

REQUIRED: Steven A. Beauregard, Chairman

Marcelino “Sonny” G. Almeida, Commissioner

A/O 07/23/15

Edmund F. Craig, Jr., Commissioner

Atty. John A. Markey, Jr., Asst. City Solicitor

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

Nick Nanopoulos, Director

MOTION TO ACCEPT THE MEETING MINUTES OF MAY 18, 2015**MOTION TO ACCEPT THE MEETING MINUTES OF JUNE 22, 2015****APPROVALS RECEIVED FROM THE ALCOHOLIC BEVERAGES CONTROL COMMISSION**

Altering of Premises (Addition of Sidewalk Café Area & Elimination of 44 Union St. Area) - Trans. # 149 - Plot # 47--39
Cork County, Inc. d/b/a Slainte Irish Pub & Grill, Catherine Carter, President, who is petitioning to **Change the Description of the Common Victualler (Restaurant) All Alcoholic Beverages** license to include an outdoor patio area approximately 378 sq. ft. (28’ X 13.5’) to be used as a ‘Sidewalk Café’, which will be enclosed with a black bollard and chain, and will be used for ***seated dining purposes only***. The enclosed area, which will include Eight (8) 36” wrought iron tables and chairs for the seating of Thirty-Two (32) patrons and umbrellas for shading, will be located on the north side (front) of the building, which is contiguous to the licensed premises. The proposed outdoor area ***will only be accessible*** by way of an entrance/exit on the south side of the enclosed area in the front of the building, and will be accessible by ‘Hostess Seating’ only; the area will also be monitored by the hostess and waitstaff at all times. There will also be an additional exit that leads to the front door of the establishment. The proposed hours of operation are **daily from 11:00 a.m. until 10:00 p.m., at which time all outdoor activity must cease, and shall be in effect from May 1ST through October 30th**, in accordance, and as specified in the City of New Bedford Sidewalk Café Permit Ordinance. (Ord. Ch. 15, Article VI, sec. 15-100 (B) (Item #'s 8 & 15). The licensee is also requesting that the license be amended to remove the space at 44 Union Street as part of their licensed premise, and to delete the following section from their description: “An additional room with a service bar, approx, 1,900 sq. ft. for a function hall and more dining space, which was approved by the ABCC on 11/19/03.” The licensed premises will now be numbered **34 Union Street**.

Approved By ABCC – 06/17/15**Change of Officers & Directors - Trans. # 147 – Plot # 106--141**

Society of Senhor da Pedra, Inc., Mario J. Almeida, (new) President, who is petitioning for a **Change of Officers and Directors of the Club All Alcoholic Beverages** license. The petitioner is requesting that the resignations of the current slate of Officers and Directors currently on file with the Alcoholic Beverages Control Commission be accepted, and be updated as follows, per the Commission’s directive of 09/30/14 regarding “Club” licenses. Upon approval, Mario J. Almeida will be the President, Antonio Brandao will be the Vice-President, Monica Marie DaSilva will be Treasurer, and Jose Casimiro will be the Secretary; Maegan Marie DaRosa, Jose Furtado, Brian DaRosa, Sr., Ana Isabel Furtado, and Rosa Brandao will all be Co-Directors. Premises will remain the same at **81 Tinkham Street**.

Approved By ABCC – 06/17/15**Altering of Premises (Sidewalk Café Seating) - Trans. # 014 - Plot # 53--197**

Pier 37, LLC d/b/a Pier 37, Jeremy J. Dias, Manager of LLC, who is petitioning to **Change the Description of the Common Victualler (Restaurant) All Alcoholic Beverages** license to include an outdoor patio area approximately 448 sq. ft. (16’ X 28’) to be used as a ‘Sidewalk Café’, which will be enclosed with 21” high planters that will be used to rope off the described area, and will be used for ***seated dining purposes only***. The enclosed area, which will include Five (5) tables for the seating of twelve (12) patrons and two (2) umbrellas for shading, will be located on the south side of the building, which is contiguous to the licensed premises. The proposed outdoor area ***will only be accessible*** by way of an entrance/exit on the south side of the enclosed area in the front of the building, and will be accessible by ‘Hostess Seating’ only; the area will also be monitored by the hostess and wait staff at all times. There will also be an additional exit that leads to the front door of the establishment. The proposed hours of operation are **daily from 11:00 a.m. until 10:00 p.m., at which time all outdoor activity must cease, and shall be in effect from May 1ST through October 30th**, in accordance, and as specified in the City of New Bedford Sidewalk Café Permit Ordinance. (Ord. Ch. 15, Article VI, sec. 15-100 (B) (Item #'s 8 & 15).

The licensed premises will remain numbered **37 Union Street**.**Approved By ABCC – 06/22/15**

Change of Officers & Directors - Trans. # 034 – Plot # 127-D-200

Private A. Poirier Post #3260, Veterans of Foreign Wars of the U.S., Inc., Dennis A. Pelletier, (new) President, who is petitioning for a **Change of Officers and Directors of the Club All Alcoholic Beverages license**. The petitioner is requesting that the resignations of the current slate of Officers and Directors currently on file with the Alcoholic Beverages Control Commission be accepted, and be updated as follows, per the Commission’s directive of 09/30/14 regarding “Club” licenses. Upon approval, Dennis A. Pelletier will be the President and a Co-Director, Paul N. Guilbeault will be both Treasurer and Secretary; and George Walker and Delfino R. Garcia will be Co-Directors. Premises will remain the same at **281 Appleton St.**
Approved By ABCC – 06/24/15

Change of Officers & Directors - Trans. # 027 – Plot # 100--8

New Bedford Sports Club, Inc., Edmundo Amaral, (new) President, who is petitioning for a **Change of Officers and Directors of the Club All Alcoholic Beverages license**. The petitioner is requesting that the resignations of the current slate of Officers and Directors currently on file with the Alcoholic Beverages Control Commission be accepted, and be updated as follows, per the Commission’s directive of 09/30/14 regarding “Club” licenses. Upon approval, Edmundo Amaral will be the President and a Co-Director, Adolfo Sousa will be the Vice-President and a Co-Director, Jose Pimentel will be the Treasurer and a Co-Director, and Carlos Souza will be the Secretary and a Co-Director; and Luis Vieira, Antonio Vieira, Joao Simas, John Carlos Sousa, and Timothy Amaral will all be Co-Directors. Premises will remain the same at **1792 Acushnet Avenue.**
Approved By ABCC – 06/30/15

Change of officers & Directors - Trans. # 054 – Plot # 93--92

Club Recordacoes de Portugal, Inc., Ezelino Quadros, (new) President, who is petitioning for a **Change of Officers and Directors of the Club All Alcoholic Beverages license**. The petitioner is requesting that the resignations of the current slate of Officers and Directors currently on file with the Alcoholic Beverages Control Commission be accepted, and be updated as follows, per the Commission’s directive of 09/30/14 regarding “Club” licenses. Upon approval, Ezelino Quadros will be the President & a Co-Director, Joaquin Almeida will be the Vice-President and a Co-Director, Cidalia DaSilva will be the Treasurer & a Co-Director, and Doris Ganilho will be the Secretary & a Co-Director; and Luis Vieira, Antonio Vieira, Joao Simas, John Carlos Sousa, & Timothy Amaral will all be Co-Directors. Premises will remain the same at **249-253 Coggeshall St.**
Approved By ABCC – 07/10/15

Change of Officers & Directors - Trans. # 210 – Plot # 99--5

Our Lady of Angels Band, Inc., Antonio F.D. Cabral, (new) President, who is petitioning for a **Change of Officers and Directors of the Club All Alcoholic Beverages license**. The petitioner is requesting that the resignations of the current slate of Officers and Directors currently on file with the Alcoholic Beverages Control Commission be accepted, and be updated as follows, per the Commission’s directive of 09/30/14 regarding “Club” licenses. Upon approval, Antonio F.D. Cabral will be the President, Mario J. Duarte will be the Treasurer and Secretary; Brandon Duarte, John Medeiros, and Antonio Vieira will all be Co-Directors. Premises will remain the same at **1446-1452 Acushnet Avenue.**
Approved By ABCC – 07/10/15

Change of Officers & Directors - Trans. # 093 – Plot # 25--88

Panthers Athletic and Social Club, Inc., Joseph Oliveira, (new) President, who is petitioning for a **Change of Officers and Directors of the Club All Alcoholic Beverages license**. The petitioner is requesting that the resignations of the current slate of Officers and Directors currently on file with the Alcoholic Beverages Control Commission be accepted, and be updated as follows, per the Commission’s directive of 09/30/14 regarding “Club” licenses. Upon approval, Joseph Oliveira will be the President and a Co-Director, Gary Wunschel will be the Vice-President and a Co-Director, Louis Leblanc will be the Treasurer and a Co-Director, and Curtis Souza will be the Secretary and a Co-Director; and Ken Rea, Rick Morin, and Russell Baker will all be Co-Directors. Premises will remain the same at **43-45 Madeira Avenue.**
Approved By ABCC – 07/10/15

Change of Officers & Directors - Trans. # 072 – Plot # 14--198

The Washington Social & Musical Club, Inc., Scott Boutin, (new) President, who is petitioning for a **Change of Officers and Directors of the Club All Alcoholic Beverages license**. The petitioner is requesting that the resignations of the current slate of Officers and Directors currently on file with the Alcoholic Beverages Control Commission be accepted, and be updated as follows, per the Commission’s directive of 09/30/14 regarding “Club” licenses. Upon approval, Scott Boutin will be the President, Stephanie McKnight will be the Vice-President, Stephanie Mitchell will be the Treasurer, and Joyce Abbott will be the Secretary, and Aaron Agrella, Kenneth Kendall, Dennis Frezza, Mark Blanchard, Kevin Blanchard, Blaine Hopwood, William O’Brien, Jr., and Brian Lowe will all be Co-Directors. Premises will remain the same at **90 David Street.**
Approved By ABCC – 07/10/15

Change of Officers & Directors - Trans. # 108 – Plot # 24--206 (No Representation Required)

The Monte Pio Luso Americano Corp., Helder F. Almeida, (new) President, who is petitioning for a **Change of Officers and Directors of the Club All Alcoholic Beverages license**. The petitioner is requesting that the resignations of the current slate of Officers and Directors currently on file with the Alcoholic Beverages Control Commission be accepted, and be updated as follows, per the Commission’s directive of 09/30/14 regarding “Club” licenses. Upon approval, Helder F. Almeida will be the President and a Co-Director, Luis P. Vicente will be the Vice-President, Lucia C. Almeida will be the Treasurer, Fatima S. Cabral will be the Secretary, and Antonio G. Tavares will be the Vice Secretary; and Mario Bicho, Rui Furtado, Eugenio Tavares will all be Co-Directors. Premises will remain the same at **540 Orchard Street**.

