

REQUIRED: Steven A. Beuregard, Chairman**Marcelino “Sonny” G. Almeida, Commissioner****Edmund F. Craig, Jr., Commissioner****Atty. Kreg Espinola, Asst. City Solicitor****Capt. Adelino Sousa, Police Department Liaison to the Lic. Bd.****Nick Nanopoulos, Director****MOTION TO ACCEPT THE MEETING MINUTES OF March 26, 2018****APPROVALS RECEIVED FROM THE ALCOHOLIC BEVERAGES CONTROL COMMISSION:****Change of Officers, Directors, & Manager - Trans. # 00095-CL-0778 – Plot # 106--137**

Clube Ponta Delgada, Inc., Jose Pacheco, President (new), who is petitioning for a **Change of Officers, Directors, and Manager, of the Club All Alcoholic Beverages license**. The petitioner is requesting that the resignations of the current slate of Officers and Directors currently on file with the Alcoholic Beverages Control Commission be accepted, and be updated as follows, per the Commission’s directive of 09/30/14 regarding “Club” licenses. Upon approval, Jose M. Pacheco will be the President, Carlos Magalhaes will be the Vice-President, Jose DaCosta will be the Treasurer, and Jose Simas will be the Secretary; and Robert Lopes, Desiderio Frias, Gonacalo Santos, and Jose DaCosta will all be Co-Directors. The ‘Club’ is also requesting the approval of **Walter Gibau, Jr.**, who resides at **1520 Purchase Street, N.B., MA. as their New Manager**. Premises will remain the same at **61-65 Madeira Avenue**.

Approved By ABCC – 03/26/18

Rec’d 04/10/18 – A letter from Atty. Christopher Markey, requesting that the vote by the Board on 03/26/18 to approve the transfer of the liquor license assigned to Columbus Group, LLC to NB Hotel, LLC be reconsidered, and the application be withdrawn without prejudice. **NOTE:** New application will be submitted at a later date.

1. Petition - Trans. # 00084-RS-0778 – Plot # 46--32

Columbus Group, LLC d/b/a Columbus Restaurant, Xiaohui Yang, Manager of the LLC, who is petitioning to **transfer a Common Victualler (Restaurant) All Alcoholic Beverages License to NB Hotel, LLC d/b/a New Bedford Harbor Hotel**, who is also requesting the following approvals: a **Change of License Type from a Restaurant license to a Hotel license, a Change of Location from 218 Union Street to 218-222 Union Street; as well as the approval of a Management Agreement with NB Hotel MT, LLC**. Upon approval, **Xiaohui Yang aka Shiawee Yang** will be a Co-Member, Co-Manager, and Co-Interest Holder (36%) in the LLC, and **New Bedford Urban Renaissance II, LP** will also be a Co-Member, Co-Manager, and Co-Interest Holder (64%) in the LLC; and **Dewan Kashem** is the **Proposed Manager of the Liquor License**. Upon completion of the ongoing renovations, the proposed ‘Boutique Hotel’ will consist of an area approximately 5,000 sq. ft., on the first floor of a five - story building, which will include a Dining and Bar area, Kitchen area, and Hotel Lobby and Registration Desk area, and two Restrooms; there will also be an additional area approximately 2,741 sq. ft., also on the first floor of a five - story building, which is contiguous to the dining area on the east side of the first floor area and will be used as a meeting and function area, and will have a portable bar and two Restrooms.

Alcohol will also be served in the sixty-eight (68) rooms located on floors 2-5; there will also be an area for the storage of alcohol in the basement.

The ‘hotel’ side of the licensed premises will have one (1) entrance/exit in the front of the building onto Union Street, and an emergency exit located in the rear of the building on the south side of the building, as well as two (2) entrances/exits into a common area, in which the hotel elevator is located, which will have two additional emergency exits; The function side will also have one (1) entrance/exit in the front of the building onto Union Street, and an emergency exit located in the rear of the building on the south side of the building, as well as two (2) means of egress by way of the common area and from the hotel side of the premises. The premises is situated on the south side of Union Street, on the corner of Union and Pleasant Streets, and **numbered 218-222 Union Street**.

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

Application has been advertised; Abutters have been notified.

