

**CITY OF NEWTON**

**BOARD OF LICENSE COMMISSIONERS**

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

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

Minutes

DATE: November 21, 2017

PRESENT: Commissioners Kathleen McCarthy, Dina Conlin, Gloria Gavis

STAFF: Attorney Maura O'Keefe, Sgt. Kevin Rudd, Tiffany Sibulkin

The pre-meeting was called to order at 7:00PM.

Commissioner reads into record a Keno Parlor monitor at 7-Eleven, 1639 Centre Street, Newton, MA and 7-Eleven 612 Washington Street, Newton, MA – **Approved 3-0**

Present for the Lodging House regulation discussion are as follows: Rachell Blatt, James Freas, John Lojek, Councilors Norton, Crossley, and Leary. Discussion of Lodging House Regulations – Presentation given. Rachel Blatt from the Planning and Development Department made a presentation of the current picture of regulations and ordinances around lodging houses in Newton, and the proposed changes. Planning would like to create the uniformity of standard for all operators of lodging houses by creating regulations to support a special permit for lodging houses. Two ordinances would need to be amended: Chapter 30 with Planning and Zoning and Chapter 17 with Licensing. The group discussed updates and the role that Health and Human Services would play in licensing lodging houses. Commissioner Gavis mentions that the time frame in which the lodging house owner would need training is confusing and inconsistent and requested that it be adjusted. Commissioners would like for this board to be the last stop before seeing any applications. Commissioners have asked for more time to discuss the information provided.

The discussion of 2018 hearing schedule was continued.

The regular meeting was called to order at 7:38PM. The October 17, 2017 Minutes were approved 3-0.

**ONE DAY TEMPORARY WINE AND MALT LICENSE**

Application filed by Raphael Lewis, 17 Norman Road, Newton, MA 02461. **For a one day wine and malt license to be held at The Windsor Club, 1601 Beacon Street, Newton, MA 02468.**

**Bar Mitzvah**

**Saturday, December 9, 2017 from 6:30PM – 10:30PM**

**Estimated Attendance: 120, Ages: 7-87**

**Entertainment added and voted on both approved 3-0**

Application filed by David Rutkin, 777 Dedham Street, Newton, MA 02159. **For a one day wine and malt license to be held at Mount Ida College, 777 Dedham Street, Newton, MA 02159.**

**Holiday Party**

**Shaw Living Room & Admissions**

**Thursday, December 14, 2017 from 3:00PM – 7:00PM**

**Estimated Attendance: 150, Ages: 28-70**

**Approved 3-0**

Application filed by Margaret Amorello, 250 Waltham Street, Newton, MA 02465. **For a one day wine and malt license to be held at Fessenden School, 250 Waltham Street, Newton, MA 02465.**

**Baby Shower**  
**Saturday, November 25, 2017 from 2:00PM – 6:00PM**  
**Estimated Attendance: 20, Ages: 28-84**  
**Approved 3-0**

**ONE DAY TEMPORARY ALL ALCOHOL LICENSE**

Application filed by New Arts Center in Newton, 61 Washington Park, Newton, MA 02460. **For a one day all alcohol license to be held at New Arts Center in Newton, 61 Washington Park, Newton, MA 02460.**

**NAA Holiday Sale Opening**  
**Friday, December 8, 2017 from 6:00PM – 8:00PM**  
**Estimated Attendance: 115, Ages: 21+**  
**Approved 3-0**

**ONE DAY TEMPORARY WINE AND MALT LICENSE AND ONE DAY ALL ALCOHOL LICENSE**

Application filed by Fessenden School, 250 Waltham Street, Newton, MA 02465. **For two (2) one day wine and malt licenses and one (1) one day all alcohol license to be held at Fessenden School, 250 Waltham Street, Newton, MA 02465.**

**Drop-In Reception for Incoming Head of School**  
**Monday, November 27, 2017 from 3:00PM – 5:00PM & 6:00PM – 8:00PM**  
**Estimated Attendance: 200, Ages: 30+**  
**Approved 3-0; requesting fax or email for police detail confirmation**

**End of Year Staffulty Party**  
**Friday, June 08, 2018 from 4:00PM – 7:00PM**  
**Estimated Attendance: 90, Ages: 28+**  
**Approved 3-0**

**Alumni Reunion Dinner (All Alcohol)**  
**Saturday, June 09, 2018 from 6:30PM – 9:00PM**  
**Estimated Attendance: 100, Ages: 30+**  
**Approved 3-0**

**NEW COMMON VICTUALLER**

Application filed by Fresh Food Holdings, LLC d/b/a The Bagel Table of Chestnut Hill, 9 Boylston Street, Newton, MA 02467. **For a new common victualler to be exercised at 9 Boylston Street, Newton, MA 02467. The manager will be Ed Eglitis. The hours of operation will be Monday through Saturday from 7:00AM – 6:00PM and Sunday from 7:00AM – 4:00PM. There will be 18 seats.**

