



TOWN OF BARNSTABLE

Licensing Authority

367 Main Street, Hyannis, MA 02601

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Public Meeting

26 APR '23 PM4:22
BARNSTABLE TOWN CLERK

The Barnstable Licensing Authority will hold a Public Meeting on **Monday, May 1, 2023 at 9:30 a.m.** at Barnstable Town Hall, in the **James H. Crocker Jr. Hearing Room**, 2nd Floor, 367 Main Street, Hyannis.

LICENSING AUTHORITY MEETING AGENDA

PUBLIC COMMENT

OLD BUSINESS

1. Amend Annual All Alcohol License – Change of Hours *Continued from April 10, 2023*

A request has been submitted by Simone's Pizza Burger, Inc. dba Simone's Pizza Burger to extend their hours of operation as follows: **From** Monday-Saturday 8am to 11pm & Sundays 12pm to 11pm; **To** Monday-Sunday 11am to 1am.

SHOW CAUSE HEARING – *Continued from April 10, 2023*

Annual Class II Auto Dealer License for **J&J Auto, 381 Camp Street, Hyannis** for the following violations of the Town of Barnstable, MA Code:

501-5 (b) License holders are required to attend any and all mandatory meetings held by the Licensing Division or any Town of Barnstable Division as related to the business operation.

509-2 (c) A sign is required on the property, whether it is a free standing sign or displayed in the door or window, listing the name of the business and hours of operation.

509-4 (c) Total vehicle count shall include the numbers of displayed/unregistered vehicles, customer vehicles, including spaces Handicap accessibility, and employee vehicles. The plan shall be approved by the Building Commissioner and Fire Department. This shall apply to all new, transferred or amend license applications.

509-4 (e) Motor vehicles for sale or lease may not be displayed less than 10 feet from property line.

509-5 (c) Expansion of that portion of the premise occupied by the licensee to be designated or devoted to the licensed activity beyond the boundaries designated and highlighted in the plan submitted with the original application.

NEW BUSINESS

2. Special One Day Entertainment License (SPEV-23-25)

An application was filed by Flip Circus of 700 Vazquez Lane, Donna, Texas, to hold **Flip Circus**, at the Cape Cod Mall parking lot, located at 180 Falmouth Road, Hyannis, from May 9, 2023 to May 15, 2023 beginning at 7:30pm nightly, ending at 11pm. This event includes amplified, live performing arts.

3. **Special One Day Entertainment License (SPEV-23-28)**

An application was filed by Allannah Bodah of **The Karibbean Lounge**, 662 Main Street, Hyannis, to hold **Tek Weh Yuhself-CapeCod**, a live performing arts show at the Barnstable Performing Arts Center, 744 West Main Street, Hyannis on May 27, 2023 from 6pm to 10pm.

4. **Special One Day Alcohol & Entertainment License (SPEV-23-23)**

An application was filed by Maryann Colombo of the Osterville Village Library, 43 Wianno Avenue, Osterville, to host **Night at the Library**, which includes live performing arts and alcohol service, to be held on July 16, 2023 from 7pm to 9:30pm; alcohol will be poured by Eric Merlesena. A current TIPS certificate is on file.

5. **Special One Day Alcohol License (SPEV-23-24)**

An application was filed by Maryann Colombo of the Osterville Village Library, 43 Wianno Avenue, Osterville, to host **Summer Celebration Plein Air**, which includes alcohol service, to be held on July 15, 2023 from 9:30am to 3:30pm; alcohol will be poured by Eric Merlesena. A current TIPS certificate is on file.

6. **All Alcohol Common Victualler License – Amend Directors & Officers**

An application was filed by 99 Restaurants of Boston, LLC dba **99 Restaurant & Pub**, 1600 Falmouth Road, Hyannis, for a change of beneficial interest. This is an expedited application through the Alcoholic Beverages Control Commission for a change of Directors and Officers.

PUBLIC HEARINGS

7. **New Common Victualler & Daily Non Live Entertainment License**

Starbucks Corporation dba **Starbucks Coffee**, 451 Iyannough Road, Hyannis, for a new Common Victualler license with 30 indoor seats, and 2 patio seats; open daily from 5am to 8pm. Daily Non-Live Entertainment for recorded music below conversation level.

8. **New Common Victualler & Daily Non Live Entertainment License**

El Mariachi Loco dba **El Mariachi Loco**, 569 Main Street, Unit 6 & 7, Hyannis, for a new Common Victualler license with 16 seats in unit 6, 16 seats in unit 7 and 30 outdoor patio seats. Daily Non-Live Entertainment for 2 TV's.

DISCUSSION

Class II Auto Dealer - Cape Quality Cars Inc. dba **Cape Quality Car Sales**, 455 Yarmouth Road, Hyannis – Discussion regarding hours of operation.

CONSENT AGENDA

9. **Renewal - Special One Day Beer & Wine, and Entertainment License (SPEV-23-15)**

An application was filed by Roxana White on behalf of Holy Ghost Society of Santuit/Cotuit, of 53 Main Street, Cotuit, to hold the **127th Annual Portuguese Feast**, on June 17, 2023 from 5pm to 10pm. Alcohol will be poured by Roxana White, TIPS Certification on file. Entertainment to include live, amplified music and 1 inflatable.

10. **Renewal - Special One Day Beer & Wine, and Entertainment License (SPEV-23-29)**

An application was filed Amplify POC, PO Box 284, Hyannis, to hold **Amplify POC Summer Festival**, an annual vendor market to include beer & wine sales as well as an amplified live band and one inflatable/bounce house. The event is schedule to take place on the Hyannis Village Green on July 9, 2023 from 12pm to 4pm. Beer & Wine will be poured by Island Café & Grill.

2023 Seasonal Renewals

DBA	Address	License Type
The Egg & I	521-523 Main Street, Hyannis	Common Victualler
Buttercup Café	3224 Main Street, Hyannis	COVID-Outdoor Dining

APPROVAL OF MINUTES from the April 10, 2023 meeting

LICENSING UPDATES

1. Licensing Authority & Division Updates

- Discussion - Special One Day Licenses - ending retro approvals; extending event dates after approval; attendance requirements for annual events
- Reminder - 2023 Annual Alcohol Compliance Meeting, May 15, 2023 @ 11:30am

2. Police Department

MATTERS NOT REASONABLY ANTICIPATED BY THE CHAIR

The list of matters, are those reasonably anticipated by the president/chair, which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law. It is possible that if it so votes, the sub-committee may go into executive session. For your information the section of the M.G.L. that pertains to postings of meetings is as follows: Except in an emergency, in addition to any notice otherwise required by law, a public body shall post notice of every meeting at least 48 hours prior to such meeting, excluding Saturdays, Sundays and legal holidays. In an emergency, a public body shall post notice as soon as reasonably possible prior to such meeting. Notice shall be printed in a legible, easily understandable format and shall contain: the date, time and place of such meeting and a listing of topics that the chair reasonably anticipates will be discussed at the meeting. Meetings of a local public body, notice shall be filed with the municipal clerk, and posted in a manner conspicuously visible to the public at all hours