(No Advertisement nor Abutters Notification Required)

Approved By ABCC – 07/14/15

Change of Officers, Directors, & Manager - Trans. # 095 – Plot # 106--137)

Clube Ponta Delgada, Inc., Jose Pacheco, (new) President, who is petitioning for a **Change of Officers, Directors, and Manager of the Club All Alcoholic Beverages license**. The petitioner is requesting that the resignations of the current slate of Officers and Directors currently on file with the Alcoholic Beverages Control Commission be accepted, and be updated as follows, per the Commission’s directive of 09/30/14 regarding “Club” licenses. Upon approval, Jose Pacheco will be the President, Carlos Santos will be the Vice-President, Goncalo Santos will be the Treasurer, Christina Machado will be the Secretary, and Jose DaCosta will be the Asst. Secretary; and Luis Vieira, Jose DeSousa, Kristin Ferreira, Robert Lopes, Clement Costa, Diogenes Amaral, and Jose Barbosa will all be Co-Directors.

The ‘club’ is also requesting the approval of **Christina Machado**, who resides at 27 Mason Road, East Freetown, MA., **as their New Manager**. Premises will remain the same at **61-65 Madeira Avenue**.

Approved By ABCC – 07/16/15

Change of Officers, Directors, & Manager - Trans. # 094 – Plot # 106—85

St. Michael Social Club, Inc., Joao Medeiros, New President, who is petitioning for a **Change of Officers, Directors, and Manager of the Club All Alcoholic Beverages license**. The petitioner is requesting that the resignations of the current slate of Officers and Directors currently on file with the Alcoholic Beverages Control Commission be accepted, and be updated as follows, per the Commission’s directive of 09/30/14 regarding “Club” licenses. Upon approval, Joao Medeiros will be the President, Adriano Valadao will be the Vice-President, Rodolfo Botelho will be the Treasurer, and Luis Pacheco will be the Secretary; and Jose Soares, Paul Amaral, and Paulo J. Pacheco will all be Co-Directors.

Joao A. Raposo is the **Proposed New Manager**. Premises will remain the same at **101 Madeira Avenue**.

Approved By ABCC – 07/20/15

DISAPPROVALS RECEIVED FROM THE ALCOHOLIC BEVERAGES CONTROL COMMISSION**PETITION - Trans. # 116 - Plot # 60—26 – STILL NOT RESOLVED**

Route Six Properties, Inc. d/b/a Temptation, 161 Pope’s Island, is requesting the approval of **Paul Vasconcelos**, who resides at **485 Whetstone Hill Road, Somerset, MA.** as their new manager.

Disapproved by the ABCC – 05/27/15 - Failure to Comply With Mass Tax Laws (DUA) – 1st Attempt

“Returned No Action” by the ABCC – 07/06/15 – Question #3 on the Personal Information form does not match information that we received on CORI – 1st 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 resolve; and a new Personal Information Form and supporting documents are submitted.

1. Request

A written request from Noppawan Sawang and Phillip Winslow, to be heard on the feasibility of a being issued a ‘new’ **Retail Package Store Wine & Malt license**, for a Gourmet Market selling handpicked local and international fine foods, craft beers, and wines with no seating. The new proposed location is a 1,400 sq. ft. space located at **89 North Water Street**

2. PETITION - Trans. # 016 – Plot # 93--11

European Café, Inc. d/b/a Café Europa, Peter Ferreira, President, who is petitioning to **Change the Description of the Common Victualler (Restaurant) All Alcoholic Beverages license** to include an outdoor seating area approximately 320 sq. ft. (32’ X 10’), which will be used as a ‘Sidewalk Café’ to be used for **seated dining purposes only**. The enclosed area, which will be enclosed with a removable lattice-look fence with post and base, approximately 38.5” high, will include Eight (8) tables for the seating of Thirty-Two (32) patrons and umbrellas for shading; and will be located on the west side of the building, which is contiguous to the licensed premises.

The outdoor area will only be accessible by way of an entrance/exit on the south side of the enclosed area in the front of the building, and will be accessible by 'Hostess Seating' only; the area will also be monitored by the hostess and waitstaff at all times. There will also be an additional exit that leads to the front door of the establishment. The hours of operation will be **daily (Monday thru Saturday) from 10:00 a.m. until 10:00 p.m. and from 12:00 p.m. until 8:00 p.m. on Sundays, at which time all outdoor activity must cease, and shall be in effect from May 1ST through October 30th**, in accordance, and as specified in the City of New Bedford Sidewalk Café Permit Ordinance. (Ord. Ch. 15, Article VI, sec. 15-100 (B) (Item #'s 8 & 15).

The premise is situated on the southeast corner of Holly Street and Acushnet Avenue and will remain numbered **1248 & 1256 Acushnet Avenue**.

Application has been advertised; Abutters have been notified

3. PETITION - Trans. # 104 – Plot # 12--77

Calypso Hospitality, LLC d/b/a Seafire Grillhouse & Bar, Margaret Kulpinski, Manager of LLC, formerly exercised on premises located at **72 North Water Street**, who is petitioning to **Transfer a Common Victualler (Restaurant) All Alcoholic Beverages License** to **VVK Realty, LLC**. Upon approval, **Gregory Kulpinski** will be the Sole Member, Sole Manager, and Sole Interest Holder (100%) of the LLC; as well as the **Manager of the Liquor License**. Upon completion of the renovations, the 'formally' licensed premises will consist of an area approximately 6,100 sq. ft. on the first floor of a two-level building (2nd Floor Not Included), which will include a dining room with seating for 106 patrons, a lounge area with a bar and seating for 86 patrons, sushi/raw bar area, kitchen area with walk-in freezer, office, a multiple storage room area with a walk-in cooler, and two (2) handicap accessible restrooms. The licensed premise will also include a raised outside deck with an outside bar, approximately 3,000 sq. ft. which will be contiguous to the rear of the building; the deck will be accessible from both the restaurant and the rear parking lot, and will include a handicap public access ramp of the south side of the deck. The premises will have one entrance/exit in the front of the building, two (2) emergency exits in the rear of the building, and delivery entrances directly into both the kitchen and storage areas. The licensed premise is situated on the east side of E. Rodney French Boulevard between Norman and Frederick Streets, and will be **numbered 1494-F East Rodney French Boulevard**.

(Final Licensing Board Approval Required Upon Completion of Renovations)

Final approval will require a '**Certificate of Inspection**' from the Building Department, a '**Food Permit**' from the Health Department, and a copy of '**Proof of Liquor Liability**'.

Application has been advertised; Abutters have been notified

Tabled at 06/22/15

4. PETITION - Trans. # 085 – Plot # 93--210 (No Representation Required)--CLUB

Portuguese American Athletic Club of Greater New Bedford, Inc., Arlindo Moura, (new) President, who is petitioning for a **Change of Officers and Directors of the Club All Alcoholic Beverages license**. The petitioner is requesting that the resignations of the current slate of Officers and Directors currently on file with the Alcoholic Beverages Control Commission be accepted, and be updated as follows, per the Commission's directive of 09/30/14 regarding "Club" licenses. Upon approval, Arlindo Moura will be the President and a Co-Director, Manuel dos Santos will be the Vice-President and a Co-Director, Jose Ribeiro will be the Treasurer and a Co-Director, and Antonio DaCosta will be the Secretary and a Co-Director; and Ernesto Santos, Jose Ramos, Joao Marcal, and Jose Ferreira will all be Co-Directors. Premises will remain the same at **56 Holly Street**. *(No Advertisement nor Abutters Notification Required)*

Minutes of 06/22/15 Meeting

VOTED: Based on the licensee's failure to submit a Certificate of Good Standing from the Department of Revenue, which is required to complete their application; Commissioner Almeida made a motion to **table the matter until such a time that said certificate is submitted to complete the application.** – Unanimous

5. Hearing: P.A.A.C. of Greater N. B. – CLUB – "RECEIVED DOR CERTIFICATE – 07/14/15"

Arlindo Moura, Manager
56 Holly Street

Your presence is requested at a hearing to determine whether you have violated certain provisions of M. G. L. and Alcoholic Beverages Control Commission (ABCC) Regulations. This hearing is being held as a result of your failure to comply with the June 1st deadline to submit a completed application updating your officers and directors as required by the Alcoholic Beverages Control Commission.

At the time of this hearing, if your organization remains non-compliant the Board must take action and as such, **you are hereby instructed to bring with you your 2015 Liquor License**. Depending on the Board's decision, you may be required to surrender your license until this matter is resolved.

Your failure to appear will result in the automatic suspension of your license.

Minutes of 06/22/15 Meeting

Present: Atty. Donald Perry along with Arlindo Moura, Manager

Responding to questions from Chairman Beauregard, Atty. Perry stated on behalf of the club that they've submitted everything to the DOR and that they were expecting it this coming week; and that he would follow through with the accountant and the DOR to ensure that they get it; adding that there is no reason why they shouldn't get it.

