

License Commission Meeting Minutes
4 Green Street, Police Department Conference Room, Newburyport, MA
July 2, 2014

The meeting was called to order at 7:00 P.M.
A quorum was present.

1. Roll Call

In attendance: Joseph Devlin, Craig Holt, Don Zabriskie
Absent: Richard Sharp, Brad Duffin

2. Minutes

June 4, 2014 - **Motion by Craig Holt to move to August, seconded by Don Zabriskie. So voted.**

3. One Day Licenses

1) *Rotary Club of Newburyport Beer & Hot Dogs at the Bed Race*

Representative at meeting: James Kelcourse

Type of License Requested: Beer & Wine

Information discussed about Event: This is an annual event at Yankee Homecoming. Being held at the Tannery Parking lot on Federal Street. They have TIPs servers. They have 12 + volunteer Rotarians who will be at the perimeters. Completely enclosed and monitored. Fundraiser for the Rotary's community projects. July 31, 2014 from 4:30pm to 7:30pm.

Purpose of Event: Proceeds fund the organization's efforts in the community.

License Check-list:

- ☒ Charitable and/or non-profit organization (to benefit)
- ☒ Event to be legally conducted and revenues raised should further goals of organization
- ☒ TIPs certified bartender: Yes
- ☒ Proof of Liability Insurance
- ☒ \$100.00 check
- ☒ Other: Fire Department Sign Off

Motion to approve by Donald Zabriskie, seconded by Craig Holt. So voted.

Votes Cast:

Joseph Devlin: Yes

Craig Holt: Yes

Richard Sharp: Absent

Donald Zabriskie: Yes

Brad Duffin: Absent

2) *Green Strides 1/2 Marathon*

Representative at meeting: Eli Balin

Type of License Requested: Beer & Wine

Information discussed about Event: This year they are changing the finish line and getting recertified. They will be ending in the softball field at Cashman Park. Discussion regarding the size of the area in the softball field for the beer serving/drinking area. Commission suggested no more than 10,000 to 15,000 sf for the alcohol area. Planned staffing is 20 + volunteers, 2 officers, 1 roaming. Commission requested better plan and conditions of police officers. Mr. Balin to send better plan by Aug. 6th for discussion, will be voted on at Sept. 3rd meeting. Tabled.

3) *Newburyport Brewing Company*

Representative at meeting: Chris Webb

Type of License Requested: Beer & Wine

Information discussed about Event: Folk/Bluegrass Festival held June 21, 2014 with approval of chairperson. No incidents, event went smoothly.

Purpose of Event: Proceeds support various local charities.

License Check-list:

- ☒ Charitable and/or non-profit organization (to benefit)
- ☒ Event to be legally conducted and revenues raised should further goals of organization
- ☒ TIPS certified bartender: Yes
- ☒ Proof of Liability Insurance
- ☒ \$100.00 check
- ☒ Other: Fire Department Sign Off

Motion to approve retroactively by Craig Holt, seconded by Don Zabriskie. So voted.

Votes Cast:

Joseph Devlin: Yes

Craig Holt: Yes

Richard Sharp: Absent

Donald Zabriskie: Yes

Brad Duffin: Absent

4) Newburyport Brewing Company Aug. 9, Sept. 6, Oct. 18, 2014

Representative at meeting: Chris Webb

Type of License Requested: Beer & Wine

Information discussed about Event: The Brewing Company is having a Reggae Festival in Aug, Funk/Jam band festival in Sept. and the Fall Coalition of local foods in Oct. The set up will be the same for all events with snow fencing, 1 entry, 1 exit and two food vendors. There is an outdoor pouring station. They have 10 TIPS certified people on site. There will be security guards checking the IDs, and a police detail. They expect only 450 at some events and up to 750 at others. They have not had any problems and no issues with abutters. The commission requested a more detailed diagram for all events.

Purpose of Event: Proceeds support different local charities.

License Check-list:

- ☒ Charitable and/or non-profit organization (to benefit)
- ☒ Event to be legally conducted and revenues raised should further goals of organization
- ☒ TIPS certified bartender: Yes
- ☒ Proof of Liability Insurance
- ☒ \$100.00 check
- ☒ Other: Fire Department Sign Off

Motion to approve the August 9, September 6 and October 18 events together by Don Zabriskie with condition of detailed diagram for all 3 events, seconded by Craig Holt. So voted.

Votes Cast:

Joseph Devlin: Yes

Craig Holt: Yes

Richard Sharp: Absent

Donald Zabriskie: Yes

Brad Duffin: Absent

5) Port Senior Hockey Fundraiser

Representative at meeting: Rob Smith

Type of License Requested: Beer & Wine

Information discussed about Event: This event will be held at the Newburyport Brewing Co. in the parking lot. For the husbands and wives of people affiliated with the Hockey group. Expect about 80 people, no kids. Commission stressed making sure volunteers are checking IDs. The Commission requested a more detailed diagram.

Purpose of Event: Proceeds support Port Senior Hockey.

License Check-list:

- ☒ Charitable and/or non-profit organization (to benefit)
- ☒ Event to be legally conducted and revenues raised should further goals of organization
- ☒ TIPS certified bartender: Yes
- ☒ Proof of Liability Insurance
- ☒ \$100.00 check
- ☒ Other: Fire Department Sign Off

Motion to approve by Joe Devlin with the condition of a new diagram, seconded by Craig Holt. So voted.

