

**CITY OF NEWTON**

**BOARD OF LICENSE COMMISSIONERS**

**Chair, Kathleen M. McCarthy, Dina E. Conlin & Gloria M. Gavris**

**Fax: (617) 552-7063 Email: Licensing@newtonma.gov**

**Minutes**

DATE: April 24, 2018

PRESENT: Commissioners Kathleen McCarthy and Dina Conlin

STAFF: Lt. George McMains, Maura O'Keefe and Tiffany Sibulkin

7:00PM – Enacting of Lodging House Regulations

Attorney Maura O'Keefe presented the Commissioners with the latest version of the regulations to enable the board to better administrate the new enacted ordinance for licensing of Lodging Houses.

The proposed application is in four parts. One section of the application goes through what is required to be submitted as part of the regulation. One section of the application in regards to legal notice and publication will mirror the legal notice and publication requirements of the special permit process. One section will express the term of license for renewal. There will be a one-year license issued to expire each year on December 31<sup>st</sup>. Lastly, a section on violations and penalties which allows the board to suspend, revoke or modify a license that is issued to run a boarding house upon a finding of a violation.

Minor changes to the regulations as follows: Section 17-46 is now Section 20-157, appears in 57A and 56E references the section 20 article #8. Sections 17 article 6 is now Section 20 article 8. Subsection E of 56 is 20-157.

**Approved 2-0 to the changes and Approved 2-0 to the regulations.**

7:30PM – Regular meeting of the Board

Approval of the February 13, 2018 and March 20, 2018 Minutes carried over to May.

**APPROVAL OF ANNUAL SEASONAL PERMITS:**

**Sterling Golf (Restaurant Wine and Malt)**  
**212 Kendrick Street, Newton MA 02458**  
**Approved 2-0**

**Newton Yacht Club (All Alcohol)**  
**12 Nonantum Road, Newton MA 02458**  
**Approved 2-0**

**REQUEST TO BE HEARD**

Ms. Berman is requesting to be heard by the Board of Licensing Commissioners to discuss whether the Board would consider waiving the provision of our Regulations in order to hold an event. Ms. Berman is proposing to hold a local craft beer event at the farmers market at the Elm Street parking lot in July in which local breweries would host a tasting and give beer samples to customers at the farmers market.

**Approved 2-0**

**ONE DAY WINE AND MALT LICENSE**

Application filed by Artsbridge, Inc., P.O. Box 113, Swampscott, MA 01907. For a one day temporary wine and malt license for a fundraiser on Tuesday, May 8, 2018 from 9:00PM to 11:00PM to be held at the Jewish Community Center, 333 Nahanton Street, Newton, MA 02459. Estimated Attendance: 100, Ages: 25-80.

**Approved 2-0**

Application filed by Andrew Goudreaou, 777 Dedham Street, Newton, MA 02459. For 7 (seven) one day wine and malt licenses all to be held at Mount Ida College, 777 Dedham Street, Newton, MA 02459.

**End of Year Lunch – Campus Center Dining Commons**

**Thursday, May 10, 2018 from 11:00AM – 1:00PM**

**Estimated Attendance: 200, Ages 21 – 65**

**Approved 2-0**

**Mustang Live – Campus Center Dining Commons**

**Thursday, May 10, 2018 from 8:00PM – 11:00PM**

**Estimated Attendance: 150, Ages 21 – 65**

**Approved 2-0**

**Commencement – Athletic Center**

**Saturday, May 12, 2018 from 12:30PM – 2:30PM**

**Estimated Attendance: 300, Ages 18 – 65**

**Rain Date:**

**Dining Commons**

**Saturday, May 12, 2018**

**8:30AM – 12:30PM**

**Approved 2-0**

**BBQ – Wingate Event Center**

**Friday, May 11, 2018 from 11:00AM – 2:00PM**

**Estimated Attendance: 200, Ages 21 – 65**

**Approved 2-0**

**Paint Night – Wingate Event Center**

**Wednesday, May 9, 2018 from 9:00PM – 11:00PM**

**Estimated Attendance: 150, Ages 21 – 65**

**Approved 2-0**

**Business Reception – Miller Alumni Hall**

**Saturday, May 12, 2018 from 9:30PM – 12:00AM**

**Estimated Attendance: 50 – 75, Ages 21 – 65**

**Rain Date:**

**Football Field**

**Saturday, May 12, 2018**

**11:00AM – 3:00PM**

**Approved 2-0**

**Reception Dinner – Shaw Living Room**

**Saturday, May 12, 2018 from 6:00PM – 10:00PM**

**Estimated Attendance: 50 – 75, Ages 21 – 65**

**Approved 2-0**

**ONE DAY WINE AND MALT LICENSE AND ENTERTAINMENT LICENSE**

Application filed by Jennifer Granger, 1844 Commonwealth Avenue, Newton, MA 02466. For a one day temporary wine and malt license and one day entertainment license for a dance on Monday, April 30, 2018 from 8:30PM to 11:00PM to be held at Lasell College, Arnow Campus Center, 131 Woodland Road, Newton, MA 02466. Estimated Attendance: 150, Ages 21+. Entertainment will consist of an entertainer with amplified music and a light show.

