



Licensing Board

May 20, 2013 – 7:00 PM – **Agenda**
City Hall, 133 William Street, Room 314

REQUIRED: Steven A. Beaugard, Chairman

Marcelino “Sonny” G. Almeida, Commissioner

a/o 05/15/13

Edmund F. Craig, Jr., Commissioner

Atty. John Flor, Asst. City Solicitor

Capt. Steven Vicente, Police Department Liaison to the Lic. Bd.

Lt. Scott Sylvia, Detail Officer

Nick Nanopoulos, Director

APPROVALS RECEIVED FROM THE ALCOHOLIC BEVERAGES CONTROL COMMISSION

Pledge of License - Trans. # 177 – Plot # 55—171

Barry’s Fine Wine & Spirits, Inc., Barry G. Levine, President, who is requesting approval of a **Pledge of the Retail Package Store All Alcoholic Beverages License** to the **New Bedford Economic Development Council, Inc., 1213 Purchase Street, N.B., MA.** as security to authorize and execute a promissory note in the amount of **Ninety-Five Thousand Dollars (\$95,000.00)**, pursuant to Massachusetts General Laws Ch.138 s.23.

Approved By ABCC – 04/24/13

Change of Manager - Trans. # 209 – Plot # 93--181

Centro-Luso American Club, Inc., 34 Beetle Street, is requesting the approval of **Scott J. Tripp** who resides at **76 Church Street, New Bedford, MA.** as their new manager.

Approved By ABCC – 05/06/13

‘New’ Retail Package Store Wine & Malt License - Trans. # 224 – Plot # 94--47

Gulf Resources, Inc. d/b/a Hathaway Irving is petitioning for a **New Retail Package Store Wine and Malt Only Beverages License**. **John Carrigg** is the President, Co-Director, Co - Shareholder (50 %), **Richard Carrigg** is the Treasurer, Secretary, Co-Director, and Co-Shareholder (50 %), and **Dennis Collard** is the **Proposed Manager**. The proposed licensed premises is a convenience store located on the first floor of a one-story building in an area approximately 3,800 sq. ft., which includes a coffee shop take-out area, a deli take-out area, a backroom for storage, an office, and two restrooms; as well as a walk-in cooler and shelving for the sale and display of alcohol. There is one (1) entrance/exit in the front of the building, as well as two (2) emergency exits located at the rear of the building. The premises is situated on the south side of Hathaway Road, **and numbered 380 Hathaway Road.**

Approved By ABCC – 05/09/13

Pledge of License - Trans. #078 – Plot # 52--229

Almost Brothers, Inc. d/b/a Hibernia Pub, Barry Flynn, President, who is requesting approval of a **Pledge of the General on Premise All Alcoholic Beverages License** to the **New Bedford Economic Development Council, Inc., 1213 Purchase Street, N.B., MA.** as security to authorize and execute a promissory note in the amount of **Seventy-Five Thousand Dollars (\$75,000.00)**, pursuant to Massachusetts General Laws Ch.138 s.23.

Approved By ABCC – 05/09/13

DISAPPROVALS RECEIVED FROM THE ALCOHOLIC BEVERAGES CONTROL COMMISSION

Transfer of License - Trans. #151 - Plot # 28--140

Rocks and Rolls, LLC d/b/a Black Watch Pub, Andrew Laubi, Manager of LLC, who is petitioning to transfer a **Common Victualler (Restaurant) All Alcoholic Beverages License** to 266 Dartmouth Street Realty, LLC d/b/a Black Watch Pub. Upon approval, Leo R. Tremblay will be the Sole Member and Manager of the LLC, and the Sole Interest Holder (100%); and Joseph Tremblay is the **Proposed New Manager of the Liquor License**. Premises will remain the same at **266-268 Dartmouth Street**.

Disapproved By ABCC – 04/25/13 - Failure to Comply With Mass Tax Laws (DUA) – 2nd Attempt
Application to be sent back to the ABCC “For Reconsideration”, only upon notification from the Applicant or the DUA, that all outstanding issues have been resolved.

