

## Town of Barnstable Licensing Authority

200 Main Street, Hyannis, MA 02601

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10 JUN '21 PM 1:52  
BARNSTABLE TOWN CLERK

# Meeting Minutes

The regularly scheduled Barnstable Licensing Authority Public Meeting held remotely on **Monday March 22, 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; David Nunheimer; Nancy Karlson-Lidman (Associate); David Hirsch (Associate); John Flores (Associate).

**Staff Present by Remote:** Director of Asset Management David Anthony; Licensing Director Liz Hartsgrove; Consumer Affairs Officer Therese Gallant; Licensing Assistant Lindsay Parvin.

## Announcement

*Asset Director David Anthony notified the Licensing Authority that going forward the Licensing Division will be under the direction of Deputy Director of Asset Management/Licensing Director Liz Hartsgrove.*

## Minutes

1. March 8, 2021

**MOTION:** To move the Licensing Authority approve accept the minutes of March 8, 2021 as printed.

**Motion by:** David Nunheimer      **Seconded by:** Larry Decker      **Roll Call:** Yea 6 Nay 0

## Consent Agenda – Renewals

1. **Seasonal Common Victualler**  
327-05 Ben & Jerry's, 352 Main Street, Hyannis
2. **Seasonal Common Victuallers All Alcohol**  
326-121, The Dockside Restaurant, 110 School Street, Hyannis  
116-013, Chart Room at Crosby's. 330A West Bay Road, Osterville  
326-035, Raw Bar on Ocean, 213 Ocean Street, Hyannis  
309-225, Fresh Ketch, 462 Main Street, Hyannis  
301-007, Mattakeese Wharf, 273 Millway, Barnstable  
326-066, Spanky's Clam Shack and Seaside Saloon, Hyannis  
326-142, Trader Ed's, 1 Willow Street, Hyannis  
308-113, Tequila Charlies, 577 Main Street, Hyannis
3. **Seasonal Club License All Alcohol**  
325-050, Baxters Boathouse Club Inc., 177 Pleasant Street, Hyannis  
206-016, The Beach Club, 27 Long Beach Road, Centerville  
020-097, Cotuit Highground Golf Club, Inc., 31 Crockers Neck Road, Cotuit
4. **Seasonal Common Victuallers Beer & Wine**  
290-100, Cape Cod Melody Tent, 41 West Main Street, Hyannis

5. **2021 Temporary Outdoor Patio Expansion**  
326-121, The Dockside Restaurant, 110 School Street, Hyannis  
138-008, Wianno Club, 282 Seaview Ave, Osterville
6. **Junk Dealer/ Second Hand Goods License**  
290-001, Atomic Dimestore, 187 West Main Street, Hyannis  
336-053, Sweet Pea's Nest, 4083 Main Street, Barnstable  
293-023, Best Buy, 793 Iyannough Road, Hyannis

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

**Motion by:** David Nunheimer      **Seconded by:** Larry Decker      **Roll Call:** Yea 6    Nay 0

## **Discussion**

Tina Carey of Cotuit Harbor Enterprise, 577 Main Street, Hyannis regarding seasonal population determination as it relates to Seasonal Retail Package Store regulations.

*Tina Carey appeared on behalf of Cotuit Harbor Enterprise, d/b/a Tequila Charlies, 577 Main Street, Hyannis. Ms. Carey is seeking clarification of the requirements necessary for obtaining a Seasonal Retail Package Store license. She is hoping to operate such an establishment alongside her current business, where she intends to sell her own custom branded bottled tequila. Ms. Carey stated that she was informed by the Town Clerk, Ann Quirk and former Licensing Director, Richard Scali that the seasonal population statistics must be certified. Such data must demonstrate a need for seasonal retail package stores.*

*Chairman Hoxie stated that in order for the Licensing Authority to consider the matter, the seasonal population determination must be presented to the Licensing Authority prior to March 1<sup>st</sup>. If accepted, each application will be reviewed separately, based on need. All applications must be properly advertised and all applicable abutters notified.*

*Ms. Carey stated she is prepared to move forward with the application and hopes to present it prior to March 1, 2022. Ms. Carey was informed by the ABCC of regulations that prevent two alcohol licenses from being granted at a single location. Ms. Carey asked what would be considered to be proper separation between units and if obtaining a distillery license would more feasible.*

*Director Hartsgrove suggested that the proposals be examined by the Site Plan Review Committee so that the applicant may be informed as to the feasibility and/or regulatory requirements of each department.*

*Mr. Nunheimer stated that an evidentiary hearing would be required to determine the eligibility of population determinations prior to considering applications. Estimates are to reflect the expectant population on July 10, 2022.*

*Mr. Flores suggested the Hyannis Chamber of Commerce might be able to assist in providing an estimate of seasonal population statistics and a calculation of short term rental registrations might provide insight as well.*

## **Public Hearings**

### **Lodging House - Change Of Manager**

Application of Sea Beach Inn Co., d/b/a **Sea Beach Inn**, 388 Sea Street Hyannis, for a Change of Manager on a Lodging House License from Catherine Darling to David Darling.

Officer Gallant stated that Mr. Darling has been serving as Temporary Manager of the Sea Beach Inn and is seeking approval to continue the role of Manager in an official capacity. Officer Gallant stated that Mr. Darling is taking positive steps towards addressing ongoing concerns at the property and recommends his approval.

**MOTION:** To move the Licensing Authority approve the change in manager at the Sea Beach Inn.

**Motion by:** David Nunheimer      **Seconded by:** Larry Decker      **Roll Call:** Yea 6 Nay 0

### Licensing Division Updates

1. Licensing Department

*No updates to report.*

2. Police Department

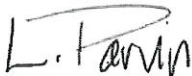
*No updates to report.*

### Adjourn

**MOTION:** To move that the Licensing Authority adjourn the meeting at 9:57am


**Motion by:** David Nunheimer      **Seconded by:** Larry Decker      **Roll Call:** Yea 6 Nay 0

Respectfully submitted,



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L. Parvin, Recorder  
Town of Barnstable Licensing Assistant



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Larry Decker, Clerk  
Town of Barnstable Licensing Authority