

CITY OF NEWTON
BOARD OF LICENSE COMMISSIONERS
Chair, Kathleen M. McCarthy, Dina Conlin & Gloria M. Gavis
Fax 617-552-7063

MINUTES OF PUBLIC MEETING
M.G.L. C. 30A. SEC 18-25
October 21, 2014

Present: Commissioners: Kathleen McCarthy, Dina Collins and Gloria Gavis
City Staff: Linda Walsh and Maura OKeefe

Meeting was called to order at 7:05 pm

Maura OKeefe began the discussion about the renewal of the City of Newton one day temporary license applications. The checklist was reviewed and suggestions were made to the document. Maura will reformat and create a revised checklist and instruction sheet based on the comments from commissioners. A notation will be added that addresses private functions.

The Board of Alderman programs and services committee may request the presence of the commissioners on the evening of Nov 5th to discuss discounts for one day alcohol license for non profit organizations. Currently the City is collecting both a filing fee and licensing fee. The same fee has been applied across the board. The commissioners would like to discuss the possibility of revising the fees at the next meeting. Maura will tell the programs and services committee that the commissioners would prefer to come before them after that review.

Maura discussed the 'weekday only' entertainment license. Newton does not have a fee for a Sunday license only therefore it was suggested that the City not have a separate fee for a Sunday license.

The recently revised regulations should be posted on the website.

Setting the agenda and reviewing the content is usually be determined by the chair. Kathleen would like all 3 commissioners to have input on the content and OK the agenda. Correspondence can be made via email without violating open meeting law. Agenda will be sent to all commissioners before **posting**.

Licensing Board Agenda:

DISCUSSION OF CESSATION OF LICENSE FOR B STREET, OWNER ELLIE KAPLANSKY

Owners have been looking for a buyer. They recently accepted an offer to sell the restaurant. New owner would sub lease from landlord and would request the transfer of the liquor license. The commissioners asked them to return next month for an update and asked them to bring a copy of the purchase and sale. They were reminded to renew the license.

UPDATE ON CESSATION OF OPERATION FOR EASTERN BEVERAGE GROUP

Still looking for a location. He asked about a particular location and the chair said each application is considered individually. He was reminded to renew his license.

ONE DAY TEMPORARY PERMITS (SINGLE):

Application filed by Mount Ida College, Patrick Fitzgibbons, 777 Dedham Street, Newton, MA 02459. **For a One Day Wine and Malt Permit, for Dinner on Thursday, October 30, 2014 from 4:00 P.M. to 7:00 P.M. To be held at Wingate Event Center, Mount Ida College, 777 Dedham Street, Newton, MA 02459.**

Estimated Attendance: (50) Ages 25-50

Vote 3-0

Application filed by Wellness Warriors, Inc., Peter Lew, 48 Adella Avenue, West Newton, MA 02465. **For a One Day Wine and Malt Permit and Entertainment Permit for Live Music via Amplification System (No Dancing), for Fundraiser on Friday, October 24, 2014 from 7:30 P.M. to 10:30 P.M. To be held at War Memorial Auditorium, Newton City Hall, 1000 Commonwealth Avenue, Newton, MA 02459.**

Estimated Attendance: (250) Ages 21-70

Vote 3-0 contingent upon sending email to confirm that detail is ordered via Bob Hill at NPD authorization letter should come from Josh Morse (Maura will follow-up)

Vote 3-0 for live music

Application filed by Vino Di Vino, Raphael Keller-Go/Manika Misra, 899 Walnut Street, Newton Highlands, MA 02461. **For a One Day Wine and Malt Permit, for Wine/Beer/Spirit/Food Tasting on Saturday, November 8, 2014 from 12:00 P.M. to 4:00 P.M. To be held at The Windsor Club, 1601 Beacon Street, Waban, MA 02468.**

Estimated Attendance: (100-130) Ages 21+

Vote 3-0

Application filed by Silicon Valley Bank, Christina Smith, 275 Grove Street, Suite 2-200, Auburndale, MA 02466. **For a One Day Wine and Malt Permit, for Company Event on Thursday, November 13, 2014 from 2:00 P.M. to 6:00 P.M. To be held at Riverside Center, Rebecca's Café, 275 Grove Street, Auburndale, MA 02466.**

Estimated Attendance: (100) Ages 21-70

Vote 3-0 approved pending an updated letter to reflect capacity of 100, also send in the TIPS certification

