

FEBRUARY 17, 2011

**Copy to: City Manager
City Clerk**

**Time: 10:00 a.m.
Room: Esther Howland Chamber**

Views: 9:30 a.m. Patsie Dugan's LLC, 49 Millbury Street

Approval of minutes of License Commission meeting of February 3, 2011

**Special All Alcoholic license
requested by:**

**Leroy Simon
18B Grafton Street
February 26, 2011
CONTINUED FROM FEBRUARY 3, 2011 MEETING
Applicant did not appear. Lt. James Johnson stated
he met with applicant and told him Police would
not support due to safety issues of location**

**Special Malt & Wine
license requested by:**

**Al Maykel II
232-234 Chandler Street
March 13, 2011
10:00 a.m. – 3:00 p.m.
APPROVED**

**Bill Battelle
100 Institute Road
March 6, 2011
4:00 p.m. – 8:00 p.m.
Bill Battelle – Event for Massachusetts
College of Pharmacy for about 40 people
APPROVED**

**John McLaughlin
455 Pleasant Street
March 13, 2011
John McLaughlin stated this would be outside
event for St. Patrick's Day parade and off-duty
police would be hired.
APPROVED**

**Ancient Order of Hibernians
19 Temple Street
March 5, 2011
Noon – 11:00 p.m.
Steve Murphy stated event was for
Irish Festival.
APPROVED**

**Delmy Ramirez
Conchagua Bar
3 Mill Street**

**Request for general on premises all alcoholic license
CONTINUED FROM FEBRUARY 3, 2011 MEETING
Delmy Ramirez, Jose Zayas translated for Ms. Ramirez**

**Patsie Dugan's LLC
dba Patsie Dugan's Pub
49 Millbury Street**

**Ms. Ramirez could not provide information whether she had valid lease for location.
Motion made by Peter Lukes to approve license.
Paul Mullen, Karon Shea and Peter Lukes voted to deny application
APPLICATION DENIED**

**Global Spirits
dba Renaissance Wines & Spirits
345 Grafton Street**

**Request for general on premises all alcoholic license
Commission members viewed premises prior to meeting. Patrick Patton, Attorney John Nelson. stated that Mr. Patton plans to open as a pub.
Councilor Barbara Haller asked about entertainment application. No application had been filed for entertainment but will be filed at future date.
Karon Shea made motion to approve seconded by Paul Mullen.
LICENSE APPROVED**

**Jeff's Place Inc
274 Shrewsbury Street**

**Request for transfer of package store all alcoholic license to TKP LLC dba Renaissance Wine & Spirits
William P Kiritsy
William Pappas and William Kirsty appeared at meeting to request to transfer license to new corporation
Peter Lukes made motion to approved, seconded by Karon Shea
LICENSE TRANSFER APPROVED**

**Bar 2010 Inc
274 Shrewsbury Street**

**Recession of common victualer all alcoholic license
Jeff Schlener holder of license of Jeff's Place Inc. was present at meeting and stated that landlord had terminated his lease.
Attorney Dan Cotton stated that he represents Mr. Ha- Bar 2010 Inc who tried to obtain the license from Jeff's Place however due to the tax issues the Department of Revenue would not come to agreement on the tax issue for Jeff's Place Inc.
Attorney Dan Cotton stated he was approached by owner of building at 274 Shrewsbury Street who stated that Mr. Schlener had been evicted from building and asked if Mr. Ha would be interested in obtaining a lease for property.
Peter Lukes made motion to revoke, Karon Shea seconded,
LICENSE REVOKED.**

**Request for common victualer all alcoholic license
Attorney Dan Cotton representing Bar 2010 Inc stated will operate as restaurant with liquor.
Peter Lukes made motion to approve. Karon Shea seconded.
LICENSE APPROVED**

Main Street Restaurant Associates Inc

244 Main Street

Request for change of manager on common victualer all alcoholic license to Robert E. Carroll, Jr. Robert Carroll, Robert McCabe appeared. Mr. Carroll stated he has been working at Main Street Associates as assistant manager but now will be manager of record.

Peter Lukes made motion to approve, Karan Shea seconded.

Karen Gauvin
Amsterdam
27 Pleasant Street

Request for entertainment license which will include tv, radio, dancing by patrons, dancing by entertainers, recorded music, live music, amplification system, moving picture show, floor show, light show, theatrical exhibition, karaoke

Karen Gauvin along with legal counsel made presentation that Karen would be applying for entertainment license at 27 Pleasant Street.

Questions arose as to hour of operations for establishment and whether operation would be BYOB.

Karen wasn't sure as to what hours would be but thought it would be to 10:00 p.m. to 4:00 a.m. but then suggested closing at 1:30 a.m.

Peter Lukes made motion to approve application. Paul Mullen and Peter Lukes voted to deny. Karon Shea recused herself from hearing.