**All Approved 2-0**

Application filed by Nicola Day, 1276 Washington Street, Newton, MA 02465. For a one day temporary wine and malt license and one day entertainment license for Hipstitch Spring Fashion Show on Saturday, May 5, 2018 from 7:00PM to 10:00PM to be held at the Windsor Club, 1601 Beacon Street, Waban, MA 02468. Estimated Attendance: 75 – 100, Ages 8+. Entertainment will consist of performers and recorded music.

**All Approved 2-0**

**ONE DAY ENTERTAINMENT LICENSE**

Application filed by Wendy Feiner, 20 Ferncroft Road, Waban, MA 02468. For a one day entertainment license for Zervas Elementary School Auction on Saturday, April 28, 2018 from 7:00PM to 11:00PM to be held at the Zervas Elementary School, 30 Beethoven Avenue, Newton, MA 02468. Estimated Attendance: 125. Entertainment will consist of performers with amplification system.

**Approved 2-0**

Application filed by Mikel Satcher, 210 Herrick Road, Newton, MA 02459. For a one day entertainment license for a Commencement Reception on Saturday, May 19, 2018 from 4:00PM to 7:30PM to be held at the Andover Newton Theological School, 210 Herrick Road, Newton, MA 02459. Estimated Attendance: 300. Entertainment will consist of live music.

**Approved 2-0**

Application filed by Theresa Fitzpatrick, 1935 Beacon Street, Newton, MA 02468. For a one day entertainment license for a fundraiser for One Can Help Inc. on Thursday, May 10, 2018 from 6:30PM to 9:00PM to be held at the Windsor Club, 1601 Beacon Street, Newton, MA 02468. Estimated Attendance: 140. Entertainment will consist of live music with amplification system.

**Approved 2-0**

Application filed by James Costa, 140 Commonwealth Avenue, Newton, MA 02467. For 16 (sixteen) one day entertainment licenses all to be held by Boston College, 140 Commonwealth Avenue, Newton, MA 02467.

**Reception Dinner**

**Campus Green, 140 Commonwealth Avenue, Newton, MA 02467**

**Friday, June 1, 2018 from 6:00PM – 9:00PM**

**Estimated Attendance: 400**

**Entertainment consists of live music**

**Approved 2-0**

**Reception Lunch**

**McElroy Commons Carney Dining, 325 Beacon Street, Newton, MA 02467**

**Friday, June 1, 2018 from 11:00AM – 2:00PM**

**Estimated Attendance: 325**

**Entertainment consists of an amplification system**

**Approved 2-0**

**Reception Dinner**

**885 Center Street, Newton, MA 02467**  
**Saturday, June 2, 2018 from 7:00PM – 11:00PM**  
**Estimated Attendance: 60**  
**Entertainment consists of recorded music**  
**Approved 2-0**

**Social Reception**

**885 Centre Street, Newton, MA 02467**  
**Saturday, June 2, 2018 from 12:00PM – 2:00PM**  
**Estimated Attendance: 100**  
**Entertainment consists of live music**  
**Approved 2-0**

**Reception Dinner**

**Gasson Hall, 259 Beacon Street, Chestnut Hill, MA 02467**  
**Saturday, June 2, 2018 from 6:30PM – 10:30PM**  
**Estimated Attendance: 60**  
**Entertainment consists of recorded music**  
**Approved 2-0**

**Reception Dinner**

**McElroy Commons Eagles Nest, 325 Beacon Street, Newton, MA 02467**  
**Saturday, June 2, 2018 from 7:00PM – 11:00PM**  
**Estimated Attendance: 290**  
**Entertainment consists of recorded music**  
**Approved 2-0**

**Reception Dinner**

**Lyons Hall, 263 Beacon Street, Chestnut Hill, MA 02467**  
**Saturday, June 2, 2018 from 7:00PM – 11:00PM**  
**Estimated Attendance: 375**  
**Entertainment consists of recorded music**  
**Approved 2-0**

