



## Town of Barnstable Licensing Authority

200 Main Street, Hyannis, MA 02601

[www.town.barnstable.ma.us](http://www.town.barnstable.ma.us)

Telephone: 508-862-4674 Fax: 508-778-2412

10 JUN '21 PM 1:51  
BARNSTABLE TOWN CLERK

# Meeting Minutes

The regularly scheduled Barnstable Licensing Authority Public Meeting held remotely on **Monday April 26, 2021** and was called to order at 9:30am by Chairman Hoxie with a roll call vote.

**Members Present by Remote:** Chairman Martin Hoxie, Larry Decker; Nancy Karlson-Lidman (Associate); David Hirsch (Associate); John Flores (Associate).

**Staff Present by Remote:** Licensing Director Liz Hartsgrove; Licensing Assistant Lindsay Parvin

## Minutes

1. April 12, 2021

**MOTION:** To move the Licensing Authority approve accept the minutes of April 12, 2021 as printed.

**Motion by:** Larry Decker **Seconded by:** Nancy Karlson-Lidman **Roll Call:** Yea 5 Nay 0

## Public Hearings

### 1. New - Annual All Alcohol Common Victualler And Live/Non-Live Entertainment Licenses

Application by Massachusetts Military Support Foundation, d/b/a **Gimmy's Tavern**, 1800 Iyannough Road, Hyannis, Don Cox, Manager, for a new Annual All Alcohol Common Victualler, and Live and Non-Live Entertainment Licenses. Daily hours of operations are from 9:00AM-12:00AM, and entertainment to include dancing by patrons and live music up to 3 performers/pieces, recorded music and four TVs. Description of premise as follows: **Wood frame structure consisting of dining room approximately 1500 sq. ft., kitchen area, restrooms, storage and holes 1-18 on golf course inclusive of cart path. Exits: front door, multiple exits to rear deck, 2 stairways to ground snack bar on lower level with inside and outside service. Seating Capacity for 120.**

*Application represented by Don Cox, President and Chief Operating Officer of Mass Military Support Foundation. Mr. Cox stated that Live Entertainment will primarily be reserved for private functions; considering having a pianist or guitarist perform for members on an occasional basis. Mr. Cox further stated that the lease agreement is valid for three years with a two year and five year option for renewal.*

**MOTION:** To move the Licensing Authority approve the application as printed.

**Motion by:** Larry Decker **Seconded by:** Nancy Karlson-Lidman **Roll Call:** Yea 5 Nay 0

### 2. Alteration Of Premise - Annual All Alcohol Common Victualler License

Application by Colombo's Café & Pastries Inc., d/b/a **Colombo's Café and Pastries**, 544 Main Street, Hyannis for an **alteration of premises**, to add the following area to the existing description: **seasonal, outside patio bar and food service area with 18 new seats comprised of an at-grade patio, a bar, 10 bar seats, 4 tables, 8 table seats, a railing enclosure, lighting and an awning covering.**

Application represented by Attorney Dan Creedon and Dave Colombo. The intent of the proposal is to utilize two seating plan configurations. The existing approved seating plan will be utilized in the off season. The alternative plan includes a newly created outdoor patio space with seating for 18 and an indoor live performance area to be used during the summer season.

**MOTION:** To move the Licensing Authority approve the application as printed.

**Motion by:** Larry Decker **Seconded by:** Nancy Karlson-Lidman **Roll Call:** Yea 5 Nay 0

3. **Alteration Of Premise - Seasonal All Alcohol Club License**

Application by The Beach Club Inc., d/b/a **The Beach Club**, 27 Long Beach Road, Centerville for an alteration of premises, to add the following area to the existing description: **fenced in beach area adjacent to the deck, open from 5:00PM-12:00AM with a total capacity of 108.**

Application represented by manager Scott Smith. The Beach Club proposes to include a fenced in portion of the beach and fire pit area to the licensed premise so as to allow for alcohol consumption during evening hours.

**MOTION:** To move the Licensing Authority approve the application as printed.

**Motion by:** Larry Decker **Seconded by:** Nancy Karlson-Lidman **Roll Call:** Yea 5 Nay 0

4. **Transfer - Annual All Alcohol Common Victualler With Non-Live Entertainment Licenses**

Application by JDK Restaurant Group, INC., d/b/a, **Willow Street Tavern**, 477 Yarmouth Road, Hyannis for a transfer of Annual All Alcohol Common Victualler with Non-Live Entertainment Licenses from PAB Restaurant Corp., d/b/a, **Willow Tree Tavern**, 477 Yarmouth Road, Hyannis.