Voted: On a motion by Commissioner Almeida, the Board voted unanimously to approve the petition as presented and to forward the application to the Alcoholic Beverages Control Commission for their approval; with the following stipulations:

1. That Mr. Kashem appear before the Board at its 04/23/18 meeting for final approval as manager;
2. and that Mr. Kashem submit 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 staff be 'certified' as well, with copies of their certifications to be kept on file for review, if needed. – **Unanimous**

2. Petition - Trans. # 00084-RS-0778 – Plot # 46--32

Columbus Group, LLC d/b/a Columbus Restaurant, Xiaohui Yang, Manager of the LLC, who is requesting the approval of **Dewan Kashem**, who resides at **21 Pomeroy Road, North Reading, MA, as their new manager**; the licensee is also requesting a **Change of d/b/a from Columbus Restaurant to New Bedford Harbor Hotel**. The premise, which will remain the same, is situated on the south side of Union Street, on the corner of Union and Pleasant Streets, and will remain **numbered 218 Union Street**. Final approval will require a **'Certificate of Inspection'** from the **Building Department**, a new **'Food Permit'** from the **Health Department**, a copy of **'Proof of Liquor Liability'**, and a copy of a **current 304 Certificate**.

3. Petition - Trans. # 00147-CL-0778 – Plot # 106--141

Society of Senhor Da Pedra, Inc., 81 Tinkham Street, is requesting the approval of **Mario J. Almeida**, who resides at 12 Dudley Street, New Bedford, MA., **as their new manager**.

4. Petition - Trans. # 00062-RS-0778– Plot # 16--1

First Base Café, Inc., Richard F. Perzentz, President, who is requesting a **Change of Officer, Director, Stockholder, Manager and a Transfer of Corporate Stock** of the **Common Victualler (Restaurant) All Alcoholic Beverages License**. Richard F. Perzentz is petitioning to allow the transfer of all his corporate shares (100 Shares); and to accept his resignation as the Sole Officer, Director, Manager, and Stockholder in the corporation. Upon approval, Emanuel M. Ramos will be the President, Treasurer, Secretary, Sole Director, and Sole Shareholder (100%); **Emanuel M. Ramos** is also the **Proposed Manager of the Liquor License**. The previously approved description will remain the same as follows: The licensed premise consists of two (2) rooms and a kitchen in an area approximately 2,000 sq. ft. on the first floor of a three-story building with stock in the cellar. The premises is situated on the southwest corner of Cove and Ashley Streets and is numbered **38-42 Cove Street**.

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

Application has been advertised; Abutters notification not required.

5. Petition - Trans. # 00054-CL-0778– Plot # 936—92 - "Application Incomplete" – Table to May

Club Recordacoes de Portugal, Inc., Ezelino Quadros, New President, who is petitioning for a **Change of Officers and Directors of the Club All Alcoholic Beverages license**; as well as **petitioning to Alter the Description of the Premises to include the basement level of the premises; an area that was previously licensed but was taken off the license in 2013**. The petitioner is requesting that the resignations of the current slate of Officers and Directors currently on file with the Alcoholic Beverages Control Commission be accepted, and be updated as follows, per the Commission's directive of 09/30/14 regarding "Club" licenses. Upon approval, Ezelino Quadros will be the President and a Co-Director, Bento Rocha will be the Vice-President and a Co-Director, Abel M. DaSilva will be the Treasurer and a Co-Director, Doris M. Ganihlo will be the Secretary and a Co-Director, and Mario Sousa will be the Asst. Clerk and Co-Director. Upon approval, the license will be amended to include the 4,089 sq. ft., basement area, which will include a dining hall and bar area; as well as a kitchen, a walk-in cooler, two restrooms, and a member's locker room. There will be two entrances/exits along with a stairway to the existing second floor area. **Ricardo Martins** will remain as **Manager**. Premises will remain the same at **249-253 Coggeshall Street**.

Final approval will require a **'Approval'** from the Building Department

Application has been advertised; Abutters have been notified.

6. Petition - Trans. #00025-RS-0778– Plot # 103--292 (No Representation Required)

Olivia Anne, Inc. d/b/a The Pub, Robert J. Faria, Jr. who is petitioning to **transfer a Common Victualler All Alcoholic Beverages License** to **Olivia Pearl, LLC d/b/a The Bar**. Upon approval, Robert J. Faria, Jr. will be the Sole Member, Sole Manager, and Sole Interest Holder (100%) of the LLC. **Robert J. Faria, Jr.** is also the **Proposed Manager of the Liquor License**. The previously approved description will remain the same as follows: The licensed premises consists of an area approximately 4,800 sq. ft., which consists of two rooms with a bar area and dining area, a kitchen, and two (2) restrooms on the first floor of a two-story building; with stock on the first floor and in the basement.