Application filed by Newton Community Farm, Inc., Peter Barrer, 303 Nahanton Street, Newton, MA 02459. **For a One Day Wine and Malt Permit, for Barnraiser on Wednesday, November 5, 2014 from 6:30 P.M. to 8:30 P.M. To be held at Barn @ Newton Community Farm, 303 Nahanton Street, Newton, MA 02459.**

Estimated Attendance: (50) Ages 25-80

Vote 3-0

Application filed by The Hidden Bean, Haleema Salie, 15 Spencer Street, West Newton, MA 02465. **For a One Day Wine and Malt Permit, for Bar Mitzvah on Friday, October 24, 2014 from 6:00 P.M. to 10:00 P.M. To be held at L'Arroma Café, 15 Spencer Street, West Newton, MA 02465.**

Estimated Attendance: (50) Ages All

Vote 3-0

Application filed by The Cameron and Hayden Lord Foundation, Blyth and Charles Lord, 21 Rochester Road, Newton, MA 02458. **For a One Day Wine and Malt Permit and Entertainment Permit for Live Music, for Fundraiser on Saturday, November 15, 2014 from 7:00 P.M. to 10:30 P.M. To be held at New Art Center, 61 Washington Park, Newtonville, MA 02460.**

Estimated Attendance: (60) Ages All

Vote 3-0 for wine and malt

Vote 3-0 for entertainment

Application filed by The Mall @ Chestnut Hill, Debora Konig, 199 Boylston Street, Chestnut Hill, MA 02467. **For a One Day Wine and Malt Permit, for Improper Bostonian Holiday Reception on Tuesday, December 2, 2014 from 6:30 P.M. to 8:30 P.M. To be held at The Mall @ Chestnut Hill, 199 Boylston Street, Chestnut Hill, MA 02467.**

Estimated Attendance: (150) Ages 21+

Vote 3-0 contingent upon contacting Sgt Kevin Cupoli to explain how they keep the invited guests in the roped off area and if police detail is needed

Application filed by Newton Historical Society, Inc., Anne Larner, 527 Washington Street, Newton, MA 02458. **For a One Day Wine and Malt Permit on Friday, November 21, 2014. Alcohol Service for Pre and Post Concert Receptions will be from 6:00 P.M. to 7:15 P.M. and 9:45 P.M. to 11:00 P.M. One Day Entertainment Permit for Live Music via Amplification System (No Dancing) will be from 7:30 P.M. to 9:30 P.M. To be held at Newton North High School Cafeteria and Auditorium, 457 Walnut Street, Newton, MA 02460.**

Estimated Attendance: (200 - 600) Ages 21+

Vote 3-0 contingent on securing police detail

Vote 3-0 entertainment

TRANSFER OF COMMON VICTUALLER AND WEEKDAY ENTERTAINMENT:

Application filed by **KRRISHNA, Inc., d/b/a Subway #31617**, Nirav Patel, 3002 Stearns Hill Road, Waltham, MA 02451. **Transfer of Common Victualler and Weekday Entertainment.** New Owner: Nirav Patel; Previous Owner: Dimple Desai. Weekday Entertainment will consist of Radio Music. Hours of Operation from: Monday – Friday 7:00 A.M. to 10:00 P.M. and Saturday – Sunday 8:00 A.M. to 9:00 P.M. 7 Days. Seating: 12. To be exercised at 1185 Centre Street, Newton Centre, MA 02459.

Vote 3-0 transfer of license

Vote 3-0 entertainment

CHANGE OF MANAGER (LLC):

Application filed by **Legal Sea Foods, LLC, d/b/a Legal Sea Foods**, Richard Heller/Matthew Chanin, One Seafood Way, Boston, MA 02210. **Old Manager: Michael J. Edwards, New Manager: Matthew J. Chanin.** To be exercised at 43/43R Boylston Street, Chestnut Hill, MA 02467.

Not present – will appear at Nov meeting

CHANGE OF HOURS (SUNDAY):

Application filed by **Gordon’s Liquors of Newton, Inc., d/b/a Gordon’s Fine Wines & Liquors**, Richard Gordon, 892 Main Street, Waltham, MA 02451. **Change of Hours from: Sunday 12:00 Noon – 6:00 P.M. to 10:00 A.M. – 6:00 P.M.** To be held at 31 Austin Street, Newtonville, MA 02460.

