



Licensing Board

May 23, 2016 – 7:00 PM – **Final Agenda**
City Hall, 133 William Street, Room 314

LICENSING BOARD MEETING

-AGENDA-

Monday, May 23, 2016
Room 314 – 7:00 p.m.

REQUIRED: Steven A. Beauregard, Chairman

Marcelino “Sonny” G. Almeida, Commissioner

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

FINAL AGENDA

APPROVALS RECEIVED FROM THE ALCOHOLIC BEVERAGES CONTROL COMMISSION

---NONE---

1. PETITION - Trans. # 209 – Plot # 93—181 (No Representation Required)

Centro Luso Americano Club, Inc., Adriano Carvalho, Jr., 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, Adriano Carvalho, Jr. will remain as the President, Dean Pires will be the ‘new’ Vice-President, Joe Silva will be the ‘new’ Treasurer, and John Tomasia will be the ‘new’ Secretary; and John Gomes, Jim Neville, Edward Roy, and Lucy Carvalho will be the ‘new’ Directors. Premises will remain the same at **34 Beetle Street**.

(No Advertisement nor Abutters Notification Required)

2. Request, (No Representation Required)

New England Fisheries, LLC d/b/a Waterfront Grille, Kevin Santos, is requesting final approval to expand the existing ground floor outdoor patio located on the south side of the building, from 806 sq. ft. to 2,000 sq. ft.

Note: A request to be heard was on 02/29/16, at which time the Board gave their initial approval of the proposed plans.

****Board Vote Required****

3. APPLICATION, Representation Required

New Bedford Folk Festival, Inc. Justin LaCroix, Representative, who is requesting approval of an application for a **Special One Day All Alcoholic Beverages License** for a ‘**New Bedford Folk Festival**’, to be held in an enclosed area in the street, located at **684-686 Purchase Street**; and to be held on **Saturday, July 9, 2016 and Sunday, July 10, 2016, from 11:00 a.m. until 9 p.m. (Last Call @ 8:30 p.m.) (Final approval will require Liquor Liability with the City named as additionally insured and a copy of the Police Detail Contract)**

****NEW LOCATION****

4. APPLICATION, (No Representation Required)

Cape Verdean Association in New Bedford, Inc., Charles Perry, Jr., Representative, who is requesting approval of an application for a **Special One-Day Wine & Malt Only Beverages License** for a 'Fundraiser' to be held at the **Cape Verdean Association Cultural Center**, located at **1157 Acushnet Avenue**; and to be held on **Saturday, May 21, 2016 from 2:00 p.m. until 6:00 p.m.**

5. APPLICATION, (No Representation Required)

W.H.A.L.E., Amanda Grace, Representative, who is requesting approval of an application for a **Special One-Day Wine & Malt Only Beverages License** for a 'Historic Preservation Conference' to be held at the **Rotch-Jones-Duff House**, located at **396 County Street**; and to be held on **Saturday, May 21, 2016 from 4:30 p.m. until 5:30 p.m.**

6. APPLICATION, (No Representation Required) – "LATE FILE"

TJA Foundation, John Saunders, Representative, who is requesting approval of an application for a **Special One Day Wine & Malt Only Beverages License** for a 'Bike Run to Benefit Trevor & Jordan Alves' to be held at the **Madeira Field – Main Pavilion Area**, located on **Madeira Avenue**; and to be held on **Saturday, June 4, 2016 from 12:00 p.m. until 6:00 p.m.**

7. APPLICATION, (No Representation Required)

Prince Henry Society, William Viveiros, Representative, who is requesting approval of an application for a **Special One-Day Wine & Malt Only Beverages License** for their 'General Meeting Event' to be held within the **Madeira Field Pavilion Area**, located at **50 Madeira Avenue**; and to be held on **Tuesday, June 7, 2016, from 6:00 p.m. until 9:00 p.m.**

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

8. APPLICATION, (No Representation Required)

Craig DeMelo, Representative, who is requesting approval of an application for a **Special One-Day All Alcoholic Beverages License** for a 'Craig DeMelo Music Fundraiser' to be held at the **New Bedford Whaling Museum**, located at **18 Johnny Cake Hill**; and to be held on **Friday, June 10, 2016, from 8:00 p.m. until 11:00 p.m.**

