

PRESENT: Edmund F. Craig, Jr., Chairman
 Marcelino “Sonny” G. Almeida, Commissioner
 Ricard Rezendes, Commissioner
 Atty. Kreg Espinola, Asst. City Solicitor
 Lt. Justin Kagan, Police Department Liaison to the Licensing Board
 Christine Amaral, Executive Aide for Licensing

MEETING MINUTES TO APPROVE

February 27, 2023

VOTED: To approve meeting minutes presented. – **Unanimous**

APPROVALS RECEIVED FROM THE ABCC

None

REQUESTS

1. Celia’s Restaurant LLC, TR #04655-RS-0778 Plot #50-120 -700 Kempton Street, is requesting the approval of a Year-Round Entertainment License for Karaoke or a DJ. The manager is Fiordaliza Ramos.

Present: Fiordaliza Ramos; Manager

Celia’s Restaurant has an Annual Common Victualler (Restaurant) Wine and Malt License and is requesting to add an Annual Entertainment License so they may have a DJ or Karaoke on various nights of the week. They will add more employees for security if needed. She is aware that once entertainment starts there is to be no one under the age of 21 unless accompanied by an adult. There will be a designated area for dancing.

VOTED: To approve the Entertainment License for Celia’s Restaurant LLC from 8:30 p.m. to 1:00 a.m.- **Unanimous**

2. Sebastian’s Café & Sports Bar, TR #00058-RS-0778 Plot #24-325 - 110-114 County Street, is requesting the approval of a Year-Round Entertainment License. Until 1:00 a.m. (On Tuesday and Saturday) Manager is Renee Sebastian. March 27, 2023- Requesting to amend license granted at the February 27, 2023 meeting, not to be limited to specific days of the week.

VOTED: To approve changes to the Entertainment License for Sebastian’s Café & Sports Bar from 8:30 p.m. to 1:00 a.m. - **Unanimous**

PETITIONS

1. Change of Manager - Tr. #00077-RS-0778 Plot #53-195

The Pequod, Inc. D/B/A Rose Alley Ale House, 94 Front Street

Jason Lanagan, President, is requesting the approval of Gregory A. Crane, who resides at 8 Juniper Ridge Lane, Dartmouth, MA. as their New Manager.

Advertisement nor Abutters Notification Required

Attorney Kreg Espinola recused himself from this petition due to potential conflict of interest.

Present: Gregory Crane; Proposed Manager

Mr. Crane has over 25 years’ experience in restaurant management, he has been employed by Rose Alley for one year and is T. I. P.S. Certified.

VOTED: To approve the Change of Manager for The Pequod, Inc. D/B/A Rose Alley Ale House, and to forward the application to the Alcoholic Beverages Control Commission for their approval. – **Unanimous**

2. Pledge of License - Tr. #04950-RS-0778 Plot #53-252

Servedwell Fisherman's Pier, LLC d/b/a The Black Whale, 104-106 Co-op Wharf, Stephen T. Silverstein, Manager of LLC, is requesting approval of a **Pledge of the Common Victualler (Restaurant) All Alcoholic Beverages License to Webster Bank National Association**, with an address of 1959 Summer Street, Stamford, CT, as security to authorize and execute a promissory note in the amount of Two Million Four Hundred Ninety Eight Thousand Dollars (\$2,498,000.00), pursuant to Massachusetts General Laws Ch.138 s.23.

Advertisement nor Abutters Notification Required

Present: Attorney Neil Smola; Representative

There are no other anticipated changes for this license.

VOTED: To approve the Pledge of License for Servedwell Fisherman's Pier, LLC d/b/a The Black Whale, and to forward the application to the Alcoholic Beverages Control Commission for their approval. – **Unanimous**

3. Alter the Premises - Tr. #00229-RS-0778–Plot #53-180

Tia Maria's Café Inc. D/B/A Tia Maria's European Café, 40-42 N Water Street

Jessica Coelho, Owner/Manager, who is petitioning to Alter the Premises of the Common Victualler (Restaurant) Wine & Malt Only License, to include an addition of approximately 700 sq. ft., by reopening a doorway that was used to connect two buildings. The area is contiguous to the existing building, the total square footage will increase to 2,100 sq ft. Seating capacity will increase to 79 and occupancy will increase to 95. **Final approval will require approvals from the Building Department and the Health Department.**

Application has been advertised; Abutters Notification mailed.

