

License Commission Meeting Minutes
4 Green Street, Police Station Conference Room
April 8, 2015

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

1. Roll Call

In attendance: Joseph Devlin, Gregg Ogden, Richard Sharp, Brad Duffin

Absent: Craig Holt

2. Minutes

Motion to approve the February 4, 2015 minutes by Gregg Ogden, seconded by Joe Devlin. So voted.

March 4, 2015 Minutes moved to May 6, 2015.

3. One Day Licenses

1) *Newburyport Charitable Causes 2015 Bocce Bash*

Representative at meeting: Scott Signore

Type of License Requested: Beer and Wine

Information discussed about Event: This is the second year for the Bocce Tournament, a fundraiser for the Jeanne Geiger Crisis Center at Cashman Park on June 20, 2015 from 12pm to 8pm. Expect 300 to 350 people. It is in the same location and with the same layout as last year. There will be a police duty and each registered player will receive two drink tickets and a bracelet. TIPs certified servers and Barefoot wine is donating the wine.

Purpose of Event: Proceeds support the Jeanne Geiger Crisis Center.

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 one day beer & wine license by Joe Devlin, seconded by Richard Sharp. So voted.

Votes Cast:

Joseph Devlin: Yes

Gregg Ogden: Yes

Craig Holt: Absent

Brad Duffin: Yes

Richard Sharp: Yes

2) *Newburyport Lions Club Rock N Roll Show*

Representative at meeting: Kathy Heywood

Type of License Requested: Beer and Wine

Information discussed about Event: This is a rock'n roll night to raise money for the eye research and the Lions charities. TIPs certified servers. They are hoping for up to 200 people. All will be over age 21 except for the youth group LEOs who will have pink bracelets and will run the food stand. Saturday May 9, 2015 from 6:30pm to 11:30pm in Masonic Temple, Pleasant Street.

Purpose of Event: Proceeds support the Lions Club and its 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 the one day beer & wine license by Joe Devlin, seconded by Gregg Ogden. So voted.

Votes Cast:

Joseph Devlin: Yes	Gregg Ogden: Yes
Craig Holt: Absent	Brad Duffin: Yes
Richard Sharp: Yes	

3) 1st Lt. Derek Hines Soldiers Assistance Fund Flag Day 5k Race

Representative at meeting: Steve Hines

Type of License Requested: Beer and Wine

Information discussed about Event: This is the 4th annual road raise to raise funds for the Soldiers Assistance Fund in honor of 1st Lt. Derek Hines. Event has been moved to Cashman Park and takes place June 13, 2015 from 4:00pm to 8:00pm. They are expecting up to 2500 people. One free beer to runners of age (hands will be stamped) and the beer garden will be fenced in with a police officer. Sales of tickets for beer will be outside of tent. Seabord Products is the vendor. TIPs certified servers.

Purpose of Event: Proceeds support the 1st Lt. Derek Hines Soldiers Assistance Fund.

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 one day beer & wine license conditionally on insurance certificate by Joe Devlin, seconded by Richard Sharp. So voted.

Votes Cast:

Joseph Devlin: Yes	Gregg Ogden: Yes
Craig Holt: Absent	Brad Duffin: Yes
Richard Sharp: Yes	

4) Chamber of Commerce Riverfront Festival – did not appear

5) Cherry Hill Block Party

Representative at meeting: Rosemary Turgeon

Type of License Requested: Beer and Wine

Information discussed about Event: This is the 2nd Cherry Hill Block party. TIPs certified servers. They expect about 75 people. Sat. June 20, 2015 from 4:00pm to 9:00pm in Cherry Hill Soccer field. They will have a band and the Ipswich Ale beer truck and Metzy's Taco truck. They don't charge and accept donations.

Purpose of Event: Proceeds support the Newburyport Education Foundation & Parks Department

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 one day beer & wine license by Joe Devlin, seconded by Gregg Ogden. So voted.

Votes Cast:

Joseph Devlin: Yes	Gregg Ogden: Yes
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Craig Holt: Absent
Richard Sharp: Yes

Brad Duffin: Yes

6) Nix's Newburyport Play Nice Festival

Representative at meeting: Chelsea Johnson

Type of License Requested: Beer and Wine

Information discussed about Event: This is a summer kick-off event at Nix's in the parking lot. They are teaming with Evolverment Radio with music and food. Expect up to 200. Saturday, May 16, 2015 from 12:00pm to 6:00pm. Nix's staff will be serving and checking IDs.

Purpose of Event: Proceeds support Pennies for Poverty.

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 one day beer & wine license by Joe Devlin, seconded by Gregg Ogden. So voted.

Votes Cast:

Joseph Devlin: Yes
Craig Holt: Absent
Richard Sharp: Yes

Gregg Ogden: Yes
Brad Duffin: Yes

7) Newburyport Senior Hockey Fundraiser for Pan Mass Challenge – withdrawn

8, 9, 10, 11 & 12) Newburyport Brewing Company

Representative at meeting: Bill Fisher and Chris Webb

Type of License Requested: Beer and Wine

Information discussed about Event: These are five summer festivals that are similar in nature that are being held again this year. All take place in a fenced in area adjacent to the brewery and in the parking lot, with their TIPS certified servers. They have bands and Anchor Stone Deck pizza and Metzy's Taco truck. There have been no incidents.