Application represented by Jessica Wilson.

Cotuit Resident and Disability Committee Member, Paul Logan asked for the number of handicap parking spaces at the establishment and noted that a portion of the access isle is located on a ramp and thus does not meet the legal requirements for an acceptable access isle. Ms. Wilson stated that two handicap spaces are located adjacent to the ramp and the lot being restriped. Director Hartsgrove stated that a complete parking plan of the lot is on file with the Building Department which shows the number of spaces allocated to each business.

**MOTION:** To move the Licensing Authority approve the application as printed.

**Motion by:** Larry Decker **Seconded by:** Nancy Karlson-Lidman **Roll Call:** Yea 5 Nay 0

5. **Transfer Of License - Retail Package Store Wine And Malt License**

Application by Cotuit Beer & Wine, Inc. d/b/a, **Cotuit Beer & Wine**, 737 Main Street, Cotuit for the transfer of a Wine and Malt Retail Package Store License from Cost Plus of Massachusetts, LLC, d/b/a, Cost Plus World Market, 621 Iyannough Road, Hyannis.

**\*\*Application continued by request of the applicant to May 10, 2021**

## Consent Agenda – Renewals

### **2021 Temporary Outdoor Expansion**

1. 217-006, **19<sup>th</sup> Hole Tavern**, 11 Barnstable Road, Hyannis
2. 327-005, **Ben & Jerry's**, 352 Main Street, Hyannis
3. 299-029, **Buttercup Café**, 3224 Main Street, Barnstable
4. 117-088, **Crisp Flatbread**, 791 Main Street, Osterville
5. 294-045, **The Daily Paper-West Main**, 644 West Main Street, Hyannis
6. 308-074, **The Daily Paper on Main Street**, 546 Main Street, Hyannis
7. 299-031, **The Dolphin Restaurant**, 3250 Main Street, Barnstable



8. 327-002, **Downtown Bistro**, 372 Main Street, Hyannis
9. 117-100, **Five Bays Bistro**, 825 Main Street, Osterville
10. 327-254, **Flashback**, 294 Main Street, Hyannis
11. 207-060, **Four Seas Ice Cream**, 360 South Main Street, Centerville
12. 327-001, **Kilwins**, 386 Main Street, Hyannis
13. 290-112, **The West End**, 20 Scudder Ave, Hyannis
14. 141-035, **Wimpy's**, 752 Main Street Osterville

**Seasonal Non-Alcohol Common Victualler**

1. 308-096, **Egg & I**, 521-523 Main Street, Hyannis

**Junk Dealer/ Second Hand Goods**

1. 308-053, **Cash Point**, 640 Main Street, Hyannis
2. 308-073-001, **Spinnaker Records**, 596 Main Street, Hyannis

*Director Hartsgrove requested that the renewal of Cash Point be withdrawn from the agenda due to an incomplete application.*

*Cotuit Resident and Disability Committee Member, Paul Logan noted that there is a 5 ft. access point requirement for outdoor seating used for dining purposes. He requests that licensees be made aware of this requirement and it be considered when granting approval of temporary extensions*

**MOTION:** To move the Licensing Authority approve the Consent Agenda excluding Cash Point.

**Motion by:** Larry Decker **Seconded by:** David Hirsch **Roll Call:** Yea 5 Nay 0

## Licensing Division Updates

### **Licensing Department**

*Director Hartsgrove stated that she has been in contact with Attorney Mark Boudreau in regards to the handicap parking issues noted at F& L Pizza and Café. They have repainted the lines and are working on getting proper signage installed.*

### **Police Department**

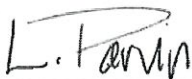
*Officer Gallant stated that she is working on a few items to be reviewed by the Board in the upcoming weeks. One of which is an investigation into the business practices of a Class II Auto Dealership. Officer Gallant noted that the ABCC is not currently doing underage alcohol compliance checks as the focus has been on covid compliance. She plans on speaking with her supervisors in regards to compliance check procedures by local authorities.*

## Adjourn

**MOTION:** To move that the Licensing Authority adjourn the meeting at 10:05am

**Motion by:** David Nunheimer **Seconded by:** Larry Decker **Roll Call:** Yea 5 Nay 0

Respectfully submitted,



L. Parvin, Recorder  
Town of Barnstable Licensing Assistant



Larry Decker, Clerk  
Town of Barnstable Licensing Authority