*****Needs DOR Certificate of Good Standing*****

There is a main entrance/exit onto Dartmouth Street, and two emergency exits onto Rivet Street, and is **numbered 266-268 Dartmouth Street.**

Final approval will require a ‘**Change of Tenant**’ from the Building Department; as well as change of corp. name on Food Permit.

Application has been advertised; Abutters notification not required.

7. Petition - Trans. #00093-CL-0778– Plot # 106--185 (No Representation Required)

Panthers Athletic and Social Club, Inc., Jeffery Baker, President, who is petitioning for a **Change of Officers and Directors of the Club All Alcoholic Beverages license**. The petitioner is requesting that the resignations of the current slate of Officers and Directors currently on file with the Alcoholic Beverages Control Commission be accepted, and be updated as follows, per the Commission’s directive of 09/30/14 regarding “Club” licenses. Upon approval, Jeffery Baker will be the President and a Co-Director, Gary Wunschel will be the Vice-President and a Co-Director, Louis Leblanc will remain as the Treasurer and be a Co-Director, and Alberto Andrade will be the Secretary and a Co-Director. **Jeffery W. Baker** will remain as the **Manager**. Premises will remain the same at **43-45 Madeira Avenue.**

(Neither Advertisement nor Abutters Notification Required.)

Tabled At 03/26/18 Meeting

8. Hearing: CUVE Wine, LLC

d/b/a Crush New Bedford

Mr. Kristen Vasilev, Majority Owner

801 Purchase Street

“Closed/Licensee Decision” – 09/05/17

Prior Renewal Hearings: (1)

You are **hereby ordered** to appear at a hearing to determine the status of your annual liquor license for the year 2018. The hearing is also being held at the request of the members of this Board to discuss your plans for your liquor license for the year 2018 prior to this Board considering approval of your 2019 renewal application.

If warranted, the Board may cancel the license of any license holder who “ceases to conduct the licensed business” that is, *any license holder who closes the business or stops doing business*. Licensees should be conducting the licensed business on all days authorized by the license. Any licensee that does not comply with its obligation to conduct the licensed business and holds a so-called “pocket License” is subject to possible action by the Board.

Notice is given in accordance with Massachusetts General Laws Chapter 138, section 77, which states that the licensing authorities may, after hearing or reasonable opportunity therefore, cancel any license issued under this chapter if the licensee ceases to conduct the licensed business.

You **must submit** to the Board that evening, a letter stating your intentions regarding the license that has been issued to you detailing either an opening date, plans to transfer, or change of location, as it applies to your situation.

Please Be Advised that failure to appear before this Board as requested **will result** in “Automatic Revocation” of your Retail Package Store Wine & Malt Only License.

Tabled At 11/30/17 Meeting

9. Hearing: Ramon D. Silva Enterprises, LLC

d/b/a “Union City”

Mr. Ramon D. Silva, Manager/Owner

248-250 Union Street

Closed 11/16/15 – Licensee Decision

Prior Renewal Hearings: (6)

Your presence is respectfully requested at a hearing to determine the status of your annual liquor license for the year 2018. The hearing is also being held at the request of the members of this Board to discuss your plans for your liquor license for the year 2018 prior to this Board considering approval of your 2019 renewal application.

If warranted, the Board may cancel the license of any license holder who “ceases to conduct the licensed business” that is, *any license holder who closes the business or stops doing business*. Licensees should be conducting the licensed business on all days authorized by the license. Any licensee that does not comply with its obligation to conduct the licensed business and holds a so-called “pocket License” is subject to possible action by the Board.

Notice is given in accordance with Massachusetts General Laws Chapter 138, section 77, which states that the licensing authorities may, after hearing or reasonable opportunity therefore, cancel any license issued under this chapter, if the licensee ceases to conduct the licensed business.