9. APPLICATION, (No Representation Required)

Cape Verdean Association in New Bedford, Inc, Emanuel Dias, Representative, who is requesting approval of an application for a **Special One Day Wine & Malt Only Beverages License** for a 'Open House Fundraiser' to be held within the **Cape Verdean Association Cultural Center**, located at **1157 Acushnet Avenue**; and to be held on **Saturday, June 11, 2016 and Sunday, June 12, 2016, from 5 p.m. until 7:00 p.m.** **NOTE: This event is being held on the Day of Portugal weekend. **NO CHANGES, AS PREVIOUSLY APPROVED****

10. APPLICATION, (No Representation Required)

Club Madeirense – S.S. Sacramento, Edward Camara, Jr., Representative, who is requesting approval of an application for a **Special One Day Wine & Malt Only Beverages License** for their '2016 Night of St. John Clamboil' to be held at the **Madeira Field – Main Pavilion Area**, located on **Madeira Avenue**; and to be held on **Sunday, June 12, 2016 from 12:00 p.m. until 5:00 p.m.**

11. APPLICATION, (No Representation Required) – "LATE FILE"

New Bedford Art Museum, Margaret Albert, Representative, who is requesting approval of an application for a **Special One Day Wine & Malt Only Beverages License** for a 'Friends of the Library Fundraiser', to be held at the **New Bedford Art Museum**, located at **608 Pleasant Street**; and to be held on **Friday, June 24, 2016 from 6:00 p.m. until 8:00 p.m.**

12. APPLICATION, (No Representation Required)

Maria Lim who is requesting approval of an application for a **Special One-Day Wine & Malt Only Beverages License** for a '50th Birthday Party' to be held at the **Fort Taber Community Center**, located at within **Fort**

Taber; and to be held on **Saturday, June 25, 2016 from 3:00 p.m. until 6:00 p.m.**

13. APPLICATION, (No Representation Required)

Centro – Luso American Club, Inc., John Tomasia, Manager, who is requesting approval of an application for a **Special One-Day All Alcoholic Beverage License** for a ‘4th of July Cookout’, to be held in the ‘**Club Parking Lot**’, located at **34 Beetle Street**; and to be held on **Monday, July 4, 2016, from 12:00 p.m. until 8:00 p.m.**

14. APPLICATION, (No Representation Required)

Shark’s Fund Fisheries Corp., Matthew F. Philips, Representative, who is requesting approval of an application for a **Special One-Day All Alcoholic Beverage License** for an ‘Awards Banquet/North Atlantic Shark Tournament’, to be held at **Marine Park on Pope’s Island (under a tent)**; and to be held on **Saturday, July 16, 2016, from 7:00 p.m. until 11:45 p.m. (Final approval will require Liquor Liability with the City named as additionally insured and a copy of the Police Detail Contract)**

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

15. APPLICATION, (No Representation Required)

First Citizens’ Federal Credit Union, Leslie Poulin, Representative, who is requesting approval of an application for a **Special One-Day Wine & Malt Only Beverages License** for a ‘N. B. Chamber of Commerce Business After Hours’ to be held at the **First Citizens’ Federal Credit Union**, located at **271 Union Street**; and to be held on **Wednesday, July 27, 2016 from 5:00 p.m. until 7:00 p.m.**

16. APPLICATION, (No Representation Required)

St. Michael Social Club, Inc. Valdir Araujo, Representative requesting approval of an application for a **Special One Day All Alcoholic Beverage License** for a ‘Fundraiser/Fiesta Do Chicharro’ to be held on **Madeira Avenue**, located at **101 Madeira Avenue (On Street)**, to be held on **Friday, July 29, 2016 from 6:00 p.m. until 11:45 p.m. and on Saturday, July 30, 2016 from 12:00 p.m. until 11:45 p.m.**

