



## **LICENSE COMMISSION MINUTES**

**Thursday, November 3, 2022 at 6:00 p.m.-City Council Chambers  
VIRTUAL and in person meeting**

Attending: Chairman Joseph Edwards, Commissioner Laura Angus, Commissioner Driscoll, Lic. Clerk Jennifer Sanchez, City Clerk Linda Koutoulas, Captain Wayne Tracy, HPD, Sgt Kevin Lynch, HPD.

**1) PLEDGE OF ALLEGIANCE**

**2) APPROVAL OF THE MINUTES**

Minutes of regular meeting, October 6, 2022

Motion to approve by Comm Driscoll, seconded by Comm Angus. No public comment. Vote unanimous.

**3) CONTINUED BUSINESS**

**4) MISCELLANEOUS APPLICATIONS/REQUESTS**

**5) ONE DAY APPLICATIONS**

**BUSINESS CERTIFICATES**

**6) ENTERTAINMENT APPLICATIONS**

- A. Plaza Food Market and Restaurant Inc. d/b/a Plaza Food Market and Restaurant Inc.  
236 Winter Street  
New Entertainment Application and New Common Victualler Application

*This will be takeout food only and does not have any on premises dining. No tables and chairs.  
This does not require a common victualler application or entertainment license.*

**Motion to place on file by Comm Driscoll, seconded by Comm Angus. No public comment. Vote unanimous**

**7) COMMON VICTUALLER APPLICATIONS**

- A. GDX Realty Trust d/b/a Village Square Restaurant

109 South Main Street

Common Victualler Transfer application

Pending letter from owner that she will surrender her licenses upon transfer. No one appeared for this matter.

*Motion by Comm Angus to continue this until December 2022 meeting.*

*Seconded by Comm Driscoll.*

*No public discussion – vote unanimous*

**8) OUTDOOR DINING APPLICATIONS**

**9) ALCOHOL/ABCC APPLICATIONS**

- a) Circle K Massachusetts LLC d/b/a Circle K 4707503, Mary Locke, manager

32 Knipe Road

Amendment- Change of Manager

New Manager Mary Locke appeared. She has over twenty years' experience working in a convince store and selling alcohol.

*Motion by Comm Angus to approve this application.*

*Seconded by Comm Driscoll.*

*No public discussion – vote unanimous*

**b) Circle K Massachusetts LLC d/b/a Circle K 4707503**

32 Knipe Road

Amendment- Change of Officer

Change of corporate officers

*Motion by Comm Angus to approve this application.*

*Seconded by Comm Driscoll.*

*No public discussion – vote unanimous*

**c) Wilbur M. Comeau Post #4, American Legion Inc. d/b/a American Legion, Anne Decosta, Manger**

1314 Main Street

Amendment- Change of Officer

Change of Officer

*Motion by Comm Angus to approve this application.*

*Seconded by Comm Driscoll.*

*No public discussion – vote unanimous*

**d) Hetal, Inc. d/b/a Academy Liquors**

699 South Main Street

**Transfer of license- Pledge of Collateral – License**

Continued from October 6, 2022, meeting. Transfer will include the pledge of collateral. The license will be the collateral.

*Motion by Comm Angus to approve this application.*

*Seconded by Comm Driscoll.*

*No public discussion – vote unanimous*

**10) MOTOR VEHICLE APPLICATIONS**

**a) Mercedes & sons automotive**

Sammy Mercedes, Manager

102 White Street

New MV II car dealer

*Has 6 years' experience selling cars. Police will be checking in and reviewing the books. There are 8 places for used cars.*

**PROVISION- NO BUSINESS RELATIONSHIP BETWEEN MERCEDES AND SONS AND**

***MR. KONG. MR. KONG IS LANDLORD ONLY.***

***Motion by Comm Angus to approve this application with the provision there is no business relationship with Mr. Kong.***

***Seconded by Comm Driscoll.***

***No public discussion – vote unanimous***

**11) CARRY IN LICENSE APPLICATIONS**

**12) ITEM FOR DISCUSSION**

**13) SHOW CAUSE HEARING**

**A. ANNE DECOSTA, MANAGER**

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

**ALLEDGED VIOLATION OF 204 CMR 2.05 (2) Permitting an illegality on the licensed premises. To wit: (2) No licensee for the sale of alcoholic beverages shall permit any disorder, disturbance, or illegality of any kind to the place in or on the licensed premises. The licensee shall be responsible therefor, whether present or not.**

**--Possible Over serving**

**--Incident that occurred on or about September 4, 2022, at approximately 17:14**

HPD spoke on this and stated they were called to the American Legion for the report of a male unconscious and having a possible medical emergency. Upon arrival on scene, they noticed strong smell of alcohol. HPD were told that the man consumed 3 jack and cokes, root beer shots, and hard seltzers. Paramedics told HPD they did not think this was a medical issue but more of an alcohol issue.

Anne Decosta, Manager spoke on this report. The bartender who served him was not available. Ms. DeCosta stated that the man was singing karaoke and did not appear to be intoxicated. She stated further that he was admitted to the hospital with a heart condition and believes this contributed to him being unconscious and not the alcohol.

HPD agreed their explanation was reasonable and they do not have problems with American Legion. They requested to take no action and keep this on file.

***Motion by Comm Angus to take no action and keep on file.***

***Seconded by Comm Driscoll.***

***No public discussion – vote unanimous***

**14) PUBLIC PARTICIPATION**

**15) OTHER BUSINESS**

**a) UPDATE ON AD HOC COMMITTEE CLUB LICENSES-**

**CLUBS ATTENDED THE CLUB MEETING AND THERE WAS A DISCUSSION ON CLUB RULES. THE RULES ARE STILL IN PROCESS AND WILL BE COMPLETE SOON.**

**16) ADJOURNMENT**

**Motion by Commissioner Driscoll , seconded by Commissioner Angus   Vote unanimous,**