11/30/17 Written Decision

Present: Mr. Ramon D. Silva, Owner

As a result of the open hearing held on November 20, 2017 to determine the status of your annual liquor license for the year 2017, the Board voted unanimously to table the matter until this Board's March 26, 2018 meeting. The Board also voted unanimously to renew your Common Victualler All Alcoholic Beverages license for 2018 with the following stipulations: To notify and put the current Licensee, who is the holder of an inactive license on notice that he has **until March 1, 2018 to initiate one (1) of the following two (2) options prior to this date:**

- 1.) Submit paperwork for a Change of Location and a date certain for the opening of premises;
- 2.) Submit paperwork for the Sale and Transfer of the license to a new owner.

If you fail to initiate one of the two options stated above prior to this date, you will be required to appear before this Board once again, at which time the Board may consider revoking your license for non-use.

The Board's decision was based on the information that you provided to the Board, in which you stated that you may either find a suitable location for a bar or restaurant, or sell the license outright.

If an application for either a transfer of license or a change of location is submitted by March 1, 2018, you will not be required to appear as notified.

If you fail to submit an application as requested, you will be required to appear before this Board once again, at which time the Board will consider revoking your license for non-use.

Please Be Advised that failure to appear before this Board as requested will result in the "Automatic Revocation" of your Common Victualler All Alcoholic Beverages License.

10. APPLICATION, (No Representation Required)

Richard Torres, who resides at **43 Cedar Cove Lane, Swansea, MA**, is requesting approval of an application for a 'New' **Motor Vehicle Auto Body Repair Shop license for Empire Ford of New Bedford, Inc.** The previously approved licensed premises consists of a concrete and steel building, which includes a show room, offices, repair garage, and storage area; with an outside area approximately 99,000 square feet, which is blacktopped. The building also includes a self contained spray booth with a filtration system. The facility, which was previously approved for **Priming, Painting, and Spraying**, and is situated on the west side of Mt. Pleasant Street, between Buchannan and Nauset Streets, and is numbered **395 Mt. Pleasant Street**.

Note: Site was previously licensed to **Ashley Ford Sales, Inc. (New Owner Application)**

Final approval of the Motor Vehicle Auto Body Shop License will require a '**Change of Tenant**' from the **Office of Inspectional Services**, and a **copy of their RS#**.

*****Special Permit Is Pending*****

11. APPLICATION, (No Representation Required)

Richard Torres, who resides at **43 Cedar Cove Lane, Swansea, MA** is requesting approval of an application for a **Motor Vehicle Class I (New Car Dealer) License for Empire Ford of New Bedford, Inc**, with premises situated at **395 Mt. Pleasant Street**. Ford warranty repairs will be made on the premises.

Note: Site was previously licensed to **Ashley Ford Sales, Inc**, and was previously for the display of **Thirty-Six (36) cars** by the Office of Inspectional Services. **(New Owner Application)**

Final approval of the Motor Vehicle Class II License will require a '**Change of Tenant**' from the **Office of Inspectional Services**, and a **\$25,000.00 Bond**.

*****Special Permit Is Pending*****

12. APPLICATION, (Representation Required) – "NEW LOCATION"

Cinco De Mayo Celebration Committee, Javier Rojas, Representative, who is requesting pre-approval of an application for a **Special One Day All Alcoholic Beverages License**, for their '**11th Cinco De Mayo Celebration**', to be held '**on South Second Street**' between Nelson and South Second Street; and to be held on **Saturday, May 5, 2018**, from **12:00 p.m. until 11:00 p.m. (Last call at 10:30 p.m.)**

(Liquor Liability with the City named as additionally insured on certificate is required along with a copy of the Police Detail Contract)

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

DNB, Inc., Jason Lanagan, President, who is requesting approval of an application for a **Special One-Day Wine & Malt Only Beverages License** for a “Lecture”; to be held at the **New Bedford Whaling Museum**, located at **18 Johnny Cake Hill**; and to be held on **Wednesday, April 25, 2018, from 6:00 p.m. until 8:00 p.m.**

14. APPLICATION, (No Representation Required)

Buttonwood Park Zoological Society, Inc., Michelle Gomes, Representative, who is requesting approval of an application for a **Special One-Day Wine & Malt Only Beverages License** for a ‘Mother’s Day Brunch’, to be held within the **Buttonwood Park Zoo**; and to be held on **Sunday, May 13, 2018, from 11:00 a.m. until 1:00 p.m.**
(Final approval will require Liquor Liability with the City of New Bedford named as additionally insured.)

