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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:** March 12, 2012

Check below which one applies

The Clerk's office has this meeting date already posted  X

This is a special meeting which has not been posted \_\_\_\_\_

**TIME:** 9:30 a.m.

**PLACE:** 2<sup>nd</sup> Floor Hearing Room, 367 Main Street, Hyannis, MA

Hearings:

**Two One Day Entertainment Licenses:** Application of Cecelia Carey on behalf of Rotary Club of Hyannis, P.O. Box 39, Hyannis for two one day entertainment licenses for its annual Home & Garden Show to be held at the Barnstable High School on March 24, 2012 from 9 am to 5 pm and March 25, 2012 from 10 am to 4 pm. Exhibitors will showcase home, garden, landscaping, financial and the like industries for their goods and services. All proceedings go to scholarships and community projects and this is a registered non-profit organization.

**One Day Wine & Malt License:** Application of Mary Lyons on behalf of Casual Gourmet, 31 Richardson Road, Centerville for a Hyannis Chamber of Commerce Business After Hours event to be held at the Wilkens Outpatient Medical Complex, 35 Gonsalves Road, Hyannis for a One Day Beer & Wine License for an event on March 20, 2012, from 5:30 pm to 7:30 pm.

**One Day Wine & Malt License:** Application of Sarah Biggs of Casual Gourmet, 31 Richardson Road, Centerville on behalf of Cape Cod Academy, 50 Osterville West Barnstable Road, Osterville, for a One Day Wine and Malt License for a fundraising gala event to be held on March 24, 2012 from 5:30 pm to 9:30 pm.

**One Day All Alcohol License:** Application of Sean Whelahan on behalf of Kian n Rylee's Pub & Patio, 561 Main Street, Hyannis, holding a Seasonal All Alcohol Common Victualler License for permission from the Board for a One Day All Alcohol License to commence its 2012 season on March 31, 2012 rather than April 1, 2012 (one day earlier than seasonal licenses commence) because April 1<sup>st</sup> falls on a Sunday.

**One Day Entertainment Licenses (2):** Application of Kevin Howard on behalf of Arts Foundation of Cape Cod, 3 Shootflying Hill Road, Centerville, for two one day entertainment licenses for its annual TD Bank Pops by the Sea - preview party with a pianist and 8 performers Saturday, August 11, 2012 from 5 pm to 9 pm and the Boston Pops concert on Sunday, August 12, 2012 from 1 pm to 7 pm with regionally based bands on the lawn in front of the Town Hall building, 367 Main Street, Hyannis.

**One Day Wine & Malt License:** Application of Renee Voorhees on behalf of Marstons Mills Public Library, 2160 Main Street, P.O. Box 9, Marstons Mills, MA 02648 for a One Day Beer & Wine License for a Welcome Spring Fundraiser to be held on May 3, 2012 from 5 pm to 8:30 pm.

**One Day Entertainment License:** Application of Allen Hoyt on behalf of The Highland Light Scottish Pipe Band, 208 Clark Road, Plymouth, for a one day entertainment license for its annual Celtic Night concert with a pipe band, singers, dancers, a harpist and a sessions band. The event will be held at the West Villages Elementary School Tynan auditorium on March 24, 2012 from 6:00 pm for approximately two hours.

**New Annual Common Victualler License:** Application of Starbuck's Coffee Inc., d/b/a Starbuck's Coffee, 655 Iyannough Road, Unit #6, Hyannis, Mary Volk, Manager, for a New Common Victualler License, the hours of operation to be 5:00 a.m. to 10:00 p.m. with seating for 24 inside and 8 outside on the patio.