1. PETITION - Trans. #054 – Plot # 93--92

Club Recordacoes De Portugal, Inc. Antonio DaSilva, President who is petitioning to **Change the Description of the Club All Alcoholic Beverages License**, as a result of planned renovations. Upon completion of the renovations, the new description of the licensed premises will include two rooms on the first floor of a one-story building in a total area approximately 6,600 sq. ft., which will include one room, approximately 5,300 sq. ft., that will be used as a function hall, and will include a bar area, stage, and two restrooms; there will also be an additional room, approximately 1,300 sq. ft., that will be used as a ‘Club Members Lounge’, and will include a seated bar area and five (5) tables as well as a small storage room. This room will have a members only entrance/exit onto Coggeshall Street as well as an additional entrance/exit through the main foyer on Coggeshall Street and two (2) entrances/exits into the function hall area. The function room will have two (2) additional entrances/exits that will lead into the club parking lot on North Front Street, as well as an emergency exit on both the North and East side of the building. The licensed premises will also include the basement area which includes a kitchen area, looker room, and an additional area for the storage of alcohol only; as well as a walk-in cooler also for the storage of alcohol only. **There is to be no service (sale) or consumption of alcohol in the basement area.** The premises will remain situated on the North side of Coggeshall Street between North Front Street and Belleville Avenue, and will remain **numbered 249-253 Coggeshall Street**.

Final approval will require a new ‘**Certificate of Inspection**’ from the Building Department, a new ‘**Food Permit**’ from the Health Department, and a new signed ‘**Fire & Building Certificate**’ with regard to Chapter 304 Fire Acts Compliance.

Application has been advertised; Abutters have been notified

2. PETITION - Trans. # 036 – Plot # 126—65 (No Representation Required)

Pub 6 Social Corp. d/b/a Sixth Bristol, James Petitjean, President, who is requesting a **Change of Officers and Directors of the General on Premise All Alcoholic Beverages License**. Upon approval, **James M. Petitjean** will be the President, Secretary, Treasurer, and Sole Director; also being requested is a **Change of d/b/a** from the Sixth Bristol to the **Pub 6 at the Sixth Bristol**. Premises will remain the same at **736 Ashley Boulevard**.

Advertisement & Abutters Notification Not Required

3. APPLICATION, Representation Required – ‘NEW LOCATION’

Your Theatre, Inc., Brian Costa, Representative who is requesting approval of an application for a **Special One Day Wine & Malt Only Beverages License** for a ‘New Bedford Jazz Fest 2013’ to be held on **Pier 3**, and to be held on **Saturday, June 15, 2013 from 2:00 p.m. until 7:00 p.m.**

Note: The ‘**Special Event Permit Application**’ lists the anticipated number of attendees to be **250**.
(Final approval will require Liquor Liability along with endorsement page naming the City of New Bedford as additionally insured as well as a copy of the Police Detail Contract)

4. APPLICATION, Representation Required – ‘NEW EVENT’

Pam-Lu Corporation d/b/a LePlace, Pamela Pinault, Manager who is requesting approval of an application for a **Special One Day All Alcoholic Beverages License** for a ‘Fundraiser/ Southcoast Equality Pride Event’ to

be held in the Parking Lot and Closed Street, located at 20 Kenyon Street; and to be held on **Saturday, June 22, 2013 from 12:00 p.m. until 10:00 p.m.**

(Final approval will require Liquor Liability along with endorsement page naming the City of New Bedford as additionally insured as well as a copy of the Police Detail Contract)

5. APPLICATION, Representation Required – ‘NEW LOCATION’

N. B. Folk Festival Committee, Jamie Kelly, Representative, who is requesting approval of an application for a **Special One Day Wine & Malt Only Beverages License** for their annual ‘Folk Festival’ to be held in ‘Wing’s Court’; and to be held on **Saturday, July 6, 2013 from 12:00 p.m. until 8:00 p.m. and Sunday, July 7, 2013, from 1:00 p.m. until 8:00 p.m.** *(Final approval will require Liquor Liability along with endorsement page naming the City of New Bedford as additionally insured as well as a copy of the Police Detail Contract)*

6. APPLICATION, Representation Required – ‘NEW ORGANIZER’

Irmandade Do Divino Espirito Santo Do Pico, Inc., Guida Rocha, Director who is requesting approval of an application for a **Special One-Day All Alcoholic Beverage License** for a ‘Fundraiser/Summer Festival’ celebration to be held in the **Association Parking Lot**, located at **2056 Acushnet Avenue**; and to be held **Friday, July 12, 2013, from 5:00 p.m. until 11:45 p.m., Saturday, July 13, 2013, from 5:00 p.m. until 11:45 p.m., and Sunday, July 14 2013, from 1:00 p.m. until 10:00 p.m.** *(Final approval will require a copy of the Police Detail Contract)*

Minutes of 05/21/13

Applicant (Jose Matos) stated there would be no changes and the event would be held as previously approved, which included last year’s request to have the stage face out onto Acushnet Avenue.