Present: Jessica Coelho; Owner/Manager

The adjoining building was purchased so the wall could be taken down to add another dining room and restroom to the existing location. There are no other changes applied for.

VOTED: To approve the Alter of Premises for Tia Maria's Café Inc. D/B/A Tia Maria's European Café, and once all needed forms are received, to forward the application to the Alcoholic Beverages Control Commission for their approval. - **Unanimous**

4. Transfer & Pledge of License - New Tr. #06512-RS-0778 Plot #12-136

3 C's Bar and Grill LLC, Derek Conceicao, who is petitioning to Transfer a Common Victualler (Restaurant) All Alcoholic Beverages License to **Lighthouse Tavern, LLC**. Upon approval, Allen Correia will be the sole Member with 100% Interest Holder of the LLC. and is the Proposed Manager of the Liquor License. Lighthouse Tavern is requesting an Entertainment License for live music. The petitioner is also requesting approval of a Pledge of the Common Victualler (Restaurant) All Alcoholic Beverages License to New Bedford, Inc; 38 Bethel Street 2nd Floor, New Bedford MA, as security to authorize and execute a promissory note in the amount of Seventy-Five Thousand Dollars (\$75,000.00), pursuant to Massachusetts General Laws Ch.138 s.23. The premises will remain the same as follows: The licensed premise is an area approximately 4,350 sq. ft., which includes three rooms on the first floor, and two rooms with a kitchen and office in the basement of a one-story building with stock in the cellar. The premises is situated on the east side of Brock Avenue, between Clara and Butler Streets and numbered 578-580 Brock Avenue. **Final approval will require a 'Change of Tenant' from the Building Department, a new 'Food Permit' from the Health Department, 'Proof of Liquor Liability', 'Certificate of Good Standing from DOR,' And an 'Inspection Certificate' (304 Certificate) from the Fire Department.**

Application has been advertised; Abutters Notification not needed.

Present: Attorney Chris Markey; Representative and Allen Correia; Owner/Manager

The Lighthouse Tavern will open with the same concept as previously, including entertainment. If brunch is offered on Sundays, Mr. Correia was informed that alcohol cannot be served until 11:00 a.m. The Board informed Mr. Correia that the location has had multiple noise complaints in the past and encouraged them to keep the windows closed and the volume at a neighbor friendly level. Mr. Correia informed the Board that he will have extra staff/security working when there is entertainment, and they will be cautious of capacity levels.

Attorney Markey informed the Board that when Mr. Correia owned a business in Rhode Island, a shooting took place outside resulting in one death. He stated that Mr. Correia cooperated with the authorities and the incident was not directly related to his establishment.

VOTED: To approve the transfer of the Common Victualler (Restaurant) All Alcoholic Beverages License to **Lighthouse Tavern, LLC.**, once all needed forms are received, to forward the application to the Alcoholic Beverages Control Commission for their approval. – **Unanimous**

5. Petition - Tr. #89709-PK-0778 Plot #97-41- LATE FILE

Chuck’s Liquors New Bedford, LLC d/b/a Chuck’s Liquors, David M. Cardoso, Sole Manager of LLC, who is petitioning to **transfer a Retail Package Store All Alcoholic Beverages License to Priya Liquors, Inc. d/b/a Chuck’s Liquors.** The applicant is also requesting approval of a Pledge of the Retail Package Store All Alcoholic Beverages License and Inventory to Rockland Trust Company with an address of 288 Union Street, Rockland, MA. as security to authorize and execute a promissory note in the amount of One Million and Seven Hundred and Ten Thousand Dollars (\$1,710,000.00), pursuant to Massachusetts General Laws Ch.138 s.23, Upon approval, Mehul S. Patel will be the President, Treasurer, Secretary, Sole Director, and Sole Interest Holder (100%). Mehul S. Patel is also the Proposed Manager of the Liquor License. The licensed premises will remain the same as follows: Two rooms on the first floor of a one-story building with stock on the first floor. The premise is situated on the southwest corner of Nauset and Myrtle Streets and will remain numbered 60 Nauset Street.