15. APPLICATION, (No Representation Required)

Buttonwood Park Zoological Society, Inc./Fun 107, Michelle Gomes, Representative, who is requesting approval of an application for a **Special One-Day Wine & Malt Only Beverages License** for a Red, White, & Brew @ the Zoo Beer Festival’, to be held within the **Buttonwood Park Zoo**; and to be held on **Friday, May 18, 2018, from 5:30 p.m. until 9:00 p.m.** *(Final approval will require Liquor Liability with the City of New Bedford named as additionally insured; along with a copy of the Police Detail Contract) - 21+ Event*
****NO CHANGES, AS PREVIOUSLY APPROVED****

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

New Bedford Whaling Museum, Audrey Spina, Representative, who is requesting approval of an application for a **Special One-Day Wine & Malt Only Beverages License** for a “Jacob’s Family Award’s Dinner”; to be held at the **New Bedford Whaling Museum**, located at **18 Johnny Cake Hill**; and to be held on **Thursday, May 18, 2018, from 6:00 p.m. until 9:30 p.m.**

17. APPLICATION, (No Representation Required)

Friendly Sons of St. Patrick, Inc., Timothy Murray, Representative, who is requesting approval of an application for a **Special One Day Wine & Malt Only Beverages License** for their ‘12th Annual Taste of the Southcoast’, which will be held under a tent on **Pier 3**; and to be held on **Sunday, May 20, 2018 from 12:00 p.m. until 5:00 p.m.**
*(Liquor Liability with the City named as additionally insured on certificate is required along with a copy of the Police Detail Contract) **NO CHANGES, AS PREVIOUSLY APPROVED***

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

Your Theatre, Inc., Eric Paradis, Representative who is requesting approval of an application for a **Special One Day All Alcoholic Beverages License** for the ‘New Bedford Jazz Fest 2018’ to be held on **Pier 3**, and to be held on **Saturday, June 9, 2018 from 2:00 p.m. until 7:00 p.m.** ***** A Security Plan has been submitted.***** *(Liquor Liability with the City named as additionally insured on certificate is required along with a copy of the Police Detail Contract)*
****NO CHANGES, AS PREVIOUSLY APPROVED****

19. APPLICATION, (No Representation Required)

The Standard Times, Michelle Coombs, Representative, who is requesting approval of an application for a **Special One-Day All Alcoholic Beverages License** for a “An Emerging Leader-Recognition Event”; to be held at the **New Bedford Whaling Museum**, located at **18 Johnny Cake Hill**; and to be held on **Wednesday, June 13, 2018, from 5:30 p.m. until 7:30 p.m.**

20. APPLICATION, (No Representation Required)

Society of Senhor da Pedra, Inc./Holy Ghost Society, Meghan DaRosa,, Representative, who is requesting approval of an application for a **Special One-Day All Alcoholic Beverages License** for a ‘Fundraiser/Holy Ghost Society Feast’, to be held in **Webster Court (Senhor da Pedra Parking Lot)**, located at **81 Tinkham Street**; and to be held on **Saturday, June 16, 2018, from 6:00 p.m. until 11:45 p.m. and Sunday, June 17, 2018 from 6:00 p.m. until 11:00 p.m.**
(Final approval will require a copy of the Police Detail Contract)
****NO CHANGES, AS PREVIOUSLY APPROVED****

21. APPLICATION, (No Representation Required)

Irmandade Do Divino Espirito Santo Do Pico, Inc., Manuel Da Fonte, Representative, who is requesting approval of an application for a **Special One-Day All Alcoholic Beverage License** for a ‘**Fundraiser/Summer Festival**’ celebration to be held in the **Association Parking Lot, located at 2056 Acushnet Avenue; and to be held Friday, June 22, 2018, from 5:00 p.m. until 11:00 p.m., Saturday, June 23, 2018, from 4:00 p.m. until 11:00 p.m., and Sunday, June 24, 2018, from 12:00 p.m. until 10:00 p.m. (Final approval will require a copy of the Police Detail Contract)**

****NO CHANGES, AS PREVIOUSLY APPROVED****

22. APPLICATION, (No Representation Required)

The Schwartz Center for Children, Beatrice Oliveira, Representative, who is requesting approval of an application for a **Special One Day All Alcoholic Beverages License** for a ‘**Fishing for a Cause Tournament Fundraiser**’ to be held at **Marine Park on Pope’s Island (under a tent); and to be held on Saturday, June 23, 2018 , from 5:00 p.m. until 10:00 p.m. (Liquor Liability with the City named as additionally insured on certificate is required along with a copy of the Police Detail Contract) **NO CHANGES, AS PREVIOUSLY APPROVED****

