



License Commission, Room 118
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LICENSE COMMISSION MINUTES

**Thursday, November 4, 2021 at 6:00 p.m.-City Council Chambers
VIRTUAL and in person meeting**

Attendees: Chairman Edwards, Commissioner Angus, Commissioner Driscoll, License Commission Clerk Rebecca Ambra, Sgt Lynch- HPD

6:00pm

1. PLEDGE OF ALLEGIANCE

2. APPROVAL OF THE MINUTES

- a. APPROVAL OF REGULAR MEETING MINUTES FOR OCTOBER 7, 2021

COMMISSIONER ANGUS MADE A MOTION TO APPROVE THE MINUTES AS PRESENTED FOR OCTOBER 7, 2021. COMMISSIONER DRISCOLL ABSTAINED. CHAIRMAN EDWARDS SECONDED. NO PUBLIC COMMENT. VOTE UNANIMOUS.

3. CONTINUED BUSINESS

- a. **COPPERHEAD SALOON**

27 LAFAYETTE SQUARE

WILLIAM NILAND, MANAGER

-CONTINUED FROM AUGUST 5TH- PLAN FOR REOPENING

WILLIAM NILAND APPEARED BEFORE THE COMMISSION. MR. NILAND STATED HE COULD NOT FIND STAFFING OR ANYONE QUALIFIED TO RUN THE LOCATION RESPONSIBLY AS THE INDUSTRY WAS HIT HARD BY THE PANDEMIC. WHEN ASKED IF HE PLANNED ON RENEWING THE LIQUOR LICENSE, MR. NILAND STATED HE LISTED THE BUSINESS WAS FOR SALE THAT AFTERNOON. COMMISSIONER ANGUS STATED IF HE WANTED TO TRANSFER THE LICENSE TO THE POTENTIAL NEW OWNER, RENEWAL OF THE LIQUOR LICENSE WOULD BE REQUIRED BY THE END OF NOVEMBER. COMMISSIONER ANGUS EXPLAINED THE EXPIRATION DATES OF THE CURRENT OCCUPANCY PERMIT AND HOW THAT WOULD AFFECT POTENTIAL BUYERS VISITING THE LOCATION TO LOOK AT THE PREMISES. THE DISCUSSION ENDED WITH CHAIRMAN EDWARDS SUGGESTING MR. NILAND CONTACT THE CLERK'S OFFICE WITH HIS DECISION TO EITHER RENEW THE LICENSE OR NOT. MR. NILAND STATED HE WOULD CONTACT THE LICENSE COMMISSION CLERK.

4. MISCELLANEOUS APPLICATIONS/REQUESTS

5. ONE DAY APPLICATIONS

6. BUSINESS WITH MULTIPLE APPLICATIONS

- A. **HARD BODY MEALS LLC**

38 WASHINGTON STREET

SCOTT BRANDOLINI

1. **TRANSFER OF ENTERTAINMENT LICENSE FROM 612 BROADWAY TO 38 WASHINGTON STREET**

* ZONING HAS APPROVED THIS LOCATION

2. **TRANSFER OF COMMON VICTUALLER LICENSE FROM 612 BROADWAY TO 38 WASHINGTON STREET**

*PENDING APPROVAL FROM VARIOUS DEPARTMENTS

SCOTT BRANDOLINI APPEARED FOR THIS APPLICATION. THE APPLICANT EXPLAINED THAT THE BROADWAY LOCATION WOULD OPERATE AS A PRE-MADE MEAL/PREP KITCHEN FOR TAKEOUT AND WOULD SUPPORT THE KITCHEN OF THE EAT-IN LOCATION ON WASHINGTON ST. CHAIRMAN EDWARDS QUESTIONED HEALTH AND INSPECTIONAL APPROVALS. THE

APPLICANT STATED THE HEALTH DEPARTMENT HAD ALREADY WALKED BOTH SPACES AND THE WASHINGTON ST LOCATION WAS WAITING FOR THE FINAL APPROVAL. COMMISSIONER ANGUS QUESTIONED AN AREA OF THE LEASE WITH A DIFFERENT ADDRESS LISTED. THE APPLICANT STATED THAT IT APPEARED TO BE COPY & PASTE ERROR DUE TO THE LANDLORD OWNING MULTIPLE DIFFERENT PROPERTIES AND THE CORRECTION WOULD BE MADE THE FOLLOWING DAY. COMMISSIONER DRISCOLL MADE A MOTION TO APPROVE THE TRANSFER OF THE ENTERTAINMENT AND COMMON VICTUALLER LICENSES FROM 612 BROADWAY TO 38 WASHINGTON ST PENDING RECEIPT OF THE CORRECTED LEASE AND THE ISSUANCE OF THE BUSINESS OCCUPANCY CERTIFICATE. COMMISSIONER ANGUS SECONDED. NO PUBLIC COMMENT. VOTE UNANIMOUS.