VOTED: Based on the licensee's failure to submit a completed application including a Certificate of Good Standing from the Department of Revenue by the June 1st deadline, updating their officers and directors as required by the Alcoholic Beverages Control Commission, Commissioner Almeida made a motion to **suspend the Club All Alcoholic Beverages license effective July 27, 2015, and to hold the suspension in abeyance until July 20, 2015, giving the licensee additional time to submit a complete application; with the stipulation that if the application is not submitted by July 20th, the licensee must appear before the Board at its July 27th meeting to surrender their license. – Unanimous** The licensee has the right to appeal this decision to the Alcoholic Beverages Control Commission under the provisions of Ch. 138 of M.G. L. **within five (5) days of receipt of notice with a copy submitted to this office.**

(If the licensee is in full compliance by July 20, 2015, the Board's vote to suspend the license will be rescinded.)

Recommended Action: Motion to reconsider and rescind the Board's vote of 06/22/14 to suspend the club liquor license based on the receipt of the DOR Certificate of Good Standing, which completed the application.

Tabled at 06/22/15

6. PETITION - Trans. # 192 – Plot # 46--152 (No Representation Required)—CLUB

Verdean Veterans Memorial Foundation, Inc., Diane Pina, (new) President, who is petitioning for a **Change of Officers and Directors of the Club All Alcoholic Beverages license**. The petitioner is requesting that the resignations of the current slate of Officers and Directors currently on file with the Alcoholic Beverages Control Commission be accepted, and be updated as follows, per the Commission's directive of 09/30/14 regarding "Club" licenses.

Upon approval, Diane Pina will be the President and a Co-Director, Bernidino Silva will be the Vice-President and a Co-Director, Viola Pina Pires will be the Treasurer and a Co-Director, and Pamela Chumack will be the Secretary and a Co-Director. Premises will remain the same at **561 Purchase Street**.

(No Advertisement nor Abutters Notification Required)

Minutes of 06/22/15 Meeting

VOTED: Based on the licensee's failure to submit a Certificate of Good Standing from the Department of Revenue, which is required to complete their application; Commissioner Almeida made a motion to **table the matter until such a time that the said certificate is submitted to complete the application. – Unanimous**

Tabled at 06/22/15

7. Hearing: Verdean Veterans' Memorial Foundation, Inc. - "RECEIVED DOR CERTIFICATE – 07/15/15"

Kim M. Watkins, Manager

561 Purchase Street

Your presence is requested at a hearing to determine whether you have violated certain provisions of M. G. L. and Alcoholic Beverages Control Commission (ABCC) Regulations. This hearing is being held as a result of your failure to comply with the June 1st deadline to submit a completed application updating your officers and directors as required by the Alcoholic Beverages Control Commission.

At the time of this hearing, if your organization remains non-compliant the Board must take action and as such, **you are hereby instructed to bring with you your 2015 Liquor License**. Depending on the Board's decision, you may be required to surrender your license until this matter is resolved.

Your failure to appear will result in the automatic suspension of your license.

Minutes of 06/22/15 Meeting

Present: Kim M. Watkins, Manager along with Helena S. Almeida

Responding to questions from Chairman Beauregard, Ms. Watkins stated the reason that they haven't received their DOR Certificate is due to the fact that their non-profit status was revoked in 2003 by the IRS, as a result of the club's failure to re-apply or get certified as a non-profit. Ms. Watkins added, so, if we had known, that our license was incumbent on having a non-profit status, I think we would have pursued re-certifying our non-profit status more quickly.

When asked by Chairman Beauregard if she was suggesting that they have not had a DOR Certificate since 2003, Ms. Watkins responded, there was never a need to request one before; and this only came about because it's required as part of this application process.

When asked by Chairman Beauregard as to when they would be getting the DOR Certificate, Ms. Watkins stated that her account stated it could take 4-6 months.

Mr. Nanopoulos informed the Board that based on the club's loss of non-profit status, it may affect their right to continue to hold the license and remain open, and that he would check with the ABCC for guidance.

VOTED: Based on the licensee's failure to submit a Certificate of Good Standing from the Department of Revenue by the June 1st deadline to complete their application updating their officers and directors as required by the Alcoholic Beverages Control Commission, Commissioner Almeida made a motion to **suspend the Club All Alcoholic Beverages license effective July 27, 2015, and to hold the suspension in abeyance until July 20, 2015, giving the licensee additional time to complete their application; with the stipulation that if the application is not complete by July 20th, the licensee must appear before the Board at its July 27th meeting to surrender their license. – Unanimous**

The licensee has the right to appeal this decision to the Alcoholic Beverages Control Commission under the provisions of Ch. 138 of M.G. L. **within five (5) days of receipt of notice with a copy submitted to this office.**

(If the licensee is in full compliance by July 20, 2015, the Board's vote to suspend the license will be rescinded.)

Recommended Action: Motion to reconsider and rescind the Board's vote of 06/22/14 to suspend the club liquor license based on the receipt of the DOR Certificate of Good Standing, which completed the application.

Tabled at 06/22/15

8. Hearing: Andrew Dahill Post #1531, Veterans of Foreign Wars of the U.S.— NEED DOR CERTIFICATE

Patrick M. Flinn, Manager

477 Park Street

Your presence is requested at a hearing to determine whether you have violated certain provisions of M. G. L. and Alcoholic Beverages Control Commission (ABCC) Regulations. This hearing is being held as a result of your failure to comply with the June 1st deadline to submit a completed application updating your officers and directors as required by the Alcoholic Beverages Control Commission.

At the time of this hearing, if your organization remains non-compliant the Board must take action and as such, **you are hereby instructed to bring with you your 2015 Liquor License.** Depending on the Board's decision, you may be required to surrender your license until this matter is resolved.

Your failure to appear will result in the automatic suspension of your license.

Minutes of 06/22/15 Meeting

Present: Patrick M. Flinn, Manager/Treasurer

Responding to questions from Chairman Beauregard, Mr. Flinn stated, I took over as the Treasurer on the 7th of this month ... we were on a payment plan with the Department of Revenue ... but the previous person didn't keep up with that ... I've been in touch with Mr. Michel Flinn with the DOR ... I received a packet today with the exact amount that we owe ... \$62,000.00 ... however ... some of the money has been paid ... this should be resolved in about a week ... at which time they'll issue me the DOR Certificate.

When asked by Chairman Beauregard as to the amount that they actually owe, Mr. Flinn stated, probably about in the \$42,000.00 range ... it sounds like a lot of money ... but we do about \$250,000.00 a year ... roughly ... and there are also issues with two individuals which I'm doing an audit on ... regarding missing money ... but we do have a bond on the individuals ... if it is missing ... we have a bond for \$50,000.00 for recovery.

When asked by Chairman Beauregard as to how many members do they have, Mr. Flinn responded, we have about 138 members with about another 60-70 associate members, and that about 120 of the 198 are active members.

When asked by Chairman Beauregard as when he anticipated he would have his DOR Certificate, Mr. Flinn responded, If I can work up the paperwork this week ... and submit next week ... I should have it within 30 days.

VOTED: Based on the licensee's failure to submit a Certificate of Good Standing from the Department of Revenue by the June 1st deadline to complete their application updating their officers and directors as required by the Alcoholic Beverages Control Commission, Commissioner Almeida made a motion to **suspend the Club All Alcoholic Beverages license effective July 27, 2015, and to hold the suspension in abeyance until July 20, 2015, giving the licensee additional time to complete their application; with the stipulation that if the application is not complete by July 20th, the licensee must appear before the Board at its July 27th meeting to surrender their license. – Unanimous**

The licensee has the right to appeal this decision to the Alcoholic Beverages Control Commission under the provisions of Ch. 138 of M.G. L. **within five (5) days of receipt of notice with a copy submitted to this office.**

(If the licensee is in full compliance by July 20, 2015, the Board's vote to suspend the license will be rescinded.)

Tabled at 06/22/15

9. PETITION - Trans. # 111 – Plot # 64--325 (No Representation Required)--CLUB

Andrews-Dahill Post #1531, Veterans of Foreign Wars of the U.S., Wallace Houtman, (new) President, who is petitioning for a **Change of Officers and Directors of the Club All Alcoholic Beverages license**. The petitioner is requesting that the resignations of the current slate of Officers and Directors currently on file with the Alcoholic Beverages Control Commission be accepted, and be updated as follows, per the Commission's directive of 09/30/14 regarding "Club" licenses. Upon approval, Wallace Houtman will be the President, Peter Gonzalez will be the Treasurer, and Patrick M. Flinn will be the Secretary; and Rodney J. Quinn, Robert A. Holt, Jose M. Dias, Jose F. Alymeda, and Orlando C. Ocano will all be Co-Directors. Premises will remain the same at **477 Park Street. (No Advertisement nor Abutters Notification Required)**

Minutes of 06/22/15 Meeting

VOTED: Based on the licensee's failure to submit a Certificate of Good Standing from the Department of Revenue, which is required to complete to their application; Commissioner Almeida made a motion to **table the matter until such a time that said certificate is submitted to complete the application.** – Unanimous

Tabled at 06/22/15

10. Hearing: IBPOE, Elks, d/b/a William H. Carney Lodge #200—NEED DOR CERTIFICATE

Algie F. Wheatley, Manager
159 Mill Street

Your presence is requested at a hearing to determine whether you have violated certain provisions of M. G. L. and Alcoholic Beverages Control Commission (ABCC) Regulations. This hearing is being held as a result of your failure to comply with the June 1st deadline to submit a completed application updating your officers and directors as required by the Alcoholic Beverages Control Commission.

At the time of this hearing, if your organization remains non-compliant the Board must take action and as such, **you are hereby instructed to bring with you your 2015 Liquor License**. Depending on the Board's decision, you may be required to surrender your license until this matter is resolved.

Your failure to appear will result in the automatic suspension of your license.

Minutes of 06/22/15 Meeting

Present: Algie F. Wheatley, Manager along with Roosevelt Hunter, New President and Donald Gomes Treasurer

Responding to questions from Chairman Beauregard, Mr. Hunter stated that they still had not received their DOR Certificate as result of their checks being made out to the Department of Revenue instead of being made out to the Commonwealth of MA., so that had to be re-submitted, but they hadn't been posted yet.

