

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: August 21, 2012

CONVENED: 7:30 PM

ADJOURNED: 8:44 PM

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

Licensing Board Agenda:

7:00 p.m. DISCUSSION:

Administration discussion of ABCC practice for Dual/Managers regarding restaurants, etc. – ABCC told Health Dept. that as long as the manager is present at a facility 20% of the time, it is all right to have the same individual serve as manager in two places. The question arose in relation to 51 Lincoln and its new restaurant replacing Kouzina in Waban. **Commissioners requested ABCC put its answer in writing.**

ONE DAY TEMPORARY PERMITS:

Application filed by Trustees of Boston College, Helen S. Wechsler, 140 Commonwealth Avenue, Chestnut Hill for a **One Day Temporary Permit, Wine and Malt Beverages** on Saturday, September 8, 2012 from 10:30 P.M to 12:30 P.M. for a 1 P.M. Kick Off for University of Maine Pre-Game Reception at Lyons Hall Welch Dining Room, (Middle Campus) 140 Commonwealth Ave, Chestnut Hill MA. 02467 (Helen S. Wechsler, or Michael Kann) at the hearing to be held on August 21, 2012.

Estimated Attendance (400) all ages. Newton Police (2) BCPD (2) Tips certified bartenders, 3 NP, 3 BC 3-0

Application filed by Wolters Kluwer, Ann Bonsett, 130 Turner Street, Waltham, MA. for a **One Day Temporary Permit, Wine and Malt Beverages on Thursday, August 30, 2012 from 11:00 A.M. to 7:00 P.M. for a Company Picnic at the Auburndale Cove, West Pine Street Newton. (Sites 1-4)**

Estimated Attendance (100) ages 21+ 1 PD arranged, 3-0

Application filed by Arsenal Medical, Marion Imposimato, 480 Arsenal Street, Watertown, MA. for a **One Day Temporary Permit, Wine and Malt Beverages and One Day Entertainment Permit on Tuesday, September 11, 2012 from Noon to 5:00 P.M. To be held at the Auburndale Cove, West Pine Street, Newton, for a company event.**

Estimated Attendance (70) 21+ 1 PD, 3-0 but needs to provide a diagram

Application filed by Theresa Kerr, 50 Dow Rd, W. Roxbury, MA. for a **One Day Entertainment Permit on Saturday, September 8, 2012, from 7:30 P.M. – 11:00 P.M. for a Non-Profit Wrestling Event to be held at the Newton Elks Lodge # 1327, 429 Centre Street, Newton MA.**

Estimated Attendance (50-100) 3-0 contingent on fire dept approval of site, police detail, and no alcohol served or consumed in the room

Application filed by Brendon Buckley or Martanda Blancard, 457 Centre Street #303, Newton MA for a **One Day Temporary Permit, Wine and Malt Beverages on Saturday, September 29, 2012 from Noon to 5:00 P.M. To be held at the Auburndale Cove, West Pine Street for a Family and friends Celebration, (Site One)**

Estimated Attendance (60) Ages 25+ PD arranged, 3-0

Application filed by Leslie and Kenneth Pucker, 21 Berkeley Street, Newton, MA 02465 for a **One Day Temporary Permit, Wine and Malt Beverages and One Day Temporary Entertainment Permit on Saturday, September 1, 2012**

from 12:45 P.M. to 5:00 P.M. to be held at The Neighbor Club, Berkeley Street, West Newton for a Bat Mitzvah Luncheon.

Estimated Attendance 115 – Ages 1-90

3-0

Application filed by The Mall at Chestnut Hill, Debora Konig, 14 Granny Smith Lane, Woburn, MA. for a **One Day Temporary Wine and Malt Beverages Permit** for a Bridal Show on Sunday, September 23, 2012 from 1:00PM to 4:00PM. To be exercised at 199 Boylston Street, Chestnut Hill, MA.