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

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

17. APPLICATION, (No Representation Required) – “LATE FILE”

Knucklehead’s, LLC d/b/a Knucklehead’s Restaurant, John Stone, Manager, who is requesting approval of an application for a **Special One Day All Alcoholic Beverages License** for a ‘Shenanigan’s Reunion in Memory of Mae Boise’ to be held in the **Knucklehead’s Parking Lot**, located at **85 MacArthur Drive**; and to be held on **Sunday, August 21, 2016 from 11:00 a.m. until 11:00 p.m.**

18. APPLICATION, (No Representation Required) – “LATE FILE”

Knucklehead’s, LLC d/b/a Knucklehead’s Restaurant, John Stone, Manager, who is requesting approval of an application for a **Special One Day All Alcoholic Beverages License** for an ‘Annual Benefit/American Cancer Society’ to be held in the **Knucklehead’s Parking Lot**, located at **85 MacArthur Drive**; and to be held on **Sunday, September 4, 2016 from 11:00 a.m. until 11:00 p.m.**

- **Day of Portugal Event - Special One-Day Licenses (5)**

Final approval will require Liquor Liability with the City named as additionally insured and a copy of

*their Police Detail Contract. **NO CHANGES, AS PREVIOUSLY APPROVED***

19. 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 10, 2016 from 6:00 p.m. until 11:45 p.m., Saturday, June 11, 2016 from 12:00 p.m. until 11:45 p.m., and Sunday, June 12, 2016 from 12:00 p.m. until 10:00 p.m.** **NOTE:** Feast Committee will have two booths within the feast grounds.

20. 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 10, 2016 from 6:00 p.m. until 11:45 p.m., Saturday, June 11, 2016 from 12:00 p.m. until 11:45 p.m., and Sunday, June 12, 2016 from 12:00 p.m. until 10:00 p.m.**

21. APPLICATION, (No Representation Required)

Giraldo's Restaurant, Inc. d/b/a Adriana's Mexican Restaurant, Martha Gonzalez, 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 10, 2016 from 6:00 p.m. until 11:45 p.m., Saturday, June 11, 2016 from 12:00 p.m. until 11:45 p.m., and Sunday, June 12, 2016 from 12:00 p.m. until 10:00 p.m.**

22. 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 10, 2016 from 6:00 p.m. until 11:45 p.m., Saturday, June 11, 2016 from 12:00 p.m. until 11:45 p.m., and Sunday, June 12, 2016 from 12:00 p.m. until 10:00 p.m.**

23. APPLICATION, (No Representation Required)

El Mexicano, Inc. d/b/a Mi Antojo Mexican Restaurant, Grisay Rojas, 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 10, 2016 from 6:00 p.m. until 11:45 p.m., Saturday, June 11, 2016 from 12:00 p.m. until 11:45 p.m., and Sunday, June 12, 2016 from 12:00 p.m. until 10:00 p.m.**

- **Friday Nights on the Summer Concert Series - Special One-Day Licenses (6)**

Final approval will require Liquor Liability with the City named as additionally insured and a copy of the

*Police Detail Contract; Concert series will begin on Friday on July 8th and end August 12th with rain dates of August 19th & August 26th ****NO CHANGES, AS PREVIOUSLY APPROVED*****

24. APPLICATION, (No Representation Required)

N. B. Harbor Development Commission, Edward Anthes-Washburn, Executive Director, who is requesting approval of an application for a **Special One Day Wine & Malt Only Beverages License** for a 'Summer Sound Series - Friday Concert on the Pier', to be held on the **City Pier – Pier 3**; and to be held on **Friday, July 8, 2016, from 6:00 p.m. until 8:00 p.m.**

25. APPLICATION, (No Representation Required)

N. B. Harbor Development Commission, Edward Anthes-Washburn, Executive Director, who is requesting approval of an application for a **Special One Day Wine & Malt Only Beverages License** for a ‘Summer Sound Series - Friday Concert on the Pier’, to be held on the **City Pier – Pier 3**; and to be held on **Friday, July 15, 2016, from 6:00 p.m. until 8:00 p.m.**