VOTED: Based on the licensee's failure to submit a Certificate of Good Standing from the Department of Revenue by the June 1st deadline to complete their application updating their officers and directors as required by the Alcoholic Beverages Control Commission, Commissioner Almeida made a motion to **suspend the Club All Alcoholic Beverages license effective July 27, 2015, and to hold the suspension in abeyance until July 20, 2015, giving the licensee additional time to complete their application; with the stipulation that if the application is not complete by July 20th, the licensee must appear before the Board at its July 27th meeting to surrender their license.** – Unanimous

The licensee has the right to appeal this decision to the Alcoholic Beverages Control Commission under the provisions of Ch. 138 of M.G. L. **within five (5) days of receipt of notice with a copy submitted to this office.**

(If the licensee is in full compliance by July 20, 2015, the Board's vote to suspend the license will be rescinded.)

Tabled at 06/22/15

11. PETITION - Trans. # 073 – Plot # 25--88 (No Representation Required)--CLUB

IBPOE, Elks d/b/a William H. Carney Lodge #200, Roosevelt Hunter, (new) President, who is petitioning for a **Change of Officers and Directors of the Club All Alcoholic Beverages license**. The petitioner is requesting that the resignations of the current slate of Officers and Directors currently on file with the Alcoholic Beverages Control Commission be accepted, and be updated as follows, per the Commission's directive of 09/30/14 regarding "Club" licenses. Upon approval, Roosevelt Hunter will be the President, Donald Gomes will be the Treasurer, and Algie Wheatley will be the Secretary; and Billy R. Graham, Russell Ramos, and James Bargasse will all be Co-Directors. Premises will remain the same at **159 Mill Street.**

(No Advertisement nor Abutters Notification Required)

Minutes of 06/22/15 Meeting

VOTED: Based on the licensee's failure to submit a Certificate of Good Standing from the Department of Revenue, which is required to complete their application; Commissioner Almeida made a motion to **table the matter until such a time that said certificate is submitted to complete the application.** – Unanimous

Tabled at 06/22/15

12. Hearing: Casa Do Benfica, No. 27, Inc. – CLUB - NEED DOR CERTIFICATE

Francisco M. Vala, Manager

1484 Acushnet Avenue

Your presence is requested at a hearing to determine whether you have violated certain provisions of M. G. L. and Alcoholic Beverages Control Commission (ABCC) Regulations. This hearing is being held as a result of your failure to comply with the June 1st deadline to submit a completed application updating your officers and directors as required by the Alcoholic Beverages Control Commission.

At the time of this hearing, if your organization remains non-compliant the Board must take action and as such, **you are hereby instructed to bring with you your 2015 Liquor License.** Depending on the Board's decision, you may be required to surrender your license until this matter is resolved.

Your failure to appear will result in the automatic suspension of your license.

Minutes of 06/22/15 Meeting

Present: Atty. Irene Schall along with Francisco Vala, Manager and Daniel DaCosta, Director

Atty. Schall stated, I was retained by the 'club' on or about June 11th ... and I have the application about 95% done ... there was some confusion regarding the due date of the tax return ... and whether or not an extension had been filed ... so consequently ... I was not able to get a Certificate of Good Standing ... but that's in process ... I anticipate that the return will be done on Friday ... there are no issues with the taxes whatever they are to be paid ... the club has a fund for that ... so that's the only remaining part of the package ... and that's why I was not able to file today.

When asked by Chairman Beauregard as to what the estimated processing time would be, Atty. Schall responded, I don't know that yet ... I'm sorry... but it's only for the current year.

Chairman Beauregard responded, my concern with them is that they've had a long time to prepare for this, to which Atty. Schall responded, I know ... they know it too ... they've heard it from me ... so ... anybody that knows me ... they know I play it straight ... and I told them that it has to be done ... and I have to say ... once I got involved ... they've been very co-operative .

VOTED: Based on the licensee's failure to submit a completed application including a Certificate of Good Standing from the Department of Revenue by the June 1st deadline, updating their officers and directors as required by the Alcoholic Beverages Control Commission, Commissioner Almeida made a motion to **suspend the Club All Alcoholic Beverages license effective July 27, 2015, and to hold the suspension in abeyance until July 20, 2015, giving the licensee additional time to submit a complete application; with the stipulation that if the application is not submitted by July 20th, the licensee must appear before the Board at its July 27th meeting to surrender their license. – Unanimous**

The licensee has the right to appeal this decision to the Alcoholic Beverages Control Commission under the provisions of Ch. 138 of M.G. L. **within five (5) days of receipt of notice with a copy submitted to this office.**

(If the licensee is in full compliance by July 20, 2015, the Board's vote to suspend the license will be rescinded.)

13. PETITION - Trans. # 029 – Plot # 99 - 132 (No Representation Required)--CLUB

Casa Do Benfica No. 27, Inc., Manuel S. Bernardo, (new) President, who is petitioning for a **Change of Officers, Directors, and Manager of the Club All Alcoholic Beverages license.** The petitioner is requesting that the resignations of the current slate of Officers and Directors currently on file with the Alcoholic Beverages Control Commission be accepted, and be updated as follows, per the Commission's directive of 09/30/14 regarding "Club" licenses. Upon approval, Manuel S. Bernardo will be the President, Octavio Pereira will be the Vice-President, Edson Pereira will be the Treasurer, and Franco M. Vieira will be the Secretary; and Augusto Fernandes, Jose Fernandes, Roberto Amaral, Daniel Da Costa, and Francisco Vala will all be Co-Directors. The 'club' is also requesting the approval of **Daniel Da Costa, who resides at 319 Query Street, N.B., MA. as their New Manager.** Premises will remain the same at **1484 Acushnet Avenue.**

(No Advertisement nor Abutters Notification Required)

Tabled at 06/22/15

14. Hearing: Whaling City Club, Inc. – CLUB - NEED DOR CERTIFICATE

Carlos Barreira, Manager

447 Belleville Avenue

Your presence is requested at a hearing to determine whether you have violated certain provisions of M. G. L. and Alcoholic Beverages Control Commission (ABCC) Regulations. This hearing is being held as a result of your failure to comply with the June 1st deadline to submit a completed application updating your officers and directors as required by the Alcoholic Beverages Control Commission. At the time of this hearing, if your organization remains non-compliant the Board must take action and as such, **you are hereby instructed to bring with you your 2015 Liquor License.**

Depending on the Board's decision, you may be required to surrender your license until this matter is resolved.

Your failure to appear will result in the automatic suspension of your license.

Minutes of 06/22/15 Meeting

Present: Dennis Paim, Vice-President

Mr. Nanopoulos informed the Board that the club still had not submitted a completed application, which includes a DOR Certificate of Good Standing.

When asked by Chairman Beauregard as to why the club had not received their DOR Certificate, Mr. Paim was unable to give an answer.

Based on the applicant's failure to submit an application as required, and Mr. Paim's ability to inform the Board as to the status of the club's DOR Certificate, Chairman Beauregard called for a motion.

VOTED: Based on the licensee's failure to submit a completed application including a Certificate of Good Standing from the Department of Revenue by the June 1st deadline, updating their officers and directors as required by the Alcoholic Beverages Control Commission, Commissioner Almeida made a motion to **suspend the Club All Alcoholic Beverages license effective July 27, 2015, and to hold the suspension in abeyance until July 20, 2015, giving the licensee additional time to submit a complete application; with the stipulation that if the application is not submitted by July 20th, the licensee must appear before the Board at its July 27th meeting to surrender their license. – Unanimous** The licensee has the right to appeal this decision to the Alcoholic Beverages Control Commission under the provisions of Ch. 138 of M.G. L. **within five (5) days of receipt of the notice with a copy submitted to this office.** **(If the licensee is in full compliance by July 20, 2015, the Board's vote to suspend the license will be rescinded.)**

15. PETITION - Trans. # 040 – Plot # 99 - 132 (No Representation Required)--CLUB

Whaling City Club, Inc., Denis F. Paim, (new) President, who is petitioning for a Change of Officers, Directors, and Manager of the Club All Alcoholic Beverages license. The petitioner is requesting that the resignations of the current slate of Officers and Directors currently on file with the Alcoholic Beverages Control Commission be accepted, and be updated as follows, per the Commission's directive of 09/30/14 regarding "Club" licenses. Upon approval, Denis F. Paim will be the President, Adriano V. Lopes will be the Treasurer, and Jaslyn S. Sweetman will be the Secretary; and Antonio Santo and Deodato Santo will be Co-Directors. The 'club' is also requesting the approval of **William T. Bumpus**, who resides at **1607 Braley Road, N.B., MA. as their New Manager.** Premises will remain the same at **447 Belleville Avenue.** *(No Advertisement nor Abutters Notification Required)*

Tabled at 06/22/15

16. Hearing: Young Cape Verdean Athletic Association, Inc. — NEED DOR CERTIFICATE

Mr. Donald Soares, President
418 South Front Street

Your presence and that of Renee DePina, Treasurer, and Liberio DeMelo, Proposed New Manager is requested at an emergency hearing to determine whether you have violated certain provisions of Alcoholic Beverages Control Commission (ABCC) Regulations and Licensing Board Rules and Regulations. Based on their findings, the Licensing Board may take action to suspend your license until this matter is resolved.

ABCC Regulation 204 CMR 2.05: (2)-

States no licensee shall permit any illegality to occur on the licensed premises. The licensee is responsible, whether present or not, for ensuring that no disorder, disturbance, or illegality takes place in or on a licensed premises.

Licensing Board Regulation No. 6,

Each Corporate Licensee shall appoint a Manager who shall have full authority and control of the premises and who shall be satisfactory to the Board; immediate notice of the appointment must be made to the Board in writing.