Votes Cast:

Joseph Devlin: Yes

Craig Holt: Yes

Richard Sharp: Absent

Donald Zabriskie: Yes

Brad Duffin: Absent

6) City of Newburyport 250th Celebration

Representative at meeting: Mayor Donna Holaday

Type of License Requested: Beer & Wine

Information discussed about Event: This event will take place in the City's Plum Island parking lot. It will be a clambake by Starboard Galley, and hamburgers and hot dogs from Port City Sandwich. Seacoast Tent will be providing the tent, and there will be satellite parking. Part of the parking lot will be fenced. Ticket sales in advance with wristbands. The event will be 12 to 5pm and they expect 750 to 1000 attendees throughout the time. Will have 2 alcohol vendors, Newburyport Brewing Co. and Mill River Winery. The Mayor stressed this is a family event, and it is not about drinking. Have discussed police detail and are still working on a plan. Commission requested the plan show contained area for alcohol and controlled access points. They will have about 30 committee and staff wearing the same T-shirts to be easily identified. The commission asked who would be checking IDs. At the entrance where a police officer will be, they will get a ticket and wristband.

Purpose of Event: Proceeds support the City's 250th Celebration events.

License Check-list:

- ☒ Charitable and/or non-profit organization (to benefit)
- ☒ Event to be legally conducted and revenues raised should further goals of organization
- ☐ TIPs certified bartender: Yes
- ☐ Proof of Liability Insurance
- ☐ \$100.00 check
- ☒ Other: Fire Department Sign Off

Motion to approve by Craig Holt conditioned on receiving a more detailed plan, TIPs, insurance and check, seconded by Donald Zabriskie. So voted.

Votes Cast:

Joseph Devlin: Yes

Craig Holt: Yes

Richard Sharp: Absent

Donald Zabriskie: Yes

Brad Duffin: Absent

7) North End Boat Club Member's Outing

Representative at meeting: Mike Rurak

Type of License Requested: Beer & Wine

Information discussed about Event: This is an annual event for members only. Usually about 200-250 members attend. Tickets are sold in advance. Only members are allowed on the Boat Club property during this event. The area is the side yard to the building, the entrance and exit through the Club. Adults only, no children. Two tents, one for the lobster and clam bake, another for seating and bad weather. 2 TIPs bartenders. Last year they had a police detail and cab service is provided by the Club. The commission requested a diagram.

Purpose of Event: Proceeds support the Club's charitable endeavors.

License Check-list:

- ☒ Charitable and/or non-profit organization (to benefit)
- ☒ Event to be legally conducted and revenues raised should further goals of organization
- ☒ TIPs certified bartender: Yes
- ☒ Proof of Liability Insurance
- ☒ \$100.00 check
- ☒ Other: Fire Department Sign Off

Motion to approve by Craig Holt contingent upon receiving a detailed diagram, seconded by Donald Zabriskie. So voted.

Votes Cast:

Joseph Devlin: Yes
Richard Sharp: Absent
Brad Duffin: Absent

Craig Holt: Yes
Donald Zabriskie: Yes

8) Annunciation Greek Church

Representative at meeting: John Housianitis

Type of License Requested: Beer & Wine

Information discussed about Event: This is the annual Greek Food festival at the beginning of Yankee Homecoming events. They will be serving Friday, Saturday and Sunday. It is a self-contained area and they have not had problems in years past. They have TIPs certified servers. The commission requested a floor plan.

Purpose of Event: Proceeds support the Annunciation Greek Church.

License Check-list:

- ☒ Charitable and/or non-profit organization (to benefit)
- ☒ Event to be legally conducted and revenues raised should further goals of organization
- ☒ TIPs certified bartender: Yes
- ☒ Proof of Liability Insurance
- ☒ \$100.00 check
- ☒ Other: Fire Department Sign Off

Motion to approve by Craig Holt contingent upon receiving a floor plan, seconded by Donald Zabriskie. So voted.

Votes Cast:

Joseph Devlin: Yes
Richard Sharp: Absent
Brad Duffin: Absent

Craig Holt: Yes
Donald Zabriskie: Yes

4. Hearing Transfer of Stock, Change of Manager

Attorney Ray Perkins presented the transfer of stock for Wolfe Tone Enterprises dba Park Lunch. Mike Doyle has been running the Park Lunch since 1977 and Dan Wilmot started working there in 1984. In 1991 Dan became the Operations Manager to this day. Dan has been running the restaurant for the past 23 years. The employees are strongly in favor of this change of ownership. Attorney Perkins provided an amended petition due to a typographical error. They are still waiting on the receipt of Tax Good standing and request the Commission grant the transfer subject to that receipt. They are not planning any modifications and Dan Wilmot does not have interests in any other licenses.

Harry Bove of 6 Caldwell's Court spoke in favor of the application.
There was no one present opposing the application.

Motion to approve by Craig Holt, pending the receipt of the Tax Good Standing, seconded by Donald Zabriskie. So voted.

Votes Cast:

Joseph Devlin: Yes
Richard Sharp: Absent
Brad Duffin: Absent

Craig Holt: Yes
Donald Zabriskie: Yes

5. Entertainment License

1) *Not Your Average Joe's*

Mark Main was present to represent Not Your Average Joe's. They would like to offer acoustic music on their back patio. They will primarily have guitar playing. Their seating slows down by 8pm and they are hoping to give people a reason to stay longer.

Motion to approve by Craig Holt, seconded by Donald Zabriskie. So voted.

Votes Cast:

Joseph Devlin: Yes

Craig Holt: Yes

Richard Sharp: Absent

Donald Zabriskie: Yes

Brad Duffin: Absent

6. Miscellaneous

1) John Trainer made an inquiry regarding the availability of having additional retail off premises licenses and the requirement for an on premises retail license. He has purchased an olive oil tasting bar and would like to serve wine, tapas and cheese plates. The commission explained the Common Victualler license and that the Board of Health also must approve serving of food.

7. Adjourn

Meeting adjourned at 8:25pm.