26. APPLICATION, (No Representation Required)

N. B. Harbor Development Commission, Edward Anthes-Washburn, Executive Director, who is requesting approval of an application for a **Special One Day Wine & Malt Only Beverages License** for a ‘Summer Sound Series - Friday Concert on the Pier’, to be held on the **City Pier – Pier 3**; and to be held on **Friday, July 22, 2016, from 6:00 p.m. until 8:00 p.m.**

27. APPLICATION, (No Representation Required)

N. B. Harbor Development Commission, Edward Anthes-Washburn, Executive Director, who is requesting approval of an application for a **Special One Day Wine & Malt Only Beverages License** for a ‘Summer Sound Series - Friday Concert on the Pier’, to be held on the **City Pier – Pier 3**; and to be held on **Friday, July 29, 2016, from 6:00 p.m. until 8:00 p.m.**

28. APPLICATION, (No Representation Required)

N. B. Harbor Development Commission, Edward Anthes-Washburn, Executive Director, who is requesting approval of an application for a **Special One Day Wine & Malt Only Beverages License** for a ‘Summer Sound Series - Friday Concert on the Pier’, to be held on the **City Pier – Pier 3**; and to be held on **Friday, August 5, 2016, from 6:00 p.m. until 8:00 p.m.**

29. APPLICATION, (No Representation Required)

N. B. Harbor Development Commission, Edward Anthes-Washburn, Executive Director, who is requesting approval of an application for a **Special One Day Wine & Malt Only Beverages License** for a ‘Summer Sound Series - Friday Concert on the Pier’, to be held on the **City Pier – Pier 3**; and to be held on **Friday, August 12, 2016, from 6:00 p.m. until 8:00 p.m.**

- **Cape Verdean Day Parade - Special One-Day Licenses (4)**

*Final approval will require Liquor Liability with the City named as additionally insured and/or a copy of their Police Detail Contract. ****NO CHANGES, AS PREVIOUSLY APPROVED*****

30. APPLICATION, (No Representation Required)

Cape Verdean Recognition Day Committee, Julio Barbosa, Representative, who is requesting approval of an application for a **Special One Day Wine & Malt Only Beverages License** for a ‘Fundraiser/Cape Verdean Day Parade Festival’, to be held in the Morse Twist Drill Parking Lot; and to be held on **Saturday, July 2, 2016, from 11:00 a.m. until 7:00 p.m. (Final approval will require Liquor Liability with the City named as additionally insured and a copy of the Police Detail Contract)**

31. APPLICATION, (No Representation Required)

The Bisca Tournament Club, Jose Duarte, Manager, who is requesting approval of an application for a **Special One Day All Alcoholic Beverages License** for a ‘Fundraiser/Cape Verdean Day Parade’, to be held in the **Club - Parking Lot**, located at **161 Acushnet Avenue**; and to be held on **Saturday, July 2, 2016, from 11:00 a.m. until 8:00 p.m.**

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

32. APPLICATION, (No Representation Required)

The New Cape Verdean Ultramarine Band Club, Inc., Kenneth Silva, Manager, who is requesting approval of an application for a **Special One Day All Alcoholic Beverages License** for a 'Fundraiser/Cape Verdean Day Parade', to be held in the **Club - Parking Lot**, located at **185 Acushnet Avenue**; and to be held on **Saturday, July 2, 2016, from 11:00 a.m. until 11:45 p.m.**

33. APPLICATION, (No Representation Required)

Verdean Veteran's Memorial Foundation, Kim Watkins, Manager, who is requesting approval of an application for a **Special One Day All Alcoholic Beverages License** for a 'Fundraiser/Cape Verdean Day Parade', to be held in the **Club - Parking Lot**, located at **561 Purchase Street**; and to be held on **Saturday, July 2, 2016, from 10:00 a.m. until 7:00 p.m.**

(Final approval will require a copy of the Police Detail Contract)

Tabled at 03/28/16 Meeting

34. Hearing: De Abreu & Sons, Inc. d/b/a Fortuna Grill

Mr. Manuel De Abreu Dos Reis, Owner/Manager
288 Union Street

Closed 07/01/14 – License for Sale

Your presence is respectfully requested at a hearing to determine the status of your annual liquor license for the year 2016.

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.

