



License Commission, Room 118
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LICENSE COMMISSION AMENDED AGENDA- SPECIAL MEETING

Monday, March 14, 2022 at 3:00 p.m.

3rd floor Conference Room 301 - In person meeting

Attendees: Chairman Edwards, Commissioner Angus, Commissioner Driscoll, License Commission Clerk Rebecca Ambra
3:00pm

1. PLEDGE OF ALLEGIANCE

2. APPROVAL OF THE MINUTES

COMMISSIONER ANGUS REQUESTED TO DISCUSS ITEM 17 (OTHER BUSINESS) BEFORE ANY MOTIONS WERE MADE CONCERNING THE APPROVAL OF MINUTES FROM PREVIOUS MEETINGS. COMMISSIONER ANGUS STATED THAT DURING THE MARCH 7TH MEETING THE COMMISSION WAS UNAWARE THEY HAD ENTERED INTO AN EXECUTIVE SESSION INCORRECTLY. COMMISSIONER ANGUS STATED THAT A PREVIOUS BUT NOT EXECUTED SALE BETWEEN APPLICANTS FROM RACING MART AND MOBIL MART WAS DISCLOSED, AND THAT ALL MEETING MINUTES WOULD BE AVAILABLE TO THE PUBLIC. COMMISSIONER ANGUS STATED THE OPEN MEETING GUIDELINES WERE REVIEWED.

a. APPROVAL OF THE REGULAR MEETING MINUTES FOR MARCH 3, 2022

b. APPROVAL FOR THE SPECIAL MEETING MINUTES FOR MARCH 7, 2022

IT WAS DECIDED TO TAKE ITEM 2A AND 2B IN ONE MOTION. COMMISSIONER ANGUS MADE A MOTION TO APPROVE THE MINUTES AS PRESENTED. COMMISSIONER DRISCOLL SECONDED. NO PUBLIC COMMENT. VOTE UNANIMOUSLY PASSED.

3. CONTINUED BUSINESS

4. MISCELLANEOUS APPLICATIONS/REQUESTS

5. ONE DAY APPLICATIONS

6. BUSINESS WITH MULTIPLE APPLICATIONS

7. ENTERTAINMENT APPLICATIONS

8. COMMON VICTUALLER APPLICATIONS

A. VILLAGE SQUARE RESTAURANT

101 SOUTH MAIN STREET

MICHELLE EASON, APPLICANT

APPLICATION FOR A NEW COMMON VICTUALLER LICENSE: PENDING APPROVAL FROM VARIOUS DEPARTMENTS, COMPLETION OF BUSINESS CERTIFICATE, AND RECEIPT OF LEASE AGREEMENT

MICHELLE EASON APPEARED BEFORE THE COMMISSION. THE APPLICANT HAD SOLD THE BUSINESS TO A NEW OWNER IN AUGUST OF 2021 AND WAS NOW IN THE PROCESS OF TAKING OWNERSHIP AGAIN. COMMISSIONER ANGUS STATED A NEW LEASE AGREEMENT WOULD BE NEEDED BEFORE ISSUANCE OF THE LICENSE. THE APPLICANT STATED A NEW LEASE WOULD BE PROVIDED AS SOON AS POSSIBLE. COMMISSIONER ANGUS MADE A MOTION TO APPROVE THE COMMON VICTUALLER LICENSE PENDING THE APPROVAL FROM VARIOUS DEPARTMENTS, COMPLETION OF BUSINESS CERTIFICATE, AND RECEIPT OF LEASE AGREEMENT. COMMISSIONER DRISCOLL SECONDED. NO PUBLIC COMMENT. MOTION UNANIMOUSLY PASSED.

9. OUTDOOR DINING APPLICATIONS

10. ALCOHOL/ABCC APPLICATIONS

THE COMMISSION STATED THAT EACH APPLICANT WOULD HAVE TIME TO ADDRESS THE BOARD AND WOULD BE HEARD IN THE ORDER LISTED ON THE AGENDA.