23. APPLICATION, Representation Required) – “LATE FILE”

Food Truck Festivals of America/City of New Bedford, Paige Grinnell, Representative, who is requesting approval of an application for a **Special One Day Wine & Malt Only Beverages License** for the ‘**2nd Annual New Bedford Food Truck Festival**’ to be held at **Fort Taber Park on the Great Lawn; and to be held on Saturday, July 21, 2018, from 11:00 p.m. until 5:00 p.m. (Last Call at 4:30 p.m.). *** A Security Plan has been submitted.*****

(Liquor Liability with the City named as additionally insured on certificate is required along with a copy of the Police Detail Contract) **NO CHANGES, AS PREVIOUSLY APPROVED**

24. APPLICATION, (No Representation Required)

Society of Senhor Da Pedra, Megan DaRosa, Feast President who is requesting approval of an application for a **Special One Day All Alcoholic Beverage License** for a ‘**Fundraiser/ A Feast of Senhor Da Pedra**’ to be held on the **Madeira Field – Stands 1 & 2, located on Madeira Avenue; and to be held on Friday, August 17, 2018 from 6:00 p.m. until 11:45 p.m., Saturday, August 18, 2018 from 6:00 p.m. until 11:45 p.m., and Sunday, August 19, 2018 from 2:00 p.m. until 11:00 p.m. (Liquor Liability with the City named as additionally insured on certificate is required along with a copy of the Police Detail Contract) **NO CHANGES, AS PREVIOUSLY APPROVED****

Tabled At 03/26/18 Meeting**25. Hearing: Cassandra, Inc.**

d/b/a Redwood Saloon

Mr. Robert A. Faria, Jr., Manager

1566 Cove Road

Your presence is requested at a hearing to determine whether you have violated certain provisions of M. G. L., Alcoholic Beverages Control Commission Regulations, and Licensing Board Rules and Regulations, as reported by the City of New Bedford Police Department. Based on our findings, the Licensing Board may take action to modify, suspend, revoke, or cancel your license. If warranted, a roll back of hours may also be considered.

The potential violations are as follows:

Violations: Massachusetts General Laws Chapter 138, sections 12, 33-

In no event may sales be made between 2:00 a.m. and 8:00 a.m.

Violations: Alcoholic Beverages Control Commission Regulation 204 CMR 2.05: (2)-

States no licensee shall permit any illegality to occur on the licensed premises. The licensee is responsible, whether present or not, for ensuring that no disorder, disturbance, or illegality takes place in or on a licensed premises.

Licensing Board Regulation No. 19-

Within 15 minutes after closing, all glasses, bottles or containers used for drinking purposes shall be cleaned of the tables & bar, no alcoholic beverages shall be consumed at the expiration of 15 minutes after closing (2:15 a.m.). All Customers must leave the premises no later than 30 minutes after closing (2:30 a.m.).

Summary of Incident Report #1

Police Department Incident Report states that an Officer while on routine patrol observed a number of parked motor vehicles in the lot on which the business sits, well after the closing time stipulated by the Licensing Authority. Upon exiting his cruiser and walking a distance of approximately 20 or so feet, the Officer immediately noted loud music emanating from the interior of the business.

When the officer attempted to enter the establishment, he found the door to be locked.

The Officer then returned to his cruiser to file a report with regard to the activity he observed. A few moments later he observed a male exit the establishment who was known to him from prior dealings; when asked by the Officer if he was an employee of the establishment, the male stated that he was not; and the Officer noted the odor of an alcoholic beverage upon the male's breath but he couldn't put a time of his last drink.

The Officer once again attempted to gain access to the establishment through the door the male had just exited but once again he found it to be locked. The Officer then returned to his cruiser and ran the plates that were still in the parking lot, which included that of Robert Faria of Fairhaven, who he believed to be the manager of the establishment.

After speaking to one other male who exited the establishment who stated that he was there to help his friend who owned the business, the Officer made no further attempt to enter the establishment and could not say whether any other infractions existed with regard to this incident. The Officer cleared the scene at 3:27 a.m. at which time there were still patrons within the establishment.

Date and time of alleged violations: Sunday, February 4, 2018 @ approximately 3:27 a.m.

