

CITY OF NEWTON
BOARD OF LICENSE COMMISSIONERS
Martina T. Jackson, Chair, Kathleen M. McCarthy & James H. Mitchell

MINUTES OF PUBLIC MEETING
Chapter 626, Acts of 1958

DATE: May 15, 2012

CONVENED: 7:30 PM

ADJOURNED: 9:45 PM

COMMISSIONERS PRESENT: Martina Jackson, Chair, Kathleen McCarthy, James Mitchell

Licensing Board Agenda

SEASONAL OUTDOOR SIDEWALK CAFÉ SEATING:

Application filed by Howell Café I, LLC, dba George Howell Coffee, 311 Walnut Street, Newtonville, MA. 02460 3-0
Application filed by Alumni Donuts LLC, dba Dunkin Donuts, 15 Commonwealth Avenue, Newton, MA. 02459 not present

Application filed by Rox Diner, 335 Walnut Street, Newtonville, MA. 02460 3-0

ONE DAY TEMPORARY PERMITS:

Application filed by The Neighborhood Club, Peter Sachs, 20 Hunter Street, Newton, 02465 for a **One Day Temporary Permit, Wine & Malt Beverages** on Friday, June 8, 2012 from 7:00 P.M. to 10:00 P.M. for a **Social Event** at The Neighborhood Club, 24 Berkeley Street, Newton, MA.

Estimated Attendance (80) ages 21+ Vote contingent on fire detail or sign off on new alarm system; 3-0

Application filed by Greg Fitzgerald, 39 Putnam Street, Newton, MA. for a **One Day Temporary Permit, Wine and Malt Beverages** on Saturday, June 9, 2012 from 7 :00 P.M. to 11:00 P.M. for a **Private Party** at The Neighborhood Club, 24 Berkeley Street, Newton, MA.

Estimated Attendance (75) ages 21+ Vote contingent on fire detail or sign off on new alarm system; 3-0

Application filed by The Waban Improvement Society, P. O. Box 6, Waban, MA. Theresa Fitzpatrick, 1935 Beacon Street, Waban, MA. for A **One Day Temporary Permit, Wine and Malt Beverages and One Day Sunday Entertainment Permit** On Sunday, May 20, 2012 from 12:00 p.m. to 3:00 P.M. for **Waban Village Day**, to be held in Waban Square, Beacon Street and Woodward Street

Estimated Attendance (100) Ages 21+ Withdrew alcohol request; police detail arranged; 3-0

Application filed by Tom Ebling, 144 Nehoiden Road, Waban, MA. 02468. Heather Rainone, 12 Landers Rd. ,Reading, MA. for a **One Day Temporary Permit, Wine and Malt Beverages** on Thursday, August 9, 2012 from 9:00A.M to 5:00 P.M. , for a **Company Outing**, to be held at the Auburndale Cove , West Pine Street, Auburndale, MA.

Estimated Attendance (130) ages 22-60 Police detail and public consumption permit needed; 3-0

Application filed by Andover Newton Theological School, 210 Herrick Road, Newton, MA. Nancy Nienhuis, 210 Herrick Road, Newton for a **One Day Temporary Permit, Wine and Malt Beverages and a One Day Entertainment Permit** for a **Commencement Reception** on Saturday, May 19, 2012 from 4-6PM to be held at Andover Newton Quadrangle, 210 Herrick Road, Newton, MA. Estimated Attendance (300) Occupancy number 75/250. Ages Mostly Adults.*

***Note: Discrepancy between Occupancy and attendance** Outside on lawn but if rain, would spread among buildings not 300 in 1 building; Police detail needed (2); change time to 3:30; 3-0

Application filed by John Rice, Newton, MA. for a **One Day Sunday Entertainment Permit for Rides for Newton Highlands Village Day** on Sunday, June 10, 2012 from 12:00Pm to 5:00 PM to be held at the Municipal lot, Lincoln Street, Newton Highlands, MA. 3-0

Application filed by Charles Proia, 234 Adams Street, Newton, MA. 02458, for **(5) One Day Temporary Permit, Wine and Malt Beverages and (5) One Day Entertainment Permits** from Wednesday, July 11, 2012 Thru Sunday, July 15, 2012, from 6:45 P.M. to 10:45 P.M. for **Saint Mary of Carmen Society** at the Pellegrini Park, Hawthorn Street, Newton, MA., Estimated Attendance (200-300) **ALL AGES** Police 4 plus a sergeant; 3-0