Purpose of Event: Summer festivals

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 one day beer & wine license for 251 / 2 event by Joe Devlin, seconded by Gregg Ogden. So voted.

Votes Cast:

Joseph Devlin: Yes
Craig Holt: Absent
Richard Sharp: Yes

Gregg Ogden: Yes
Brad Duffin: Yes

Motion to approve the one day beer & wine license *Folk and Bluegrass Festival* by Joe Devlin, seconded by Gregg Ogden. So voted.

Votes Cast:

Joseph Devlin: Yes
Craig Holt: Absent

Gregg Ogden: Yes
Brad Duffin: Yes

Richard Sharp: Yes

Motion to approve the one day beer & wine license *Reggae Fest* by Joe Devlin, seconded by Gregg Ogden. So voted.

Votes Cast:

Joseph Devlin: Yes
Craig Holt: Absent
Richard Sharp: Yes

Gregg Ogden: Yes
Brad Duffin: Yes

Motion to approve the one day beer & wine license *Funk & Jam Out Music Fest* by Joe Devlin, seconded by Gregg Ogden. So voted.

Votes Cast:

Joseph Devlin: Yes
Craig Holt: Absent
Richard Sharp: Yes

Gregg Ogden: Yes
Brad Duffin: Yes

Motion to approve the one day beer & wine license *3rd Coalition of Local Beer, Music & Food* by Joe Devlin, seconded by Gregg Ogden. So voted.

Votes Cast:

Joseph Devlin: Yes
Craig Holt: Absent
Richard Sharp: Yes

Gregg Ogden: Yes
Brad Duffin: Yes

4. Farmer's Market

1) House Bear Brewing (Mead)

Carl Hirschfield and Beth Borges of House Bear Brewing in Amesbury are planning to provide samples (1/4 oz) and sales of mead at the Newburyport Farmer's Market summer market. They are both TIPs certified.

Gregg Ogden made a motion to approve the Farmer's Market sample and sales license, seconded by Joe Devlin. So voted.

Votes Cast:

Joseph Devlin: Yes
Craig Holt: Absent
Richard Sharp: Yes

Gregg Ogden: Yes
Brad Duffin: Yes

2) Jewell Towne Vineyards

Peter Oldak of Jewell Towne Vineyards in South Hampton, NH is planning to provide samples (1oz) and sales of wine at the Newburyport Farmer's Market summer market. He has TIPs certified servers.

Joe Devlin made a motion to approve the Farmer's Market sample and sales license, seconded by Gregg Ogden. So voted.

Votes Cast:

Joseph Devlin: Yes
Craig Holt: Absent
Richard Sharp: Yes

Gregg Ogden: Yes
Brad Duffin: Yes

5. Hearing –Transfer of Stockholder and change of officers

1) The Grog Shop Inc. dba The Grog

Attorney Grace Connolly represented the Grog for the transfer of stockholder and appointing of new officers. Nicole Nichelmann as President and William Nichelmann as Clerk/Secretary. All paperwork was complete.

Joe Devlin made a motion to approve the transfer, seconded by Gregg Ogden. So voted.

Votes Cast:

Joseph Devlin: Yes
Craig Holt: Absent

Gregg Ogden: Yes
Brad Duffin: Yes

Richard Sharp: Yes

6. Change of Manager

1) Nixs Newburyport, LLC dba Nixs Mate at 10 Center St

Chelsea Johnson has been appointed assistant general manager due to several recent management changes. She is applying to be manager of record. She was hired as the beverage manager and has now been made assistant general manager. She has worked at a few different restaurants in the Newburyport area over the past few years and is excited about this opportunity.

Joe Devlin made a motion to approve the Change of Manager pending the corporate resolution, signed petition and resume, seconded by Gregg Ogden. So voted.

Votes Cast:

Joseph Devlin: Yes

Gregg Ogden: Yes

Craig Holt: Absent

Brad Duffin: Yes

Richard Sharp: Yes

7. Hearing – New License

1) Loretta, 15 Pleasant Street

Attorney Lisa Mead is representing Ted Epstein owner of the new entity Shelly LLC which will be opening Loretta at 15 Pleasant Street. There will be 4340sf that does not include future expansion space which will not be finished at this point in time. The basement will hold the secured keg and liquor storage. There will be no loading dock, so loading will be from Pleasant Street. There are 110 proposed seats, with capacity at 120 including standing. He expects to have approximately 10 (ten) staff. There is a freight elevator that is not operational. The hours will be 11 am to 12 midnight. There are no plans to develop the basement. He will be seeking a common victualler license and entertainment license. He plans to operate Loretta on State Street until Pleasant Street opens, and will do a change of name at that point.

There were no attendees in opposition to, nor in favor of the application.

Joe Devlin made a motion to approve the new license pending the operating agreement, seconded by Gregg Ogden. So voted.

Votes Cast:

Joseph Devlin: Yes

Gregg Ogden: Yes

Craig Holt: Absent

Brad Duffin: Yes

Richard Sharp: Yes

8. New Directors/Officers – did not appear

1) North End Boat Club

9. Adjourn

Motion to adjourn at 8:00pm by Richard Sharp, seconded by Joseph Devlin. So voted.