7. APPLICATION, (No Representation Required)

Team Cure Catchers, Carlos Alberto, Representative who is requesting approval of an application for a **Special One Day Wine & Malt Only Beverages License** for an ‘American Cancer Society Fundraiser’ to be held at the Madeira Field – Pavilion Area Only, located at **50 Madeira Avenue**; and to be held on **Saturday, June 1, 2013, from 12:00 p.m. until 6:00 p.m.**

8. APPLICATION, (No Representation Required)

New Bedford Art Museum, Nooshin Navidi, Representative who is requesting approval of an application for a **Special One Day Wine & Malt Only Beverages License** for an ‘Art Opening – New Bedford Harbor & A New Light’, to be held at the New Bedford Art Museum, located on **608 Pleasant Street**; and to be held on **Saturday, May 11, 2013 from 3:00 p.m. until 6:00 p.m.**

9. APPLICATION, (No Representation Required)

Day of Portugal Committee, Veronica Medeiros, Representative who is requesting approval of an application for a **Special One-Day All Alcoholic Beverage License** for the ‘Day of Portugal Celebration’ to be held on **Acushnet Avenue (from Bullard Street to Beetle Street)**; and to be held **Friday, June 7, 2013 from 6:00 p.m. until 11:45 p.m., Saturday, June 8, 2013 from 12:00 p.m. until 11:45 p.m., and Sunday, June 9, 2013 from 12:00 p.m. until 10:00 p.m.** *(Security Plans Previously Approved On 04/22/13)*

10. APPLICATION, (No Representation Required)

European Café, Inc. d/b/a Café Europa, Pedro Ferreira, Manager who is requesting approval of an application for a **Special One-Day All Alcoholic Beverage License** for the ‘Day of Portugal Celebration’ to be held on **Acushnet Avenue (from Bullard Street to Beetle Street)**; and to be held **Friday, June 7, 2013 from 6:00 p.m. until 11:45 p.m., Saturday, June 8, 2013 from 12:00 p.m. until 11:45 p.m., and Sunday, June 9, 2013 from 12:00 p.m. until 10:00 p.m.** *(Security Plans Previously Approved On 04/22/13)*

11. APPLICATION, (No Representation Required)

Calderon & Calderon, Inc. d/b/a Café Portugal, Roberto Calderon, Treasurer who is requesting approval

of an application for a **Special One-Day All Alcoholic Beverage License** for the ‘Day of Portugal Celebration’ to be held on **Acushnet Avenue (from Bullard Street to Beetle Street)**; and to be held **Friday, June 7, 2013 from 6:00 p.m. until 11:45 p.m., Saturday, June 8, 2013 from 12:00 p.m. until 11:45 p.m., and Sunday, June 9, 2013 from 12:00 p.m. until 10:00 p.m. (Security Plans Previously Approved On 04/22/13)**

12. APPLICATION, (No Representation Required)

El Mexicano, Inc. d/b/a Mi Antojito Mexican Restaurant, Javier Rojas, Representative who is requesting approval of an application for a **Special One-Day All Alcoholic Beverage License** for the ‘Day of Portugal Celebration’ to be held on **Acushnet Avenue (from Bullard Street to Beetle Street)**; and to be held **Friday, June 7, 2013 from 6:00 p.m. until 11:45 p.m., Saturday, June 8, 2013 from 12:00 p.m. until 11:45 p.m., and Sunday, June 9, 2013 from 12:00 p.m. until 10:00 p.m. (Security Plans Previously Approved On 04/22/13)**