This hearing will focus on the control and operations of the licensed premises, as well as your failure to secure a Certificate of Good Standing from the Department of Revenue in a timely manner, which is required to complete your application for a Change of Officers, Directors, and Manager, which was returned by the ABCC on 04/28/15.

The Board is deeply concerned that you have been operating without an approved manager since December of 2014, as well your failure to resolve your outstanding issues with the DOR in a timely manner.

As a result of your failure to comply in a timely manner, the Board will entertain testimony as to the actions of the Young Cape Verdean Athletic Association.

Short of full compliance, the Board must take action and **as such you are hereby ordered to bring with you your 2015 Liquor License.** Depending on the Board's findings, you may be required to surrender your license until this matter is resolved.

Minutes of 05/18/15 Meeting

Present: Atty. Michael Medeiros along with Donald Soares, New President, Renee DePina, New Treasurer, and Barry DeMelo, Proposed New Manager

Mr. Nanopoulos informed the Board once again that the application was not complete, as a result of the applicant's failure to submit a Certificate of Good Standing from the DOR; therefore, it could not be taken up at this time, and recommended that the matter be tabled until such a time that the DOR Certificate is submitted.

VOTED: On a motion by Commissioner Almeida, the Board **voted unanimously to table the matter until the June 22nd meeting, in order to give the applicant an opportunity to submit the required Certificate of Good Standing from the DOR.**

04/28/15 – “Returned No Action” – Failure to provide a Certificate of Good Standing from the DOR

“For Reconsideration”

Minutes of 06/22/15 Meeting

Present: Paul Amato, Accountant along with Donald Soares, New President, Renee DePina, New Treasurer, and Barry DeMelo, Proposed New Manager

When asked by the Chairman as to how long would it be before they could obtain their Certificate of Good Standing from the DOR, Mr. Amato stated that he delivered a packet to the DOR a week ago Friday (June 12th) to the Hyannis Office, and that bit was reviewed by Doris Maylow and in turn was submitted to her supervisor, who was out on vacation but was due back today. When asked by Chairman Beauregard if all the back taxes had been paid, Mr. Amato stated that a payment plan was set-up, which would require the club to pay \$2,100.00 a month to the DOR over a five year period.

When asked by Chairman Beauregard as to how many members belonged to the club, Ms. DePina responded, probably the most would be “18”; to which Chairman Beauregard asked, how do 18 members pay back \$2,100 a month?

Mr. Amato responded, actually, it's interesting you said that ... as a result of the review I went through with the club ... their prices for their liquor were probably under by approximately a \$1 ... so I told them that they needed to raise their prices.

Chairman Beauregard responded, even at that, how do you make it work?

Mr. Amato responded, based on their sales for the past two years ... an increase of 75 cents per drink ... would accommodate the \$2,100.00 a month for the payment plan ... which would not deter from any of their other expenses ... so that the increase all goes back towards paying back the DOR; to which Chairman Beauregard responded, those 18 members would need to do a lot of drinking to reach that number.

Mr. Amato responded, well, it's an open enrollment ... and their sales on alcohol are close to \$114,000.00 on an annual basis. Mr. DeMelo stated to the Board ... we're having functions just about every week ... we're making quite a bit of money on those functions.

When asked by Chairman Beauregard as to what type of functions they're having down there, Mr. DeMelo stated that they have some birthday parties ... baby showers ... there are so many different ones ... we keep a list of them ... and they keep coming in because we don't charge for the hall ... we make our money off the liquor that's sold.

When asked by Chairman Beauregard as to how much of the \$114,000.00 in annual sales is from outside sources versus members?

Mr. Amato responded, it's just about all outside sources ... the membership base does not really contribute that really ... it's all done through the bar.

Chairman Beauregard responded, you understand what you're saying to us ... this is a problem ... you have a 'club' license ... and you're doing basically what everybody else in the city is doing ... it's no longer a 'club' any more.

Chairman Beauregard concluded the hearing by stating, I suspect you'll be back before us ... we're going to take a look at the testimony that was presented here this evening ... but I can tell you ... that it's not going to continue ... with this Board ... speaking for myself as Chairman ... to run an organization in which a majority of your sales are from outside sources ... and running on a 'club' license ... you can't exist ... and I question how you can even pay back ... with one expense being \$2,100.00 ... never mind you (Mr. DeMelo) getting your rent ... you buying your product ... and paying the staff that you have on board ... according to your Club Compensation Form.

Mr. DeMelo responded that he has not been taking his rent because he cares about the club and the people that go there.

VOTED: Based on the licensee's failure to submit a Certificate of Good Standing from the Department of Revenue by the June 1st deadline to complete their application updating their officers and directors as required by the Alcoholic Beverages Control Commission, Commissioner Almeida made a motion to **suspend the Club All Alcoholic Beverages license effective July 27, 2015, and to hold the suspension in abeyance until July 20, 2015, giving the licensee additional time to complete their application; with the stipulation that if the application is not complete by July 20th, the licensee must appear before the Board at its July 27th meeting to surrender their license. – Unanimous**

The licensee has the right to appeal this decision to the Alcoholic Beverages Control Commission under the provisions of Ch. 138 of M.G. L. **within five (5) days of receipt of notice with a copy submitted to this office.**

(If the licensee is in full compliance by July 20, 2015, the Board's vote to suspend the license will be rescinded)

Tabled 02/23/15**17. Hearing: Ransan Rotisserie, Inc.****d/b/a Braza Rotisserie****Mr. Randy R. Cardoso, Owner****566 Pleasant Street****Closed 12/31/13 – License for Sale**

Your presence is respectfully requested at a hearing to determine the status of your annual liquor license for the year 2015. The hearing is also being held at the request of the members of this Board to discuss your plans for your liquor license for the year 2015 prior to this Board considering approval of your 2016 renewal application.

If warranted, the Board may cancel the license of any license holder who “ceases to conduct the licensed business” that is, *any license holder who closes the business or stops doing business*. Licensees should be conducting the licensed business on all days authorized by the license. Any licensee that does not comply with its obligation to conduct the licensed business and holds a so-called “pocket License” is subject to possible action by the Board.

Notice is given in accordance with Massachusetts General Laws Chapter 138, section 77, which states that the licensing authorities may, after hearing or reasonable opportunity therefore, cancel any license issued under this chapter if the licensee ceases to conduct the licensed business.

You **must submit** to the Board that evening, a letter stating your intentions regarding the license that has been issued to you detailing either an opening date, plans to transfer, or change of location, as it applies to your situation.

Please Be Advised that failure to appear before this Board as requested will result in “Automatic Revocation” of your Common Victualler Wine & Malt Only Beverages License.

Minutes of 01/21/15 Meeting**Present: Randy R. Cardoso, Owner**

Based on the information provided to this Board regarding a pending application related to the soccer club on Nash Road, the Board voted unanimously once again to table the matter, until the Licensing Board’s February 23, 2015 Meeting.

Minutes of 02/23/15 Meeting**Present: Randy R. Cardoso, Owner; Atty. Michael Medeiros who represents Isaiah Furtado, Prospective Buyer**

Atty. Medeiros stated that he’s been engaged by Mr. Isaiah Furtado, who’s an individual that owns Portugal Verde Soccer Academy, Inc. located at 424 Nash Road; who is going to be a prospective buyer of this liquor license.

Atty. Medeiros stated that he’s been given some specifics about the deal but I have not had an opportunity to put together a purchase and sales agreement; but I anticipate doing so within the next thirty days.

Chairman Beaugard informed Atty. Medeiros that the Board has had some issues with Mr. Furtado in the past, and that the Board would have to take a close look at the application, if one is submitted.

Atty. Medeiros stated that he would address the Board’s concerns regarding prior issues with Mr. Furtado, and that they would be mindful of that prior to going forward; and added that the only reason he was present was to explain the nature of the discussion between this individual and my client.

Chairman Beaugard advised Mr. Cardoso that he should keep looking for a buyer just in case this deal doesn’t materialize, although Atty. Medeiros stated that his client was committed to the deal; and that he would work with his client to address any concerns the Board may have.

Voted: On a motion by Commissioner Almeida, the Board, voted unanimously to table the matter to the May Board meeting.

18. Hearing: Columbus Group, LLC**d/b/a Columbus Restaurant****Ms. Xiaohui Yang, Owner****218 Union Street****Approved 12/09/14 – License for Sale**

Your presence is respectfully requested at a hearing to determine the status of your annual liquor license for the year 2015. The hearing is also being held at the request of the members of this Board to discuss your plans for your liquor license for the year 2015 prior to this Board considering approval of your 2016 renewal application.

If warranted, the Board may cancel the license of any license holder who “ceases to conduct the licensed business” that is, *any license holder who closes the business or stops doing business*.

Licensees should be conducting the licensed business on all days authorized by the license. Any licensee that does not comply with its obligation to conduct the licensed business and holds a so-called “pocket License” is subject to possible action by the Board.

Notice is given in accordance with Massachusetts General Laws Chapter 138, section 77, which states that the licensing authorities may, after hearing or reasonable opportunity therefore, cancel any license issued under this chapter if the licensee ceases to conduct the licensed business.

You **must submit** to the Board that evening, a letter stating your intentions regarding the license that has been issued to you detailing either an opening date, plans to transfer, or change of location, as it applies to your situation.

Please Be Advised that failure to appear before this Board as requested will result in “Automatic Revocation” of your Common Victualler All Alcoholic Beverages License.

19. Hearing: Cultivator Shoals, Inc. d/b/a Cultivator

Mr. Jason P. Lanagan, Owner

29 Union Street

Transfer Approved - 10/01/14

Change of Description Approved – 01/16/15

Your presence is respectfully requested at a hearing to determine the status of your annual liquor license for the year 2015. The hearing is also being held at the request of the members of this Board to discuss your plans for your liquor license for the year 2015 prior to this Board considering approval of your 2016 renewal application.

If warranted, the Board may cancel the license of any license holder who “ceases to conduct the licensed business” that is, *any license holder who closes the business or stops doing business*. Licensees should be conducting the licensed business on all days authorized by the license. Any licensee that does not comply with its obligation to conduct the licensed business and holds a so-called “pocket License” is subject to possible action by the Board.

