

CITY OF NEWTON
BOARD OF LICENSE COMMISSIONERS
Kathleen M. McCarthy, Chair, James H. Mitchell & Dina E. Conlin

MINUTES OF PUBLIC MEETING
Chapter 626, Acts of 1958

DATE: April 16, 2013

CONVENED: 7:35 PM

ADJOURNED: 10:18 PM

COMMISSIONERS PRESENT: Kathleen McCarthy, Chair, James Mitchell, Dina Conlin

Licensing Board Agenda:

7:00 P.M. to 7:30 P.M.

Further Discussions of Revisions of License Boards Rule and Regulations

ONE DAY TEMPORARY PERMITS:

Application filed by Countryside School PTO, Pam Loughlin, 491 Dedham Street, Newton, MA 02461 for a **One Day Wine and Malt Permit, for School Fundraiser on Friday, May 10, 2013 from 5:00 P.M. – 11:00 P.M. to be held at The Windsor Club, 1601 Beacon Street, Waban.**

Estimated Attendance: (140) Ages 21+. TIPS certified 3-0

Application filed by Barry Greene for a **One Day Wine and Malt Permit and a One Day Temporary Entertainment Permit for 50th Birthday Party on Saturday, May 11, 2013 from 7:30 P.M. – 11:00 P.M. to be held at The Windsor Club, 1601 Beacon Street, Waban.**

Estimated Attendance: (100) Ages 50+. DJ, caterer will send license, last call 10:30, 3-0

Application filed by Lasell College, Jennifer Granger, 1844 Commonwealth Avenue, Auburndale, 02466 for a **One Day Wine and Malt Permit One Day Temporary Entertainment for Senior Soriee, on Tuesday, May 7, 2013 from 8:00 P.M. – 11:30 P.M. to be held at Arnow Campus Center, Lasell College, 131 Woodland Avenue, Newton**

Estimated Attendance: (175) Ages 21+ PD needed, TIPS certified bartender, annual event, DJ, 3-0

Application filed by Neighborhood Club, Peter Sachs for **Four One Day Wine and Malt Beverages Permit for 4 events at the Neighborhood Club, 24 Berkeley Street, West Newton**

2 TIPS trained bartender for each event, no one under 21 invited, food service for all

Bowling Party on Saturday, April 27, 2013 from 7:00 P.M. –11:00 P.M.

Estimated Attendance (60) Ages 21+ 3-0

Spring Social on Friday, June 7, 2013 from 5:00 P.M. – 9:00 P.M.

Estimated Attendance (90) Ages 21+ 3-0

Fall Social on Saturday, October 4, 2013-Rain Date October 5, 2013 from 6:00 P.M. – 11:00 P.M.

Estimated Attendance (90) Ages 21+ 3-0

Holiday Party on Saturday, December 7, 2013 from 6:00 P.M. – 11:00 P.M.

Estimated Attendance (100) Ages 21+ 3-0, TIPS certification needed for this event

Application filed by Lasell College, Lauren McCauslin for **Three One Day Wine and Malt and One Day Temporary Entertainment Permits for events at Lasell College, 1844 Commonwealth Avenue, Auburndale.**

Reception on Friday, June 7, 2013 from 6:00 P.M. – 10:00 P.M.

To be held at Valentine Dining Hall
Estimated Attendance (75) Ages 21 +. Alumni event 3-0

Reception on Saturday, June 8, 2013 from 4:00 P.M. – 11:00 P.M. (Entertainment)

To be held Campus Center and Courtyard
Estimated Attendance (50) Ages 21+ alumni event, DJ, wrist band for drink limit since younger alums 3-0

Lobster Bake on Saturday, June 8, 2013 from 6:00 P.M. – 11:00 P.M. (Entertainment)

To Be held Athletic Center
Estimated Attendance (150) Ages 21+ PD, alumni, DJ 3-0

Application filed by The Mall at Chestnut Hill, Marina Iannaco, 199 Boylston Street, Chestnut Hill for a **One Day Wine and Malt Permit for a Expo/Fair on Thursday, May 9, 2013 from 5:00 P.M. – 8:00 P.M. to be held at The Mall at Chestnut Hill, 199 Boylston Street, Chestnut Hill**

Estimated Attendance (100) Ages 25+ alcohol service at one end only, TIPS certified, 3-0