Application filed by The Trustees of Boston College, 140 Commonwealth Ave. Chestnut Hill MA. 02467, Helen Wechsler/ Michael Kann 129 Lake Street, Brighton, MA. 02135 for a **One Day Temporary Permit , Wine and Malt Beverages** on Friday, June 1, 2012 from 9:00 P.M. to 11:30P.M. for **Gold Reception**, at the Bapst Lawn (under a tent) 140 Commonwealth Avenue, Chestnut Hill (Three Newton Police and Three Boston College Police)
Estimated Attendance (500) ages 21+ 3-0; entertainment permit needed so hold special mtg on 5/22 8:30 a.m. for this after posting

Application filed by The Trustees of Boston College, 140 Commonwealth Avenue, Chestnut Hill, 02467. Helen Wechsler/Michael Kann, 129 Lake Street, Brighton 02135 for **One Temporary Permit, Wine and Malt Beverages on Saturday**, May 20, 2012 from 5:00 P.M. to 8:30 P.M. for **Graduate Nurses Association Dinner** at Lyons Hall Welch Dining Room, 140 Commonwealth Avenue (Main Campus), Chestnut Hill (Two Newton Police and Two Boston College Police)
Estimated Attendance 300 Ages over 21 3-0

Application filed by The Trustees of Boston College, 140 Commonwealth Avenue, Chestnut Hill, 02467, Helen Wechsler/Michael Kann 129 Lake Street, Brighton, 02136 for **Seven (7) One Day Temporary All Alcoholic Beverages** as follows:

Saturday, June 2, 2012 from 1:00 P.M. to 3:30 P.M. for **Class '52 – 60 Anniv. Luncheon @ Gasson 100 & Rotunda**
Estimated Attendance 60 Ages over 21(One Boston College Police) 3-0

Saturday, June 2, 2012 from 7:00 P.M. to 11:30 P.M. for **Class '67 – 45th Anniv. Party @ Gasson 100, Rotunda**
Estimated Attendance 150 Ages 21+ (One Newton Police and One Boston College Police) 3-0

Saturday, June 2, 2012 from 7:00 P.M. to 11:30 P.M. for **Class '87 – 25th Anniv. Party @ Tent on Bapst Lawn**
Estimated Attendance 500 Ages 21+ (Rain spot Conte Forum Power Gym-Boston License)
(three Newton Police and Three Boston College Police) 3-0; need entertainment permit special mtg 5/22 8:30 a.m.

Saturday, June 2, 2012 from 7:00 P.M. to 11:30 P.M. for **Class '97 – 15th Anniv. Party @ McElroy 2nd Floor**
Estimated Attendance 200 Ages 21 +(One Newton Police and One Boston College Police) 3-0 ; entertainment license needed special mtg. 5/22

Saturday, June 2, 2012 from 8:00 P.M. to 11:30 P.M. for **Class '02 – 10th Anniv. Party @ Lyons Hall Welch**
Estimated Attendance 350 Ages 21+ (Two Newton Police and Two Boston College Police) 3-0 ; entertainment license needed special mtg. 5/22

Saturday, June 2, 2012 from 7:00 P.M. to 11:00 P.M. for **Class '67 – 45th Anniv. Party @ Barat House**
Estimated Attendance 40 Ages 21+ 3-0

Saturday, June 2, 2012 from 7:00 P.M. to 11:30 P.M. for **Class '72 – 40th Anniv. Party @ Stuart House**
Estimated 40 Ages 21+ 3-0

Application filed by Sterling Golf Mgt., 212 Kendrick Street, Newton, MA 02458, Joseph Alexander for Three (3) One Day Temporary Permit Wine and Malt Beverages as follows:

Saturday, June 2, 2012 from Noon-5:00 P.M. for **Golf Outing**, Rain date, June 30, 2012 Estimated Attendance 40-Ages 21+ 3-0

Friday, June 8, 2012 from Noon-5:00 P.M. for **Golf Outing**, Rain date, June 23, 2012 Estimated Attendance 80 Ages 21+ beer cart until about 2; 3-0

Friday, June 15, 2012 from Noon-5:00 P.M. for **Golf Outing**, Rain date, June 16, 2012, Estimated Attendance 60 Ages 21+ 3-0

