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TOWN OF BARNSTABLE

NOTICE OF MEETINGS OF TOWN DEPARTMENT AND ALL TOWN BOARDS
As Required by Chapter 28 of the Acts of 2009 which amends MGL Chapter 30 A

Licensing Authority Agenda

DATE OF MEETING: August 16, 2010
TIME: 9:30 A.M.
PLACE: 367 Main St., Hyannis (Town Hall Bldg.), 2nd Floor Hearing Room

Hearings:

One Day Entertainment: Application of Susan Fellows on behalf of Brenda J. Cottingham, 70 Stetson St., Hyannis, for an Entertainment License for an "Evening of Clairvoyance" to be held at the Unitarian Church, Main Street, Barnstable, on September 17, 2010 from 7 pm to 10 pm.

One Day Entertainment: Application of Pastor Bruce Smith of Calvary Baptist Church, 25 Lincoln Road, Hyannis, for an Entertainment License for bands and choirs, to praise teams from local churches to be held at church on August 21, 2010 from 10 am to 6 pm.

One Day Beer & Wine & One Day Entertainment: Application of Elizabeth Marcus on behalf of Cape Cod Beer, 1336 Phinney's Lane, Hyannis, MA for a One Day Beer & Wine License and a One Day Entertainment License for the Jeff Lowe band for a benefit event on August 27, 2010 from 5 pm to 9 pm to benefit The Last Gasp.

One Day Entertainment: Application of Heather Donnelly on behalf of MSPCA, 1577 Falmouth Road, Centerville, for an Entertainment License for a DJ with amplified sound at an event at Aselton Park on September 12, 2010 from 11 am to 2 pm.

One Day Entertainment & Sunday Entertainment: Application of Melissa Alexander on behalf of Cats on the Beach for a One Day Entertainment & Sunday Entertainment License for a cat show at the Horace Mann Charter School, Marstons Mills on Saturday, September 11, 2010 and September 12, 2010 from 9 am to 4 pm each day.

One Day Beer & Wine License: Application of Richard V. Troy on behalf of International Rett Syndrome Foundation, 59 School Street, Middleborough, MA for a One Day Beer & Wine License a fundraising event with 2 musical groups on September 12, 2010 from 4 pm to 10 pm at Cotuit Center for the Arts, 4404 Route 28, Cotuit, MA.

Two One Day Beer & Wine Licenses & two Entertainment Licenses: application of Tony Zombas on behalf of St. George Greek Orthodox Church, 1130 Falmouth Road, Centerville, MA for two One Day Beer & Wine Licenses and two Entertainment Licenses for an event with Beer & Wine and the High Altitude Band, to be held on August 27, 2010 from 4 pm to 10 pm and August 28, 2010 from 11:30 am to 10 pm.

Change of Manager: Application of Jomkwan, Inc., d/b/a Thai House, 304-06 Main Street, Hyannis, for a Change of Manager on its annual Common Victualler Wine & Malt License from Salath Khaosanga to Saithip Atiwethin.

New Lodging House License: Application of Marcus M. Sherman, d/b/a Marston Family B&B, Marcus M. Sherman, Manager, for a new Lodging House License at 70 Marston Avenue, Hyannis, with a maximum of 3 lodging rooms, and a maximum of 6 lodgers.

New (Amended) Class I Auto Dealer License: Application of Bourne Bridge Auto Sales, Inc., d/b/a Buick GMC Cadillac Saab of Cape Cod, Jeffrey Denesha, Manager, for a New Class I Automobile Dealer's License, 600 Yarmouth Road, Hyannis, MA, maximum of 309 vehicles on the property.

New Junk Dealer License: Application of Best Buy Stores, LP, d/b/a Best Buy, 793 Iyannough Road, Hyannis, MA, Rene Lessard, Manager, for a new Junk Dealer License, hours of operation to be mall hours.

New Junk Dealer License; One Day and Sunday Entertainment Licenses: Application of Marvin Getman, Impact Events Group, Inc., on behalf of New England Antique Shows, PO Box 247, Lexington, MA, Marvin Getman, Promoter, for a new Junk Dealer License for an antiques show and sale (sales only, no buying) at Hyannis Youth & Community Center, 141 Bassett Lane, Hyannis, hours of operation of the show to be 10 am to 5 pm August 28, 2010 and 10 am to 4 pm on August 29, 2010 (License for 2 days only) and for a one day and Sunday entertainment license for one piano player to be performing at the show.

Show Cause Hearing: Show Cause Hearing for Cape Cod Precious Gems & Coins, 48 Iyannough Road, Hyannis, MA, Carl Marchetti, Manager, for revocation of its Junk Dealer License as a result of information presented to the Licensing Authority by Detective Sgt. John Murphy of the Barnstable Police Department at the December 7, 2009 Licensing Authority Hearing for failure to comply with the Town of Barnstable Rules and Regulations under Chapter 502 regarding non-reporting of items purchased for sale, that it purchased items which appear on a list of stolen property, and a determination that Mr. Marchetti is an improper person to hold a Junk Dealer License, to show cause why its Junk Dealer License should not be permanently revoked. This hearing was continued again as the police sergeant who called for this hearing could not attend this morning due to an emergency last evening.

Show Cause Hearing: Show Cause Hearing for Tim Ferreira, d/b/a Ferreira's, 85 Old Yarmouth Road, Hyannis as a result of a complaint made to the Barnstable Police

Department, and subsequent ride by the business location, requesting that Mr. Ferreira appear at a Show Cause Hearing on Monday, July 19, 2010 at 9:30 a.m. at the Town Hall Building, 367 Main Street, Hyannis, MA in the 2nd Floor Hearing Room for storing junk material outside in the parking lot located in close proximity to a public water supply well.

Business Meeting:

Request of VN Management Corp., d/b/a Cape Cod Inn to reconsider decision on Show Cause Hearing of 7/19/10 to revoke the entertainment license because of guilty findings that on June 13, 2010 at approximately 0010 hrs., it violated The Code of the Town of Barnstable, Section 501-10B allowing entertainment to be heard outside the boundaries of the premises, and Section 501-8 for failure of the manager to provide a high degree of supervision of the licensed premises.

Discussion and vote on agreement of the Licensing Authority to accept the 10 am Sunday serving hour and send to Town Council for adoption.

Discussion as to Blackburn's location at 30 Cit Avenue – cleanup ordered by August 2, 2010.

Discussion re: Advisory of ABCC re: Mandatory Liquor Liability Insurance.

Discussion on Auto Dealer operating in residential area.

“Last Drink List” letters to be sent for 2 establishments – like we did once before.

And any other new business to come before the Licensing Authority.

PERSONS INTERESTED ARE ADVISED THAT, IN THE EVENT ANY MATTER TAKEN UP AT THE MEETING REMAINS UNFINISHED AT THE CLOSE OF THE MEETING, IT MAY BE PUT OFF TO A CONTINUED SESSION OF THIS MEETING, WITHOUT FURTHER NOTICE.

For your information the section of the M.G.L. that pertains to postings of meetings is as follows: Except in an emergency, in addition to any notice otherwise required by law, a public body shall post notice of every meeting at least 48 hours prior to such meeting, excluding Saturdays, Sundays and legal holidays. In an emergency, a public body shall post notice as soon as reasonably possible prior to such meeting. Notice shall be printed in a legible, easily understandable format and shall contain: the date, time and place of such meeting and a listing of topics that the chair reasonably anticipates will be discussed at the meeting. For meetings of a local public body, notice shall be filed with the municipal clerk and posted in a manner conspicuously visible to the public at all hours in or on the municipal building in which the clerk's office is located.