

PRESENT: Steven A. Beauregard, Chairman

Marcelino “Sonny” G. Almeida, Commissioner

Edmund F. Craig, Jr., Commissioner

Atty. Kreg Espinola, Asst. City Solicitor - “Not Required to Attend”

Capt. Adelino Sousa, Police Department Liaison to the Lic. Bd. – “Not Required to Attend”

Nick Nanopoulos, Director

❖ **VOTE TO ACCEPT THE MEETING MINUTES OF DECEMBER 16, 2019 - Unanimous**• **APPROVALS RECEIVED FROM THE ABCC (10)****Transfer, Change of Location, & Change of License Type (CVAA to GOP) – New Lic. # 05372-GP-0778– Plot # 15-280 (Old Lic. # 04858-RS-0778)**

123 MacArthur Drive Hospitality, Inc., Stacey M. Oliveira, President, currently licensed for premises located at **123 MacArthur Drive**, who is petitioning to transfer a **Common Victualler (Restaurant) All Alcoholic Beverages License** to **Kilburn Hospitality Group, LLC d/b/a Kilburn Event Center**; the applicant is also requesting a **Change of Location to 127 West Rodney French Boulevard, Suite-S3-001** and a **Change of License Type from a Restaurant to a General On Premise All Alcoholic Beverages License**. Upon approval, Jacinta Murphy will be the Sole Manager and Interest Holder (100%) of the LLC, and the Proposed Manager of the Liquor License. The proposed new licensed premise, which will operate as an “Event Center”, consists of an area approximately 13,350 sq. ft. on the 3rd floor of a three - story building, which will include a bar, a stage, a seated lounge area, and two (2) sets of restrooms. The licensed premises will have one (1) stairway entrance/exit in the front of the building onto West Rodney French Boulevard, as well as an elevator entrance located in the southwest corner of the building; along with two (2) additional emergency exits with one located in the northeast corner of the building and a second one in the southwest corner of the building. The premise is situated on the west side of Rodney French Boulevard, between Grit and Woodlawn Streets, and will be numbered **127 West Rodney French Boulevard, Suite-S3-001**. Final approval will require a ‘**Change of Tenant**’ from the Building Department, a ‘**Food Permit**’ from the Health Department, and ‘**Proof of Liquor Liability**’; along with a **304 Fire & Building Certificate**.

Approved by the ABCC – 12/20/19**VOTED:** To accept the approval from the ABCC. – **Unanimous****Transfer of License – Lic. #00178-PK-0778– Plot # 97--41**

Nelia Cardoso d/b/a Chuck’s Liquors, who is petitioning to transfer a **Retail Package Store All Alcoholic Beverages License** to **Chuck’s Liquors New Bedford, LLC d/b/a Chuck’s Liquors**. Upon approval, David M. Cardoso will be Sole Manager of the LLC and a Co-Interest Holder (70%) and Nelia Cardoso will be a Member of the LLC and a Co-Interest Holder (30%). **David M. Cardoso** is the **Proposed Manager of the Liquor License**. The licensed premises will remain the same as follows: Two rooms on the first floor of a one-story building with stock on the first floor. The premise is situated on the southwest corner of Nauset and Myrtle Streets and will remain numbered **60 Nauset Street**.

Final approval will require a ‘**Change of Tenant**’ from the Building Department.**Approved by the ABCC – 12/31/19****VOTED:** To accept the approval from the ABCC. – **Unanimous****Change of Officers, Directors, Stockholders & Transfer of Stock – Lic. #00150-RS-0778 – Plot # 53—102**

Fathoms Bar & Grill, Inc., Virginia Vinjerud, President, who is requesting a **Change of Officers, Director, Stockholder**, and the **Transfer of Stock** of the **Common Victualler (Restaurant) All Alcoholic Beverages License**; and to accept her resignation as the President, Treasurer, Secretary, Co-Director, Co-Shareholder, & Manager; and to allow the transfer of all her Corporate Stock (75 Shares) to Lars Vinjerud, II (New Stockholder). Upon approval, Lars Vinjerud, II will be the President, Treasurer, Secretary, a Co-Director, and Co-Shareholder (75 Shares) and Christopher Bentley will remain as a Co-Director and Co-Shareholder (25 Shares). **Christopher Bentley** will remain as **Manager of the Liquor license**. Premises will remain the same at **255 Pope’s Island**.

