



License Commission, Room 118
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The Haverhill License Commission held a **Meeting** on **Thursday February 1 2018 at 6:00 p.m.**
Room 202, City Hall.

Attendees: Commissioner Sewell and Commissioner Coco
Clerk Laura Angus

Absent: Chairman Edwards

1. PLEDGE OF ALLEGIANCE

2. APPROVAL OF THE MINUTES:

A. APPROVAL OF MINUTES OF DECEMBER 7 2017

B. APPROVAL OF MINUTES OF JANUARY 17 2018

Motion to approve the minutes of both meetings made by Commissioner Coco, seconded by Commissioner Sewell. No public comment on this matter. Vote two yeas, one absent, motion passed.

3. CONTINUED BUSINESS

NO SCHEDULE

4. MISCELLANEOUS APPLICATIONS/REQUESTS

NO SCHEDULE

5. ONE DAY APPLICATIONS

DAVID CAMIRE FOR YANKEE TIMING
18 HARBOR AVENUE, #304, NASHUA, NH

APPLICATION FOR ONE DAY WINE AND MALT ONLY LICENSE FOR THE FROZEN SHAMROCK ROAD
RACE TO BE HELD IN THE PARKING LOT BEHIND MARIAS' RESTAURANT ON FEBRUARY 25 2018 FROM
8:00 AM TO 4:00 PM

Dave LaBrode appeared on behalf of the applicant. The Commission had some questions about the location and whether the police had been notified. Motion to approve the application made by Commissioner Coco, seconded by Commissioner Sewell. No public comment on this matter. Vote two yeas, one absent, motion passed.

6. ENTERTAINMENT APPLICATIONS

A. CHARLES COOK, JR., MANAGER

CHARLES COOK, D/B/A RAFF'S CAFÉ
620 PRIMROSE STREET

APPLICATION FOR NEW ENTERTAINMENT LICENSE FOR RADIO AND TELEVISION

No one appeared on this application. The Commission deemed it unnecessary to have anyone appear. Motion to grant the license made by Commissioner Coco, seconded by Commissioner Sewell. No public comment on this matter. Vote two yeas, one absent, motion passed.

B. RYAN FLANAGAN, MANAGER

RYAN FLANAGAN, D/B/A CHICK'S ROAST BEEF
124 SOUTH MAIN STREET

APPLICATION FOR NEW ENTERTAINMENT LICENSE FOR RADIO AND TELEVISION

Ryan Flanagan appeared on this application. Mr. Flanagan explained that he purchased the business January 9 2017 and assumed all the licenses transferred automatically. It was discovered at renewal time that the transfer had never been approved. Motion for passage of the license made by Commissioner Coco, seconded by Commissioner Sewell. No public comment on this matter. Vote two yeas, one absent, motion passed.

7. COMMON VICTUALLER APPLICATIONS

A. HANY FALTAS, MANAGER

ST PETER INC., D/B/A HILLDALE PIZZA
62 HILLDALE AVENUE

APPLICATION FOR TRANSFER OF COMMON VICTUALLER'S LICENSE – PENDING DISCONTINUANCE OF BUSINESS CERTIFICATE BY ST MOSES, INC., D/B/A HILLDALE PIZZA AND ISSUANCE OF BUSINESS CERTIFICATE TO ST. PETER INC., D/B/A HILLDALE PIZZA

Hany Faltas appeared on this application. The Commission had questions on changes to the business and experience of the manager. Motion to grant the application pending discontinuance of business certificate and issuance of business certificate as set forth above made by Commissioner Coco, seconded by Commissioner Sewell. No public comment on this matter. Vote two yeas, one absent, motion passed.

B. RYAN FLANAGAN, MANAGER

RYAN FLANAGAN, D/B/A CHICK'S ROAST BEEF
124 SOUTH MAIN STREET

APPLICATION FOR TRANSFER OF COMMON VICTUALLER'S LICENSE

Ryan Flanagan appeared on this application. Motion to approve the application made by Commissioner Coco, seconded by Commissioner Sewell. No public comment on this matter. Vote two yeas, one absent, motion passed.

8. OUTDOOR DINING APPLICATIONS

RENEWAL OF ALL OUTDOOR DINING PERMITS FOR 2018 – PENDING RECEIPT OF FINAL APPROVAL FROM THE CITY ENGINEER

Motion to renew the outdoor dining permits pending receipt of final approval from the City Engineer regarding compliance made by Commissioner Coco, seconded by Commissioner Sewell. No public comment on this matter. Vote two yeas, one absent, motion passed.

