



BOARD OF LICENSE COMMISSIONERS

City Clerk's Office, 166 Boulder Drive

Fitchburg MA 01420

(978) 829-1820

Daniel Sarefield, Chair

Glenn Fossa

One vacancy

MINUTES OF MEETING

The regular meeting of the Board of License Commissioners was held on July 1, 2019 in the Fitchburg Fire Department Community Room, 33 North St., Fitchburg, and called to order by Commissioner Sarefield at 6:00PM. Commissioner Fossa and FPD Lt. Howe were present.

I. REVIEW AND ACCEPTANCE OF MINUTES FROM PREVIOUS MEETING

Minutes of the previous meeting were reviewed and signed.

II. APPLICATIONS

Special One Day Wine and Malt Beverages:

Beers for Good – for Fundraising Festivals at Riverfront Park from 5PM – 9PM on July 13, August 24, September 14 for 200-300 people.

Ms. Beth Robbins, Mr. Trevor Bonilla and Mr. David Streb were present.

Approved 2/0 pending approval by the Fitchburg Police Department.

Special One Day Wine and Malt Beverages License and Sunday Entertainment Permit

Carlos Andrade Silva – Ipanema Productions, 567 Crawford St. (Fitchburg Airport) for Live Entertainment/Dancing from 11AM – 9PM on September 15, 2019.

At the request of the applicant, continued to July 15, 2019 2/0

Carlos Silva on behalf of Fitchburg Municipal Airport, 567 Crawford St. for live Brazilian bands, DJ's, dancing on Sunday September 15, 2019.

(Note: The Council President has approved the event with the condition that music ends at 8PM).

At the request of the applicant, continued to July 15, 2019 2/0

Special One Day Wine and Malt Beverages License and Saturday Entertainment Permit

Wat Lao Dhammaraam, 159 Richardson Rd., for a Fundraiser from 12PM – 7PM on August 3, 2019 for 75-100 people at 159 Richardson Rd.

Mr. Sommala was present.

Approved 2/0

Buddhist Temple Fund Raiser, 159 Richardson Rd., Pat Sommala, Manager. Live Amplified Music and Dancing on August 3, 2019

Mr. Sommala was present.

Approved 2/0

Entertainment: Sunday

St. Francis of Assisi, 81 Sheridan St. parking lot. Live acoustic music, live amplified music, DJ, dancing on August 11, 2019.

Rev. Ortiz was present.

Approved 2/0

Activate Mill Street/Fitchburg State University, Mill St. by Joe Ferguson and Francisco Torres:
Annual Permit – 10AM – 8PM each Sunday beginning July 14th, 2019 to October 31st, 2019 for live acoustic music, live amplified music, DJ, dancing

Mr. Joe Ferguson was present.

Approved 2/0

Entertainment: Monday – Saturday

Activate Mill Street/Fitchburg State University, Mill St. by Joe Ferguson and Francisco Torres:
Annual Permit – 4PM – 10PM beginning July 11th, 2019 to October 31st, 2019 Weekday evenings (Thursday, Friday, or Saturday, depending event types) for live acoustic music, live amplified music, DJ, dancing

Mr. Joe Ferguson was present.

Approved 2/0

Alteration of Premises:

Hungry Scholar LLC dba Doughboys on Main, 150 Main St. for Alteration of Premises: adding 240 sq. ft. patio to the left side of the building with a 5ft black fence surrounding it with a gate leading to the street. The entrance to the patio is through the building.

Application accepted and referred to Public Hearing on July 15, 2019 2/0

III. CONTINUED SUMMONS HEARING

SACF, Inc. dba Beemer's Pub, 310 Main St.

Regarding the following:

1. That on March 31, 2019 Fitchburg Police Department were investigating a disturbance outside of the establishment of Beemer's Pub (in the Beemer's parking lot and another disturbance across the street from Beemer's parking lot) (Fitchburg Police Report Number 19-11659 and Commonwealth v. Javier Cruz Docket No 1916CR0419 Fitchburg District Court). Said police report is available at the Fitchburg Police Department as the case is closed, if the Licensee wishes to have a copy for the hearing;

Officer Hiram Velazquez spoke with Peter Cote who informed Officer Velazquez that:

2. The establishment was not full to capacity as there were approximately 20 vacancies open at the time of the incident outside; (which the License Commission wishes to verify via video);
3. There was another disturbance at the establishment that evening. No report was made to the Fitchburg Police about this disturbance in violation of City of Fitchburg Regulations and Guidelines of the Fitchburg Board of License Commission 3.17 for failing to notify the police department; and further
4. A request was made for the videos inside of the establishment on the date in question. Mr. Cote indicated he would provide the video and has failed to do so in violation of Regulations and Guidelines 3.17.

At the request of the licensee and his attorney, the hearing was continued to July 15, 2019 2/0

IV. CORRESPONDENCE

1. From MA State Lottery Commission regarding KENO monitor at Royal Fuel, 880 Water St.

Correspondence accepted; no action taken

2. Letter from Strong Style Coffee

Correspondence read and placed on file

V. CONTINUED CORRESPONDENCE

1. Notice of Violation on 04/05/2019 - Tryst Lounge FPD Report #19-12564-AR
(Continued from April 17, 2019 to give Commissioners time to review the video and decide if a Summons Hearing is necessary)

Lt. Howe stated that there is not enough evidence to determine that a violation occurred and recommends that the matter be disposed.

DECISION:

No violation and no further action to be taken 2/0

2. Notice of Violation on 04/06/2019 – Tryst Lounge FPD Report #19-12573
(Continued from April 17, 2019 to give Commissioners time to review the video and decide if a Summons Hearing is necessary)

Commissioner Sarefield stated that he watched the video and that he saw no evidence of a violation.

Commissioner Fossa concurred with the opinion of Commissioner Sarefield.

DECISION:

No violation and no further action to be taken 2/0

3. FPD Report #19-14401-OF – Beemer’s Pub and Grill, 310 Main St.
(Continued from May 6, 2019)

Lt. Howe verbally summarized the details of the police report and stated that the Beemer’s security person told the police the fight had stemmed from an earlier disturbance. Lt. Howe stated that no phone call was made to the police regarding the earlier disturbance, which is an on-going issue with the establishment. He recommended that Officer Barry Hyvarinen be summoned in to discuss the details of the incident.

The Board voted 2/0 to summons in Beemer’s Pub for a Hearing on July 15, 2019 and that Officer Hyvarinen be present.

4. FPD Report #19-18925-OF – Major’s Café
(Continued from June 19, 2019)

Continued to July 15, 2019 for further review by the Chairman. 2/0

5. FPD Report #19-18935-OF – Major’s Cafe
(Continued from June 19, 2019)

Continued to July 15, 2019 for further review by the Chairman. 2/0

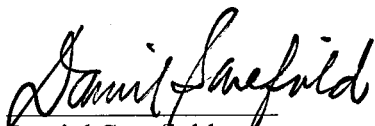
The meeting adjourned at 6:50 PM

Respectfully submitted,



Anna M. Farrell
City Clerk

Approved:



Daniel Sarefield



Glenn Fossa