Approved by the ABCC – 12/31/19**VOTED:** To accept the approval from the ABCC. – **Unanimous**

Transfer & Pledge of License – Lic. #00041-RS-0778– Plot # 100--49

M & C Café, Inc. d/b/a M & C Restaurant & Lounge, Michael A. Melo, President who is petitioning to **transfer a Common Victualler (Restaurant) All Alcoholic Beverages License** to **Chitas Foods, Inc. d/b/a Nuno’s Restaurant & Lounge**. Upon approval, Nuno M. Chitas will be the President, Treasurer, a Co- Director, and a Co-Stockholder (50%) and Antuerpia F. Chitas will be the Secretary, a Co-Director, and a Co-Shareholder (50%); and **Nuno M. Chitas** is the proposed **Manager of the Liquor License**.

The petitioner is also requesting approval of a **Pledge of the Common Victualler (Restaurant) All Alcoholic Beverages License** to Bay Coast Bank, 330 Swansea Mall Drive, Swansea, MA. as security to authorize and execute a promissory note in the amount of **Four Hundred & Sixty Thousand (\$460,000.00)**, pursuant to **Massachusetts General Laws Ch.138 s.23**. The premises will remain the same as follows: Two rooms for dining with a bar area and a kitchen on the first floor of a one-story building with stock in the cellar. The premise is situated on the east side of Belleville Avenue between Phillips Avenue and Coffin Avenue and is numbered **432-436 Belleville Avenue**.

Final approval will require a **‘Change of Tenant’** from the Building Department, a **‘Food Permit’** from the Health Department, and **‘Proof of Liquor Liability’**.

Approved by the ABCC – 01/02/20

VOTED: To accept the approval from the ABCC. – **Unanimous**

Change of Manager – Lic. # 00038-RS-0778– Plot # 53--131

Ribeiro Brothers, LLC d/b/a The Pour Farm Tavern & Grille, Craig Ribeiro, Manager of LLC, is requesting the approval of **Craig Ribeiro**, who resides at **116 Cottage Street, New Bedford, MA**. as their **new manager**.

Approved by the ABCC – 01/09/20

VOTED: To accept the approval from the ABCC. – **Unanimous**

“New Retail Package Store Wine & Malt Lic. – New Lic. # 89715-PK-0778 (Trans. # 242)– Plot # 53—182

Archit8 Studio, LLC d/b/a The Drawing Room, who is petitioning for a **New Retail Package Store Wine and Malt Only Beverages License**. **Anthi Frangiadis** is the Sole Manager, Sole Member, Sole Interest Holder (100 %), and the **Proposed Manager of the Liquor License**. The premises consist of both floors of a two-story building with a total area approximately 1,794 sq. ft., which operates as an art and gift shop. The first-floor area includes two rooms which serves as sales and display areas, which includes a service desk area and a limited seating area to be used as a product information center with a small work area, a storage room and one restroom in the rear of the building. The second-floor area includes an office and an additional work area along with an area for additional storage, which is accessible by way of a stairway from inside the first-floor area. There is only one customer entrance/exit, which is located in the front of the building and leads onto North Water Street. There will be additional storage in an area 320 sq. ft. in the basement area, which is only accessible through a trap door within the premises. The two-story building is located on the east side of North Water Street between Hamilton and Centre Streets, and is numbered **36 North Water Street**.

The intended (‘restricted’) use of the license is for the sale of wines and malts, which will be included in gift baskets and favors, as well as occasional over the counter sale of wine only.

“License is Non-Transferrable”

Final approval will require a **‘Certificate of Inspection’** from the Building Department.