13. APPLICATION, (No Representation Required)

Zamora & Family, Inc. d/b/a Freddie’s Cafe, Alfredo F. Zamora, Representative who is requesting approval of an application for a **Special One-Day All Alcoholic Beverage License** for the ‘Day of Portugal Celebration’ to be held on **Acushnet Avenue (from Bullard Street to Beetle Street)**; and to be held **Friday, June 7, 2013 from 6:00 p.m. until 11:45 p.m., Saturday, June 8, 2013 from 12:00 p.m. until 11:45 p.m., and Sunday, June 9, 2013 from 12:00 p.m. until 10:00 p.m. (Security Plans Previously Approved On 04/22/13)**

14. APPLICATION, (No Representation Needed)

Coco Bongos, John Abee, Representative who is requesting approval of an application for a **Special One-Day All Alcoholic Beverage License** for the ‘Day of Portugal Celebration’ to be held on **Acushnet Avenue (from Bullard Street to Beetle Street)**; and to be held **Friday, June 7, 2013 from 6:00 p.m. until 11:45 p.m., Saturday, June 8, 2013 from 12:00 p.m. until 11:45 p.m., and Sunday, June 9, 2013 from 12:00 p.m. until 10:00 p.m. (Security Plans Previously Approved On 04/22/13)**

15. APPLICATION, (No Representation Required)

Gallery X, Patricia Gomes, Executive Director who is requesting approval of an application for a **Special One Day Wine & Malt Only Beverages License** for a ‘Fundraiser/Comedy Night’, to be held at **Gallery X**, located on **169 William Street**; and to be held on **Friday, June 14, 2013 from 7:00 p.m. until 11:00 p.m.**

16. APPLICATION, (No Representation Required)

Society of Senhor da Pedra/Holy Ghost Society, Pamela Barbosa, Representative who is requesting approval of an application for a **Special One-Day All Alcoholic Beverages License** for a ‘Fundraiser/Holy Ghost Society Feast’, to be held in **Webster Court (Senhor da Pedra Parking Lot)**, located at **81 Tinkham Street**; and to be held on **Saturday, June 15, 2013, from 7:00 p.m. until 11:30 p.m. and Sunday, June 16, 2013 from 6:30 p.m. until 10:30 p.m. (Final approval will require Liquor Liability along with endorsement page naming the City of New Bedford as additionally insured as well as a copy of the Police Detail Contract)**

17. APPLICATION, (No Representation Required)

The Monte Pio Luso Americano Corp., Luis A. Pereira, Manager, requesting approval of an application for a **Special One-Day All Alcoholic Beverage License** for their ‘Annual Holy Ghost of Acores Feast’ to be held in the ‘**Club Parking Lot**’, located at **540 Orchard Street**, and to be held on **Friday, July 19, 2013 and Saturday, July 20, 2013, from 6:00 p.m. until 11:45 p.m. each night; and Sunday, July 21 2012, from 12:00 p.m. until 10:30 p.m. (Copy of the Police Detail Contract Required)**

18. REQUEST, Representation Required – ‘NEW APPLICANT’

A written request from **Isaias Furtado** for permission to apply for a **Special One Day Liquor license** to sell beer

during a fundraiser on behalf of the **Portugal Verde Soccer Academy** on **Saturday, August 17, 2013 from 2:00 p.m. until Midnight** (last call at 11:00 p.m.); both inside the **Sports Center and the Parking Lot**, which is located at **424 Nash Road**.

****NOTE: If approved, the license must be applied and paid for by July 15, 2013. (\$125.00)**

19. REQUEST, Representation Required – ‘NEW APPLICANT’

A written request from **Charles Perry, Jr.** for permission to apply for a Special One Day Liquor license to sell beer and wine during the **Cape Verdean Day Parade** on **July 6, 2013 from 11:00 a.m. until 8:00 p.m. within the designated area located in the Morse Cutting Tools lots (163 Pleasant Street) as shown in the plans submitted**. The proposed area will be staffed by employees and monitored by a Police Detail. The Detail Officer will be strictly assigned to this area. The Cape Verdean Day Parade Committee has requested to have the streets closed along Sixth, Bedford, Pleasant, and Wing's Streets.

****NOTE** - If Approved, the license must be applied and paid for by June 14, 2013. (\$125.00)**

20. Meeting: Cape Verdean Recognition Day Committee

Mary Ann Rogers

Your presence is requested at a meeting to be held in this office to discuss any concerns the Board may have regarding security and enforcement of Licensing Board & ABCC Rules & Regulations concerning the **Cape Verdean Day Parade on Saturday, July 6, 2013**; the meeting will include Lt. Sylvia, Detail Officer for Special Events.