**Reception Dinner**

**Campus Green, 307 Beacon Street, Chestnut Hill, MA 02467**  
**Saturday, June 2, 2018 from 7:00PM – 11:00PM**  
**Estimated Attendance: 475**  
**Entertainment consists of recorded music**  
**Approved 2-0**

**Reception Dinner**

**825 Centre Street, Newton, MA 02467**  
**Saturday, June 2, 2018 from 7:00PM – 11:00PM**  
**Estimated Attendance: 80**  
**Entertainment consists of amplification system**  
**Approved 2-0**

**Reception Dinner**

**Barat House, 885 Centre Street, Newton, MA 02467**

**Saturday, June 2, 2018 from 7:00PM – 11:00PM**

**Estimated Attendance: 80**

**Entertainment consists of recorded music**

**Approved 2-0**

**Reception Dinner**

**Bapst Lawn, 89 College Road, Chestnut Hill, MA 02467**

**Saturday, June 2, 2018 from 8:00PM – 12:00AM**

**Estimated Attendance: 500**

**Entertainment consists of recorded music**

**Approved 2-0**

**Reception Dinner**

**McElroy Commons, Carney Dining, 325 Beacon Street, Newton, MA 02467**

**Saturday, June 2, 2018 from 6:00PM – 10:00PM**

**Estimated Attendance: 350**

**Entertainment consists of live music**

**Approved 2-0**

**Social Reception**

**Campus Green, 140 Commonwealth Avenue, Newton, MA 02467**

**Saturday, June 2, 2018 from 12:00PM – 2:30PM**

**Estimated Attendance: 1200**

**Entertainment consists of recorded music**

**Approved 2-0**

**Social Reception**

**Bapst Lawn, 89 College Road, Chestnut Hill, MA 02467**

**Saturday, June 2, 2018 from 12:00PM – 2:30PM**

**Estimated Attendance: 750**

**Entertainment consists of recorded music**

**Approved 2-0**

**Reception**

**Higgins Hall, 231 Beacon Street, Newton, MA 02467**

**Saturday, June 2, 2018 from 12:00PM – 4:00PM**

**Estimated Attendance: 125**

**Entertainment consists of recorded music**

**Approved 2-0**

**Social Reception**

**885 Centre Street, Newton, MA 02459**

**Saturday, June 3, 2018 from 11:00AM – 1:00PM**

**Estimated Attendance: 75**

**Entertainment consists of live music**

**Approved 2-0**

**CHANGE OF HOURS**

Application filed by Attorney Andrew Upton, DiNicola, Seligson & Upton, LLP, Six Beacon Street, Suite 700, Boston, MA 02108. **For a change of hours from Monday through Sunday 11:30AM to 11:30PM to Monday through Thursday 11:00AM to 11:30PM, Friday 11:00AM to 12:00AM, Saturday and Sunday 10:00AM to 12:00AM to be exercised at the Cheesecakes Factory Restaurants Inc. d/b/a The Cheesecake Factory, 199 Boylston Street, Newton, MA 02467.**  
**Approved 2-0**

Application filed by Attorney Richard Heller, Legal Sea Food, LLC d/b/a Legal Sea Food, One Seafood Way, Boston, MA 02210. **For a change of hours on Sunday from 12:00PM to 10:00pm to 10:00AM to 12:00AM to be exercised at 55 Boylston Street, Newton, MA 02467.**  
**Approved 2-0**

**NEW COMMON VICTUALLER**

Application filed by Midi Corp d/b/a The Eatery, 4 Hartford Avenue, Newton, MA 02461. **For a new common victualler to be exercised at 4 Hartford Avenue, Newton, MA 02461. The manager will be Alexander Prizand. The hours of operation will be 7:00AM to 6:00PM. There will be 26 seats.**  
**Approved 2-0; contingent upon new lease with signatures and a menu and updated insurance**

**NEW COMMON VICTUALLER AND ANNUAL ENTERTAINMENT**

Application filed by Attorney Robert Allen, Law Office of Robert Allen Jr., LLP, 300 Washington Street, Newton, MA 02445. **For a new common victualler and new annual entertainment license to be exercised at Irish Red Sox, LLC d/b/a District 118 Kitchen & Bar, 118 Needham Street, Newton, MA 02464. The manager will be Michael Morgan until ABCC approval of Michael Doherty. The hours of operation will be 11:00AM to 1:00AM. There will be 91 seats. Entertainment will consist of 3 televisions and recorded music.**  
**All Approved 2-0**