Estimated Attendance (125) ages 21+

3-0

CHANGE OF WEEKDAYS ENTERTAINMENT LICENSE:

Application filed by Pyramid Newton Management LLC d/b/a/ Hotel Indigo 399 Grove Street, Newton Lower Falls, MA 02464. Stephen Buchbinder Esq. for a **Six Days Entertainment License** for the pool deck area, recorded music and five televisions from Noon to 9:00 P.M.

Withdrawn

TRANSFER TO NEW OWNERSHIP, TRANSFER OF COMMON VICTUALLER LICENSE AND 6 DAY ENTERTAINMENT LICENSE:

Application filed by LB Partners LLC, d/b/a/ fresh City, 241 Needham Street, Newton, MA 02464. Mark Cimino for a Transfer of **Existing Common Victualler License to New Ownership and Six Day Entertainment License** to **FCAG Newton, LLC d/b/a/ Fresh City** to be exercised 241 Needham Street, Newton Upper Falls, MA 02464. 3-0

TRANSFER TO NEW OWNERSHIP, TRANSFER OF COMMON VICTUALLER LICENSE:

Application filed by Jakes's Falafel & More Inc., d/b/a Jake's Falafel Corner, 740A Beacon Street, Newton, MA. 02459. Farshad Shahrooz for a transfer of **Existing Common Victualler License to New Ownership from CJ's Deli, LLC, d/b/a CJ's Deli & Pizza** to be exercised at 740A Beacon Street, Newton, MA. 02459. Lunch and dinner, cosmetic changes only to the facility, 3-0

NEW RESTAURANT WINE AND MALT BEVERAGES LICENSE, COMMON VICTUALLER AND ENTERTAINMENT PERMITS:

Application filed by Shake Shack Boston Chestnut Hill, LLC. d/b/a Shake Shack, Laurance Lee, Attorney, 49 Boylston Street, Chestnut Hill, MA. for a **Wine and Malt Beverages License, Common Victualler and Entertainment License. Hours: 11:00 A.M to 11:00 P.M. Monday thru Sunday. Seating for 135 persons (95 Interior and 40 Seasonal Patio).** Sunday entertainment separate, 3-0

CHANGE OF MANAGER:

Application filed by Third Eye Ventures LLC. d/b/a Prana, Kirsten Lane, 342 Crescent Street, Newton, MA. for **Change of Manager** from Emily Canniff to Kirsten Lane of 342 Crescent Street, Newton. 3-0

ALTERATION OF PREMISES, INCREASE SEATING, CHANGE LICENSE FROM 6 DAY TO 7 DAY:

Application filed by O'Hara and Sons, Inc. d/b/a O'Hara's, Stephen Buchbinder, Attorney, 1200 Walnut Street, Newton, MA. for **Alteration of Premises, adding thirty (30) seats. Current seating for ninety (90), Total seating (120). Change License from 6 to 7 days, Hours of Operation: Weekdays 8AM -12AM, Sundays 10AM – 12AM.** To be exercised at 1181 -1189 Walnut Street, Newton, MA. 3-0

ALTERATION OF PREMISES:

Application filed by Irish Red Sox, LLC. d/b/a Mick Morgans, Adam R Barnosky, Attorney, 300 Washington Street Brookline, MA. for **Alteration of Premises, demolishing wall to combine rooms, move location of bar and change seating layout (No additional Seats being added).** To be exercised at 118 Needham Street, Newton Highlands, MA. 3-0

CHANGE OF D/B/A:

Application filed by Irish Entertainment, LLC. d/b/a Tommy Doyles, Adam R. Barnosky, Attorney, 300 Washington Street, Brookline, MA. for **Change of DBA to Irish Entertainment, LLC. d/b/a Mick Morgans.** To be exercised at 349 Watertown Street, Newton, MA. Withdrawn

TO BE DISCUSSED:

Items held from June hearing:

Continued discussion from hearing, May 15, 2012 proposal from Alan Schlesinger for administrative procedure for one day alcoholic beverages permits.

Continued discussion of possible fee reduction for fundraisers.

Dori Zaleznik, MD
Administrative Director