



License Commission, Room 118
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The Haverhill License Commission held a **Meeting** on **Thursday November 3 2016 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 OCTOBER 6 2016 AND OCTOBER 24 2016

Motion to approve the minutes made by Commissioner Coco, seconded by Chairman Edwards. No public comment on this matter. Vote two yeas, one abstain, 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**

NO SCHEDULE

9. MOTOR VEHICLE APPLICATIONS

NO SCHEDULE

10. ITEM FOR DISCUSSION

A. IVAN YEE, MANAGER

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

**ITEM FOR DISCUSSION – INCIDENT ON THE PREMISES ON OR ABOUT OCTOBER 10 2016 AT
APPROXIMATELY 12:40 AM – POSSIBLE OVER SERVING**

Ivan Yee appeared on this matter. Lieutenant Robert Pistone of the Haverhill Police Department read the report into the record. The Commission had several questions. Based on the discussion this person was not served at this establishment and the licensee did everything to make sure this person and others were safe by having the police come to assist him.

B. NOREEN O'NEIL, MANAGER

HAVERHILL LODGE #165 B.P.O.E. OF HAVERHILL, D/B/A THE ELK'S CLUB
24 SUMMER STREET

ITEM FOR DISCUSSION – RENTAL OF THE HALL FOR UNDERAGE PARTIES

Noreen O'Neil, manager and Laurie Catalano, the on duty bartender, both appeared on this item. Lieutenant Robert Pistone presented some background information. There were questions from the Commission and suggestions for what to do in future situations.

11. SHOW CAUSE HEARINGS

A. KANAIALAL S PATEL, MANAGER

JAY DAVE CORPORATION, D/B/A CHRIS ANN LIQUORS
74 KENOZA AVENUE

**SHOW CAUSE HEARING: ALLEGED VIOLATION OF 204 CMR 2.05(2) PERMITTING AN ILLEGALITY
ON THE LICENSED PREMISES, TO WIT: CHAPTER 138, SECTION 34 SALE OR DELIVERY OF AN
ALCOHOLIC BEVERAGE TO A PERSON UNDER TWENTY-ONE YEARS OF AGE ON OR ABOUT
SEPTEMBER 23 2016 AT APPROXIMATELY 19:00.**

Agenda items 11A and 11B were taken together as the clerk involved was emotionally distraught at the time of the second sale. Attorney David Tamarin and Kanaialal Patel appeared on this matter. Lieutenant Robert Pistone read the report into the record. The Commission had questions and suggestions to prevent this from happening in the future. Motion to place the Licensee on probation for six (6) months, if there are no violations during that time, there will be no further action taken, made by Commissioner Coco, seconded by Commissioner Sewell. No public comment on this matter. Vote unanimous, motion passed.

B. KANAIYALAL S PATEL, MANAGER

JAY DAVE CORPORATION, D/B/A CHRIS ANN LIQUORS

74 KENOZA AVENUE

SHOW CAUSE HEARING: ALLEGED VIOLATION OF 204 CMR 2.05(2) PERMITTING AN ILLEGALITY ON THE LICENSED PREMISES, TO WIT: CHAPTER 138, SECTION 34 SALE OR DELIVERY OF AN ALCOHOLIC BEVERAGE TO A PERSON UNDER TWENTY-ONE YEARS OF AGE ON OR ABOUT SEPTEMBER 23 2016 AT APPROXIMATELY 19:10.

This item was heard together with item 11B.

C. HAKIM SABRI, MANAGER

HAKIM SABRI, D/B/A RED HEN MARKET

56 RIVER STREET

SHOW CAUSE HEARING: ALLEGED VIOLATION OF 204 CMR 2.05(2) PERMITTING AN ILLEGALITY ON THE LICENSED PREMISES, TO WIT: CHAPTER 138, SECTION 34 SALE OR DELIVERY OF AN ALCOHOLIC BEVERAGE TO A PERSON UNDER TWENTY-ONE YEARS OF AGE ON OR ABOUT SEPTEMBER 23 2016 AT APPROXIMATELY 19:42.

Hakim Sabri appeared on this matter. The Commission had several questions and cautioned the licensee to do better training and check into a better system for scanning the IDs for alcohol purchases. Mr. Sabri stated he was working on having a company work with him to improve the performance of his staff. Motion to suspend the license to sell alcohol on Friday November 4th, Saturday November 5th and Sunday November 6th 2016 and to place the Licensee on probation for six (6) months made by Commissioner Coco, seconded by Commissioner Sewell. No public comment on this matter. Vote unanimous, motion passed.

12. COMMUNICATIONS

NO SCHEDULE

13. OTHER BUSINESS

APPROVAL OF SCHEDULE FOR 2017 MEETINGS:

JANUARY 5 2017
FEBRUARY 2 2017
MARCH 2 2017
APRIL 6 2017
MAY 4 2017
JUNE 1 2017

JULY 6 2017
AUGUST 3 2017
SEPTEMBER 7 2017
OCTOBER 5 2017
NOVEMBER 2 2017
DECEMBER 7 2017

Motion to approve the meeting dates for 2017, made by Commissioner Coco, seconded by Commissioner Sewell. No public comment on this matter. Vote unanimous, motion passed.

Motion to add public participation to the agenda each week made by Commissioner Coco, seconded by Chairman Edwards.

MEETING ADJOURNED AT 6:57 PM

ATTEST: LAURA D ANGUS
LAURA D ANGUS, CLERK