



License Commission, Room 118  
Phone: 978-420-3623 Fax: 978-373-8490  
License\_comm@cityofhaverhill.com

The Haverhill License Commission held a **Meeting** on **Thursday December 3 2015 at 6:00 PM,**  
**Room 202, City Hall.**

*Attendees: Chairman Joseph Edwards, Commissioner Sewell and Commissioner Coco  
Clerk Laura Angus*

1. **APPROVAL OF THE MINUTES:**

APPROVAL OF MINUTES OF NOVEMBER 12 2015 AND NOVEMBER 20 2015

Motion to approve the minutes of November 12 2015 and November 20 2015 made by Commissioner Sewell, seconded by Commissioner Coco. No public comment on this matter. Vote unanimous, motion passed.

2. **CONTINUED BUSINESS**

NO SCHEDULE

3. **MISCELLANEOUS APPLICATIONS/REQUESTS**

NO SCHEDULE

4. **ONE DAY APPLICATIONS**

NO SCHEDULE

5. **ENTERTAINMENT APPLICATIONS**

NO SCHEDULE

6. **COMMON VICTUALLER APPLICATIONS**

NO SCHEDULE

7. **OUTDOOR DINING APPLICATIONS**

NO SCHEDULE

8. **ALCOHOL/ABCC APPLICATIONS**

A. WILBUR M COMEAU POST #4 AMERICAN LEGION INC., D/B/A AMERICAN LEGION  
1314 MAIN STREET

**APPLICATION FOR NEW OFFICERS AND DIRECTORS**

Last Updated 1/8/2016 10:53 AM

John Lenotte, current Commander, appeared on behalf of the applicant. Commissioner Sewell and Chairman Edwards had questions regarding the new officers. Commissioner Coco inquired about the rental of the property. Motion to approve the application made by Commissioner Sewell, seconded by Commissioner Coco. No public comment on this matter. Vote unanimous, motion passed.

**B. ANNE DECOSTA, MANAGER**

WILBUR M COMEAU POST #4 AMERICAN LEGION INC., D/B/A AMERICAN LEGION  
1314 MAIN STREET

**APPLICATION FOR NEW MANAGER**

Anne DeCosta appeared on her own behalf. Commissioner Sewell inquired about the manager. He passed away. The Commission inquired about experience. Motion to approve the application made by Commissioner Coco, seconded by Commissioner Sewell. No public comment on this matter. Vote unanimous, motion passed.

**9. MOTOR VEHICLE APPLICATIONS**

**A. RENEWAL OF MVII AUCTION ONLY LICENSES - SUBJECT TO COMPLIANCE WITH REQUIREMENTS**

Motion to approve the MVII Auction Only Licenses for 2016 upon compliance made by Commissioner Coco, seconded by Commissioner Sewell. No public comment on this matter. Vote unanimous, motion passed.

**B. PETER T SARKIS, MANAGER**

RIVERSIDE GARAGE INC., D/B/A RIVERSIDE GARAGE  
560 RIVER STREET

**REQUEST FOR DISCUSSION OF CURRENT PARKING PLAN AND IF NECESSARY, AMENDMENT TO PLAN AND/OR LICENSE**

Attorney Timothy Barnes appeared on behalf of Riverside Garage. He indicated that there had been a misinterpretation of a stipulation issued in 1985 limiting cars to only 9 spaces. The idea was to control traffic and parking on Maxwell Street, not to limit the amount of cars for sale. He also submitted a new plan showing access to the lot. Captain Pistone of the Haverhill Police Department reviewed the plan and indicated that there appears to be room for emergency vehicles on the lot given the layout on the plans. Chairman Edwards brought the approval by Richard Osborne, Building Inspector, into the record. Motion to approve the application for MVII License with 21 spaces for the display of cars for sale to the public and additional spaces for employee parking, trade in and wholesale vehicles and customer repair parking shown on Plan of Land in Haverhill by Merrimack Engineering Services made by Commissioner Coco, seconded by Commissioner Sewell. No public comment on this matter. Vote unanimous, motion passed.