Application filed by Zervas School PTO, Helen Haley, 104 Carver Road, Newton 02461 for a **One Day Temporary Entertainment Permit for School Fair on Saturday, May 11, 2013 from 11:00 A.M. to 2:00 P.M. to be held at the Zervas School, 30 Beethoven Avenue, Newton**

Estimated Attendance (100-120) All Ages outdoor games plus dunk tank, 3-0

Application filed by Waban Improvement Society, Inc., Theresa Fitzpatrick, 1935 Beacon Street, Waban, MA 02468, for a **One Day Temporary Entertainment Permit for Waban Village Day on Sunday, May 19, 2013 from 11:00 A.M. to 3:00 P.M. to be held at the Corner of Woodward Street and Beacon Street, Waban MA.**

Estimated Attendance (120-150) Ages 21+ Live band, coordinate with traffic bureau, approval conditional on filing insurance binder with city named as co-insured 3-0

Application filed by Newton Cultural Alliance, Kara Robbins, 138 Highland Avenue, Apt. 29, Somerville Avenue for a **One Day Temporary Wine and Malt Permit for Award Ceremony on Thursday, May 30, 2013 from 7:00 P.M. – 9:30 P.M. to be held at Gregorian Rugs, 2284 Washington Street, Newton 02462**

Estimated Attendance (175) Ages 30+. Applicant pulled the application for this meeting

Application filed by Gucci, Lauren Spadafore, 225 Boylston Street, Chestnut Hill for a One Day Temporary Wine and Malt Permit for In Store Client Event on Saturday, May 11, 2013 from 1:00 P.M. – 4:00 P.M. to be held at Gucci Boutique (Bloomingdale's) S 225 Boylston Street, Chestnut Hill, 02467

Estimated Attendance (60) Ages 21+. Inside Bloomingdales, need letter from Bloomingdales, 4 servers, conditional on receipt of letter 3-0

CHANGE OF LICENSE FROM SEASONAL CLUB TO SEASONAL RESTAURANT:

Application filed by Sterling Golf Management Inc., Joseph Alexander, 212 Kenrick Street, Newton, MA. 02458. For a change of License from **Seasonal Club to Seasonal Restaurant**. To be exercised at 212 Kenrick Street, Newton. 02458 7 Days. Same restrictions apply, 3-0

NEW RESTAURANT AND COMMON VICTUALLER:

Application filed by **Omakara, Inc. d/b/a/ Subway # 54746, Navin Patel, 74 Summer Street, Boston, MA 02210. For a Restaurant And Common Victualler License. To be exercised at 296 Walnut Street, Newton, MA 02460. 7 days 7:00 A.M. to Midnight (Seats 12).** Abutters cards brought, amended the application to 12 seats, will not have more than 3 employees, Alderman Linsky speaking on behalf of neighbors about midnight closing time and 7 am opening, request consideration of change of hours, Newtonville Pizza also concerned that character of village changing, once a week delivery could be Saturday or Sunday, in his other stores delivery at about 8 am, delivery in back, 55 gallon barrels for food waste stored inside, pick up twice a week, hours until 12 Fri, Sat, until 10 Sunday thru Thurs, deliveries not during rush hours 9-3 on weekend, truck to park in back, trash containers only put out 1 hours before pick up, 3-0 subject to conditions, also contingent on approvals from Fire, ISD, health

NEW RESTAURANT, COMMON VICTUALLER AND WEEKLY ENTERTAINMENT:

Application filed by **East Neck Yogurt Ventures of New England., d/b/a/ Yogurtland**, Anthony Parrinello, 1231 Centre Street, Newton, MA 02459. To be exercised at 1231 Centre Street, Newton Centre. Hours of Operation from: Monday-Thursday 11:00 A.M. to 10:00 P.M. , Friday and Saturday 11:00 A.M. – 11:00 P.M. and Sunday 11:00 A.M. – 10:00 P.M. - 7 Days (Seats 14) deferred by applicant to next month

TRANSFER OF RESTAURANT, COMMON VICTUALLER LICENSES AND WEEKLY ENTERTAINMENT:

Application filed by **SubNewton, Inc., d/b/a/ Subway**, Dimple Desai, 4 Joyce Circle, Shrewsbury, MA 01545. **For a Transfer of Restaurant, Common Victualler License and Weekly Entertainment.** To be exercised at 1185 Centre Street, Newton, MA 02459, Hours of Operation , Monday-Friday, 7:00 A.M. to 10:00 P.M. and Saturday-Sunday 8:00 A.M. – 10:00 P.M. 7 Days. (Seats 12). Has 10 other Subways, outside dumpster with once a week pick up, not changing current set up, hours, will request change of manager once hire a manager, radio is entertainment, 3-0

CHANGE OF MANAGER:

Application filed by Brae Burn Country Club, Carol Bliss, 326 Fuller Street, West Newton, 02465. For Change of Manager. 3-0

ALTERATION OF LICENSED PREMISES:

Application filed by Newton café, LLC d/b/a The Biltmore Bar and Grille, Stephen Buchbinder, Esq. 1200 Walnut Street, Newton, MA 02461. For Alteration of License Premises to add Twenty-Two Seats for Seasonal Patio at 1205 Chestnut Street, Newton, MA 02464- 7 Days. move 22 seats outside on seasonal basis, would go to BOA for a special permit to make permanent change, could move tables back from Chestnut and consider shortening hours for outdoor alcohol service, they believe Fire measured the wrong alley, proposed same hours as restaurant with 1 am closing but abutters are raising noise objections so willing to modify outdoor service, outdoor service until 9:30 pm Sunday thru Thurs, 11:00 Fri, Sat, no background outdoor music and TV after 9 pm, would put out back away from Chestnut, fence of no less than 4 ft and 2-4 ft intervening landscape buffer but would have fence egress, only entry through restaurant and two windows to see from inside, small sign inside to request patrons not to linger outside on sidewalk, eliminate "busing station", windows and doors need to be shut when live music being played, 3-0 contingent on all of the previous, receiving revised plan (can mark and initial existing plan), relook from Fire

NEW RESTAURANT ALL ALCOHOLIC BEVERAGES, COMMON VICTUALLER AND WEEKLY ENTERTAINMENT:

Application filed by PP & C Enterprises, Inc. d/b/a/ Cook, Stephen Buchbinder, Esq. 1200 Walnut Street, Newton, MA 02461. For New Restaurant All Alcoholic Beverages, Common Victualler and Weekly Entertainment. To be exercised at 825 Washington Street, Newton, MA 02460. Hours of Operation Monday-Saturday 11:00 A.M. – 12:00 Midnight. Sunday, 10:00 A.M. – 12:00 Midnight, 7 Days (Seats 80) no increase in seats from Lam's, no alcohol violations in any of his previous locations, recorded music/TV, 3-0 contingent on approvals from Fire , ISD, health

TRANSFER OF RESTURANT AND COMMON VICTUALLER:

Application filed by Beatitudes Services Group, LLC d/b/a/ Sichuan Gourmet House, Peter Lim, Esq. 65 Harrison Avenue, Suite 407, Boston, Ma 02111. For transfer of Restaurant and Common Victualler. To be exercised at 1138 Beacon Street, Newton, MA 02461. Hours of Operation 11:00 A.M. – 9:00 pm Mon thru Thurs, 11:00 am -10 pm Fri, Sat, Sun 12-9 pm (19 seats) no change to existing establishment, need lease document and menu, 3-0

SEASONAL WINERY PERMIT FOR FARMER'S MARKET:

Application filed by Lexington Consulting Group, Inc. d/b/a/ Turtle Creek Winery, Kip, P.O. Box 601, Lexington, MA 01773. **For a Seasonal Winery Permit for Farmer's Market**, Cold Springs Park, Beacon Street, Newton Highlands, MA 02461 for Tuesdays Only, Farmers Market. July – October, 2013 alternating weeks with other winery, want to do tasting this year in the outdoor market, small sign to specify that can't remove the glass and wander around the market, wine located next to manager's table 3-0

Application filed by Coastal Vineyards, David W. Nelson, 61 Pardon Hill Road, South Dartmouth, MA 02478. For a **Seasonal Winery Permit for Farmer's Market**, Cold Springs Park, Beacon Street, Newton Highlands, MA 02461 for Tuesday only, Farmer's Market – July – October, 2013. 3-0

Dori Zaleznik, MD
Administrative Director