

**MINUTES  
LICENSE COMMISSION MEETING  
MARCH 18, 2015**

**A REGULAR MEETING OF THE Revere License Commission was called to order by Chairman Joseph W. Quarantello, Jr. at 3:00 p.m. on March 18, 2015. Commissioner John M. LaCroix, Police Lt. Sean Randall, Liaison with the Revere License Commission, and Maggie Haney, Recording Secretary, present. Commissioner Linda Guinasso was absent.**

Vote to accept Minutes: Vote to accept the Minutes of 2/18/15.

This vote was tabled until the full Commission can be present.

It was declared that, if any matter before the Commission resulted in a tie vote, it would be tabled until the full Commission could be present.

**VOTED ON THE FOLLOWING APPLICATIONS SUBMITTED FOR CONSIDERATION**

Immaculate Conception Parish School  
127 Winthrop Avenue  
Paul Madden, Contact

**Application for a Special One-Day License for Malt/Wine, Common Victualler, and Entertainment:**

Application of Immaculate Conception Parish School for a special one-day license for malt/wine, Common Victualler and Entertainment, to be exercised at Father Brennan Hall in 127 Winthrop Avenue from 7 p.m. until 11 p.m. on March 21, 2015, for a school fundraising event.

Paul Madden, interim principal of the school, appeared for the application. This is an annual fund-raising event. A meal is served, beer and wine are available for sale, and raffles are held. The entertainment will be a DJ. They are expecting approximately 150 people, and no children will be in attendance.

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

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

**Application for a Special One-Day Entertainment License:** Application of 99 West, LLC d/b/a 99 Restaurant & Pub, 121 VFW Parkway, Michael Dirks, Manager, for a special one-day entertainment license for live entertainment by a DJ/singer, to be exercised at the same location from 4:45 p.m. until 7:30 p.m. on April 30, 2015.

Michael Dirks appeared for the application. The entertainment will consist of one performer with guitar, and will be held to celebrate the reopening of the restaurant after a brief closure to refurbish the premises.

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

**HEARINGS**

David Lightbody  
d/b/a **The Boulevard Bar & Grille**  
320 Revere Beach Boulevard  
David Lightbody, Owner & Manager

**Hearing:** Hearing regarding David Lightbody d/b/a The Boulevard Bar & Grille, David Lightbody, Owner & Manager, to review measures from hearing of 1/21/15. **This matter was continued from the meeting of 2/18/15.**

David Lightbody appeared for the hearing. The Commission had been informed that there have been no further incidents at the restaurant since the implementation of new security measures. Mr. Lightbody feels confident that the summer season will be quiet.

There were neither opponents nor proponents when called. Upon a motion duly made by Chairman Quarantello, and seconded by Commissioner LaCroix, it was VOTED to table the matter for six months, and if no further incidents arise, the matter will then be closed.

**Revere House of Pastry, Inc.**

139-141 Shirley Avenue

Fedal Lahsane, Owner & Manager

**Hearing:** Hearing to consider reports that Revere House of Pastry, Inc., Fedal Lahsane, Owner & Manager, violated food safety and fire safety regulations; attempted an unauthorized extension of licensed premises; and refused compliance with Fire Department directives.

Fedal Lahsane appeared for the hearing. It was decided that the Commission would hear from the City Inspectors first, and then hear from Mr. Lahsane.

Inspector Maniff of the Fire Department spoke first. On 3/5/2015, the Fire Department received a call complaining that Revere House of Pastry was cooking in their garage. Inspector Maniff went to the garage and found workers prepping food and cooking within the garage. The garage had no water supply or fire prevention/detection equipment, and no occupancy certificate. Meat was found outside in open containers. Inspector Maniff called the Board of Health, and issued a cease and desist order on the use of the garage until it could be examined by a Health Inspector. On entering the bakery's kitchen to notify them of the cease and desist order, he discovered grease built up on the cooking equipment, as well as a heat/smoke detector that had been covered in a plastic bag, rendering it inoperable. (He provided photos to the Commission for documentation.) He directed that the equipment needed to be cleaned that day, and informed them that he would be coming back to red-tag the equipment. At that time, Mr. Lahsane was not on the premises, and Inspector Maniff was unable to reach him by phone. When he returned that day, he found Mr. Lahsane on the premises. Mr. Lahsane was confrontational with Inspector Maniff; he ordered him off the premises, accused him of racism, and called him by a religious slur. Inspector Maniff called the police for assistance, and ordered that the equipment remain unused until it was properly cleaned by a certified service.

Inspector D'Agosta of the Health Department spoke next. Having been out sick the week of March 5<sup>th</sup>, he came into the matter the next week. His primary concern was with the garage. On 3/10/15, he found the garage being used for storage of foods – flour, sugar, butter, etc. – and equipment, such as a pasta machine and a snowblower. The garage is unfit for the storage or preparation of food. Inspector D'Agosta directed Mr. Lahsane to remove all food from the garage, and not to use it as any food storage or prep area in the future. When he returned on 3/12/15, the garage had been cleared of all food.