Application filed by Woodland Golf Club, 1897 Washington Street, Auburndale, 02466 David Garfinkle for **Six (6) One Day Temporary Permit All Alcoholic Beverages** as follows:

Thursday, June 21, 2012 from 6:00 P.M. to 10:00 P.M. for **Annual Member/Guest Golf Tournament**
Estimated Attendance 149 Ages 30-70 3-0

Friday, June 22, 2012 from 2:00 P.M. to 10:00 P.M., **Annual Member /Guest Golf Tournament**
Estimated Attendance 149 Ages 30-70 3-0

Saturday, June 23, 2012 from 2:00 P.M. to 10:00 P.M., **Annual Member/Guest Golf Tournament**
Estimated Attendance 149 Ages 30-70 3-0
Sunday, June 24, 2012 from 1:00 P.M. to 6:00 P.M., **Annual Member/Guest Golf Tournament**
Estimated Attendance 149 Ages 30-70 3-0
Friday, June 29, 2012 from 7:00 P.M. to 11:00 P.M., **Dinner Dance**
Estimated Attendance 100 Ages 30-70 3-0
Wednesday, July 25, 2012-Raindate, August 1, 2012 from 12:P.M. to 5:00 P.M., **Rafello Golf Tournament**
Estimated Attendance 120 Ages 35+ 3-0

Application filed by Woodland Golf Club, 1897 Washington Street, Auburndale, 02466 for **Four (4) One Day Temporary Entertainment Permits** as follows:

Friday, May 25, 2012 from 7:00 P.M. to 11:00 P.M., **Dinner Dance Memorial Day**
Estimated Attendance 100 3-0
Saturday, June 23, 2012 from 5:00 P.M. to 8:00 P.M., **Golf Tournament**
Estimated Attendance 120 3-0
Friday, June 29, 2012 from 7:00 P.M. to 11:00 P.M., **Dinner Dance/July 4th**
Estimated Attendance 100 3-0
Friday, August 31, 2012 from 7:00 P.M. to 11:00 P.M. **Dinner Dance/Labor Day**
Estimated Attendance 100 3-0

Application filed by Brae burn Country Club, 326 Fuller Street, West Newton, 02465 for **Twenty-Two (22) One Day Temporary Permit All Alcoholic Beverages** as follows:

Sunday, May 27, 2012 from 12:00 P.M. to 4:00 P.M., **Golf Tournament (Member-Member)**
Estimated Attendance 90 Ages 30-80 3-0
Wednesday, June 13, 2012 from 5:00 P.M. to 9:00 P.M., **Pool Cookout**
Estimated Attendance 100 Ages 1-80 3-0 for all pool cookouts
Wednesday, June 20, 2012 from 5:00 P.M. to 9:00 P.M., **Pool Cookout**
Estimated Attendance 100 Ages 1-80
Sunday, June 24, 2012 from 3:00 P.M. to 7:30 P.M., **Golf Tournament (Toast Club Champion)**
Estimated Attendance 40 Ages 30-80 3-0
Wednesday, June 27, 2012 from 5:00 P.M. to 9:00 P.M., **Pool Cookout**
Estimated Attendance 100 Ages 1-80
Wednesday, July 4, 2012 from 12:00 P.M. to 4:00 P.M., **Pool Cookout**
Estimated Attendance 120 Ages 1-80
Wednesday, July 11, 2012 from 5:00 P.M. to 9:00 P.M., **Pool Cookout**
Estimated Attendance 120 Ages 1-80
Thursday, July 12, 2012 from 4:00 P.M. to 11:00 P.M., **Golf Tournament (Member/Guest)**
Estimated Attendance 75 Ages 30-80 3-0
Friday, July 13, 2012 from 12:00 P.M. to 11:00 P.M., **Golf Tournament (Member/Guest)**
Estimated Attendance 130 Ages 30-80 3-0
Saturday, July 14, 2012 from 12:00 P.M. to 11:00 P.M., **Golf Tournament (Member/Guest)**
Estimated Attendance 80 Ages 30-80 3-0
Sunday, July 15, 2012 from 12:00 P.M. to 10:00 P.M., **Golf Tournament (Member/Guest)**
Estimated Attendance 80 Lunch Ages 4-80, Estimated Attendance Dinner 190 Ages 4-80 Police detail will be hired; 3-0
Wednesday, July 18, 2012 from 5:00 P.M. to 9:00 P.M., **Pool Cookout**
Estimated Attendance 100 Ages 1-80
Wednesday, July 25, 2012 from 5:00 P.M. to 9:00 P.M., **Pool Cookout**
Estimated Attendance 100 Ages 1-80
Wednesday, August 1, 2012 from 5:00 P.M. to 9:00 P.M., **Pool Cookout**
Estimated Attendance 100 ages 1-80
Wednesday, August 8, 2012 from 5:00 P.M. to 9:00 P.M., **Pool Cookout**
Estimated Attendance 90 Ages 1-80
Wednesday, August 15, 2012 from 5:00 P.M. to 9:00 P.M., **Pool Cookout**
Estimated Attendance 80 Ages 1-80
Wednesday, August 22, 2012 from 5:00 P.M. to 9:00 P.M., **Pool Cookout**
Estimated Attendance 80 Ages 1-80
Sunday, August 26, 2012 from 4:00 P.M. to 8:00 P.M., **Family Fun Day**
Estimated Attendance 120 Ages 1-80 3-0 entertainment permit