a. REVIEW OF PRELIMINARY APPLICATIONS FOR SECTION 15 ALL ALCOHOL LICENSES

1. RAMJODI CORP D/B/A RILEY'S CORNER

352 WASHINGTON STREET

KANAIYALAL SEENDHABHAI PATEL, MANAGER

APPLICATION FOR SECTION 15 ALL ALCOHOL LICENSE

KANAIYALAL PATEL APPEARED BEFORE THE COMMISSION. THE APPLICANT STATED THE ESTABLISHMENT CURRENTLY HELD A BEER & WINE LICENSE AND HAD BEEN IN OPERATION FOR 10 YEARS. COMMISSIONER ANGUS ASKED IF THE APPLICANT WAS THE MANAGER ON RECORD FOR CHRIS ANN LIQUORS. THE APPLICANT STATED THAT HE WAS THE MANAGER ON RECORD FOR BOTH CHRIS ANN LIQUORS AND RILEY'S CORNER AND HAD OWNERSHIP INTERESTS IN BOTH LOCATIONS. IT WAS STATED THAT WORKING CAMERAS AND ID SCANNERS WERE BOTH IN USE AT RILEY'S CORNER. THE COMMISSION HAD NO FURTHER QUESTIONS FOR THIS APPLICANT.

2. ANDY INC D/B/A ANDY'S LIQUORS

864 BROADWAY

RAMILA PATEL, MANAGER

APPLICATION FOR SECTION 15 ALL ALCOHOL LICENSE

NO REPRESENTATIVES WERE PRESENT FOR THIS APPLICATION.

3. MAP INC D/B/A MINIT MART

233 WINTER STREET

MAHAVIR PATEL, MANAGER

APPLICATION FOR A SECTION 15 ALL ALCOHOL LICENSE

NO REPRESENTATIVES WERE PRESENT FOR THIS APPLICATION.

4. WANG'S BROTHER SPIRITS LLC D/B/A WANG'S LIQUORS

38 WASHINGTON STREET

TIAN YANG WANG, MANGER

APPLICATION FOR A SECTION 15 ALL ALCOHOL LICENSE

TIAN YANG WANG APPEARED FOR THIS APPLICATION. THE APPLICANT STATED THAT HE WAS THE MANAGER ON RECORD FOR A HAVERHILL RESTAURANT AND A SECTION 15 STORE IN AMESBURY. COMMISSIONER ANGUS ASKED HOW MANY HOURS WERE SPENT AT BOTH LOCATIONS. THE APPLICANT STATED HE IS PRESENT 25-30 AT BOTH LOCATIONS EVERY WEEK. THE APPLICANT STATED THE PROPOSED BUSINESS WOULD BE A HIGH END/BOUTIQUE LIQUOR STORE. AS A RESTAURANT OWNER, THE APPLICANT SHARED CONCERNS OF PATRONS BRINING IN SMALL BOTTLES OF ALCOHOL TO CONSUME WITHIN ESTABLISHMENTS AND WOULD NOT SELL NIPS OR PINTS. THE COMMISSION HAD NO FURTHER QUESTIONS FOR THIS APPLICANT

5. KAKNES ENTERPRISES INC D/B/A K'S FUEL STOP

297 LINCOLN AVE

PAUL KAKNES, MANAGER

APPLICATION FOR A SECTION 15 ALL ALCOHOL LICENSE

NO REPRESENTATIVES WERE PRESENT FOR THIS APPLICATION.

6. A. SAINI GROUP INC D/B/A RACING MART

402 AMESBURY ROAD

SOHAN SAINI, MANAGER

APPLICATION FOR A SECTION 15 ALL ALCOHOL LICENSE

ATTORNEY ROBERT HARB APPEARED WITH HIS CLIENT SOHAN SAINI FOR THIS APPLICATION. IT WAS STATED THE ESTABLISHMENT CURRENTLY HELD A BEER & WINE LICENSE AND HAD BEEN IN OPERATION FOR 16 YEARS. ATTORNEY HARB STATED THE ESTABLISHMENT CURRENTLY HAD WORKING SECURITY CAMERAS, USED ID SCANNERS FOR SALES OF ALCOHOL, AND HIS CLIENT WAS WILLING TO NOT SELL NIPS IF APPROVED. CHAIRMAN EDWARDS ASKED IF THE APPLICANT KEPT THE EXTERIOR OF THE ESTABLISHMENT CLEAN. THE APPLICANT STATED THAT IT WAS. THE COMMISSION HAD NO FURTHER QUESTIONS FOR THIS APPLICANT.