**Approved 3-0**

**CHANGE OF MANAGER**

Application filed by Attorney Andrew Upton, DiNicola, Seligson & Upton, LLP, Six Beacon Street, Suite 700, Boston, MA 02108. **For a change of manager from Kevin Minghella to Kurtis Ainsly Phillips II at Bravo Brio Restaurant Group, Inc. d/b/a Brio Tuscan Grille, 200 Boylston Street, Newton, MA 02467.**

**Approved 3-0; contingent upon TIPs certification**

**CHANGE OF MANAGER, CHANGE OF OFFICER / DIRECTOR AND ALTERATION OF PREMISES**

Application filed by Attorney Robert L. Allen, Jr., 300 Washington Street, #2, Brookline, MA 02445. **For a change of manager from Mohamed Cherdouane to Daniel C. O'Connell, a change of officer/director from Richard Barrett to Edward Deveau and an alteration of the interior premises to expand the existing alcohol license. All to be exercised at Charles River Country Club, 483 Dedham Street, Newton, MA 02459.**

**Change of Manager approved 3-0; Change of Officer approved 3-0; Alterations of Premises approved 3-0; contingent upon a sign to be placed at the top of stairs to inform patrons that there is no alcohol allowed in the lower level in men's locker room and signage separating woman's lounge area to restrict alcohol.**

**TRANSFER OF ALL ALCOHOL LICENSE, CHANGE OF MANAGER AND ALTERATION OF PREMISES**

Application filed Attorney Stephen V Miller, McDermott, Quilty & Miller LLP., 28 State Street, Suite 802, Boston, MA 02109. **For a transfer of a retail package store all alcohol license from Silver Lake Liquor Co. Inc, to CMP Beverages, Inc d/b/a Dion Fine Wines. Change of manager of record from John Negrotti to Joseph Norman Dion. An alteration of premises (change of location) from 342 Watertown Street, Newton, MA 02453 to 416 Watertown Street, Newton, MA 02453.**

**All Approved 3-0**

**TRANSFER OF ALL ALCOHOL LICENSE, NEW COMMON VICTUALLER AND ANNUAL ENTERTAINMENT**

Application filed by Zhong Hua Chen, R.Y Corporation d/b/a Shing Yee, 1255 Washington Street, Newton, MA 02465. **For a transfer of an all alcohol license from Tanuk Incorporated d/b/a Moti Mahal to Shing Yee to be exercised at 1255 Washington Street, Newton, MA 02465. There will be 40 seats. Annual entertainment will consist of recorded music to be played during hours of operation Monday to Sunday 11:00AM – 12:00AM.**

**Approved 3-0**

**NEW ALL ALCOHOL LICENSE**

Application filed by Qdoba Restaurant Corporation, 9330 Balboa Avenue, San Diego, CA 92123. **For a new all alcohol license to be exercised at Qdoba Restaurant, 165 Needham Street, Newton, MA 02458. The manager will be Juan Herrera. The hours of operations will be Monday through Sunday from 6:00AM – 11:00PM. There will be 56 seats.**

**Approved 3-0**

Application filed by Law Offices of Robert L. Allen Jr., LLP, 300 Washington Street, Brookline, MA 02445. **For a new all alcohol license to be exercised at Julian's Cheesecake's. Inc d/b/a Finagle Bakery and Café Test Kitchen, 77 Rowe Street, Newton, MA 02466. The manager will be Marcelo Mathias. The hours of operations will be Monday through Sunday from 10:00AM – 10:00PM. There will be 58 seats.**

**Approved 3-0, contingent upon signage at the register stating 1 drink per customer.**

**VIOLATIONS**

Notice of Hearing on alleged violations of M.G.L. Chapter 138 and the City of Newton Board of License Commissioners Regulations:

**1. TOMMY DOYLE'S: 349 WASHINGTON STREET (ZACHARY SEMETA)**

Commissioner McCarthy read into record the order letter. The restaurant contacted the police regarding two individuals coming and going throughout the night and becoming argumentative. One individual was arrested for disorderly conduct. After discussion, the Commissioners took no action regarding this incident.

**2. BURTON'S LIQUORS: 355 WASHINGTON STREET (SMITA PATEL)**

Commissioner McCarthy read into record the order letter. During a routine patrol a Newton Police officer observed two individuals behind Burton's Liquor placing alcohol in their bag. Upon investigation the individuals were under age and in possession of fake ids. After discussion, the Commissioners took no action regarding this incident.

**3. GREEN TEA: 24 ELIOT STREET (JUO WENG WONG)**

Commissioner McCarthy read into record the order letter. The order letter requested the return of the liquor license upon cessation of operation. Green Tea's owner Juo Weng Wong returned the license prior to hearing. The Commissioners took no action regarding this incident.

The Commissioners and Maura O'Keefe continued the discussion of the lodging house regulation.

Meeting adjourned at 9:54PM.

Respectfully submitted by:

Tiffany Sibulkin

Administrative Clerk