Approved by the ABCC – 01/15/20

VOTED: To accept the approval from the ABCC. – **Unanimous**

Transfer & Change of Location – New Lic. # 05398 RS-0778 - (Old Lic. #03804-RS-0778)– Plot # 15--280

Noodle Bowl New Bedford, Inc. d/b/a The Noodle Bowl, James G. Jezierski, Co-Manager of LLC, for a license currently issued for use at **768 Purchase Street**, who is petitioning to **transfer a Common Victualler (Restaurant) Wine & Malt Only Beverages License and a Change of Location** to **Cotter Hospitality, LLC d/b/a Dough Company**. Upon approval, **Jillian Cotter and Jason Cotter** will be Co-Managers and Co-Interest Holders (50%) of the LLC and **Alia Asher** will also be a Co-Manager of the LLC (0%); and **Jason Cotter** is the **Proposed Manager of the Liquor License**. Upon completion of the renovations, the new proposed licensed premise will consist of an area approximately 2,430 sq. ft. located within one room on the first floor of a three-story ‘renovated’ old mill building, which will include a Kitchen and Prep Area, a Seated Dining Area, a Counter Area, a Walk-In Cooler, a Locked Storage Area, and a Stage Area (15’6” X 5’ 6”). There will also be an additional overhead area approximately 546 sq. ft., which will be used as a “loft style” Seated Dining area. There are Two (2) restrooms in an adjacent first floor common area. (No alcohol shall be consumed in this area.) There is one (1) entrance/exit onto West Rodney French Boulevard and two additional exits into the first-floor common area.

The building is situated on the west side of West Rodney French Boulevard between George and Woodlawn Streets, and will be numbered **127 West Rodney French Boulevard, Suite S1-055**.

Final approval will require a ‘**Certificate of Inspection**’ from the Building Department, a new ‘**Food Permit**’ from the Health Department, ‘**304 Certificate**’ from Building & Fire, and a copy of ‘**Proof of Liquor Liability**’.

Approved by the ABCC – 01/16/20

VOTED: To accept the approval from the ABCC. – **Unanimous**

Change of Officers, Directors, Stockholders, Manager & Transfer of Stock – Lic. # 00035-RS-0778– Plot # 109—362
The Three Pumpkins, Inc. d/b/a The Brown Jug Tavern, Elizabeth M. Lajoie, who is requesting a **Change of Officers, Directors, Stockholders, Manager, and Transfer of all her Corporate Stock of the Common Victualler (Restaurant) All Alcoholic Beverages License**. The petitioner is requesting that her resignation as the President, Treasurer, Clerk, Sole Director, and Sole Stockholder of the corporation be accepted; and that the transfer of all her corporate shares (100 Shares) be approved to Iva M. Lajoie (Daughter-In-Law).

Upon approval, Iva M. Lajoie will be the New President, Treasurer, Secretary, Sole Director, Sole Shareholder (100%) and **Iva M. Lajoie** will also be the **New Manager on the Liquor License**. Premise will remain the same at **479-481 Ashley Boulevard**.

Approved by the ABCC – 01/17/20

VOTED: To accept the approval from the ABCC. – **Unanimous**

Change of Officers, Directors, Stockholders, Manager & Transfer of Stock TR #00156-RS-0778– Plot # 53--95
Freestone’s Restaurant Group, Inc. d/b/a Freestone City Grill, Russell Kandalaft, Co-Director, who is petitioning for a **Change of Officers, Director, Stockholders, Manager and the Transfer of Corporate Stock of the Common Victualler (Restaurant) All Alcoholic Beverages License**; and the acceptance of his resignation as the Vice-President, Treasurer, Co-Director, Co-Shareholder, & Manager; and to allow the transfer of all his Corporate Stock (199 Shares) to John Wetherbee (existing shareholder). Upon approval, John Wetherbee will be the President, Treasurer, Secretary, Sole Director, and Sole Stockholder (100%); and **Tracey Ann Gomes** is the **Proposed New Manager of the Liquor license**.

The premises will remain the same at **41 William Street**.