7. OM MOBILMART 2 INC D/B/A MOBIL MART

401 AMESBURY ROAD

SAPNA PATEL, MANAGER

APPLICATION FOR SECTION 15 ALL ALCOHOL LICENSE

SAPNA PATEL APPEARED FOR THIS APPLICATION. THE APPLICANT STATED THAT THE ESTABLISHMENT HELD A BEER & WINE ONLY LICENSE FOR THE LAST YEAR AND THE CLOSEST ALL ALCOHOL RETAIL STORE WAS 2 MILES AWAY. THE APPLICANT STATED THE INTERIOR AND EXTERIOR OF THE PREMISES WERE MONITORED BY A SECURITY CAMERA SYSTEM. THE APPLICANT DESCRIBED THE DAILY ROUTINE OF MAINTAINING THE CLEANLINESS OF THE EXTERIOR PREMISES. COMMISSIONER ANGUS ASKED IF SALES HAD INCREASED SINCE ACQUIRING THE BEER AND WINE LICENSE. THE APPLICANT STATED THAT THE ESTABLISHMENT HAD SEEN A \$100,000 INCREASE IN REVENUE. THE COMMISSION HAD NO FURTHER QUESTIONS FOR THIS APPLICANT.

8. 2030 OCEAN STREET LLC D/B/A WINE & MARKET

86 ESSEX STREET

DANIEL NEWCOMB, MANAGER

APPLICATION FOR A SECTION 15 ALL ALCOHOL LICENSE

DANIEL NEWCOMB, ATTORNEY ANDREW UPTON, AND GLEN LAWLER APPEARED FOR THIS APPLICATION. ATTORNEY UPTON ADDRESSED THE COMMISSION AND DESCRIBED THE APPLICANT'S PRIOR EXPERIENCE, THE PUBLIC NEED FOR THE PROPOSED ESTABLISHMENT, AND EXPECTED INCOME THE STORE WOULD PRODUCE IN TAXES AND THE CREATION OF JOBS. THE APPLICANT, MR. NEWCOMB, ADDRESSED THE COMMISSION. THE APPLICANT STATED THAT SCANNERS AND SECURITY CAMERAS WOULD BE USED IN THE PROPOSED ESTABLISHMENT AND THAT HIS OTHER STORES HAVE NEVER HAD ANY VIOLATIONS LOCALLY OR THROUGH THE ABCC. THE APPLICANT DESCRIBED THE CONCEPT OF THE STORE AS AN ALCOHOL BOUTIQUE WHICH WOULD OFFER GROUND COFFEES AND OTHER GOODS. THE RESTAURANT AND LIQUOR BROKERAGE HAD BEEN APPROVED IN 3 TOWNS AND THE STORES WERE CURRENTLY UNDER CONSTRUCTION, AND STATED WILLINGNESS TO KEEP THE LICENSE FOR ONE YEAR. WHEN ASKED IF THE APPLICANT WOULD BE INTERESTED IN A BEER AND WINE LICENSE, THE APPLICANT STATED NO INTEREST STATING THE COST OF RENT WOULD NOT ALLOW THE BEER AND WINE LICENSE TO ECONOMICALLY WORK. COMMISSION EDWARDS ASKED IF THE RESTAURANT & BROKERAGE FIRM OPENS THE STORES WITH THE INTENTION OF SELLING THEM. THE APPLICANT STATED THAT EVERYTHING IN HIS WORLD WAS FOR SALE. COMMISSIONER ANGUS ASKED ABOUT THE MANAGEMENT OF THE PROSED LOCATION AND THE OTHER 3 LOCATIONS. THE APPLICANT STATED A PROFESSIONAL MANAGEMENT ENTITY WOULD BE PUT IN PLACE AFTER CONSTRUCTION. THE COMMISSION HAD NO FURTHER QUESTIONS FOR THIS APPLICANT.

PUBLIC COMMENT WAS THEN HEARD FROM SUNIL SAMTANI, THE OWNER OF DOWNTOWN LIQUORS. MR. SAMTANI STATED THE APPLICATION SUBMITTED BY 2030 OCEAN STREET LLC (APPLICATION #8) AND WANG'S BROTHER SPIRITS LLC (APPLICATION #4) WOULD HURT HIS BUSINESS DUE TO THE PROXIMITY AND THE CONCEPT OF THE PROPOSED STORES. MR. SAMTANI STATED HE WAS IN THE PROCESS OF BUILDING A NEW LIQUOR STORE NEXT TO HIS EXISTING ESTABLISHMENT THAT WILL BE A BOUTIQUE LIQUOR STORE CONCEPT. MR. SAMTANI STATED THAT ANY LIQUOR STORE THAT CLAIMED THEY WOULD NOT SELL NIPS WAS LUDICROUS. CHAIRMAN EDWARDS THANKED MR. SAMTANI FOR THE PUBLIC COMMENT. ATTORNEY UPTON STATED THE ABCC RULING THAT ECONOMIC COMPETITION WAS NOT A BASIS TO DENY A LIQUOR LICENSE. CHAIRMAN EDWARDS AGREED AND STATED HIS OPINION THAT THREE OF THE APPLICANTS WERE VERY GOOD. THE COMMISSION THEN DECIDED TO TAKE A SEPARATE VOTE ON EACH OF THE LISTED APPLICATIONS.