Notice is given in accordance with Massachusetts General Laws Chapter 138, section 77, which states that the licensing authorities may, after hearing or reasonable opportunity therefore, cancel any license issued under this chapter if the licensee ceases to conduct the licensed business.

You **must submit** to the Board that evening, a letter stating your intentions regarding the license that has been issued to you detailing either an opening date, plans to transfer, or change of location, as it applies to your situation.

Please Be Advised that failure to appear before this Board as requested will result in “Automatic Revocation” of your Common Victualler Wine & Malt Only Beverages License.

Minutes of 08/25/14 Meeting

Present: Jason P. Lanagan, Owner/Proposed Manager

When asked by Mr. Nanopoulos as to when he planned on re-opening, we’re projected to re-open by the end of this year (2014).

20. Hearing: Sapatinha’s Café, Inc. d/b/a Euphoria Lounge

Mr. Jose G. Borges, Jr., Owner

289 Acushnet Avenue

Closed/Fire 01/26/15 License for Sale

Your presence is respectfully requested at a hearing to determine the status of your annual liquor license for the year 2015. The hearing is also being held at the request of the members of this Board to discuss your plans for your liquor license for the year 2015 prior to this Board considering approval of your 2016 renewal application.

If warranted, the Board may cancel the license of any license holder who “ceases to conduct the licensed business” that is, *any license holder who closes the business or stops doing business*. Licensees should be conducting the licensed business on all days authorized by the license. Any licensee that does not comply with its obligation to conduct the licensed business and holds a so-called “pocket License” is subject to possible action by the Board.

Notice is given in accordance with Massachusetts General Laws Chapter 138, section 77, which states that the licensing authorities may, after hearing or reasonable opportunity therefore, cancel any license issued under this chapter if the licensee ceases to conduct the licensed business.

You **must submit** to the Board that evening, a letter stating your intentions regarding the license that has been issued to you detailing either an opening date, plans to transfer, or change of location, as it applies to your situation.

Please Be Advised that failure to appear before this Board as requested will result in “Automatic Revocation” of your General on Premise All Alcoholic Beverages License.

21. Hearing: Nabih Moujabber d/b/a Lebanese Kitchen**Mr. Nabih Moujabber, Licensee****1487-1489 Purchase Street****Closed 07/12/14 – Renovations (Fire)**

Your presence is respectfully requested at a hearing to determine the status of your annual liquor license for the year 2015. The hearing is also being held at the request of the members of this Board to discuss your plans for your liquor license for the year 2015 prior to this Board considering approval of your 2016 renewal application.

If warranted, the Board may cancel the license of any license holder who “ceases to conduct the licensed business” that is, *any license holder who closes the business or stops doing business*. Licensees should be conducting the licensed business on all days authorized by the license. Any licensee that does not comply with its obligation to conduct the licensed business and holds a so-called “pocket License” is subject to possible action by the Board.

Notice is given in accordance with Massachusetts General Laws Chapter 138, section 77, which states that the licensing authorities may, after hearing or reasonable opportunity therefore, cancel any license issued under this chapter if the licensee ceases to conduct the licensed business.

You **must submit** to the Board that evening, a letter stating your intentions regarding the license that has been issued to you detailing either an opening date, plans to transfer, or change of location, as it applies to your situation.

Minutes of 12/22/14 Meeting

As a result of the open hearing held on December 22, 2014 to determine the status of your annual liquor license for the year 2014, and to discuss your plans for your liquor license for the year 2015 prior to this Board considering approval of your 2015 renewal application; **this Board voted unanimously to approve the renewal of your license for ‘2015,’ and to table the matter until The Board’s July 27, 2015 Meeting with the following stipulation:**

To notify and put the current Licensee, who is the holder of an inactive license on notice that he has **until July 1, 2015 to initiate one (1) of the following three (3) options prior to this date:**

- 1.) To be open and operating at the current location;
- 2.) Submit paperwork for a Change of Location and a date certain for the opening of premises;
- 3.) Submit paperwork for the Sale and Transfer of the license to a new owner.

If you fail to initiate one of the three options stated above prior to this date, you will be required to appear before this Board once again, at which time the Board may consider revoking your license for non-use.

Please Be Advised that failure to appear before this Board as requested will result in “Automatic Revocation” of your Common Victualler Wine & Malt Only Beverages License.

22. Hearing: Tane Corporation d/b/a Octane Sports Bar**Ms. Fernanda Carvalho, Owner****1430 Acushnet Avenue****Closed 10/31/13 – License for Sale**

Your presence is respectfully requested at a hearing to determine the status of your annual liquor license for the year 2015. The hearing is also being held at the request of the members of this Board to discuss your plans for your liquor license for the year 2015 prior to this Board considering approval of your 2016 renewal application.

If warranted, the Board may cancel the license of any license holder who “ceases to conduct the licensed business” that is, *any license holder who closes the business or stops doing business*. Licensees should be conducting the licensed business on all days authorized by the license. Any licensee that does not comply with its obligation to conduct the licensed business and holds a so-called “pocket License” is subject to possible action by the Board.

Notice is given in accordance with Massachusetts General Laws Chapter 138, section 77, which states that the licensing authorities may, after hearing or reasonable opportunity therefore, cancel any license issued under this chapter if the licensee ceases to conduct the licensed business.

You **must submit** to the Board that evening, a letter stating your intentions regarding the license that has been issued to you detailing either an opening date, plans to transfer, or change of location, as it applies to your situation.

Please Be Advised that failure to appear before this Board as requested will result in “Automatic Revocation” of your Common Victualler All Alcoholic Beverages License.

Minutes of 03/25/15 Meeting

A written request was submitted by Atty. Peabody on behalf of Candleworks Ventures, to table the matter to the Board’s April 21st meeting, due to the fact that they were unable to complete the application in time.

VOTED: The Board voted unanimously to receive the letter and place it on file; and approved the request to table the matter to the Board’s next meeting on 04/21/15, on a motion by Commissioner Almeida.

Minutes of 04/21/15 Meeting

Present: *Atty. Tim Wenger, Appearing on behalf of the transferee and the proposed new manager.*

Mr. Nanopoulos informed the Board that the applicant had submitted the missing documents to complete the application but he was informed that Mr. Rockett was unable to attend due to health reasons. Mr. Nanopoulos informed the Board that he had conferred with Atty. Markey, Asst. City Solicitor, and he agreed that the hearing should not be opened, and that the application should be re-advertised to be in compliance with the law.

Chairman Beauregard informed Atty. Wenger that the proposed manager is required to appear before the Board for approval, as is the case with all transfers that come before the Board; and even more important with the size of this project; and added that Mr. Rockett would be required to appear at the May 18th meeting, for which the application will have to be re-advertised.

ACTION TAKEN: None

Minutes of 05/18/15 Meeting

Present: *No one was required to appear.*

Mr. Nanopoulos informed the Board that in a letter dated May 11, 2015, Atty. Peabody, on behalf of Candleworks Ventures, requested that the pending application for transfer be withdrawn; with notice that a new transfer application will be submitted to the Licensing Board by June 5, 2015 for the meeting scheduled for June 22, 2015.

Mr. Nanopoulos recommended that the letter be received and placed on file, and that the request be granted.

VOTED: The Board voted unanimously to receive the letter and place it on file; and approved the request to withdraw the application with no further action.

23. Hearing: The Sky Room, Inc. d/b/a The Sky Room

Ms. Audrey Carter, Manager/Owner

651 Orchard Street

Closed 12/22/14 – Foreclosed (02/04/15)

Howland Mills Restaurant, Inc.

Atty. Richard J. Manning

167 William Street

Your presence and that of Curtis Mello on behalf of Howland Restaurant, Inc., is respectfully requested at a hearing to determine the status of your annual liquor license for the year 2015. The hearing is also being held at the request of the members of this Board to discuss your plans for your liquor license for the year 2015 prior to this Board considering approval of your 2016 renewal application.

If warranted, the Board may cancel the license of any license holder who “ceases to conduct the licensed business” that is, *any license holder who closes the business or stops doing business*. Licensees should be conducting the licensed business on all days authorized by the license. Any licensee that does not comply with its obligation to conduct the licensed business and holds a so-called “pocket License” is subject to possible action by the Board.

Notice is given in accordance with Massachusetts General Laws Chapter 138, section 77, which states that the licensing authorities may, after hearing or reasonable opportunity therefore, cancel any license issued under this chapter if the licensee ceases to conduct the licensed business.

You **must submit** to the Board that evening, a letter stating your intentions regarding the license that has been issued to you detailing either an opening date, plans to transfer, or change of location, as it applies to your situation.

Please Be Advised that failure to appear before this Board as requested will result in “Automatic Revocation” of your Common Victualler All Alcoholic Beverages License.

24. Hearing: Simba, Inc. d/b/a Whiskey Lounge

Ms. Kristina Morrow, Manager/Co-Owner

1669 Acushnet Avenue

Change of Location Approved – 06/11/15

Your presence is respectfully requested at a hearing to determine the status of your annual liquor license for the year 2015. The hearing is also being held at the request of the members of this Board to discuss your plans for your liquor license for the year 2015 prior to this Board considering approval of your 2016 renewal application.

If warranted, the Board may cancel the license of any license holder who “ceases to conduct the licensed business” that is, *any license holder who closes the business or stops doing business*. Licensees should be conducting the licensed business on all days authorized by the license. Any licensee that does not comply with its obligation to conduct the licensed business and holds a so-called “pocket License” is subject to possible action by the Board.

Notice is given in accordance with Massachusetts General Laws Chapter 138, section 77, which states that the licensing authorities may, after hearing or reasonable opportunity therefore, cancel any license issued under this chapter if the licensee ceases to conduct the licensed business.

You **must submit** to the Board that evening, a letter stating your intentions regarding the license that has been issued to you detailing either an opening date, plans to transfer, or change of location, as it applies to your situation.