Friendly House
16-18 Cottage Street

Request to transfer ownership of lodging house license to South Middlesex Non-Profit Housing Corporation
CONTINUED FROM FEBRUARY 3, 2011 MEETING
Kathy Garrahan appeared representing South Middlesex Non-Profit Housing. Will be fourteen people lodging house with one resident manager.

Andrew Nicholas abutter to property asked to be heard and requested that new owners just be considerate of neighbors and that in six months a review of property be done by License Commission.

Councilor Haller stated a neighborhood meeting had taken place and SMOC presented a list of commitments with regards to use of the property. Councilor Haller requested list be entered into record.

SMOC Commitments

24 hour trained on-site property management

24 emergency contact information for neighbors

No sex offenders or arsonists

All residents will be screened before placement utilizing the state CORI system

No illicit drug or alcohol use on premises

No loitering policy

Assigned outdoor smoking area

Installation of security cameras

Curfews for both tenants and visitors

Participation in future neighborhood discussion to update neighbors

Rules & Policies developed and distributed by SMOC

Active case management and linkage to behavioral health services, education, job training, other housing resources, etc.

Property can house up to 14 people plus resident Manager

Property in compliance with code and will include a Sprinkler system.
Parking lot will be paved. Tenants, visitors and case Managers will be required to use that lot rather than Off-street parking.
Landscaping will be done.
Peter Lukes made motion that transfer be approved and status hearing be held in six months on location.
Karon Shea seconded
APPROVED

Bowler's Café
264 Pleasant Street

Status hearing
License holder was notified of hearing and did not appear. Payment for liquor license for 2011 was returned by bank to city treasurer's office. License holder was notified to make payment within seven days of treasurer notice and no payment received.
As no payment made for 2011 license location no longer has liquor license.
FILED

92 Shrewsbury Street

Discussion relative to OM Foods
Peter Lukes, Karon Shea and Paul Mullen stated they would not re-open the hearing for 92 Shrewsbury Street.

HEARINGS

Danana Inc
dba LaRaza
387 Cambridge Street

Violation of Rule #14
Javier Sanchez and Juan Gomez appeared and requested continuance to obtain legal counsel
Commission granted continuance

Macattacks
455 Pleasant Street

Violation of Rule ##14, #17
John McLaughlin was present and waived right to counsel.
Lt. Johnson presented the following

On 09-25-10 I Officer Mark E Jolin was working in his current assignment as a member of the Worcester Police Alcohol Enforcement Unit. He was contacted by Officer Steve Bonczek of the Anti Street Violence Unit. Officer Bonczek informed Officer Jolin that he had observed two females with drinks outside of Johnny Mac's. Officer Jolin responded to Johnny Mac's located at 455 Pleasant Street. Officer Bonczek and Officer Jolin interviewed a female that was drinking a mixed drink outside of the building that is Johnny Mac's. The female was identified as Mariam Dorsy 09-20-46.

Officer Jolin then talked with the owner/manager John McLaughlin. Mr McLaughlin explained that he had limited staff at that time. There was a comedy show taking place and the additional door and floor staff was not scheduled to arrive until later.

The following is the report from Officer Bonczek on the incident. On 25 September 2010, at approximately 2100 hours, Officer Bonczek was on motor patrol assigned to the Anti Violence Street Crimes Unit. At this time, he was driving by 455 Pleasant St, Johnnie Mac's, when he observed 3 females standing outside the back door of the establishment, 2 of which had alcoholic beverages in their possession. One of the drinks was a beer in a brown bottle and the other was a clear liquid in a transparent glass, later identified as a gin and tonic.

Officer Bonczek spoke with the manager, John McLaughlin and informed him of his observations. Mr. McLaughlin stated that he was unaware that anyone had been outside with alcohol. Officer Bonczek then spoke with Miriam Dorsey who was one of the women he observed outside. She did admit to being outside with the gin and tonic, and stated that she was unaware that it was not permitted.

Mr. McLaughlin stated he was aware of violation and apologized for incident happening. A patron had left to have cigarette with drink in hand and he tried to stop them but police had arrived before he could escort woman back in.

Commission voted unanimously that violations had taken place and recommended a warning.

**Hamilton Street Liquor
366 Hamilton Street**

**Violation of Rules #6, #21
Paul Pitro was present and waived right to counsel.
Lt. Johnson presented the following**

On 07/18/10 Officer Robert Belsito along with an undercover minor were conducting a Citywide Alcohol Sting on random Licensed Liquor stores. At approximately 1414hrs, Officer Belsito instructed the undercover minor to purchase a 40oz. Budweiser without producing identification. Officer Belsito gave him five dollars and at that time he entered Hamilton Street liquors located at 366 Hamilton Street. Officer Belsito observed him enter Hamilton Street Liquors and approximately five minutes later he exited holding a paper bag which appeared to have a bottle in it. He then produced a 40oz. Budweiser. He stated that the clerk did not ask him for identification. He also stated that the alcohol cost \$3.72.

**Mr. Pitro did not dispute the facts as presented by Police
Commission voted unanimously that violations had taken place and recommended a warning.**