9. ALCOHOL/ABCC APPLICATIONS

NO SCHEDULE

10. MOTOR VEHICLE APPLICATIONS

A. CONFIRMATION OF RENEWAL OF ALL MOTOR VEHICLE LICENSES FOR 2018 FOR ALL APPLICANTS IN COMPLIANCE

Motion to confirm renewal if all motor vehicle licenses except those not in compliance made by Commissioner Coco, seconded by Commissioner Sewell. No public comment on this matter. Vote two yeas, one absent, motion passed.

B. MICHAEL MALVERS, MANAGER

MICHAEL MALVERS, D/B/A ONE TEN TOWING

114 HALE STREET

APPLICATION TO TRANSFER OFFICE FOR TOW YARD TO 114 HALE STREET FROM 53 WHITE STREET. STORAGE OF CARS WILL REMAIN AT 112 HALE STREET.

No one appeared on this application. Commissioner Coco questioned the convenience to customers of the location. Motion to approve the application made by Commissioner Coco, seconded by Commissioner Sewell. No public comment on this matter. Vote two yeas, one absent, motion passed.

11. CARRY IN LICENSE APPLICATIONS

RENEWAL OF CARRY IN LICENSE FOR BRADFORD SWIM & RECREATION CENTER FOR 2018

Motion to renew the carry in license made by Commissioner Coco, seconded by Commissioner Sewell. No public comment on this matter. Vote two yeas, one absent, motion passed.

12. ITEM FOR DISCUSSION

NO SCHEDULE

13. SHOW CAUSE HEARINGS

A. FRANK CONSTABILE, MANAGER

FCC TOWING, INC., D/B/A FCC TOWING

17 LAFAYETTE STREET

SHOW CAUSE HEARING: ALLEGED VIOLATION: TOWING USED CARS TO AND FROM 519 SOUTH MAIN STREET FOR SALE OF USED CARS

B. FRANK CONSTABILE, MANAGER

FCC AUTOBODY, INC., D/B/A FOREIGN COLLISION

17 LAFAYETTE STREET

SHOW CAUSE HEARING: ALLEGED VIOLATION: SALE OF USED CARS AT 519 SOUTH MAIN WITHOUT A LICENSE

Items 13A and 13B were taken together by the Commission. Attorney William Sullivan and Frank Constabile appeared on this matter. Sandra D'Orazio, owner of 519 South Main Street was also present and submitted an affidavit through Attorney Sullivan. Commissioner Coco questioned whether FCC Towing was towing vehicles to and from the property. The answer was no. Ms. D'Orazio stated that Mr. Constabile has not placed any cars for sale on her property. Those cars were all from friends and acquaintances. Attorney Sullivan indicated that Mr. Constabile has not been involved in any sales, hasn't authorized anyone to place cars there and hasn't received any compensation from the sale of any cars. He also indicated that the witness should be present to speak at the hearing. Commissioner Coco stated having no witness; the Commission cannot make any finding in this matter. Commissioner Sewell asked if anyone was present that objected to the sale of vehicles by Mr. Constabile. Motion to receive the complaint and place on file taking no further action made by Commissioner Coco, seconded by Commissioner Sewell. No public comment on this matter. Vote two yeas, one absent, motion passed.

C. THIEN HUYNH, MANAGER

NEXT DIMENSION CORP., D/B/A N D CYBER CAFÉ

30 EMERSON STREET

SHOW CAUSE HEARING: ALLEGED VIOLATION: OPERATING WITHOUT A COMMON VICTUALLER'S LICENSE/FAILURE TO RENEW COMMON VICTUALLER'S LICENSE

No one appeared on this matter. Commissioner Sewell instructed the Clerk to send a letter. If they do not respond by the next meeting, will send police and shut them down.

D. PAUL TOMACCHIO, MANAGER

EAT LIKE A KING, INC., D/B/A STUFT

150 WASHINGTON STREET

SHOW CAUSE HEARING: ALLEGED VIOLATION: OPERATING WITHOUT A COMMON VICTUALLER'S LICENSE/FAILURE TO RENEW COMMON VICTUALLER'S LICENSE

No one appeared on this matter. Commissioner Sewell instructed the Clerk to send a letter. If they do not respond by the next meeting, will send police and shut them down.

14. COMMUNICATIONS

NO SCHEDULE

15. PUBLIC PARTICIPATION

16. OTHER BUSINESS

NO SCHEDULE

MEETING ADJOURNED AT 6:36 PM

ATTEST: LAURA D ANGUS
LAURA D ANGUS, CLERK