**C. MARIANA CASTRO DA CRUZ, MANAGER**

CARS4ULLC, D/B/A CARS4U  
194 RIVER STREET

**APPLICATION FOR NEW MVII DEALER LICENSE-PENDING RECEIPT OF BUSINESS OCCUPANCY PERMIT, \$25,000 BOND, LICENSE FEE AND DISCONTINUANCE OF BUSINESS CERTIFICATE BY 194 RIVER STREET AUTO SALES – SEE COMMUNICATIONS FROM POLICE CHIEF ALAN DENARO AND BUILDING INSPECTOR RICHARD OSBORNE REQUESTING THE LICENSE BE APPROVED FOR NO MORE THAN THE 20 CARS CURRENTLY EXISTING**

Mariana Castra Da Cruz appeared on her own behalf with Bruno Celino, the manager. There was much discussion about the amount of spaces to be allocated to display and sales of cars. Captain Pistone indicated that there appeared to be enough room for emergency vehicles if the front 20 spots are limited to display and sale vehicles and the back 10 are limited to customer and employee parking as shown on the plan submitted with the application. Commissioner Sewell asked if the manager had experience in the business, which he does have experience. Motion to approve the application with restrictions of 20 spaces total for vehicles for public sale, another 10 spaces for customer and employee parking only made by Commissioner Coco, seconded by Commissioner Sewell. No public comment on this matter. Vote unanimous, motion passed.

## **10. ISSUES FOR DISCUSSION**

### **A. SHAWNA KELLEY, MANAGER**

SHAWNA KELLEY, D/B/A ARTMOSPHERE CENTER  
57 WINGATE STREET, SUITE 103

#### **REQUESTING THE LICENSE COMMISSION TO CONSIDER BYOB LICENSES – CONTINUED FROM NOVEMBER 12, 2015**

Shawna Kelley appeared in support of this item. The Commission decided to place this matter on the January 7 2016 agenda. Chairman Edwards appointed Commissioner Coco and Commissioner Sewell to an ad hoc committee to draft regulations for a BYOB policy in Haverhill. The meeting in January to be a public hearing to allow the public to comment on the BYOB policy.

### **B. IVAN YEE, MANAGER**

YEE ENTERPRISES INC., D/B/A ORIENTAL GARDENS  
400 LOWELL AVENUE

#### **CLARIFICATION OF THE PERMANENCE OF THE PLASTIC CUP/BOTTLE POLICY IN EFFECT AT ORIENTAL GARDENS CURRENTLY**

Ivan Yee appeared on his own behalf. There was much discussion among the Commissioners, Mr. Yee and Captain Robert Pistone of the Haverhill Police Department regarding the safety of patrons and the current regulation regarding plastic cups and bottles. Mr. Yee stated that the plastic cup policy in the dining room is causing issues with his customers. The Commission and the police did not intend to affect the restaurant sales with this policy. Motion to enable the use of glass containers with the exception of beer bottles in the bar/entertainment/lounge area at all times made by Commissioner Coco, seconded by Commissioner Sewell. No public comment on this matter. Vote two yeas, one nay, motion passed.

## **11. SHOW CAUSE HEARINGS**

NO SCHEDULE

## **12. COMMUNICATIONS**

NO SCHEDULE

13. **OTHER BUSINESS**

APPROVAL OF CALENDAR OF MEETINGS FOR 2016

JANUARY 7 2016

JULY 7 2016

FEBRUARY 4 2016

AUGUST 4 2016

MARCH 3

SEPTEMBER 1 2016

APRIL 7 2016

OCTOBER 6 2016

MAY 5 2016

NOVEMBER 3 2016

JUNE 2 2016

DECEMBER 1 2016

Motion to approve the 2016 calendar of meetings made by Commissioner Sewell, seconded by Commissioner Coco. Voice vote taken, all in favor, no one opposed.

Commissioner Sewell requested to speak to the Commission with regard to Town's Variety on Groveland Street. There are too many signs on the building and it looks disgraceful. The Commission decided to have the Clerk send a letter to the Building Inspector asking for him to look into this matter. Chairman Edwards also suggested that Commissioner Sewell go and speak to the manager.

Meeting adjourned at 7:14 pm

Attest:     *Laura D Angus*      
Laura D Angus, Clerk