Not present

Application filed by **Siegal & Sons Investments, LTD., d/b/a Marty’s**, Martin Siegal, 675 Washington Street, Newton, MA 02458. **Change of Hours from: Sunday 12:00 Noon – 11:00 P.M. to 10:00 A.M. – 11:00 P.M.** To be held at 675 Washington Street, Newton, MA 02458.

Vote 3-0

Application filed by **Wegmans Massachusetts, Inc., d/b/a Wegmans**, Richard Boscia, 1500 Brooks Avenue, PO Box 30844, Rochester, NY 14603. **Change of Hours from: Sunday 12:00 Noon – 11:00 P.M. to 10:00 A.M. – 11:00 P.M.** To be held at 200 Boylston Street, Unit 124, Chestnut Hill, MA 02467.

Not present

Application filed by **Upper Falls Beverage Store, Inc., d/b/a Upper Falls Discount Liquors**, John Recco, 150 Needham Street, Newton Upper Falls, MA 02464. **Change of Hours from: Sunday 12:00 Noon – 11:00 P.M. to 10:00 A.M. – 11:00 P.M.** To be held at 150 Needham Street, Newton Upper Falls, MA 02464.

Vote 3-0

Application filed by **Auburndale Discount Wine & Spirits, Inc., d/b/a Auburndale Wine & Spirits**, Michael O’Connell, 2102 Commonwealth Avenue, Auburndale, MA 02466. **Change of Hours from: 12:00 Noon to 11:00 P.M. to 10:00 A.M. – 11:00 P.M.** To be held at 2102 Commonwealth Avenue, Auburndale, MA 02466.

Vote 3-0

ONE DAY TEMPORARY PERMITS (MULTIPLE):

Application filed by Church of the Redeemer, Suzanne Westcott, 379 Hammond Street, Chestnut Hill, MA 02467. **For (8) One Day Wine and Malt Permits and (3) Entertainment Permits. All to be held at Church of the Redeemer:**

Concert/Reception

Sunday, November 23, 2014 – 5:00 P.M. to 8:00 P.M.

Estimated Attendance: (100) Ages 21+

Entertainment will consist of Live Music

Vote 3-0 wine and malt

Vote 3-0 entertainment

Cocktail Party
Tuesday, January 1, 2015 – 5:00 P.M. to 7:30 P.M.
Estimated Attendance: (50) Ages 21+
Vote 3-0 with correction of date to Jan 27

Concert/Reception
Sunday, February 1, 2015 – 5:00 P.M. to 8:00 P.M.
Estimated Attendance: (100) Ages 21+
Entertainment will consist of Live Music
Vote 3-0 wine and malt
Vote 3-0 entertainment

Church Reception
Saturday, February 7, 2015 – 5:00 P.M. to 8:00 P.M.
Estimated Attendance: (75) Ages 21+
Vote 3-0 wine and malt
Needs an entertainment permit

Church Reception
Sunday, February 22, 2015 – 6:00 P.M. to 8:00 P.M.
Estimated Attendance: (100) Ages 21+
Vote 3-0 wine and malt

Concert/Reception
Sunday, March 8, 2015 – 5:00 P.M. to 8:00 P.M.
Estimated Attendance: (100) Ages 21+
Entertainment will consist of Live Music
Vote 3-0 wine and malt
Vote 3-0 entertainment

Cocktail Party
Tuesday, April 28, 2015 – 5:00 P.M. to 7:30 P.M.
Estimated Attendance: (50) Ages 21+
Vote 3-0 wine and malt pending insurance certificate

Church Reception
Sunday, May 17, 2015 – 6:00 P.M. to 8:00 P.M.
Estimated Attendance: (100) Ages 21+
Vote 3-0 wine and malt pending insurance certificate

Business meeting was continued. Maura addressed the process for changing Sunday hours. Law was changed in July. No public hearing needed. Retailers just need to go on the website and change the hours. Approving agenda is not needed by the law department. Any new items can be run by the law department. Approving agenda can be done before every meeting. Any questions can be asked of time. The agenda can be sent to the commissioners earlier in the week to review (Tuesday). Commissioners will then let the office staff know by Thursday at noon giving them time to post by Friday at noon. Use of War Memorial Auditorium needs authorization from the building department. Office staff and Linda Plaut need to be informed. Meeting Adjourned at 9:15 PM

Respectively submitted
Linda Walsh
Administrative Director

cc: Mayor
Chief, Police Department
Inspectional Services Commissioner
Commissioner of Health
Chief, Fire Department
Board of License Commissioners

Any Other Matters Properly Before the Commission