

**MINUTES
LICENSE COMMISSION MEETING
SEPTEMBER 20, 2017**

A REGULAR MEETING OF THE Revere License Commission was called to order by Chairman Robert Selevitch at 3:00 p.m. on September 20, 2017. Commissioner Linda Guinasso, Commissioner John M. LaCroix, and Maggie Haney, Recording Secretary, present. Police Lt. Sean Randall, Liaison with the Revere License Commission, absent.

Salute to the Flag by the members of the Revere License Commission and those in attendance.

Chairman Selevitch announced that, in the absence of Commissioner Guinasso, any items which cannot be agreed upon by the two present Commissioners will be continued until the full Commission is present at the next scheduled meeting.

Vote to accept Minutes: Vote to accept the Minutes of 8/16/17, and 9/6/17.

Upon a motion duly made by Commissioner Guinasso, and seconded by Commissioner LaCroix, it was VOTED to accept the minutes.

VOTED ON THE FOLLOWING APPLICATIONS SUBMITTED FOR CONSIDERATION

Uno Restaurants, LLC
d/b/a **Uno Chicago Grill**
210 Squire Road
Joshua Wallace, Manager

Application for a Transfer of Stock: Application of Uno Restaurants, LLC d/b/a Uno Chicago Grill, Joshua Wallace, Manager, for a transfer of stock relative to a change of ownership of the parent company.

Applicant was neither present nor represented. The matter was later taken out of order.

99 West, LLC
d/b/a **99 Restaurant & Pub**
121 VFW Parkway
Tanya Soucy, Manager

Application for a Change of Officers/Directors: Application of 99 West, LLC d/b/a 99 Restaurant & Pub, Tanya Soucy, Manager, for a change of officers/directors.

Attorney Joseph Devlin represented the applicant. This transaction has been approved by the Massachusetts Alcoholic Beverages Control Commission as part of an 'inverted' application process, as it affects all 99 restaurants across the state. It is a matter of a change of officers in the parent company.

There were neither opponents nor proponents when called. Upon a motion duly made by Commissioner Guinasso, and seconded by Commissioner LaCroix, it was VOTED to approve the application.

Joseph Leon Mottolo Post #4524 V.F.W. U.S., Inc.
61 Lucia Avenue
John Joseph Ross, Manager

Application for Change of Officers/Directors for an All Alcohol Club License: Application of Joseph Leon Mottolo Post #4524 V.F.W. U.S., Inc., John Joseph Ross, Manager, for a change of officers/directors. – **Continued from August meeting.**

John Joseph Ross appeared for the application. The club has voted in new officers.

There were neither opponents nor proponents when called. Upon a motion duly made by Commissioner Guinasso, and seconded by Commissioner LaCroix, it was VOTED to approve the application.

The Neighborhood Developers
4 Gerrish Avenue, Chelsea
Melissa Walsh, Event Manager

Application for a Special One-Day Common Victualler License: Application of The Neighborhood Developers, Melissa Walsh, Event Manager, for a one-day license for food service, to be exercised outside on Shirley Avenue, for a Shirley Avenue festival. Requested date and time is Saturday, October 14, 2017, from 3 p.m. – 7 p.m. Rain date is Saturday, October 21, 2017. – **Late addition to agenda**

An unnamed woman appeared for the application. The event will take place in the municipal parking lot on Shirley Avenue. They expect approximately 250 people to attend. Arrangements have been made with the police to manage any traffic or other issues.

There were neither opponents nor proponents when called. Upon a motion duly made by Commissioner Guinasso, and seconded by Commissioner LaCroix, it was VOTED to approve the application, said approval to encompass the possible rain date as well.

HEARINGS

CBW Lending, LLC
190 VFW Parkway

Hearing: Hearing into unlicensed operation of a commercial parking lot business at 190 VFW Parkway.