Please Be Advised that failure to appear before this Board as requested will result in “Automatic Revocation” of your General on Premise All Alcoholic Beverages License.

Tabled at 06/22/15 Meeting

25. Meeting: Simba, Inc. d/b/a Whiskey Lounge

Ms. Kristina Morrow, Manager/Co-Owner
1669 Acushnet Avenue

You are hereby notified that your presence is required at a meeting to discuss any concerns the Board may have regarding security and enforcement of Licensing Board & ABCC Rules & Regulations concerning the weekend of the **Feast of the Blessed Sacrament (July 30th, July 31st, August 1st, & August 2nd)**.

The meeting will include Capt. Steven Vicente, Liaison to the Licensing Board and Lt. Joao Chaves, Detail Officer for Special Events.

We fully anticipate that you will work with us to help ensure that the Feast of the Blessed Sacrament, which is very important to the Portuguese Community, the City of New Bedford, and to all that travel from afar to enjoy and partake in the celebration of the Madeira heritage, remains a safe and enjoyable event for all.

Minutes of 06/22/15 Meeting

Present: Lawrence Bucha, Owner; Capt. Steven Vicente, Police Department Liaison to the Lic. Bd.

Responding to questions from Chairman Beaugard, Mr. Bucha informed the Board that they were still in the process of renovating the premises but they were trying to be open by the end of July but they weren't sure if they would be; and added that if he was open by then, it would be his intention to be open until 2 a.m. every night; and that they would have bouncers on from 10 p.m. until 2 a.m.

When asked by Chairman Beaugard if he would be willing to close his doors to new people at 11:45 p.m., Mr. Bucha stated that he would do that.

Chairman Beaugard instructed Mr. Bucha that he needed to let the Board know by July 27th, if he was going to be open by that weekend.

26. Hearing: Ying Dynasty Nauset, LLC d/b/a Ying Dynasty

Mr. Shang Ying Zhao, Manager of LLC
114-116 Nauset Street

Transfer Approved 06/03/14 – Renovations

Your presence is respectfully requested at a hearing to determine the status of your annual liquor license for the year 2015. The hearing is also being held at the request of the members of this Board to discuss your plans for your liquor license for the year 2015 prior to this Board considering approval of your 2016 renewal application.

If warranted, the Board may cancel the license of any license holder who “ceases to conduct the licensed business” that is, *any license holder who closes the business or stops doing business*. Licensees should be conducting the licensed business on all days authorized by the license. Any licensee that does not comply with its obligation to conduct the licensed business and holds a so-called “pocket License” is subject to possible action by the Board.

Notice is given in accordance with Massachusetts General Laws Chapter 138, section 77, which states that the licensing authorities may, after hearing or reasonable opportunity therefore, cancel any license issued under this chapter if the licensee ceases to conduct the licensed business.

You **must submit** to the Board that evening, a letter stating your intentions regarding the license that has been issued to you detailing either an opening date, plans to transfer, or change of location, as it applies to your situation.

Please Be Advised that failure to appear before this Board as requested will result in “Automatic Revocation” of your Common Victualler All Alcoholic Beverages License.

27. APPLICATION, (No Representation Required)

Flagship Cinemas, Inc., Hilarie Teves, Representative, who is requesting approval of an application for a **Special One Day Wine & Malt Only Beverages License** for a ‘Movie Premiere’ to be held in the Flagship Cinemas; Lobby, located at **500 King’s Highway**; and to be held on **Tuesday, June 30, 2015 from 6:00 p.m. until 8:00 p.m.**

28. APPLICATION, (No Representation Required)

New Bedford Art Museum, Alicia Moretti, Representative, who is requesting approval of an application for a **Special One-Day Wine & Malt Only Beverages License** for an ‘Opening Reception’ to be held at the **New Bedford Art Museum**, located at **608 Pleasant Street**; and to be held on **Wednesday, July 8, 2015, from 6:00 p.m. until 8:00 p.m.**

29. APPLICATION, (No Representation Required)

New Bedford Whaling Museum, Caitlin McCaffery, Representative, who is requesting approval of an application for a **Special One Day Wine & Malt Only Beverages License** for a ‘Tall Ship Sagres Party’ to be held at the **New Bedford Whaling Museum**, located at **18 Johnny Cake Hill**; and to be held on **Thursday, July 9, 2015, from 6:30 p.m. until 9:30 p.m.**

30. APPLICATION, (No Representation Required)

Fort Taber/Fort Rodman Historical Association, Joseph Langlois, Representative, who is requesting approval of an application for a **Special One-Day All Alcoholic Beverages License** for a ‘Pirate Invasion Volunteer Appreciation Dinner’ to be held at the **Fort Taber Community Center**, located in **Fort Taber Park**; and to be held on **Saturday, July 11, 2015, from 6:00 p.m. until 11:45 p.m.**

(Final approval will require Liquor Liability with the City named as additionally insured.)

31. APPLICATION, (No Representation Required)

Fathoms Bar & Grille, Inc., Christopher Bentley, Manager, who is requesting approval of an application for a **Special One-Day All Alcoholic Beverage License** for a ‘Captain’s Dinner/ Shark Tournament’, to be held **on the outdoor grass area, which is contiguous to the outdoor patio area of the licensed establishment**, located at **255 Pope’s Island**; and to be held on **Thursday, July 16, 2015, from 4:00 p.m. until 8:00 p.m.**

32. APPLICATION, (No Representation Required)

Fort Taber/Fort Rodman Historical Association, Joseph Langlois, Representative, who is requesting approval of an application for a **Special One Day Wine & Malt Only Beverages License** for a ‘Chamber of Commerce Event’, to be held at the **Fort Taber Community Center**, located within **Fort Taber Park**; and to be held on **Wednesday, July 22, 2015 from 6:00 p.m. until 9:00 p.m.** *(Final approval will require Liquor Liability with the City named as additionally insured.)*

33. APPLICATION, (No Representation Required)

New Bedford Festival Theatre, Inc., Armand R. Marchand, Representative, who is requesting approval of an application for a **Special One Day Wine & Malt Only Beverages License** for an ‘After Show Opening Night Reception’ to be held at the **UMD Star Store Gallery**, located at **800 Purchase Street**; and to be held on **Friday, July 24, 2015 from 10:00 p.m. until 11:45 p.m.**

34. APPLICATION, (No Representation Required)

Club Sports Madeirense, - S.S. Sacramento, Inc. Paul LeConte, President requesting approval of an application for a **Special One Day All Alcoholic Beverage License** for a ‘101st Feast of the Blessed Sacrament’ to be held on the **Madeira Feast Grounds (88 Tinkham Street)**, located on **Madeira Avenue**; and to be held **Thursday, July 30, 2015 from 6:00 p.m. until 11:45 p.m., Friday, July 31, 2015 from 12:00 p.m. until 11:45 p.m. and Saturday & Sunday, August 1st & 2nd, 2015 from 12:00 p.m. until 11:45 p.m.** *(Security Plan Approved At 06/22/15 Meeting)*

35. APPLICATION, (No Representation Required)

Club Sports Madeirense - S.S. Sacramento, Inc. Paul LeConte, President requesting approval of an application for a **Special One Day All Alcoholic Beverage License** for a ‘101st Feast of the Blessed Sacrament’ to be held at the **Museum of Madeira Heritage**, located at **1 Funchal Place**; and to be held **Thursday, July 30, 2015 from 6:00 p.m. until 11:45 p.m., Friday, July 31, 2015 from 12:00 p.m. until 11:45 p.m. and Saturday & Sunday, August 1st & 2nd, 2015 from 12:00 p.m. until 11:45 p.m.** *(Security Plan Approved At 06/22/15 Meeting)*

36. APPLICATION, (No Representation Required)

Panthers Athletic and Social Club, Inc. Jose ‘Zack’ DaSilva, President, who is requesting approval of an application for a **Special One Day All Alcoholic Beverage License** for a ‘Fundraiser’ to be held in the **Club – Parking Lot**, located at **43 Madeira Avenue**; and to be held **Thursday, July 30, 2015 from 6:00 p.m. until 11:45 p.m., Friday, July 31, 2015 from 12:00 p.m. until 11:45 p.m. and Saturday & Sunday, August 1st & 2nd, 2015 from 12:00 p.m. until 11:45 p.m.**

(Security Plan Approved At 06/22/15 Meeting)

37. APPLICATION, (No Representation Required)

Club Sports Madeirense, Inc., Richard Fernandes, President, who is requesting approval of an application for a **Special One Day All Alcoholic Beverage License** for a ‘Fundraiser’ to be held in the ‘**Club – Parking Lot**’, located at **1626 Acushnet Avenue**; and to be held **Thursday, July 30, 2015 from 6:00 p.m. until 11:45 p.m., Friday, July 31, 2015 from 12:00 p.m. until 11:45 p.m. and Saturday & Sunday, August 1st & 2nd, 2015 from 12:00 p.m. until 11:45 p.m.**
(Security Plan Approved At 06/22/15 Meeting)

38. APPLICATION, (No Representation Required)

Low Tide Yacht Club, Ray Holberger, Representative, who is requesting approval of an application for a **Special One Day Wine & Malt Only Beverages License** for a ‘Dinner/Theatre’, to be held **inside** the Low Tide Yacht Club, located within **Fort Taber Park**; and to be held on **Friday, July 31, 2015, from 5:00 p.m. until 11:00 p.m.** *(Final approval will require Liquor Liability with the City named as additionally insured)*

39. APPLICATION, (No Representation Required)

N.B. Whaling Museum, Caitlin McCaffery, Representative, who is requesting approval of an application for a **Special One Day All Alcoholic Beverages License** for a ‘Over The Top Gala’ to be held at the **N. B. Whaling Museum**, located at **18 Johnny Cake Hill**; and to be held on **Saturday, August 1, 2015, from 6:00 p.m. until 10:00 p.m.**