COMMISSIONER DRISCOLL MADE A MOTION TO ACCEPT RAMJODI CORP D/B/A RILEY'S CORNER TO MOVE FORWARD IN THE APPLICATION PROCESS. CHAIRMAN EDWARDS SECONDED. ATTORNEY UPTON STATED UNDER MGL CH138 ALL APPLICATIONS MUST BE HEARD, IF NOT IT WOULD BE SUBJECT TO APPEAL. COMMISSIONER DRISCOLL AND CHAIRMAN EDWARDS VOTED YES. COMMISSIONER ANGUS VOTED NO. MOTION TO ACCEPT THIS APPLICATION TO MOVE FORWARD IN THE APPLICATION PROCESS PASSED 2-1.

COMMISSIONER DRISCOLL MADE A MOTION TO PLACE ANDY INC D/B/A ANDY'S LIQUORS APPLICATION ON FILE. CHAIRMAN EDWARDS SECONDED. NO PUBLIC COMMENT. VOTE UNANIMOUSLY PASSED.

COMMISSIONER DRISCOLL MADE A MOTION TO PLACE **MAP INC D/B/A MINIT MART** APPLICATION ON FILE. COMMISSIONER ANGUS SECONDED. NO PUBLIC COMMENT. VOTE UNANIMOUSLY PASSED.

COMMISSIONER DRISCOLL MADE A MOTION TO ACCEPT **WANG'S BROTHER SPIRITS LLC D/B/A WANG'S LIQUORS** APPLICATION TO MOVE FORWARD IN THE APPLICATION PROCESS. CHAIRMAN EDWARDS SECONDED. COMMISSIONER DRISCOLL AND CHAIRMAN EDWARDS VOTED YES. COMMISSIONER ANGUS VOTED NO. MOTION TO ACCEPT THIS APPLICATION TO MOVE FORWARD IN THE APPLICATION PROCESS PASSED 2-1.

COMMISSIONER DRISCOLL MADE A MOTION TO PLACE **KAKNES ENTERPRISES INC D/B/A K'S FUEL STOP** THE APPLICATION ON FILE. COMMISSIONER ANGUS SECONDED. NO PUBLIC COMMENT. VOTE UNANIMOUSLY PASSED.

COMMISSIONER DRISCOLL MADE A MOTION TO PLACE **A. SAINI GROUP INC D/B/A RACING MART** APPLICATION ON FILE. CHAIRMAN EDWARDS SECONDED. COMMISSIONER ANGUS VOTED NO. CHAIRMAN EDWARDS AND COMMISSIONER DRISCOLL VOTED YES. NO PUBLIC COMMENT. MOTION PASSED 2-1.

COMMISSIONER DRISCOLL MADE A MOTION TO PLACE **OM MOBILMART 2 INC D/B/A MOBIL MART** APPLICATION ON FILE. COMMISSIONER ANGUS SECONDED. NO PUBLIC COMMENT. VOTE UNANIMOUSLY PASSED.

COMMISSIONER DRISCOLL MADE A MOTION TO PLACE **2030 OCEAN STREET LLC D/B/A WINE & MARKET** APPLICATION ON FILE. CHAIRMAN EDWARDS SECONDED. VOTE UNANIMOUSLY PASSED.

11. MOTOR VEHICLE APPLICATIONS

12. CARRY IN LICENSE APPLICATIONS

13. ITEM FOR DISCUSSION

14. SHOW CAUSE HEARING

15. COMMUNICATIONS

16. PUBLIC PARTICIPATION

17. OTHER BUSINESS

A. EXECUTIVE SESSION AND OPEN MEETING LAW GUIDELINES
(SEE ITEM 2 FOR DISCUSSION MINUTES)

18. ADJOURNMENT

3:49PM