Approved by the ABCC – 01/22/20

VOTED: To accept the approval from the ABCC. – **Unanimous**

Change of Officers, Directors, Stockholders, & Transfer of Stock. - Tr. # 02829-RS-0778– Plot # 52-29 - “LATE FILE”
Vault Corp. d/b/a The Vault Music Hall & Pub at Greasy Luck, Howard L. Mallows IV, Treasurer, who is petitioning for a **Change of Officers, Directors, Stockholders, and a Transfer of Stock of the Common Victualler (Restaurant) All Alcoholic Beverages License**. Troy DeMelo is requesting that his resignation as a Co-Director and Co-Stockholder be accepted along with his request that his 25% of shares re-vert back to the corporation to be re-distributed to the remaining stockholders. Upon approval, Alfred C. Peters will remain as the President, a Co-Director, and Co-Stockholder (33.33 %), Howard L. Mallows IV will remain as the Treasurer, a Co-Director, and Co-Stockholder (33.34%), and Mark Martinho will remain as the Secretary, a Co-Director, and Co-Stockholder (33.33 %). **Howard L. Mallows IV** will remain as the **Manager**. The premises will remain the same at **791-797 Purchase Street**.

Approved by the ABCC – 01/23/20

VOTED: To accept the approval from the ABCC. – **Unanimous**

Voted: Commissioner Almeida made a motion to remove Item # 1 from the table and to take up the matter at this time. – **Unanimous**

TABLED AT 12/16/19 MEETING

1. Petition - Lic. # 00225-PK-0778– Plot # 35—48

Allen Street Convenience, Inc., Jose M. Raposo, President, who is petitioning to **Transfer a Retail Package Store Wine and Malt Only Beverages License to Murphy’s Mini-Market, LLC**. Upon approval, **Adrian Murphy** will be the Sole Manager and Interest Holder (100%) of the LLC; as well as the **Proposed Manager of the Liquor License**. The licensed premises will remain the same as a convenience store located on the 1st floor of a two-story building in an area approximately 840 sq. ft., which will include a walk-in cooler for the storage of alcohol, as well as (3) coolers and shelving for the sale and display of alcohol; the area also includes an office, a storage room, and one restroom. Alcohol will also be stored in the basement. There is one (1) entrance/exit in the front of the building, as well as one exit located at the rear of the building.

The premise is situated on the southeast corner of Allen and Oak Streets and will remain numbered **282 Allen Street**. Final approval will require a **‘Change of Tenant’** from the Building Department and a **‘Food Permit’** from the Health Department.

Application has been advertised; Abutters’ Notification Not Required

Present: Adrian Murphy, Owner and Proposed Manager of Liquor License

Responding to questions from Chairman Beauregard, Mr. Murphy stated that he had no previous experience in the sale of alcohol and that to start out, he would be the sole employee with the intention to hire other employees, once he gets to know the business first. He also added that he would be going for his T.I.P.S. Certification and that all his employees would be certified as well. Mr. Murphy also stated that he has a cousin who works for a liquor distributor who will be working with him to help set up his business.

In response to Chairman Beauregard’s comments with regard to the many responsibilities that he will have in running the store by himself, Mr. Murphy responded, I just want to make sure I have a handle on everything before I start hiring and training people; adding, it will probably be just for the first month and I will also have my girlfriend helping me as well who does have 3 or 4 years of experience in the sale of alcohol.

Mr. Murphy stated that he understood that this venture would not work as a one-person operation and that he needed other trained employees, as well as being T.I.P.S. Certified.

Chairman Beauregard reminded Mr. Murphy that he and his staff should be mindful that it is unlawful to serve minors and that they should be trained to check I.D.’s to ensure that minors are not being sold alcohol.

Voted: Commissioner Almeida made a motion to approve the petition as presented and to forward the application to the Alcoholic Beverages Control Commission for their approval; with a stipulation that Mr. Murphy submits a copy of his T.I.P.S. Certification to the Licensing Board office within thirty (30) days of approval or prior; and that all his employees be ‘certified’ as well, with copies of their certifications to be kept on file for review, if needed. – **Unanimous**

2. Petition - Trans. #00219-RS-0778 – Plot # 46--43 (No Representation Required)

Spicy Lime, Inc. d/b/a Spicy Lime Thai Cuisine, Noppawan Sawang, President, who is requesting a **Change of Officers, Director, Stockholder**, and the **Transfer of Stock of the Common Victualler (Restaurant) Wine and Malt Only Beverages License**; and to accept the resignation of Phillip G. Winslow as the Secretary, a Co-Director, and a Co-Shareholder; and to allow the transfer of all his Corporate Stock (50%) to his wife, Noppawan Sawang. Upon approval, Noppawan Sawang will be the President, Treasurer, Secretary, Sole Director, and Sole Shareholder (100%). **Noppawan Sawang** will remain as the **Manager of the Liquor license**. Premises will remain the same at **522 Pleasant Street**.