Wednesday, August 29, 2012 from 5:00 P.M. to 9:00 P.M., **Pool Cookout**

Estimated Attendance 70 Ages 1-80

Friday, August 31, 2012 from 6:00 P.M. to 8:00 P.M., **Adult Social**

Estimated Attendance 30 Ages 30-80 3-0

Monday, September 3, 2012 from 12:00 p.m. TO 4:00 P.M., **Labor Day Pool Cookout**

Estimated Attendance 120 Ages 1-80 3-0 entertainment permit needed

Thursday, September 13, 2012 from 5:00 P.M. to 11:00 P.M. **Kenerson Cup Golf Tournament**

Estimated Attendance 70 Ages 30-80 3-0

ALTERATION OF PREMISES (INCREASE SEATING):

Application filed by Kouzina Inc. d/b/a Kouzina, 1649 Beacon Street, Waban, MA. Nelson Cognac, 9 Wilogreen Road, Natick, MA. 01760 to **Increase Seating to 46 Per Board Order # 388-11, dated February 21, 2012 (enclosed)** expect occupancy permit by June 1; need to contact Mike Castro around Fire Dept concern; approval contingent on Fire/ISD permit (Chair would sign plans after) 3-0

CHANGE OF MANAGER:

Application filed by Newton Café, LLC d/b/a The Biltmore, 1201-1205 Chestnut Street, Newton Upper Falls MA. 02464, **For change of manger from Jason Owens to new manager Breanne Mills, 21 Lake Street, Apt. 2, Natick, MA 01760** 3-0

RESTAURANT CHANGE OF MANAGERS, AND COMMON VICTUALLER SEVEN DAYS ALL ALCOHOLIC BEVERAGES LICENSE AND UPDATE OWNERSHIP CHART:

Application filed by BBRG Boylston TR, LLC, d/b/a Charley's Eating & Drinking Saloon, 199 Boylston Street, Chestnut Hill, MA 02467, McDermott, Quilty & Miller LLP, 131 Oliver Street, 5th Floor, Boston, MA 02110, **change of manger from Craig Pietz to new manager Anthony W. Provencal, 48 Oakmont Avenue, Westminster, MA 0147** not present for the hearing

DISCUSSION FOR THE FOLLOWING:

DETERMINE A FEE FOR VINEYARD PERMIT FOR FARMER'S MARKET McCarthy proposes \$100, seconded by Mitchell 3-0

FIRST DISCUSSION FOR LICENSING OF A PRIVATE MEMBER-OWNED CLUB SUCH AS THE NEIGHBORHOOD CLUB VS ONE-DAY PERMITS FOR WHICH TYPES OF EVENTS discussion of whether certain events qualify as a private party and therefore do not need to appear before the licensing board; requesting an administrative procedure that bypasses the Board, Board requests a document from Mr. Schlesinger about what he is suggesting and the Administrative Director will research whether any other communities do something like this; Neighborhood Club also considering applying for a club license

POSSIBLE FEE REDUCTIONS FOR FUNDRAISERS discussion tabled so the Commissioners can digest the extensive memo from the Legal Dept.



Dori Zaleznik, MD., Administrative Director