Minutes 03/28/16 Meeting

Present: Manuel De Abreu Dos Reis, Owner along with George DeAbreu

Responding to questions from Chairman Beauregard, Mr. (George) DeAbreu stated on behalf of his father that they've agreed to sell the license who planned to transfer the license to the old "Puzzles/Rainbow Lounge" location on North Front Street; but they hadn't signed a P & S as of yet because the buyer first had to set up a corporation for himself.

When asked by Chairman Beauregard as to what the time frame would be for an application to be submitted for transfer, Mr. DeAbreu responded, as soon as he establishes a corporation ... we'll sign a P & S ... he has the money ... he has the funds.

VOTED: Commissioner Almeida made a motion to **table the matter until the May 23rd Board meeting.** – **Unanimous**

Upon taking the vote, Chairman Beauregard advised Mr. DeAbreu once again, that the Board had afforded him ample opportunity to take action, and that the Board would strongly advise that he makes every attempt possible to activate this license to avoid having the Board to take revocation action.

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.

Tabled at 04/25/16 Meeting

35. Hearing: VVK Realty, LLC

Mr. Gregory Kulpinski, Owner
1494-F East Rodney French Boulevard

Transfer Approved 08/28/15/Renovations

Your presence is respectfully requested at a hearing to determine the status of your annual liquor license for the year 2016.

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 03/28/16 Meeting

Present: *Mr. Kulpinski was excused from appearing.*

Mr. Nanopoulos informed the Board that Mr. Kulpinski was in the process of securing financing and permits in order for him to start the renovations of the premises.

Based on that information, Mr. Nanopoulos suggested that the Board table any action until the April 2016 meeting.

VOTED: On a motion by Commissioner Almeida, the Board **voted unanimously to table the matter until the April 2016 meeting.**

Minutes of 04/25/16 Meeting

Present: *License did not appear as requested.*

Tabled at 03/28/16 Meeting

36. Hearing: Vallas Enterprises, Inc. d/b/a Premium Liquors

Mr. Sakellarios Vallas, Co-Owner/President

1926 Purchase Street

Closed 02/22/16

Your presence is respectfully requested at a hearing to determine the status of your annual liquor license for the year 2016.

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 a re-opening date, plans to transfer, a change of location, or your intention to immediately surrender the license back to the City of New Bedford, 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 Retail Package Store All Alcoholic Beverages License.

Rec'd 04/19/16 – A letter from Atty. Elizabeth A. Lonardo on behalf of TD Bank, N.A., which has an interest in the above stated license, requesting that the matter be continued to the Board’s May 23, 2016 meeting; in order

for the bank to continue investigating whether it will pursue the retention of the liquor license.

VOTED: On a motion by Commissioner Almeida, the Board **voted unanimously to table the matter until the May 23, 2016 meeting.**

Heard on 04/25/16

37. Hearing: Pub 6 Social Corp. d/b/a Pub 6 at the Sixth Bristol

Mr. James F. Pettijean, Manager

736 Ashley Boulevard

Your presence is requested at a 'Public Hearing' to determine whether a roll back (decrease) of hours is warranted as a result of violations of certain provisions ABCC Regulations, Licensing Board Rules and Regulations, and City Ordinances, as a result of continued complaints lodged by a resident of the area regarding extremely loud music and late night noise issues. This roll back (decrease) of hours could affect the hours in which you will be allowed to be open.

The local licensing authority, may after proper notice, hold a hearing to determine whether a roll back of hours is warranted, on the basis of frequency of arrests, disturbances, and incidents requiring police involvement inside or outside the licensed premises; this decision is one that is not appealable to the Alcoholic Beverages Control Commission or to the superior court. (As noted in Chapter 138, sec. 12 -)

Written Decision of 04/25/16 Hearing

Per a hearing of Monday, April 25, 2016, it was the Board's decision to decrease the hours of operation for the 6th Bristol by amending their General on Premise All Alcoholic Beverages License **to reflect a 12:00 a.m. closing.** This decrease in hours will remain until such time as an application for a change of manager is approved by the Alcoholic Beverage Control Commission.

Per M.G.L. Ch. 138, sec.12, this reduction in hours is non-appealable.