Application filed by Kyork Boyajian, 24 School Lane, Watertown, MA 02472. **For a new common victualler and a new annual entertainment license to be exercised at Kevork's Catering, Inc d/b/a Tri-City Wings & Grill, 197 North Street, Newton, MA 02460. The manager will be Kyork Boyajian. The hours of operation will Monday to Saturday 11:00AM to 10:00PM, Sunday 12:00PM to 9:00PM. There will be 17 seats. Entertainment will consist of 1 television.**  
**All Approved 2-0**

**CHANGE OF BENEFICIAL INTEREST**

Application filed by Attorney Joseph H. Devlin, Devlin Law Offices, 50 Congress Street, Suite 420, Boston, MA 02106. **For a change of officer from James J. Leo to Stephen R. Van Arsdale to be executed at Wegmans Massachusetts, Inc d/b/a Wegmans, 200 Boylston Street, Newton, MA 02467.**  
**Approved 2-0**

Application filed by Attorney Joseph H. Devlin, Devlin Law Offices, 50 Congress Street Suite 420, Boston, MA 02106. **For a change of officers / beneficial interest for Anthony's Coal Fired Pizza of Newton, LLC d/b/a Anthony's Coal Fired Pizza, 180 Needham Street, Newton, MA 02464. Anthony Bruno (manager and president) and Charles E. Locke, Jr. (secretary) have been replaced by Wayne Jones (manager and president) and Michelle Zavolta (secretary). Henrick Falktoft, a LLC manager of Cardboard Box LLC, an upper-tier company, has been replaced by Michael Hislop.**  
**Approved 2-0**

**NEW ALL ALCOHOL LICENSE**

Application filed by T.Y.P Restaurant Group, Inc d/b/a Tender Greens, 55 Boylston Street, Newton, MA 02467. **For a new all alcohol license to be exercised at 55 Boylston Street, Newton, MA 02467. The manager will be Todd Renner. The hours of operation will be Monday through Sunday 11:00AM to 9:00PM.**

**Approved 2-0**

**TRANSFER OF LICENSE**

Application filed by PDJ Ventures, LLC, 9 Acadia Road, West Yarmouth, MA 02673. **For a transfer of an all alcohol license from Eastern Beverage Group, Inc. d/b/a Newton Warehouse Wine & Spirit to PDJ Ventures LLC. d/b/a Newton Warehouse Wine & Spirit to be exercised at 241 Needham Street, Newton, MA 02464. The new manager will be Yervand Ghazaryan. The hours of operation are Monday to Saturday 9:00AM to 10:00PM, Sunday 11:00AM to 12:00AM.**

**Approved 2-0**

Application filed by Attorney Christopher Coleman, 128 Lincoln Street, Newton, MA 02111. **For a transfer of an all alcohol license and application for new common victualler and new entertainment license from Edamame, Inc d/b/a Edamame Asian Cuisine to Jilong, Inc. d/b/a Edamame Asian Cuisine to be exercised at 148 California Street, Newton, MA 02458. The manager will be Xiuqing Feng. There will be 92 seats. The hours of operation will be Monday through Saturday 11:00AM – 1:00AM and Sunday 12:00PM to 1:00AM. Entertainment will consist of Television and recorded music. – Commissioners approved 2 - 0 with the closing at 11:00pm**

Resident Joanne Zegarelli expressed concerns regarding the time in which Edamame proposes to close. Ms. Zegarelli stated that the noise from the parking lot adjacent to the establishment can be heard clearly in her residence which directly abuts Edamame's parking. Ms. Zegarelli's concern was if the establishment closes later than it does now the noise will continue later into the night not allowing her to sleep. Commissioners, Attorney Christopher Coleman and proposed manager Xuiquin Fend agreed to a 11:00PM closing.

**TRANSFER OF STOCK, NEW STOCKHOLDER, NEW DIRECTOR, CHANGE OF MANAGER, CHANGE OF D/B/A**

Application filed by Attorney John F. Del Prete, Old Path Village, 971 Concord Street, Suite 4, Framingham, MA 01701. **For a transfer of stock, new stockholders, and new director (see exhibit A) for R.Y Corporation, 1255 Washington Street, Newton, MA 02465. There will be a change of manager from Zhong Hua Chen to Hilda Lucila Hernandez. There will be a change of d/b/a from Shing Yee to La Tate Mexican Restaurant.**

**All Approved 2-0**

Meeting adjourned at 9:11PM.

Respectfully submitted by:  
Tiffany Sibulkin  
Administrative Clerk