As is the policy for all outdoor events, those participating, are ****required** to you appear before the Board and outline their planned activities, and they must submit a **‘Security Plan’**, which addresses the following issues, along with a **‘Venue Map’**:

- Hours of Operation - Starting Times/Closing Times/Last Call/etc.
- I.D. Checks and the Issuance of Wristbands
- Flow and Control of Alcohol
- # Of Police Officers

****Your failure to submit the requested information in writing will result in your request being denied.**

****NOTE** - If Approved, the license must be applied and paid for by June 14, 2013. (\$150.00)**

Minutes of 05/21/12 Meeting

Present: Mary Ann Rogers, Representative

Ms. Rogers stated the Committee had no intention to serve alcohol, and informed the Board that the parade route has changed this year, and that it would end at the Verdean Vets instead of at the Morse Twist Drill site as it has in the past.

Action Taken: None

21. Meeting: The Bisca Tournament Club, Inc.

Jose S. Duarte, Manager

157-161 Acushnet Avenue

Your presence is requested at a meeting to be held in this office to discuss any concerns the Board may have regarding security and enforcement of Licensing Board & ABCC Rules & Regulations concerning the **Cape Verdean Day Parade on Saturday, July 6, 2013**; the meeting will include Lt. Sylvia, Detail Officer for Special Events.

As is the policy for all outdoor events, those participating, are ****required** to you appear before the Board and outline their planned activities, and they must submit a **‘Security Plan’**, which addresses the following issues, along with a **‘Venue Map’**:

- Hours of Operation - Starting Times/Closing Times/Last Call/etc.
- I.D. Checks and the Issuance of Wristbands
- Flow and Control of Alcohol

- # Of Police Officers

****Your failure to submit the requested information in writing will result in your request being denied.**

****NOTE - If Approved, the license must be applied and paid for by June 14, 2013. (\$150.00)**

Minutes of 05/21/12 Meeting

Present: Ayres Gonzales, President along with Jose Macedo, Manager and Jose S. Duarte; Lt. Scott Sylvia, Detail Officer for Special Events

Responding to questions from Chairman Beauregard, Mr. Gonzales stated that there would not be any changes in plans to what they have done in the past, which included having a Police Detail from 4:00 p.m. until 8 p.m.shutting down the music at 8 o'clock outside ... posting signage in multiple languages informing those attending that there's 'No Alcohol Beyond This Point'and that wristbands will be issued after checking everyone's I.D.

Responding to further questions from Chairman Beauregard, Mr. Gonzales stated that they had also requested a street closing as they have done in the past, which would be completely closed off to ensure that no alcohol leaves that area until 8 p.m., when everything is shut down outside, and everybody moves inside.

Chairman Beauregard reminded them that they have to make sure that no alcohol leaves that enclosed area.

Responding to questions from Chairman Beauregard, Lt. Sylvia stated that everything ran smoothly last year, and that he would ensure that they applied for their Police Detail.

Action Taken: Approved the plans that were discussed with the members of the Bisca Club, and instructed them that they needed to apply for their license by June 4th.

22. Meeting: Verdean Veterans' Memorial Foundation, Inc.

Kim M. Watkins, Manager

561 Purchase Street

Your presence is requested at a meeting to be held in this office to discuss any concerns the Board may have regarding security and enforcement of Licensing Board & ABCC Rules & Regulations concerning the **Cape Verdean Day Parade on Saturday, July 6, 2013**; the meeting will include Lt. Sylvia, Detail Officer for Special Events.

As is the policy for all outdoor events, those participating, are ****required** to appear before the Board and outline their planned activities, and they must submit a '**Security Plan**', which addresses the following issues, along with a '**Venue Map**':

- Hours of Operation - Starting Times/Closing Times/Last Call/etc.
- I.D. Checks and the Issuance of Wristbands
- Flow and Control of Alcohol
- # Of Police Officers

****Your failure to submit the requested information in writing will result in your request being denied.**

****NOTE** - If Approved, the license must be applied and paid for by June 14, 2013. (\$150.00)**

Minutes of 05/21/12 Meeting

Present: Kim Watkins, Manager along with Dennis Mendes, President

Responding to questions from Chairman Beauregard, Ms Watkins stated that the biggest change they have planned is to have Detail Officers this year, because we expect the crowd to be a lot bigger but everything else would be as it was last year, and that all the alcohol would be confined to the club parking lot; and that they planned to serve from 10:00 a.m. until 6:00 p.m., and that they would adhere to the plan that was submitted last year on behalf of all the clubs with regard to I.D. checks, wristbands, signage, etc.