The Board took into consideration that your organization has not had a manager in place for the past three (3) months and no one in the organization thought to notify our office. Additionally, we have received repeated complaints regarding disturbances in and around the establishment which may be partially attributable to lack of management on site. Chairman Beauregard expressed additional concern that lack of management and inadequate finances were serious factors for future potential problems and therefore the business should be closed until such time these matters were resolved.

You are hereby required to surrender your license immediately upon receipt of this notice, at which time you will be issued an amended license reflecting the 12:00 a.m. closing. **The establishment will also be restricted to opening on Tuesday, Thursday, Friday and Saturday's.**

Please note that your application for a change of manager must be submitted to this office by **May 16, 2016.**

Failure to submit said application will result in the immediate suspension of your license until such a time a new manager is approved by the Alcoholic Beverages Control Commission.

---NOTICE TO APPEAR---

You are also hereby notified that your presence and that of the proposed new manager are requested at a hearing to be held in **City Hall, Room 314 on Monday, May 23, 2016 at 7:00 p.m.** to discuss the approval of the new manager.

38. PETITION - Trans. # 174 – Plot # 12--165

Pub 6 Social Corp. d/b/a Pub 6 at the Sixth Bristol, 736 Ashley Boulevard, is requesting the approval of **Jonathan Sylvia,** who resides at **304 Rockdale Avenue, New Bedford, MA.** as their new manager.

39. Hearing: Cassandra, Inc. d/b/a Redwood Saloon

Robert A. Faria, Jr., Manager
1566 Cove Road

Your presence is requested at a hearing to determine whether you have violated certain provisions of Alcoholic Beverages Control Commission Regulations and Licensing Board Rules and Regulations as reported by the N. B. Police Department. Based on their findings, the Licensing Board may take action to modify, suspend, revoke, or cancel your license.

They are as follows:

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 # 10, & 19-

Alcoholic beverages shall not be served to a person who is or appears to be intoxicated; Within 15 minutes after closing, all glasses, bottles or containers used for drinking purposes shall be cleaned of the tables & bar, no alcoholic beverages shall be consumed at the expiration of 15 minutes after closing (2:15 a.m.). All Customers must leave the premises no later than 30 minutes after closing (2:30 a.m.).

Summary of Incident Reports

Police Department Incident Report states that officers were dispatched to the Redwood Saloon regarding a vehicle parked outside that was playing loud music. Upon arrival, the officers were informed by the complainant that the individuals who were inside the vehicle, had exited and walked into the bar. While on scene, the Officers observed several vehicles in the parking lot. The officers then attempted to enter the building, and after several attempts to enter the locked premises, a male answered the door while holding a beverage in his hand; the officers also observed several individuals still inside the drinking establishment. The officers informed the male that all patrons had to leave the business because it was well after closing time. The officers then drove their cruisers across the street in the parking lot and waited inside them to make sure everyone left the bar.

At approx. 2:40 a.m., a male walked out of the bar and crossed the street, and walked over to a white pick-up truck that was parked adjacent to one of the cruisers.

The male then walked over to the driver's side window, and began to yell at the officers, and stated that he was the owner of the bar. When asked for his information, the male walked away towards the bar. He was followed to the front of the bar by several officers who were going in to gather information on anyone that was not working staff at the time. Once they reached the sidewalk in front of the business, the male became more vocal towards the officers by yelling out profanities. Upon being told by one of the officers to lower his voice or he would be arrested for disorderly conduct and disturbing, the male continued to be belligerent and defiant towards the officers. As a result, the officers attempted to place the male under arrest, to which, the male resisted and continued his defiant tone; including at one point threatening bodily harm towards one of the officers. The male was finally transported to Headquarters for booking.

Date and time of alleged violations: Sunday, April 10, 2016 @ approximately 2:39 a.m.

Police Report # 16 – 954 - AR

Please be advised, failure to appear at this meeting will result in immediate suspension of your liquor license until this matter is resolved.

- **CORRESPONDENCE**

---NONE---

- **COMPLAINTS RECEIVED:**

04/29/16 – The Monte Pio Club, 540 Orchard Street – The office received a complaint from a parent who stated that there was a party at the Monte Pio Club this past weekend and they were serving alcohol to minors without checking I.D.'s . The person stated that their child came home intoxicated.