40. APPLICATION, (No Representation Required)

Zeiterion Theatre, Inc., Justin LaCroix, Manager, who is requesting approval of an application for a **Special One-Day All Alcoholic Beverages License** for a “VIP Membership Lounge Fundraiser”; to be held in the “**Penler Space**”, located at **686 Purchase Street**; and to be held on **Tuesday, August 4, 2015, from 5:00 p.m. until 11:45 p.m.**

41. APPLICATION, (No Representation Required)

Immigrants’ Assistance Center, Inc., Helena S. Martins, Executive Director, who is requesting approval of an application for a **Special One Day Wine & Malt Only Alcoholic Beverages License** for a ‘Fundraiser’ to be held at the **Museum of Madeira Heritage**, located at **1 Funchal Place**; and to be held on **Thursday Aug. 6, 2015, from 7:00 p.m. until 10:00 p.m.**

42. APPLICATION, (No Representation Required)

Ribeiro Brothers, LLC d/b/a Pour Farm Tavern, Noah Griffith, Manager, who is requesting approval of an application for a **Special One Day All Alcoholic Beverages License** for a ‘Cross Fit New Bedford Private Event’, to be held within **Wing’s Court**; and to be held on **Saturday, August 8, 2015, from 2:00 p.m. until 6:00 p.m.** *(Final approval will require Liquor Liability with the City named as additionally insured & Police Detail Contract)*

43. APPLICATION, (No Representation Required)

Society of Senhor Da Pedra, Ana Pimentel, Representative who is requesting approval of an application for a **Special One Day All Alcoholic Beverage License** for a ‘Fundraiser/ A Feast of Senhor Da Pedra’ to be held on the **Madeira Field – Stands 1 & 2**, located on **Madeira Avenue**; and to be held on **Friday, August 14, 2015 from 6:00 p.m. until 11:45 p.m., Saturday, August 15, 2015 from 6:00 p.m. until 11:45 p.m., and Sunday, August 16, 2015 from 2:00 p.m. until 11:00 p.m.** *(Final approval will require Liquor Liability and a copy of the Police Detail Contract)*

****NO CHANGES, AS PREVIOUSLY APPROVED****

44. APPLICATION, (No Representation Required)

Low Tide Yacht Club, Ray Holberger, Representative, who is requesting approval of an application for a **Special One Day Wine & Malt Only Beverages License** for a ‘Annual Clamboil’, to be held at the **Low Tide Yacht Club to include the porch and adjacent tent**, located within **Fort Taber Park**; and to be held on **Saturday, August 22, 2015, from 4:00 p.m. until 11:00 p.m.** *(Final approval will require Liquor Liability with the City named as additionally insured)*

45. APPLICATION, (No Representation Required)

Prince Henry Society, Manuel Pereira, Representative who is requesting approval of an application for a **Special One-Day All Alcoholic Beverages License** for their ‘6th Annual Summerfest Benefit’ to be held within the **Madeira Field Pavilion Area**, located at **50 Madeira Avenue**; and to be held on **Saturday, August 22, 2015, from 6:00 p.m. until 11:00 p.m.**

46. APPLICATION, (No Representation Required)

The Trustees of Reservations, Ross Moran, Representative, who is requesting approval of an application for a **Special One Day Wine & Malt Only Beverages License** for a ‘Private Members Event Fundraiser’, to be held at the **Allen Haskell Public Gardens**, located at **787 Shawmut Avenue**; and to be held on **Saturday, August 22, 2015 from 4:00 p.m. until 7:00 p.m.** *(Final approval will require Liquor Liability with the City named as additionally insured.)*

47. APPLICATION, (No Representation Required)

Ribeiro Brothers, LLC d/b/a Pour Farm Tavern, Noah Griffith, Manager, who is requesting approval of an application for a **Special One Day All Alcoholic Beverages License** for a 'Labor Day Ride', to be held **within Wing's Court**; and to be held on **Sunday, September 6, 2015, from 1:00 p.m. until 5:00 p.m.** (*Final approval will require Liquor Liability with the City named as additionally insured & a copy of the Police Detail Contract*)

48. APPLICATION, (No Representation Required)

New Bedford Jewish Convalescent Home, Ruth Glicksman, Representative, who is requesting approval of an application for a **Special One Day All Alcoholic Beverages License** for a 'Cocktail Party Fundraiser' to be held at the **New Bedford Jewish Convalescent Home**, located at **200 Hawthorn Street**; and to be held on **Sunday, September 20, 2015, from 5:30 p.m. until 9:30 p.m.**

49. APPLICATION, (No Representation Required)

Downtown New Bedford, Inc., Marianne Conley Hodgson, Representative, who is requesting approval of an application for a **Special One Day All Alcoholic Beverages License** for their '10th Annual New Bedford Seaport Chowder Festival', to be held on **Pier 3**; and to be held on **Sunday, October 18, 2015, from 12:00 p.m. until 5:00 p.m.**

(Final approval will require Liquor Liability with the City named as additionally insured and a copy of the Police Detail Contract)

Tabled at 06/22/15 Meeting**50. Meeting: Skylight Enterprises, Inc.**

d/b/a ALJanca Lounge

Mr. Michael R. DeMatos, Manager

1708 Acushnet Avenue

You are hereby notified that your presence is required at a meeting to discuss any concerns the Board may have regarding security and enforcement of Licensing Board & ABCC Rules & Regulations concerning the weekend of the **Feast of the Blessed Sacrament (July 30th, July 31st, August 1st, & August 2nd)**. The meeting will include Capt. Steven Vicente, Liaison to the Licensing Board and Lt. Joao Chaves, Detail Officer for Special Events.

We fully anticipate that you will work with us to help ensure that the Feast of the Blessed Sacrament, which is very important to the Portuguese Community, the City of New Bedford, and to all that travel from afar to enjoy and partake in the celebration of the Madeira heritage, remains a safe and enjoyable event for all.

Please Be Advised that failure to appear before this Board as requested may result in the "Automatic Suspension" of your Common Victualler (Restaurant) All Alcoholic Beverages License.

06/22/15 Minutes

Present: Mr. DeMatos Did Not Appear As Requested

VOTED: Commissioner Almeida made a motion to table the matter to the Boards July 27th meeting. – **Unanimous**

Tabled at 06/22/15 Meeting**51. Meeting: Clube Ponta Delgada, Inc.**

Ms. Christina Machado, Proposed New Manager

61-65 Madeira Avenue

Your presence is requested at a meeting to discuss any concerns the Board may have regarding security and enforcement of Licensing Board & ABCC Rules & Regulations concerning the weekend of the **101st Feast of the Blessed Sacrament (July 30th, July 31st, August 1st, & August 2nd)**. The meeting will include Capt. Steven Vicente, Liaison to the Licensing Board and Lt. Joao Chaves, Detail Officer for Special Events.

We fully anticipate that you will work with us to help ensure that the Feast of the Blessed Sacrament, which is very important to the Portuguese Community, the City of New Bedford, and to all that travel from afar to enjoy and partake in the celebration of the Madeira heritage, remains a safe and enjoyable event for all.

Minutes of 06/30/14 Meeting

Present: Walter Gibau, Jr., Manager; Capt. Steven Vicente, Police Department Liaison to the Lic. Bd., and Det. Lt. Joao Chaves, Detail Officer for Special Events

Mr. Gibau stated that they **would not be applying** for a Special license, and she understood that no one should be allowed in or out of the Club with alcohol, and that the club would be closing at 11:30 p.m. as they have done in the past.

Mr. Nanopoulos reminded Mr. Gibau that they are not allowed to offer reduced drink prices for that weekend, which has occurred in the past.

Please Be Advised that failure to appear before this Board as requested may result in the “Automatic Suspension” of your Club All Alcoholic Beverages License.

***Licenses for this year’s event must be applied for by July 6, 2015**

06/22/15 Minutes

Present: Ms. Machado Did Not Appear As Requested

VOTED: Commissioner Almeida made a motion to table the matter to the Boards July 27th meeting. – Unanimous

52. Hearing: O’Escondidinho, Inc. d/b/a Sebastian’s Café & Sports Bar

Ms. Renee Y. Sebastian, Manager

110-12-14-County Street

Your presence is requested at a hearing to determine whether you have violated certain provisions of M. G. L., ABCC Regulations, and Licensing Board Rules and Regulations as reported by the City of New Bedford Police Department. Based on their findings, the Licensing Board may take action to suspend your license.

This hearing will focus on an incident and the facts surrounding an incident that occurred outside of your establishment on Saturday, June 6, 2015, during which a patron was assaulted and robbed as he left your establishment.

The Licensing Board is especially troubled that although your bartender came to the rescue of the patron, and witnessed who the assailants were, she refused to assist the police in their investigation. When asked her name and description of the males, she told the officers, “I don’t want to get involved and that’s all I’m saying.” The police also stated that as the bartender was driving away, she yelled out to the victim in Portuguese, “Did you tell them anything?”

The potential violations are as follows:

M.G.L. Ch. 138, sec. 63A-

It is a violation to hinder, delay, or refuse to provide information to any authorized agent of the local licensing authority.

Alcoholic Beverages Control Commission Regulation 204 CMR 2.05: (2)-

No licensee shall permit any illegality to occur on the licensed premises. The licensee is responsible, whether present or not, for ensuring that no disorder, disturbance, or illegality takes place in or on a licensed premises.

Licensing Board Regulations No.12-

Premises must at all times be kept safe.

Date and time of alleged violations: Saturday, June 6, 2015 @ approximately 2:07 a.m. - Police Report #15-6820-OF

- **CORRESPONDENCE**

---NONE--

- **COMPLAINTS RECEIVED:**

---NONE--

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

<u>NAME</u>	<u>POLICE REPORT#</u>	<u>DATE</u>	<u>VIOLATION</u>
-------------	-----------------------	-------------	------------------

-NONE-

- **NEXT TWO MEETING DATES: Monday, August 24th & Monday, September 21st both in Room 314**

- **MEETING ADJOURNED:**