Final approval will require a ‘Change of Tenant’ from the Building Department and a new ‘Food Permit’ from the Health Department,

Application has been advertised; Abutters Notification Not Required

03/23/2023

PETITIONER IS REQUESTING A REVERSAL OF THIS DECISION THAT WAS APPROVED AT THE LICENSING BOARD MEETING OF DECEMBER 28, 2022. THE SALE HAS BEEN TERMINATED.

VOTED: To approve the reversal of the motion made on December 28, 2022, to approve the transfer of Chuck’s Liquors New Bedford LLC D/B/A Chuck’s Liquors to Priya Liquors Inc. D/B/A Chuck’s Liquors, at the petitioner’s request. This sale has been terminated and the Retail Package Store All Alcoholic Beverage License will remain with Chuck’s Liquors New Bedford LLC D/B/A Chuck’s Liquors – **Unanimous**

SPECIAL ONE DAY LICENSES (9)

VOTED: To take up items 6-14 at one time, waive the reading, approve applications as presented and place on file. – **Unanimous**

6. APPLICATION, (No Representation Required)-LATE FILE

Centro Luso American Club, Inc., Kelly Lima, Manager, who is requesting approval of an application for a Special One-Day All Alcoholic Beverage License for a ‘Fundraiser/Papa John Motorcycle Run’ to be held within the Club Parking Lot, located at 34 Beetle Street; and to be held on Sunday, May 7, 2023, from 11:00 a.m. until 11:00 p.m.

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

7. APPLICATION, (No Representation Required)- LATE FILE

Mi Antojo Mexican Restaurant, Javier Rojas, Representative, who is requesting approval of an application for a Special One-Day All Alcoholic Beverages License for a Cinco De Maio Celebration with Live Music to be held in the Mi Antojo Mexican Restaurant Parking Lot, located at 601 South Second Street; and to be held on Saturday, May 6, 2023, and Sunday May 7, 2023, from 12:00 p.m. until 11:00 p.m.

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

8. APPLICATION, (No Representation Required)

New Bedford Whaling Museum, Karissa Walker, Representative, who is requesting approval of an application for a Special One-Day Wine & Malt Beverages License for a Museum Reception to be held at the New Bedford Whaling Museum, located at 18 Johnny Cake Hill; and to be held on Tuesday, March 21, 2023, from 6:00 p.m. until 8:00 p.m.

9. APPLICATION, (No Representation Required)

New Bedford Whaling Museum, Karissa Walker, Representative, who is requesting approval of an application for a Special One-Day All Alcoholic Beverages License for a Museum Reception to be held at the New Bedford Whaling Museum, located at 18 Johnny Cake Hill; and to be held on Sunday, April 2, 2023, from 4:00 p.m. until 6:00 p.m.

10. APPLICATION, (No Representation Required)

New Bedford Whaling Museum, Karissa Walker, Representative, who is requesting approval of an application for a Special One-Day All Alcoholic Beverages License for a Museum Reception to be held at the New Bedford Whaling Museum, located at 18 Johnny Cake Hill; and to be held on Friday, April 7, 2023, from 6:00 p.m. until 9:00 p.m.

11. APPLICATION, (No Representation Required)

New Bedford Whaling Museum, Karissa Walker, Representative, who is requesting approval of an application for a Special One-Day All Alcoholic Beverages License for a Museum Reception to be held at the New Bedford Whaling Museum, located at 18 Johnny Cake Hill; and to be held on Thursday, April 20, 2023, from 5:30 p.m. until 7:30 p.m.