Police Report # 18-1451-OF

Summary of Incident Report #2

Police Department Incident Report states that Officers while on routine patrol observed 4 motor vehicles parked in the parking lot of the Redwood Saloon. And as he pulled up into the parking lot and exited his vehicle, he could hear that the Jukebox was still on.

As one of the Officers tried to raise the individuals in the bar by banging on the window, the Officer informed the other Officer that he could hear glass bottles and glasses being moved inside the bar.

Upon banging on the front door, the Officers were let in by the bartender and observed approximately 7 people standing around the bar but there was no liquor at the bar at the time they entered.

The Reporting Officer noted in his report that a few weeks prior the bar had been written up for the same situation by a different Officer. Please be advised, failure to appear at this meeting will result in immediate suspension of your liquor license until this matter is resolved.

Date and time of alleged violations: Friday, February 16, 2018 @ approximately 2:33 a.m.

Police Report #s 18--1953 - OF

Tabled At 03/26/18 Meeting**26. Hearing: Cassandra, Inc. d/b/a Redwood Saloon**

Mr. Robert A. Faria, Jr., Manager

1566 Cove Road

Your presence is requested at a 'Public Hearing' to determine whether a roll back (decrease) of hours is warranted as a result of violations of certain provisions of M.G.L., ABCC Regulations, and Licensing Board Rules and Regulations, as a result of incidents reported by the New Bedford Police Department. This roll back (decrease) of hours could affect the hours in which you will be allowed to be open.

The local licensing authority, may after proper notice, hold a hearing to determine whether a roll back of hours is warranted, on the basis of frequency of arrests, disturbances, and incidents requiring police involvement inside or outside the licensed premises; this decision is one that is not appealable to the Alcoholic Beverages Control Commission or to the superior court. (As noted in Chapter 138, sec. 12 -)

27. Hearing: Jalice Café, Inc.

Mr. Derick Pina Goncalves, Manager
1468 Acushnet Avenue

Your presence and that of **Jesus Berrios** is requested at a hearing to determine whether you have violated certain provisions of M.G. L (204 CMR 2.05 (2) and Licensing Board Regulations (10, 11, & 12-) for an incident that occurred at your establishment on March 10, 2018. The report indicates that a fight and subsequent stabbing occurred in the bathroom and that you were struck in the head with a beer bottle during the incident. Additionally, one of the patrons involved in the incident was determined by the police to be intoxicated.

The board will hear testimony and decide whether you have violated any rules and regulations, and if so, will act on your license.

Police Report #'s 18-2959-OF & 18-678-AR

28. Hearing: Cork County, Inc. d/b/a Slainte Irish Pub & Grille

Mr. Barry W. Flynn, Manager
34 Union Street

Your presence, as well as **Michael Tavares and Danny Furtado**, is requested at a hearing with regard to a police report (18-790-AR) received on an incident that occurred in the front of your establishment on March 23, 2018. The report indicates that police were called to the scene because of a fight that was suppressed prior to their arrival.

It is the initial incident that occurred prior to the police arriving that is of concern to the board. The board has viewed the video of the incident, and as such, have great concerns as to how the situation was handled by your staff.

Subsequently, this office has received four additional reports (18 – 3462-OF, 18 – 4178-OF, 18 – 978-AR, & 18 – 946-AR) that the board will be addressing at this hearing as well. (Notice Sent 04/09/18)

- **CORRESPONDENCE**

In Ordinance Committee April 17, 2018**WRITTEN MOTION re amending Chapter 15, Article VI**

3. WRITTEN MOTION, Councilors Rebeiro, Abreu, Dunn, Carney, Martins, Council President Lopes, and Councilors Morad and Gomes, requesting that the Committee on Ordinances amend Ch. 15 Article VI – Planning Board Licenses and Permits, Section 15-100 Outdoor Café Permits, to allow year round outdoor dining with placement of seating and tables as well as any legal accompaniments to the standing establishments; and further that this matter be heard when the Committee reviews the newly submitted Outdoor Café Permit Ordinance. (Ref'd 12/14/17 by City Council)

Note: A written response was submitted the Ordinance Committee Chairman on 04/23/18 by Director of the licensing Board.
(Copy On File)

*****LATE FILE****

- **COMPLAINTS RECEIVED:**

04/20/18 – Mi Antojo Mexican Restaurant, 601 South Second Street – An anonymous complaint was passed on to this office from a person stating that they would like to put a complaint against the Mexican Restaurant on South Second St. The person is alleging that alcohol is being served to minors; once the restaurant closes they lock themselves inside drinking until 3, 4, 5 AM (minors included). The person did not speak English and did not want to leave a name and number. The person stated that the owner is Javier Rojas.