She also stated that this year they would also be serving mixed drinks out of the stand in back where normally in the past they have only sold beer.

Responding to further questions from Chairman Beauregard, Ms. Watkins stated that the parking lot would be blocked off with one entrance/exit into the parking lot, which would be blocked off by the stage and rope surrounding the perimeter of the lot; and that they would be selling tickets which would be used to purchase drinks, and that when someone purchases tickets, they will be carded and issued a wristband; she went on to state that the booth which would be used to sell tickets and check I.D.'s would be located in the enclosed

parking lot; and that outdoor sales will cease at 6 p.m. but the entertainment would continue until 7:00 p.m.; and that no alcohol would be allowed outside after 7 p.m.

Ms. Watkins stated that they would also be using the tickets for the sale of alcohol within the premises also, and that either wristbands will be issued or the bar staff will check I.D.'s before serving anyone.

Action Taken: Approved the plan that was discussed with the members of the Verdean Veterans' Memorial Foundation Club, and instructed them that they needed to apply for their license by June 4th.

23. Meeting: The New Cape Verdean Ultramarine Band Club, Inc.

Kenneth Silva, Manager

185 Acushnet Avenue

Your presence is requested at a meeting to be held in this office to discuss any concerns the Board may have regarding security and enforcement of Licensing Board & ABCC Rules & Regulations concerning the **Cape Verdean Day Parade on Saturday, July 6, 2013**; the meeting will include Lt. Sylvia, Detail Officer for Special Events.

As is the policy for all outdoor events, those participating, are ****required** to appear before the Board and outline their planned activities, and they must submit a '**Security Plan**', which addresses the following issues, along with a '**Venue Map**':

- Hours of Operation - Starting Times/Closing Times/Last Call/etc.
- I.D. Checks and the Issuance of Wristbands
- Flow and Control of Alcohol
- # Of Police Officers

****Your failure to submit the requested information in writing will result in your request being denied.**

****NOTE** - If Approved, the license must be applied and paid for by June 14, 2013. (\$150.00)**

Minutes of 06/25/12 Meeting

Present: Ramona Silva, President along with Kenneth Silva, Manager and Bruce Duarte, Ward 4 City Councilor

Ms. Silva stated as they have in the past that everything would be as it was last year, and that all the alcohol would be confined to the club parking lot, and that they planned to serve until 11:45 p.m., and that they would adhere to the plan that was submitted last year on behalf of all the clubs with regard to I.D. checks, wristbands, signage, etc.

When asked by Chairman Beaugard if there would be food served outside, Ms. Silva stated that there would be tables and chairs available for seating.

When asked by Commissioner Almeida if they planned on having any police officers present, Ms. Silva stated that they did not.

Councilor Duarte spoke in favor of both the applications that were in front of the Board as well as voicing his support of the event as a whole; he also noted that there have not been any incidents over the past few years to speak of.

Chairman Beaugard then recognized Lt. Sylvia, who serves as the Detail Officer for Special Events, who stated that ever since he sat down with all the clubs in the area, along with the Parade Committee, and we put everything into place ... everything has run smoothly ... and we haven't had any problems.

Prior to the vote, Ms. Silva confirmed that the hours would from 11:00 a.m. until 11:45 p.m., at which time the outside would be shut down, and everyone would go into the club.

Voted: Commissioner Almeida made a motion to approve the application as presented. – **Unanimous**

- **CORRESPONDENCE,**

From: Bristol County Deputy Sheriff

Dated – 04/23/13 Received – 04/23/13

Re: The Sky Room, Inc. & Audrey Carter (Owner)

651 Orchard Street

Notice of Writ of Attachment – On behalf of Kenneth J. Rapoza and Club Altitude, Inc., that all rights, title,

and interest that the above named defendant has in a Liquor License issued by the City of New Bedford to the value of \$73,000.00

From: United States Bankruptcy Court **Dated – 04/24/13 Received – 05/01/13**
Re: Jennicas, Inc. d/b/a The Candleworks Restaurant **72 North Water Street**
Chapter7 – Case # - 13 – 13-11903 (Judge William C. Hillman)
Notice of Dismissal – You are hereby notified that an Order dismissing the above case was entered on 04/09/13.