12. APPLICATION, (No Representation Required)

Club Madeirense/S.S. Sacramento Club, Michael Jesus, Representative, who is requesting approval of an application for a Special One-Day All Alcoholic Beverages License for a Country Festa Event to be held at the Madeira Field Feast Grounds, located at 88 Tinkham Street; and to be held on Saturday, June 3, 2023, from 1:00 p.m. until 7:00 p.m.

13. APPLICATION, (No Representation Required)

Club Madeirense/S.S. Sacramento Club, Michael Jesus, Representative, who is requesting approval of an application for a Special One-Day Wine & Malt Only Beverages License for a Craft Beer and Food Truck Event with Live Music to be held at the Madeira Field Feast Grounds, located at 88 Tinkham Street; and to be held on Saturday, September 9, 2023, from 1:00 p.m. until 7:00 p.m.

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

14. APPLICATION, (No Representation Required)

New Bedford Sports Club, Maria Vieira, Representative, who is requesting approval of an application for a Special One-Day All Alcoholic Beverages License for the 4th Annual Cookout with Live Music to be held at the New Bedford Sports Club Parking Lot, located at 1790 Acushnet Avenue; and to be held on Saturday, June 24, 2023, from 2:00 p.m. until 11:45 p.m.

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

CORRESPONDENCE

None

REVIEW POLICE DEPARTMENT INCIDENT REPORTS/ COMPLAINTS

<u>NAME</u>	<u>POLICE REPORT#</u>	<u>DATE</u>	<u>VIOLATION</u>
1. Pub 6T5	#23-1732-OF	02/25/23	Assault and Battery with Dangerous Weapon (Approximate Time of Violation 1:34 a.m.)
2. Pub 6T5	#23-1766-OF	02/26/23	Assault and Battery/ Witness/ Juror Intimidation (Approximate Time of Violation 12:57 a.m.)

This was a large fight (20-30 people) that occurred at 736 Ashley Blvd. Pub 6T5 around 1:00 a.m. The promoter of the event was one of the assaulters, Joe Carrion, owner of Marketing & Promotions at Casual Ent, who is still actively promoting in the city and Pub 6T5. Details of the incident were confirmed by Lt. Justin Kagan. Two people had to seek medical attention for injuries. Pub 6T5 will be brought in for a hearing at the next scheduled meeting on April 24, 2023.

- 3. The Last Round Bar #23-2189-OF 03/11/23 Liquor Law Violation
(Approximate Time of Violation 12:34 a.m.)
See additional report #23-1945-OF**

Police report states that a call was received for a vehicle driving in Magnet Park. It was determined that the driver left Last Round Bar and Grill and it was apparent that he was over served. Attached was another incident report of a driver that hit a pole at Magnet Park where the driver stated she was heading home from Last Round Bar and Grill. This driver had several empty nip bottles in her car. When officers went to Last Round Bar and Grill, security had no record of her official ID in their system.

VOTED: The Board agrees that they will send them a letter outlining the rules and regulations and ask them for updated T.I.P.S. certifications. – **Unanimous**

- 4. Whiskey Lounge #23-2418-OF 03/19/23 Liquor Law Violation
(Approximate Time of Violation 2:13 a.m.)**

While patrolling Acushnet Avenue at 2:10 a.m. officers noticed that inside of the Whiskey Lounge there was a large group still consuming alcohol. Officers explained to the bartender that people could not be inside after 2:00 a.m. There are ongoing issues with the Whiskey Lounge allowing people in there and consuming alcohol after they close.

VOTED: The Board agrees that they will send them a letter outlining the rules and regulations and ask them for updated T.I.P.S. certifications. – **Unanimous**

NEXT TWO MEETING DATES:

April 24th, which may be held in person in the Ashley Room (Room 120), on Monday at 6:00 p.m.

May 22nd, which may be held in person in the Ashley Room (Room 120), on Monday at 6:00 p.m.

(If remote meetings are not extended by Gov. Healy.)

MEETING ADJOURNED

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.