

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: June 19, 2012

CONVENED: 7:30 PM

ADJOURNED: 10:53 PM

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

Licensing Board Agenda

SEASONAL OUTDOOR SIDEWALK CAFÉ SEATING:

Application filed by Alumni Donuts LLC, dba Dunkin Donuts, 15 Commonwealth Avenue, Newton, MA. 02459 3-0
Application filed by Starbucks, 1269 Centre Street, Newton, MA.02459 3-0

ONE DAY TEMPORARY PERMITS:

Application filed by Trustees of Boston College, Helen Wechsler or Michael Kann, 140 Commonwealth Ave, Chestnut Hill Ma. 02467. **One Day Temporary Permit, Wine and Malt Beverages** on Saturday, July 14, 2012 from 2 P.M. to 6 P.M. for a **Mahan/Spinello Reception**, at Gasson 100 & Rotunda, 140 Commonwealth Ave, Chestnut Hill MA. 02467
Estimated Attendance (45) ages 21+ 3-0

Application filed by Newton Community Development Foundation – Warren House, Marissa Wheeler, 425 Watertown Street Suite 205, Newton, Ma. 02458, for a **One Day Temporary Permit, Wine & Malt Beverages** on Wednesday, June 20, 2012 from 5:00 P.M. to 8:00 P.M. for **Wine tasting Social** at Warren House, 1600 Washington Street, West Newton, Ma. 02465.

Estimated Attendance (20-30) all ages Date changed to July 10, other details the same 3-0

Application filed by Cooley LLP, Jeanne Higgins, 500 Boylston Street, Boston, MA 02116 for a **One Day Temporary Permit, Wine and Malt Beverages** on Saturday, July 28, 2012 from 1:00 P.M. to 5:00 P.M. for a **Corporate Family Picnic** at The Fessenden School, 250 Waltham Street, West Newton, 02465

Estimated Attendance (100) ages <12->25 3-0

Application filed by Cognex Corporation/Matthew Bauer, Kimberly Vaillancourt, One Vision Drive, Natick, MA 01760, For a **One Day Temporary Permit, Wine and Malt Beverages and One Day Temporary Entertainment Permit for DJ and amplification system for recorded music** on Saturday, July 21, 2012 from 11:00.A.M. to 5:00 P.M. for a **Corporate Summer Outing** at The Fessenden, School, 250 Waltham Street, West Newton 02465

Estimated Attendance (250-300) Infant-80 Years Police detail already arranged 3-0

Application filed by Brae Burn Country Club, Steve Cummings, 326 Fuller Street, West Newton, MA 02465 for **Three Temporary Entertainment Permits for Dancing and amplification system for DJ for all three events. 3-0 for all**

Family Pool Party, Wednesday July 4, 2012, 12:00 P.M. to 4:00 P.M.

Family Pool Party, Sunday, August 26, 2012, 4:00 P.M. to 8:00 P.M.

Family Pool Part, Monday, September 3, 2012, 12:00 P.M. to 4:00 P.M.

Application filed by Newton Community Farm, Jerry Rogosin, 101 Greenlawn Avenue, Newton Centre, MA. 02459, For a **One Day Temporary Permit, Wine and Malt Beverages** on Tuesday, July 17, 2012 from 6:30 P.M. to 9:00P.M. For **“Dinner on the Farm”** at the Newton Community Farm, 303 Nahanton Street, Newton Centre, MA. 02459

Estimated Attendance (80-100) ages 21-75 Temporary Permit for live music (blue grass band not amplified) in folder not on posted agenda; outdoor event so no fire detail needed; 3-0 including entertainment permit

CHANGE OF SUNDAY HOURS FOR SERVING ALCOHOL FOR BRUNCH:

Application filed by Deluxe Station Diner LLC, Donald Levy, 70 Union Street, Newton Centre, Ma 02459,
New Hours: 10:00 A.M. to 1:00 A.M., Sunday, Memorial Day, 10:00 A.M. to 1:00 A.M. 3-0

CHANGE OF WEEKDAY HOURS:

Application filed by Capital Grille Holding Inc., d/b/a The Capital Grille, 250 Boylston Street, Chestnut Hill, MA 02467
New Hours: Monday thru Friday, 11:00 A.M. to 1:00 A.M. 3-0

SEASONAL ENTERTAINMENT FOR POOL DECK LICENSE WEEKDAY AND SUNDAY:

Application filed by Pyramid Newton Management LLC, d/b/a/ Hotel Indigo, 399 Grove Street, Newton Lower Falls, MA 02462 for **Weekday (Monday and Tuesday), Sunday, Hours: 12:00 Noon to 9:00 P.M.** (Already have existing license for Wednesday thru Saturday, same hours). Stephen Buchbinder Esq. will attend hearing. Held until July at request of applicant

SEASONAL CLUB:

Filed by Sterling Golf Management, Inc. d/b/a/ Newton Commonwealth Golf Course, Kevin Osgood, Manager, 212 Kenrick Street, Newton, MA 02458 for a **Seasonal Club Wine and Malt Beverages**, to be exercised at 212 Kenrick Street, Newton, MA. 02458, **7 Days – Monday-Sunday, Hours: Opening to Dusk (New License)** in past years have come in for about 10 one-day permits, now looking for a seasonal license and a roving cart serving food and drink for golf outings **ONLY** Mitchell 5 possible conditions (minimum of 2 rangers out on the course during outings, alcohol service only by a TIPS trained server, signage on the course low to ground directing to the restrooms esp. on hole 15, require a log of complaints and resolutions management maintained, roving cart for outings only, all insurance for alcohol maintained) McCarthy suggests signage about noise on 11th hole and about urination on 15th hole, signage in clubhouse for no alcohol on the course, hiring extra rangers during special events, sign saying will confiscate alcohol brought in and report to police; Aucoin states that other people bringing in alcohol and they have a license jeopardizes the license, Jackson suggests a sign in the clubhouse that management reserves the right to inspect bags for illegal alcohol, Mitchell useful to put locations of bathroom facilities on the scorecard, McCarthy suggests a sign about right to confiscate alcohol but not to inspect bags NO unauthorized alcohol on the course Vote with conditions above 3-0

COMMON VICTUALLER LICENSE:

Application filed by K T Fresh LLC, d/b/a/ YoFresh Yogurt Café, Frank Amato, 4 Gemma Drive, Peabody, MA. 01960, for a **Common Victualler License**, to be exercised at 12 Austin Street, Newtonville, MA. 02460
Monday – Sunday 11:00 A.M.-11:00 P.M. (New License) 3-0 contingent on all inspections before opening

TRANSFER OF EXISTING COMMON VICTUALLER LICENSE:

Application filed by BBRG Operating Inc., d/b/a Papa Razzi, Stephen V. Miller/Karen D. Simao, McDermott, Quilty and Miller LLP, 131 Oliver Street, 5th Floor, Boston, MA. 02110 for a Transfer of **Existing Common Victualler License to New Ownership to New Name to Papa Razzi Trattoria of Chestnut Hill, Inc. d/b/a/ Papa Razzi** be Exercised at 199 Boylston Street, Chestnut Hill, MA. 02467 Pulled due to lack of notice in newspaper

Application filed by Middle East Food Services, Inc., d/b/a/ Sabra Restaurant to **Terry O'Reilly Pub, LLC**, Michael Magerer, Esq., or Terry O'Reilly, 109 Highland Avenue, Needham, MA 02494-3091 for a **Transfer of All Alcoholic Beverages and Common Victualler and Weekday and Sunday Entertainment**, to be exercised at 45 Union Street and 57 Langley Road, Newton Centre, Ma 02459 3-0 contingent on filing a more robust menu

NEW RESTAURANT ALL ALCOHOLIC BEVERAGES LICENSE:

Application filed by Edamame, Inc., d/b/a Edamame Asian Cuisine, Andrea Kor, Paralegal, Christopher E. Coleman, Esq., PC, 128 Lincoln Street, Suite 103, Boston, MA 02101 for a **Restaurant All Alcoholic Beverages License, 7 Days**

11:00 AM to 1:00 AM Closing, Sunday 11:00 A.M. – 1:00 A.M. Closing, Common Victualler License and Weekly and Sunday Entertainment (See Attached Application for Details) to be exercised at 148 California Street, Newton, MA. 02458 Applying now for following hours: M-Th 11-10, Fri/Sat 11-midnight, Sun noon-10 no deliveries or loading the dumpster after 9 pm or before 8 am 7 days per week 3-0

Application filed by DSPL, Inc. 755 Beacon Street, Newton Centre, MA 02459, Lawrence Lee, Esq., 246 Walnut Street, Suite 201, Newtonville, MA 02460, for a **Restaurant All Alcoholic Beverages License, 7 Days 5:30 P.M. to Midnight, Common Victualler License and Weekly and Sunday Entertainment**, to be exercised at 755 Beacon Street, Newton Centre, MA 02459 3-0

SEASONAL FARMER’S MARKET WINERY LICENSE:

Application filed by Lexington Consulting Group, Inc., d/b/a/ Turtle Creek Winery, Kip Kumier/Judy Dore, ABCC Existing License Number FW35, Farm Address: 28 Beaver Pond Road, Lincoln, MA 01773 for a **Seasonal Farmer’s Market Only Full Bottles of Wines to be sold** and to be exercised at the Newton Farmer’s Market, Cold Spring Park, 1200 Beacon Street, Newton Highlands, MA 02461 3-0

TO BE DISCUSSED:

Continued discussion from, hearing, May 15, 2012 proposal from Alan Schlesinger for an administrative procedure for one day permits for alcohol beverages permits held

Continued discussion of possible fee reductions for fundraisers held



Dori Zaleznik, MD, Administrative Director

Any Other Matters Properly Before the Commission