Application has been advertised; Abutters’ Notification Not Required

Present: No One Was Required to Appear

Mr. Nanopoulos informed the Board that this was simply a transaction between a husband and wife as a result of a divorce settlement, in which the wife was granted possession of the restaurant and liquor license.

Voted: Commissioner Almeida made a motion to approve the petition as presented and to forward the application to the Alcoholic Beverages Control Commission for their approval. – **Unanimous**

VOTED: Commissioner Almeida made a motion to take up **Item #’s 3-5** at one time; waive reading; and approve the applications as presented – **Unanimous**

*** **Special One-Day Licenses (3)** ***

3. APPLICATION, (No Representation Required) – “LATE FILE”

New Bedford Whaling Museum, Joclyne Nunes, Representative, who is requesting approval of an application for a **Special Wine & Malt Only Beverages License** for a ‘Sailor Series Reception’; to be held at the **New Bedford Whaling Museum**, located at **18 Johnny Cake Hill**; and to be held on **Thursday, February 27, 2020, from 6:00 p.m. until 7:00 p.m.**

4. APPLICATION, (No Representation Required) – “LATE FILE”

New Bedford Whaling Museum, Joclyne Nunes, Representative, who is requesting approval of an application for a **Special Wine & Malt Only Beverages License** for a ‘Sailor Series Reception’; to be held at the **New Bedford Whaling Museum**, located at **18 Johnny Cake Hill**; and to be held on **Tuesday, April 14, 2020, from 6:00 p.m. until 7:00 p.m.**

5. APPLICATION, (No Representation Required) – “LATE FILE”

New Bedford Whaling Museum, Joclyne Nunes, Representative, who is requesting approval of an application for a **Special Wine & Malt Only Beverages License** for a ‘Sailor Series Reception’; to be held at the **New Bedford Whaling Museum**, located at **18 Johnny Cake Hill**; and to be held on **Tuesday, May 12, 2020, from 6:00 p.m. until 7:00 p.m.**

- **CORRESPONDENCE**

--NONE--

- **COMPLAINTS RECEIVED:**

--NONE--

- **DOWNTOWN DISTURBANCES**

Tuesday, 12/3/19 - #19-130381 - 8:03 p.m. - Disruptive male reported refusing to leave **Pour Farm**. Gone when police arrived.

Wednesday, 12/4/19 - #19-13076 - 6:44 p.m. - Female walked out of **Greasy Luck** without paying bill.

Saturday, 12/7/19 - #19-131601 - 1:50 a.m. - Male arrested outside **Greasy Luck** for possession of an open container on a public way.

Saturday, 12/21/19 - #19-136408 - 1:49 a.m. - Detail officer called for help dispersing large crowd outside **Greasy Luck**.

Saturday, 12/28/19 - #19-138516 - 12:28 a.m. – Intoxicated male placed in protective custody after disturbance outside of **Greasy Luck**.

Sunday, 12/29/19 - #19-138911 - 2:01 a.m. – Fight suppressed outside **Pour Farm**.

- **REVIEW POLICE DEPARTMENT INCIDENT REPORTS/ COMPLAINTS**

| <u>NAME</u> | <u>POLICE REPORT#</u> | <u>DATE</u> | <u>VIOLATION</u> |
|----------------------------|-----------------------|-------------|---|
| 1. Doug’s House of Harmony | #20 – 6 – OF | 01/01/20 | Altercation in Parking Lot/Patron Assaulted with A Bat (Approximate Time of Violation 2:22 a.m.) |

Decision: The Board voted unanimously to receive the report and place it on file.

| | | | |
|-------------------|------------|----------|---|
| 2. Whiskey Lounge | #20-437-OF | 01/11/20 | Patron Assaulted on the Premises (Approximate Time of Violation 11:00p.m.) |
|-------------------|------------|----------|---|

Decision: The Board voted unanimously to receive the report and place it on file.

