquor license dated October 2, 2018 and received October 2, 2018

II-2: Bob Pascarelli, 30 Anna Street

Request for one day liquor license

- November 8, 2018 – 6:00 p.m. – 10:00 p.m.

Bob Pascarelli appeared upon behalf of the application and stated that this is for a fundraiser.

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

Exhibit A: Application for one day liquor license dated September 26, 2018 and received September 26, 2018

II-3: Joseph Kraskouskas, 100 Institute Road

Request for one day liquor license

- October 27, 2018 WPI Quad – 11:00 a.m.-1:00 p.m.
- October 27, 2018 Rec Center – 12:30 p.m. – 2:30 p.m.

A representative from WPI appeared upon behalf of the applications.

Upon a motion the Commission voted 2-0 to approve the two one day liquor licenses.

Exhibit A: Application for one day liquor license dated September 26, 2018 and received September 26, 2018

Alcohol & Entertainment Requests

III-1: Marlboro Food, Inc., 1326 Main Street

Request for transfer of package store malt & wine license

Item was postponed to November 1, 2018.

Exhibit A: Application for transfer of package store malt & wine license dated August 21, 2018 and received August 21, 2018

III-2: Jason Eastty, 177 Grafton Street

Request for general on premises all alcohol license

Application was withdrawn.

Exhibit A: Application for general on premises all alcohol license dated August 21, 2018 and received August 21, 2018

III-3: Baystate Café dba Phoenician Hookah Bar, 175 Harding Street

Request for restaurant all alcohol license

Attorney Irfan Nasrullah along with Naomi Faith Lemper Wehbe and Eddy Wehbe appeared upon behalf of the application.

Chairman Salvidio stated that the Commissioners and the police had viewed the site prior to the meeting.

Chairman Salvidio told the applicant that if they wish to have entertainment they would need to file a separate application for that.

Upon a motion the Commission voted 2-0 to approve the restaurant all alcohol license along with the transfer of stock ownership that was included in the application.

Exhibit A: Application for restaurant all alcohol license dated August 14, 2018 and received October 2, 2018

III-4: OMO Food Group, LLC dba City Bar & Grille, 395 Chandler Street

- a. Request for transfer of restaurant all alcohol license
- b. Request for entertainment license for jukebox, tv, radio, dancing by patrons, dancing by entertainers, record music, live music, amplification system, karaoke

Attorney Mark Borenstein along with the applicant, Cynthias Nardulli, appeared upon behalf of the application.

Mr. Borenstein stated that they are looking to transfer the restaurant all alcohol license and they would like to amend the entertainment license to just have radio/tv.

Upon a motion the Commission voted 2-0 to approve the transfer of the restaurant all alcohol license.

Upon a motion the Commission voted 2-0 to approve the entertainment license for just radio/tv.

Exhibit A: Application for transfer restaurant all alcohol license dated October 2, 2018 and received October 2, 2018

Exhibit B: Application for entertainment license dated October 12, 2018 and received October 12, 2018.

III-5: Wormtown Brewery, 72 Shrewsbury Street

Request for alteration of premises

Application was withdrawn.

Exhibit A: Application for alteration of premises dated August 21, 2018 and received August 21, 2018

Hearings:

IV-1: Elite Club Enterprises, Inc. dba Riviera Show Club, 241 Southbridge Street-Rules #14, #29
– Manager violation, disturbance of the peace

Item was postponed to November 1, 2018.

Exhibit A: Police report dated August 8, 2018.

IV-2: G&G Investments, Inc. dba Beatnik's, 433 Park Avenue

Rules #7, #14, #27- Sales to under 21, manager violation, occupancy violation

Dennis Ford appeared to answer to the violation and waived his right to counsel.

Lt. Johnson presented the following:

On August 30, 2018, Officer Patrick Harrington along with members of the Alcohol Enforcement Unit, WPI Police, Fire & Code Prevention Units were conducting compliance and went to Beatnik's at 433 Park Avenue.

Fire Department investigators asked the doorman how many were inside Beatnik's and the doorman stated that he was not sure. The occupancy of the inside of the business is 97. Fire Department investigators conducted an occupancy count and confirmed there were over 200 patrons inside.

During the Fire Department compliance check police investigators began checking identifications of patrons and found four different patrons under the age of 21 with fake identifications consuming alcoholic beverages.

Mr. Ford stated that the violation had occurred a week after he started operating the premises. After the violation he stopped taking out of state IDs, and now mans the front door himself, checking the IDs, and has another employee at back to prevent people coming in through the emergency exit.

Upon a motion the Commission voted 2-0 that that Rules #7, #14, #27 did occur.

Upon a motion the Commission voted 2-0 to impose a one day suspended suspension.

Exhibit A: Police report dated September 13, 2018.

IV-3: Kobe Enterprises, Inc. dba 7 Nana Japanese Steakhouse, 60 Shrewsbury Street

Item was postponed to November 1, 2018.

Violation of 204 CMR 2.05 and M.G.L. c. 138 § 26 –liquor license violation and the associated common victualer license and entertainment license – No approved manager on the premises

Exhibit A: Police report September 12, 2018.

Other Business

V-1: Updated rules and regulations

Upon a motion the Commission voted 2-0 to advertise the rules and regulations for the November 1, 2018 License Commission meeting.

Communications

- Notice of ABCC Hearing – Peregrine Endeavors dba District, 107 Water Street-No comment.
- Notice of Informational ABCC Hearing – The Hangover Corp. dba The Hangover Pub-No comment.
- Petrogas Group New England dba 7- Eleven, 350 Greenwood Street-ABCC Appeal decision-No comment.

Adjournment

Upon a motion the Commission voted 2-0 to adjourn the meeting at 10:21 a.m.