From: United States Bankruptcy Court **Dated – 04/30/13 Received – 05/01/13**
Re: Jennicas, Inc. d/b/a The Candleworks Restaurant **72 North Water Street**
Chapter7 – Case # - 13 – 13-11903 (Judge William C. Hillman)
Order Discharging Trustee and Closing Case – It is hereby **ORDERED** that Warren E. Agin, the Trustee is discharged from any further duties herein and that this case is hereby closed pursuant to 11 U.S.C. SEC. 350 (a)

From: Kim S. Gainsboro, ABCC Chairman **Dated – 05/06/13 Received – 05/13/13**
Re: Jennicas, Inc. d/b/a The Candleworks Restaurant **72 North Water Street**
Hearing Date: Thursday, June 6, 2013 @ 12:00 p.m. for a hearing to determine whether you have violated certain provisions of Massachusetts General Laws Chapter (M.G.L.) OR Code of Massachusetts Regulations (CMR) as follows: M.G.L. CH. 138, sec. 64, **Failure to Comply with the Laws of the Commonwealth, To Wit: M.G.L. Ch. 151A sec.14.**
DUA (Unemployment Insurance) CONTINUED FROM 05/02/13

From: Municipal Licensing Corporation **dated 05/01/13**
Re: Meeting of Municipal Licensing Group **Brockton, MA.**
An invitation to attend a meeting with other representatives of city and town licensing departments, boards, and commissions, who want to share information and learn from each other's experiences for the application, processing, and investigation of alcohol licenses, as well as other licenses, for our cities and towns. -**RSVP by 05/24/13**
Date & Time: Wednesday, June 5, 2013, 11:45 a.m. to 3:00 p.m. @ Plymouth Plantation, 137 Warren Avenue, Plymouth, Ma.

From: Kim S. Gainsboro, ABCC Chairman **Dated – 05/06/13 Received – 05/13/13**
Re: Madeira Café, Inc. **72 North Water Street**
Hearing Date: Thursday, August 16, 2013 @ 11:00 a.m. for a hearing to determine whether you have violated certain provisions of Massachusetts General Laws Chapter (M.G.L.) OR Code of Massachusetts Regulations (CMR) as follows: M.G.L. CH. 138, sec. 64, **Failure to Comply with the Laws of the Commonwealth, To Wit: M.G.L. Ch. 151A sec.14.**
DUA (Unemployment Insurance) CONTINUED FROM 04/25/13

From: Kim S. Gainsboro, ABCC Chairman **Dated – 05/06/13 Received – 05/13/13**
Re: The Sky Room, Inc. d/b/a The Sky Room **651 Orchard Street**
Hearing Date: Thursday, August 22, 2013 @ 11:00 a.m. for a hearing to determine whether you have violated certain provisions of Massachusetts General Laws Chapter (M.G.L.) OR Code of Massachusetts Regulations (CMR) as follows: M.G.L. CH. 138, sec. 64, **Failure to Comply with the Laws of the Commonwealth, To Wit: M.G.L. Ch. 151A sec.14.**
DUA (Unemployment Insurance) CONTINUED FROM 05/02/13

From: Kim S. Gainsboro, ABCC Chairman **Dated – 05/06/13 Received – 05/13/13**
Re: Boa Vida Five Star Imports, Inc. d/b/a Boa Vida Imports **2243 Purchase Street**
Re-Scheduled Hearing Date – **Wednesday, August 14, 2013 @ 10:30 a.m.;** an appeal hearing will be held on the action of the N.B. Licensing Board in denying the application for a New Wine & Malt License for the above referenced applicant.

From: Atty Donna M. Sowa

Dated – 05/06/13 Received – 05/07/12

Re: Jalice Café, Inc.