- **Liquor License Renewals For 2020 (Informational Only)**

The Licensing Board herewith submits a report to you of all the Liquor License Renewals for 2020 by category and totals per, as amended.

Licenses classified as follows were issued and signed by the Board in the month of December 2019:

| | |
|--|------------------------------------|
| Common Victualler---All Alcoholic | 85 (1Did Not Renew/1 New License) |
| Common Victualler---Wine & Malt (6 Days) | 2 |
| Common Victualler---Wine & Malt (7 Days) | 17 (1 Did Not Renew/1 New License) |
| General on Premise ---All Alcoholic | 14 |
| Clubs---All Alcoholic | 24 |
| Retail Package Stores---All Alcoholic | 22 |
| Retail Package Stores---Wine & Malt | 17 (1 New License) |
| Innholder All- Alcoholic | 2 |
| Farmer – Winery Pouring Permit | 0 (1 Did Not Renew) |
| TOTAL=183 (Even) | |

There were Three (3) new licenses issued in 2019:

- ❖ **Celia's Restaurant, LLC, 700 Kempton Street – 02/05/19**
(CV W & M Only – Lic. # 04655-RS-0778)
- ❖ **Airport Grille, LLC d/b/a Airport Grille, 1569 Shawmut Avenue - 10/03/19**
(CV AA – Lic. # 05224-RS-0778)
- ❖ **New England Farms, Inc. d/b/a New England Farms, 207-209 Theodore Rice Blvd. – 12/11/19**
(RPS W & M Only – Lic. # 89704-PK-0778)

There were Three (3) Licenses that were not renewed for 2020:

- ❖ **Restaurant Partners, LLC d/b/a Airport Grill, CV AA, 1569 Shawmut Avenue, Licensee Decision** – License was surrendered back to the City, as a result of the lease the city expiring.
(Lic. # 00218-RS-0778) – SUR. - 08/19/19
- ❖ **The White Rose, LLC d/b/a Sam Potter's Roast Beef, CV W & M Only, 760 Purchase Street, Licensee Decision** – License was surrendered back to the City as a part of a foreclosure action by the NBEDC, Travessia will be applying for the license in January.
(Lic. # 03670-RS-0778) – SUR. – 07/01/19
- ❖ **Travessia (Travessia, LLC d/b/a), (Farmer Series Winery Pouring Permit) 760 Purchase Street, Licensee Decision** – Planning on opening a wine bar on Union Street in 2020, with an acquired CV W & M License formerly licensed to Sam Potter's Roast Beef (See Above), which was surrendered back to the City.
(Lic. # 00220-PP-0778)

There were 183 licenses issued for 2020 of which the following ten (10) licenses are currently inactive:

1. **Allen Street Convenience, Inc.** – RPS W & M – Transfer Pending
2. **David's Restaurant (J.M.E. Enterprises, Inc. d/b/a)** – CVW & M - On Going Renovations/Late January Opening
3. **Franklin Hospitality Corp.** – CVAA – Project Planned for 2020
4. **Horta's Fish Market, Inc.** – CV W & M – Sale Pending
5. **Mi Antojo Mexican Rest, (El Mexicano, Inc. d/b/a)** – CVAA – License for Sale
6. **The Edge Seafood Rest. & Bar (The Edge Hospitality d/b/a)** – CV AA – Sale Pending
7. **The Noodle Bowl (Noodle Bowl New Bedford, LLC)** – CV W & M Only – Transfer Pending
8. **Toussaint Restaurant (Agua de pau Restaurant, Inc. d/b/a)** – CVAA – License for Sale (License held by the NBEDC, as a result of a foreclosure.)
9. **Union Flats Seafood Co. (Union Flats Seafood, LLC d/b/a)** – CVAA – On Going Renovations, (Early February Opening Planned)
10. **Ying Dynasty (Ying Dynasty Nauset, LLC d/b/a)** – CVAA – On Going Renovations (Early April Opening Planned)

Note: There were 15 inactive licenses at the start of 2019.

- **NEXT TWO MEETING DATES: March 2nd (Re-Scheduled from February 24th - Lack of Quorum) & March 23rd both on Monday nights in the Ashley Room (120) - Approved**
- **MEETING ADJOURNED: 7:10 p.m.**