

Minutes of the Licensing Board Meeting
Held Wednesday, July 31, 2019
at 7:30 pm, City Hall, 1st floor, Council Committee Room

Attending: Walter Bonin, Chairman; Gregory Mitrakas, Member; David Bouvier, Member;
Tina Nolin, Clerk

Meeting called to order by Walter Bonin, Chairman at 7:30 PM

New Business

1. ONE DAY PERMITS

- **Police K9 Fundraiser (1)**
Member Mitrakas motioned to approve, seconded by Member Bouvier,
Board vote: 3-0 approved
- **Moose Lodge, 67 Fitchburg St. (7)**
Member Mitrakas motioned to approve, seconded by Member Bouvier,
Board vote: 3-0 approved
- **Italian American Club, 111 Neil St. (6)**
Member Mitrakas motioned to approve, seconded by Member Bouvier,
Board vote: 3-0 approved
- **Lost Shoe Brewing and Roasting Company, 19 Weed St. (3)**
Member Mitrakas motioned to approve, seconded by Member Bouvier,
Board vote: 3-0 approved
- **Strange Brewery, 416 Boston Post Rd E (3)**
Member Mitrakas motioned to approve, seconded by Member Bouvier,
Board vote: 3-0 approved.
- **Flying Dreams Brewery, 277 Main St, (3)**
Member Mitrakas motioned to approve, seconded by Member Bouvier,
Board vote: 3-0 approved

**2. Application for Alteration of Premise: Outside Sidewalk Seating –
Flying Dreams Brewery, 277 Main Street (David Richardson)**

David Richardson, owner/manager present

Public Meeting opened at 7:46 pm

- Mr. Richardson presented the patio's concept and design plan
- Positive Comments were opined by Brian Powers, Strange Brewery owner, 416 Boston Post Road E and Hersson Villatoro, Jr., 176 Maple Ave. 4-33 who both spoke in favor of the expansion as a positive for that end of the city.

Councilor Katie Robie also attended and spoke to issues related to the *License to Encroach* law which requires at least 36" of the sidewalk to be available for people walking on the sidewalk by the establishment, as well as allowing ADA access for wheelchairs, walkers and other devices. As defined in the current patio layout before the Licensing Board the 36" is not met. Therefore, Councilor Robie requested the License Board not approve the application at this juncture, pointing out that the

approval could be overridden by the Building Dept who would, by law, need to shut it down for violating the *License to Encroach*.

After much discussion, Member Mitrakas motioned to postpone the vote on the Flying Dreams Change of Premise Application and continue the meeting at the August 21st Board meeting. Thus, giving Flying Dreams the opportunity to reconfigure the patio layout to meet the requirements of the *License to Encroach* law. Member Bouvier seconded; Board vote: 3-0 in favor of the motion.

It was also motioned by Member Mitrakas to take-up the Change of Hours application for Flying Dreams Brewery at the August meeting, Member Bouvier seconded the motion; Board vote: 3-0 in favor of the motion.

- 3. Application for Change of Hours – Strange Brewery LLC, 416 Boston Post Rd E**
Brian Powers, the owner, was present to present the application that requests to extend the establishment hours from 11:00 am – 11:00 pm Mon-Sun to 8:00 am to 1:00 AM Mon-Sun.

Motion made by Member Mitrakas to approve the application for the Change of Hours at Strange Brewery, Member Bouvier seconded the motion; Board vote 3- 0 in favor of the motion.

- 4. Application for new all alcohol liquor license Costa Restaurant Group, Labaredas, 500 Boston Post Road E**
Luiz Fernandes (owner/manager) and Liliane Costa (owner) were present

The public meeting was opened at 8:27 pm

Mr. Fernandes presented the license. The new owners had bought Labareda's without its license as they are looking to obtain a full alcohol license for the establishment in order to offer craft cocktails.

There were no positive comments, questions or concerns from the public.

The public meeting was closed at 8:32 pm

Motion made by Member Mitrakas to approve the application for an all alcohol liquor license at Labareda's Restaurant, Member Bouvier seconded the motion; Board vote 3- in favor of the motion.

- 5. Villatoro Restaurant, 353 Lincoln St. - Next steps**
Hersson Villatoro was present and explained to the board that the restaurant was closed and that it would not be reopening as a restaurant and that he would be surrendering his liquor license.

6. Application for Lodging House – 8 Cotting Ave. Gary White, Owner was present

As requested by the Board at the July meeting the Clerk confirmed that this location had been licensed in the past as a Lodging House (Last year of license appeared to be 2013).

Motion made by Member Mitrakas to approve the current Lodging House Application for 8 Cotting Ave., motion seconded by Member Bouvier, Board vote: 3-0 approved.

7. Application for a Transfer of License from Ultima Marlborough, LLC to Marlborough Concessions, LLC, 75 Felton St.

Andrew Upton, Attorney present

Member Mitrakas motioned to approve, seconded by Member Bouvier,
Board vote: 3-0 approved

7. Reports from Chairman –

- **MEDC request regarding alcohol vendors at the Food Truck Festival.**

Board agreed that Member Mitrakas would call Merideth at the MEDC and go over the logistics that were required in order to have local restaurants provide alcoholic drinks at the event and that he would report back to the Board.

8. Misc. Correspondence and Open Issues

- Epicurean Room regarding Wine and Food Pairing event w/ Vin Bin at the Epicurean Room

Motion made by Member Mitrakas to accept and place on file, Member Bouvier seconded the motion; Board vote: 3-0 in favor of the motion

- Report – noise at Welly's, 153 Main St.

Motion made by Member Bouvier to accept and place on file, Member Mitrakas seconded the motion; Board vote: 3-0 in favor of the motion

The next meeting of the Licensing Board is Wednesday, August 21, 2019.

Meeting adjourned at 9:05 pm

Respectfully submitted,



Walter Bonin, Chairman