1468 Acushnet Avenue

On behalf of Jalice Café, Inc. and pursuant to the provisions of M. G. L. Chapter 138, sec. 67, Jalice Café, Inc. hereby appeals the decision of the New Bedford Licensing Board dated May 1, 2013, in which the Board voted in the majority to suspend the CVAA liquor license for a period of ten (10) days, of which five (5) are to be served, and five (5) days to be held in abeyance for one year providing no additional violations are reported

- **Sidewalk Café Permits for 2013 (For Review Only)**

The following holders of liquor licenses were approved for ‘Sidewalk Café’ Permits by the Planning Board at its

Meeting on Wednesday, May 8, 2013:

1. **‘Brick’ (Daniels Goggin, Inc. d/b/a), 163 Union Street, for seating in Wing’s Court.**

Current Status: An application has not been submitted for outdoor seating to the Licensing Board & ABCC for approval, therefore, no alcohol may be served in the Wing’s Court Area; and all alcohol must be served and consumed in the licensed premises only.

2. **‘Cork’ (Matterhorn, RE, LLC d/b/a), 90 Front Street, for sidewalk seating in front of licensed premises.**

Current Status: An application has been filed and approved by the Licensing Board, which is pending approval from the ABCC, therefore, no alcohol may be served in the area approved until such a time as the application has been returned approved; and a license has been issued by this office.

3. **Cotali Mar Restaurante (Marisqueira Madeira, Inc. d/b/a), 1178 Acushnet Avenue, for sidewalk seating in front of the licensed premises.**

Current Status: An application has not been submitted for sidewalk seating to the Licensing Board & ABCC for approval, therefore, no alcohol may be served on the sidewalk in front of the premises; and all alcohol must be served and consumed in the licensed premises only.

4. **Fernando’s Grille & Bar (Calypso Hospitality, LLC d/b/a), 418-420 Rivet Street, for sidewalk seating in front of the licensed premises.**

Current Status: An application has been filed and approved by the Licensing Board and the ABCC, but the licensee has not been approved by the Planning Board for sidewalk seating for 2013 as required, therefore, no alcohol may be served in the area approved until such a time as an application has been submitted to the Planning Board and approved; and a license has been issued by this office.

5. **Pour Farm Tavern & Grille (Ribeiro Bros., LLC d/b/a), 780 Purchase Street, for seating in Wing’s Court.**

Current Status: An application has been filed and approved by the Licensing Board, and an application has been approved by the Planning Board for Wing’s Court for 2013, and a license has been issued for 2013.

- **COMPLAINTS RECEIVED:**

(FOR REVIEW ONLY)

Rec’d 05/04/13 – A request from Councilor Lopes, Ward 6, as a result of constituent’s complaint, to review Police Logs on the following locations with a request to notify them of the neighborhood concerns; and also to call them in to appear before the Board at its June 26th meeting:

1. **Ilha Verde Café, 85 Delano Street**

2. Fernando's Sports Bar, 116 County Street
3. O'Escondidinho, 110-112-114 County Street
4. Tony's Café, 118 County Street
5. Mi Antojito Mexican Restaurant, 95 Rivet Street
6. Portuguese Sports Club, 56 Delano Street

- **REVIEW POLICE DEPARTMENT INCIDENT REPORTS/ COMPLAINTS**

<u>NAME</u>	<u>POLICE REPORT#</u>	<u>DATE</u>	<u>VIOLATION</u>
1. Temptations Assaulted; Assault & Battery	#13-4775 – OF	5/04/13	Patron
(Approximate Time of Violation 11:16 p.m.)			

- **Review Andrews-Dahill, VFW Post 1531 Newspaper Ad & Club Info (Informational Only)**

- **Upcoming Summer Events & Festivals**

- **Feast of the Blessed Sacrament (Madeira Feast) – Aug. 1st, 2nd, 3rd & 4th**
(June Meeting)

Tabled at 07/23/12 Meeting

APPLICATION, - Plot # 107—33, 35, 37, & 39

Jose S. Adao, who resides at **9 Mary Ann Way, Dartmouth, MA.** who is requesting approval of his application for a **Motor Vehicle Class I (New Car Dealer) Annex License for Joe's Auto Mall, Inc. d/b/a Auto Mall Kia**, with premises situated at **548 Belleville Avenue.**

Note: Applicant was approved for a 'Special Permit' by the City Council on February 12, 2009.

****Referred to the Planning Board 07/24/12, per Jill Maclean, Acting City Planner****

- **NEXT TWO (2) MEETING DATES: June 26th (Wednesday) & July 29th (Monday)**
- **MEETING ADJOURNED:**