7. ENTERTAINMENT APPLICATIONS

8. COMMON VICTUALLER APPLICATIONS

9. OUTDOOR DINING APPLICATIONS

10. ALCOHOL/ABCC APPLICATIONS

a. SHAMROCK LIQUORS

400 LOWELL AVE SUITE 6

JOHN MOORADIAN, ESQ

TRANSFER OF LIQUOR LICENSE FROM SHAMROCK HAVERHILL, LLC DBA SHAMROCK LIKKERS TO HARI SMRUTI, LLC DBA SHAMROCK LIQUORS

*PENDING ABCC APPROVAL

ATTORNEY JOHN MOORADIAN APPEARED BEFORE THE COMMISSION VIRTUALLY, ALONG WITH APPLICANTS PARUL PATEL, SWETAL PATEL, AND KORMAL PATEL. ATTORNEY MOORADIAN BRIEFLY DESCRIBED THE PROPOSED MANAGER'S EXPERIENCE AS A CASHIER WITHIN A LIQUOR STORE. CHAIRMAN EDWARDS ASKED THE APPLICANTS IF THEY HAD ANY OWNERSHIP IN BRADFORD LIQUORS. THE APPLICANTS STATED THAT THEY WERE PARTIAL OWNERS. CHAIRMAN EDWARDS THEN ASKED ABOUT THE INVESTIGATION BEING CONDUCTED THROUGH THE ABCC. ATTORNEY MOORADIAN STATED HE WAS UNAWARE OF THE INVESTIGATION AND ASKED TO SPEAK WITH THE APPLICANTS. ATTORNEY MOORADIAN THEN ASKED TO TABLE THE DECISION UNTIL THE FOLLOWING MONTH. COMMISSIONER ANGUS MADE A MOTION TO TABLE THIS APPLICATION UNTIL THE DECEMBER MEETING. COMMISSIONER DRISCOLL SECONDED. NO PUBLIC COMMENT. VOTE UNANIMOUS.

11. MOTOR VEHICLE APPLICATIONS

12. CARRY IN LICENSE APPLICATIONS

13. ITEM FOR DISCUSSION

14. SHOW CAUSE HEARING

a. SMITH'S TAVERN

124 ESSEX STREET

ROBERT LANGLOIS, OWNER

POSTPONED FROM SEPTEMBER 2 2021

***ALLEGED 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 ON OR ABOUT AUGUST 25, 2021.**

SARGENT LYNCH APPEARED BEFORE THE COMMISSION AND READ THE POLICE REPORT. SGT LYNCH STATED THE HPD WAS DISPATCHED AUGUST 25TH TO THE ESTABLISHMENT MOONSHINERS WHERE A VEHICLE HAD DRIVEN INTO THE BUILDING AND FLED. OFFICERS WERE INFORMED BY THE STAFF AT MOONSHINERS THE DRIVER HAD BEEN DENIED ENTRANCE DUE TO INTOXICATION. THE DRIVER OF THE VEHICLE STATED TO POLICE THAT SHE HAD LEFT MOONSHINERS AND CONSUMED 2 SHOTS AT SMITH'S TAVERN. CHAIRMAN EDWARDS ASKED IF THERE IS ANY EVIDENCE OF THE DRIVER LEAVING SMITH'S TAVERN. SGT LYNCH STATED THEY DID NOT HAVE ANY DIRECT EVIDENCE, BUT THE DRIVER REPORTED SMITH'S TAVERN WAS THE LAST ESTABLISHMENT VISITED. COMMISSIONER ANGUS ASKED HOW MUCH TIME HAS PASSED BETWEEN THE DENIAL OF ENTRY AT MOONSHINERS, THE ALLEGED TRIP TO SMITH'S TAVERN, AND THE RETURN TO MOONSHINERS. SGT LYNCH READ FROM THE POLICE REPORT THE MANAGER OF MOONSHINERS APPROXIMATED 20 MINUTES HAD PASSED BETWEEN DENYING ENTRY AND THE DRIVER RETURNING TO MOONSHINERS. CHAIRMAN EDWARDS ASKED IF THE DRIVER HAD TAKEN A BREATHALYZER. SGT LYNCH STATED THE DRIVER HAD BEEN TAKEN TO THE HOSPITAL AND A BLOOD TEST WAS TAKEN. CHAIRMAN EDWARDS ASKED IF SGT LYNCH COULD BRING THAT RECORD TO THE COMMISSION AT A LATER TIME, AS THE CHAIRMAN WOULD LIKE A LITTLE MORE INFORMATION. ROBERT LANGLIOS APPEARED BEFORE THE COMMISSION.

CHAIRMAN EDWARDS ASKED IF HE HAD BEEN WORKING THAT NIGHT. MR. LANGLOIS STATED A BARTENDER BY THE NAME OF DEBBIE SMITH WAS WORKING BUT COULD NOT ATTEND THE MEETING DUE TO BEING ON MEDICAL LEAVE. THE COMMISSION DISCUSSED CALLING MR. LANGLOIS BACK IN DECEMBER AND ACQUIRING THE HOSPITAL REPORTS FOR THE BLOOD ALCOHOL LEVEL. COMMISSIONER ANGUS ASKED IF MR. LANGLOIS HAD ANYTHING SHOWING THAT THE DRIVER HAD BEEN IN THE ESTABLISHMENT THAT EVENING. MR. LANGLOIS STATED THAT HE DID NOT AND THE BARTENDER DID NOT RECALL SERVING THE DRIVER. CHAIRMAN EDWARDS ASKED IF THERE WERE CAMERAS IN THE BUILDING. MR. LANGLOIS STATED THE BUILDING WAS WIRED FOR CAMERAS BUT THERE WERE NOT CURRENTLY ANY WITHIN THE BUILDING. ANN DeCOSTA, THE WIFE OF MR. LANGLOIS, APPEARED BEFORE THE COMMISSION AND STATED THE DRIVER COMMENTED WITHIN THE POLICE REPORT THAT DRINKS HAD BEEN CONSUMED AT THE DRIVER'S WORK ESTABLISHMENT EARLIER IN THE EVENING. CHAIRMAN EDWARDS STATED THE COMMISSION WOULD ASK THE APPROPRIATE QUESTIONS AT THE NEXT MEETING. COMMISSIONER ANGUS MADE A MOTION TO CONTINUE THIS ITEM IN THE DECEMBER MEETING. COMMISSIONER DRISCOLL SECONDED. NO PUBLIC COMMENT. VOTE UNANIMOUS.

15. COMMUNICATIONS

16. PUBLIC PARTICIPATION

17. OTHER BUSINESS

18. ADJOURNMENT

6:35pm