In light of a recent motion by the City Council designed to address this problem, the Commission decided to continue this hearing until the October meeting. It is hoped that this time will allow the City Council and other departments an opportunity to resolve the zoning and special permit issues.

COMMUNICATIONS:

1. Notification from Massachusetts Alcoholic Beverages Control Commission disapproving license transfer application of Mayuri Patel d/b/a The Breadbasket Discount Store, 535 Broadway.
2. Notification from Massachusetts Alcoholic Beverages Control Commission approving new license application for Hook & Reel, LLC d/b/a Hook & Reel, 151A VFW Parkway.
3. Notification from Massachusetts Alcoholic Beverages Control Commission of a Return No Action for Jimerson Enterprises, LLC d/b/a Larry J's BBQ Café, 1148-1150 North Shore Road.
4. **LATE COMMUNICATION:** Notification from Massachusetts Alcoholic Beverages Control Commission of a Return No Action for Lazy Crab, LLC, 733 Broadway, Unit 1.
5. **LATE COMMUNICATION:** Notification from Massachusetts Alcoholic Beverages Control Commission approving new license application for Jimerson Enterprises, LLC d/b/a Larry J's BBQ Café, 1148-1150 North Shore Road.

All communications were accepted and placed on file.

HEARINGS

Shuban, Inc.
d/b/a **Parkway Convenience**
190A Revere Beach Parkway
Meena Patel, Manager

Hearing: Hearing concerning police report of selling alcohol to an underage person during a compliance check. – **Second Offense**

The Commission first heard from Lt. Glenn Malley, of the Revere Police Department. He described the operation: a minor is given a \$20 bill (serial numbers recorded); he then enters the store with no ID and attempts to buy alcohol; if asked for an ID, he is to leave at once without argument. In this case, the minor immediately reappeared with a 12-pack of beer in hand, and the police notified the establishment that they had failed the compliance check.

Commissioner LaCroix inquired about the appearance of the young man used for the compliance checks, and how he was dressed, or if he had a beard, or was in some other way made to appear older. Lt. Malley replied that the minor was actually quite young-looking.

Attorney Greg Demakis represented the license holder. His clients dispute none of the facts of the case. He described the incident as an inexcusable lapse of judgement. All employees of the store are TIPS certified, and the store is equipped with a device for scanning IDs. They have implemented a new policy of asking for IDs from everyone who appears under 40, with no exceptions, and of always using the scanner.

Chairman Selevitch reminded the attorney that his clients had made very similar promises to the Commission last year, when they failed an earlier compliance check. He indicated that he was considering moving to suspend the liquor license for a week. Commissioner Guinasso agreed, noting that this was a second offense from a business that has held the license for less than two years.

After some discussion, a motion was made by Commissioner Guinasso to suspend the license for three days, October 13 – 15, and to place the license on probation for two years, with a stricter penalty to be assessed for any violations during that probationary period. The motion was seconded by Chairman Selevitch, and unanimously passed.

VOTED ON THE FOLLOWING APPLICATION SUBMITTED FOR CONSIDERATION

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Joshua Wallace, Manager

Application for a Transfer of Stock: Application of Uno Restaurants, LLC d/b/a Uno Chicago Grill, Joshua Wallace, Manager, for a transfer of stock relative to a change of ownership of the parent company.

As this application has already been approved by the Massachusetts Alcoholic Beverages Control Commission as an ‘inverted’ application, the Commission considered the matter despite the absence of representation.

There were neither opponents nor proponents when called. Upon a motion duly made by Commissioner Guinasso, and seconded by Commissioner LaCroix, it was VOTED to approve the application.

It was unanimously VOTED to schedule the next regular meeting on October 18, 2017, at 3:00 p.m. in the Council Chamber.

Following the foregoing, there being no further business to come before the Board upon Motion duly made and seconded, it was VOTED to adjourn the meeting at 3:35 p.m.

Robert Selevitch, Chairman

Maggie Haney, Recording Secretary

Minutes of the meeting of September 20, 2017