Inspector Maniff found the kitchen equipment cleaned by 3/9/15. Both inspectors agreed that while the minimum requirement for cleaning this type of kitchen equipment of grease is twice yearly, the equipment is meant to be cleaned when needed, however often that may be.

Chairman Quarantello expressed the Commission's concerns. He noted that four days after Inspector Maniff informed Mr. Lahsane that the garage could not be used for food, food was still stored in that garage. He referenced Mr. Lahsane's several past appearances before the Commission, disturbed that it needs several attempts to get Mr. Lahsane to do things that he should be doing as a matter of course. The Commission was concerned about cleanliness at the Revere House of Pastry, and even more concerned about the pictures of open containers of meat or fish outside of the garage.

Mr. Lahsane said the open containers were for garbage. The intent is to store food that might attract pests in secure containers which are emptied by their trash removal service. The containers are then washed and reused. Mr. Lahsane was unsure why one of the photos showed an open container; he said that all containers should be closed. He said that there was no food prep going on in the garage, except for mixing dough in a machine stored there, and that the men found there during Inspector Maniff's first visit were there to clean in the garage, not prepare food. He noted that he stopped using the garage when Inspector D'Agosta told him to, and that he has cooperated fully with both inspectors. He acknowledged that he may have made a mistake, and said he had apologized to inspectors. He clearly understands now that the garage is not to be used for food preparation or storage, and that he has no license to work in that garage.

The discussion turned to the cooking equipment in the kitchen. Mr. Lahsane stated that the cooking equipment is cleaned thoroughly every week, and that the inner hood and ductwork and fire systems are cleaned every 180 days. When asked for paperwork on the regular servicing, he had only brought the record of the ANSUL (fire system) inspection, not for the other cleanings. There was some question as to whether the equipment shown in the photos appeared to have been cleaned within a week. Both inspectors stressed that the hood and baffles can be cleaned daily, and that the removal of the hood for cleaning, as well as the cleaning of the ductwork – which must be done by a certified professional – should be done as often as needed, and if grease is visible outside, then

it needs to be cleaned more often, e.g., every 90 days. Both inspectors had informed Mr. Lahsane of these requirements.

Mr. Lahsane expressed a willingness to comply with all requirements. He complained that the Fire Inspector did not pull him aside and give him a list of violations, but instead loudly discussed the violations in front of customers. He asked the Commission to find a solution to this problem. The Commission indicated that the solution would be to avoid violating fire and food safety codes and rectify violations immediately when they occur. The Commission also suggested that both parties could make an effort to be more diplomatic in future.

There were neither opponents nor proponents when called. Upon a motion duly made by Chairman Quarantello, and seconded by Commissioner LaCroix, it was VOTED to direct the Fire and Health Inspectors to perform spot inspections at least once a month for the next six months. Any violations are to be reported to the License Commission. Any major violations could result in suspension or revocation of Revere House of Pastry's license.

#### COMMUNICATIONS:

1. Correspondence from 99 West, LLC d/b/a **99 Restaurant & Pub**, notifying the License Commission of their intent to close operations for five days beginning April 26, 2015 in order to complete routine maintenance and refurbishment of the restaurant.
2. Advisory from Massachusetts Alcoholic Beverages Control Commission of a new on-premises license type for Continuing Care Retirement Communities, effective April 2, 2015.
3. Notification from **Papa Gino's, Inc.** that they have ceased operations in Revere.
4. Notice of hearing from Massachusetts Alcoholic Beverages Control Commission for David Lightbody d/b/a **The Boulevard Bar & Grille**, to determine if they have violated safety codes by having a blocked egress.
5. **LATE COMMUNICATION** – Advisory from Massachusetts Alcoholic Beverages Control Commission regarding the sale of powdered alcohol products. The importation, sale, or manufacture of powdered alcohol is not allowed in Massachusetts.

All communications were accepted and placed on file.

#### **LATE LICENSE RENEWALS FOR 2014**

##### **Class 2 Motor Vehicle Dealer**

**City Auto Sales & Service**, 516 Broadway

##### **Entertainment**

**A.L. Prime Energy Consultants, Inc.**, 655 Revere Beach Parkway

##### **Common Victualler**

Hashmat A. Rauf d/b/a **Puerto Colombia**, 288 Broadway

It was unanimously VOTED to approve the renewals.

It was unanimously VOTED to schedule the next regular meeting on April 22, 2015, 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 3:48 p.m.

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Joseph W. Quarantello, Jr., Chairman

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Maggie Haney, Recording Secretary

Minutes of the meeting of March 18, 2015