Action Taken - (04/29/16): The complaint was forwarded to Capt. Steven Vicente, Liaison to the Licensing Board, with a request to have Officers do a walk through this weekend if the parking lot is full and conduct some I.D. Checks

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

<u>NAME</u>	<u>POLICE REPORT#</u>	<u>DATE</u>	<u>VIOLATION</u>
1. Slainte Consuming Alcohol	#16-954-AR	04/10/16	Serving & After Hours; Disorderly Person (Approximate Time of Violation 2:39 a.m.)

- **Review Inactive License for July Meeting** – *“Informational Only”*

1. **Bar 908 (Times Square Restaurant, Inc. d/b/a)** – CVAA – License Only For Sale – Closed 07/01/15
2. **Candleworks Ventures, LLC** – CVAA – Sale Pending - Approved 04/08/16
3. **Columbus Group (Columbus Group, LLC d/b/a)** – CVAA – Renovations – Approved 12/09/14
4. **Cultivator (Cultivator Shoals, Inc. d/b/a)** – CVAA – Renovations – Approved 12/27/15
5. **Euphoria Lounge (Sapatinha Café, Inc. d/b/a)** – CVAA – Fire/Renovations – 01/26/15
6. **Fortuna Grill (DeAbreu & Sons, Inc. d/b/a)** – CV W & M – License/And Or Business For Sale – Closed 07/01/14
7. **Kirby’s Irish Pub (JAIBRI, LLC d/b/a)** – CVAA - License/And Or Business For Sale – Closed 09/21/15
8. **Lebanese Kitchen (Nabih Moujabber d/b/a)** – CV W & M – Fire/Renovations – Closed 07/12/14
9. **Premium Liquors (Vallas Enterprises, Inc. d/b/a)** – RPSAA – License/And Or Business For Sale – Closed 02/22/16
10. **Portugal Verde Soccer Academy, Inc.** – GOP W & M – Renovations – Approved – 12/09/15

11. **Royal II (Royal Food & Beverage Comp., Inc. d/b/a)** – GOP – Sale Pending – Closed 09/08/15
12. **The Sky Room (Howland Mills Restaurant, Inc. d/b/a)** – CVAA – Approved 04/05/16
13. **Union City (Ramon D. Silva Enterprises d/b/a)** – CVAA – License/And Or Business For Sale – Closed 11/16/15
14. **Vila Franca Rest. & Café (Vila Franca Do Campo, Inc. d/b/a)** - CVAA– License/And Or Business For Sale – Closed 08/28/15
15. **VVK Realty, LLC (Smuggler’s Den Location)** – CVAA – Renovations – Approved 03/13/15
16. **Washington Sq. Package Store (Lobo’s Lounge, Inc. d/b/a)** – RPSAA – Closed Licensee Decision 10/26/15
17. **Ying Dynasty (Ying Dynasty Nauset, LLC d/b/a)** – CVAA – Renovations – Approved 06/03/14

- **Upcoming Summer Events & Festivals**

- **United Way of Greater N. B. Clambake – June 10th** - “Applied/“No Changes”
- **New Bedford Jazz Fest “2016” – June 11th** - “Applied/“No Changes”
- **Irmandade Do Divino Espirito Santo Do Pico – June 24th, 25th, & 26th** - “Applied/“No Changes”
- **Day of Portugal – June 9th, 10th, 11th, & 12th** - “Applied/“No Changes”
- **Cape Verdean Day Parade – July 2nd** - “Applied/“No Changes”
- **New Bedford Folk Festival – July 9th & 10th** - “Applied/“New Venue” – *Must Appear on 05/23/16*
- **Summer Concert Series – July thru August.** - “Applied/“No Changes”
- **Feast of the Blessed Sacrament (Madeira Feast) – Aug. 4th, 5th, 6th, & 7th**
(June Meeting?)

- **NEXT TWO MEETING DATES:** June 27th & July 25th both on Mondays in Room 314

- **MEETING ADJOURNED:**