**Carnival:** Application of Harold Fera, Rockwell Amusement & Promotions, Inc., 10 Red Oak Drive, Johnston, RI, for a Special Permit for a Carnival with 18 rides and 15 games for Wednesday, June 13, 2012 through Sunday, June 17, 2012, David Bertozzi, Manager, to be held at the Cape Cod Mall rear parking lot, 769 Iyannough Road, Hyannis. Set up will be on 6/11 and 6/12/2012, and the carnival will be operating from 6 pm to 10 pm Wednesday & Thursday, 6 pm – 11 pm Friday, noon to 11 pm Saturday and 1 pm to 10 pm Sunday.

**Alteration of Premises:** Application of Shark City Market, LLC, d/b/a Old Village Store, 2455 Meetinghouse Way, West Barnstable, MA, Alfred Schofield, Manager, for an alteration in the premises description on its Wine and Malt Package Store License to this new description: New beer and wine area in north side of the retail area of the building of approx. 20' x 20' with a 10' x 20' storage area. Three doors in the area; one in rear for loading, one facing Meetinghouse Way and the 3<sup>rd</sup> allowing entrance to the grocery/deli area. Operation would be an extension of the existing store with primary entrance through Old Village Store.

**Change of Manager:** Application of Post 2578 VFW Building Assoc., Inc., d/b/a Dennis F. Thomas Post 2578 VFW, 455 Iyannough Road, Hyannis, for a Change of Manager on its annual All Alcohol General on Premises license from Malcolm Stoker to Peter J. Lawson.

**New Annual Wine & Malt Common Victualler License:** Application of Pizzeria Barbone, LLC, d/b/a Pizza Barbone, 390 Main Street, Hyannis, Jason O'Toole, Manager, for a New Annual Common Victualler Wine & Malt License, hours of operation to be 11 am to 11 pm, with seating for 42 at tables/chairs & banquette, 7 at counter and 12 outside.

**New Seasonal Common Victualler License:** Application of Cynthia J. Oliver, d/b/a Lobstahs, 569 Main Street, Unit D12, Hyannis, Cynthia J. Oliver, Manager, for a New

Seasonal Common Victualler License, the hours of operation to be 10:00 a.m. to 6:00 p.m. with seating at tables outside for 18.

**Change of Manager and Addition of 2 Pool Tables:** Application of Tommy Doyle's Hyannis, LLC d/b/a Tommy Doyle's Irish Pub & Restaurant, 334 Main Street, Hyannis, for a Change of Manager from Jason Irving to Shawn Dougherty and for the addition of two pool tables.

**Alteration of Premises:** Application of Brazilian Grill Inc., d/b/a Brazilian Grill, 676-78 Main Street, Hyannis. Kelly A. DePaula, Manager, for Alteration of Premises to change to the following premises description: Wood frame building at 676-78 main Street with 1 entrance on Main Street, 2 exits to rear of building. 74 x 16 kitchen, 8 1/2 x 4 1/2 coffee room. Central dining room 48 x 18 with 67 seats, 2<sup>nd</sup> dining room 48 x 17 with 44 seats, garden room 38 x 28 with 48 seats. Garden room has 1 entrance from central dining corridor and 2 emergency exits to sidewalk. Bar room 28 x 18 with 20 seats. Outside patio 9 x 12 with 16 seats. 10 x 24 salad bar, 3 restrooms with handicap provisions, 8 x 14 registration area, 15 x 15 waiting area. Total seating 195.

**Renewals:**

**The following renewals have been submitted without any changes from the previous year for Licensing Authority approval:**

**Common Victualler (Seasonal):**

Ben & Jerry's, 352 Main Street, Hyannis

**Business Meeting:**

Discussion: Changes to Chapter 502 Junk Dealer Regulations. Hearing requested by the Barnstable Police Department, which has identified as an issue, and has requested the Licensing Authority consider adoption of changes to the regulations for Secondhand Dealers and Collectors as outlined in Chapter 502, Sections 4C&D, and 6E&F. This hearing will be for discussion purposes on the concept proposed.

Discussion: Number of Class II Auto Dealers (used vehicles).

Release of Executive Session Minutes, if any.

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.