Action Taken - (04/20/18): Complaint was forwarded to Capt. Sousa with a request that patrols in the area monitor the establishment and maybe have the officers do some walkthroughs later in the night and perform some I. D. Checks.

*****LATE FILE****

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

<u>NAME</u>	<u>POLICE REPORT#</u>	<u>DATE</u>	<u>VIOLATION</u>
1. Euphoria Lounge	18 – 3503-OF	03/25/18	Patron Assaulted On The Premises (Approximate Time of Violation 2:08 a.m.)
2. Red J's Lounge	18 – 864-AR	03/30/18	Bar Fight/Patrons Assaulted (Approximate Time of Violation 1:54 a.m.)

*****All Slainte Police Reports Are Included On Hearing Notice To Be Heard At 04/23/18 Meeting*****

3. Slainte Irish Pub	18 – 3462-OF	03/23/18	Altercation Between Bouncers & Patron (Approximate Time of Violation 12:03 a.m.)
	18 – 945-AR	04/07/18	Intoxicated Patron Placed In Protective Custody (Approximate Time of Violation 12:36 a.m.)
	18 – 946-AR	04/07/18	Intoxicated Patron Placed In Protective Custody (Approximate Time of Violation 12:36 a.m.)
	18 – 4178-OF	04/08/18	Altercation Between Bouncers & Patron (Approximate Time of Violation 11:23 p.m.)
4. Tony's Bar & Grill	18 – 902-AR	04/02/18	Open Container Complaint/Patron on Sidewalk W/ Bottle of Corona (Approximate Time of Violation 1:50 a.m.)
5. Tilia's Café & Rest.	18 – 3537-OF	03/26/18	Altercation Between Owner & Patron (Approximate Time of Violation 10:40 p.m.)
	18 – 3827-OF	04/01/18	Altercation At Closing Time/Patron W/Knife (Approximate Time of Violation 2:07 a.m.)
	18 – 4095-OF	04/07/18	Intoxicated Patron Placed In Protective Custody (Approximate Time of Violation 1:27 a.m.)
6. Mi Antojo Mexican Rest.	18 – 998-AR	04/11/18	Altercation Between Patrons (Approximate Time of Violation 9:23 p.m.)

- **Upcoming Summer Events & Festivals (For Review Only)**

- 12th Annual Cinco De Mayo Celebration – May 5th - **License Applied For – “New Location”
See Item # 12**
- Viva Portugal – May 5th - **License Applied For – “No Changes”**
- 12th Annual Taste of the Southcoast – May 20th - **License Applied For – “No Changes”**
- Irmandade Do Divino Espirito Santo Do Pico – June 22, 23, & 24 - **License Applied For – “No Changes”**
- Day of Portugal – June 15th, 16, & 17th
- 24th Annual United Way Clambake – June 8th
- New Bedford Jazz Fest – June 9th - **License Applied For – “No Changes”**

- Cape Verdean Day Parade – July 7th
 - New Bedford Folk Festival – July 7th & 8th
(March Meeting)
 - New Bedford Food Truck Festival – July 21st – **License Applied For – “No Changes”**
 - Summer Concert Series – July thru Aug.
(May Meeting?)
 - Feast of the Blessed Sacrament (Madeira Feast) – Aug. 2nd, 3rd, 4th, & 5th
(June Meeting?)
 - 13th Annual N. B. Seaport Chowder Festival – Sept. 24th
- **NEXT TWO MEETING DATES:** May 21st & June 25th both on Mondays, in Room 314

 - **MEETING ADJOURNED:**

"In accordance with the Americans with Disabilities Act (ADA), if any accommodations are needed, please contact the Office of the Licensing Board at **508-979-1457**. Requests should be made as soon as possible but at least **48 hours** prior to the scheduled meeting."

The matters listed are those reasonably anticipated by the Chair to be discussed at the meeting. Not all items listed may, in fact, be discussed. Other items not listed may be brought up for discussion to the extent permitted by law.

Massachusetts General Laws, chapter 30A, Section 20(f) requires any person making a video or audio recording of the meeting to notify the Chair at the start of the meeting.