

**MINUTES
LICENSE COMMISSION MEETING
MARCH 20, 2019**

A REGULAR MEETING OF THE Revere License Commission was called to order by Chairman Robert Selevitch at 3:00 p.m. on March 20, 2019. Commissioner Linda Guinasso, Commissioner John M. LaCroix, Police Lt. Sean Randall, Liaison with the Revere License Commission, and Maggie Haney, Recording Secretary, present.

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

Vote to accept Minutes: Vote to accept the Minutes of 2/20/19.

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

VOTED ON THE FOLLOWING APPLICATIONS SUBMITTED FOR CONSIDERATION

Joseph Leon Mottolo Post #4524 V.F.W. U.S., Inc.

61 Lucia Avenue, 1st story
Daniel Zwicker, Manager

Application for a Change of Hours: Application of the Joseph Leon Mottolo Post #4524 V.F.W. U.S., Inc. for a change of hours to Monday – Saturday 8 a.m. – 1 a.m., Sunday 10 a.m. – 1 a.m. Current hours are Monday – Saturday 9 a.m. – 1 a.m., Sunday 11 a.m. – 1 a.m.

Dan Zwicker and Peter Walsh appeared for the application. The club would like to maintain similar hours to their competition, which was described as the other clubs in the city.

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

Suntornnut, Inc.
d/b/a **Rice Passions**
163 Squire Road
Teradate Suntornnut, Manager

Application for a Change of Manager: Application of Suntornnut, Inc. d/b/a Rice Passions, 163 Squire Road, for a change of manager to Teradate Suntornnut from Piyawan Thammathorn.

Teradate Suntornnut appeared for the application. There are no anticipated changes to the operation of the establishment.

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

Blanchards Revere, Inc.
286 American Legion Highway
Bridget Hurd, Manager

Application for Change of Officers, Transfer of Stock, and Change of Manager: Application of Blanchards Revere, Inc. for a change of officers, transfer of stock, and change of manager to Bridget Hurd from Adam Sellew.

Attorney Rashi Mangalick represented the application, accompanied by Bridget Hurd.

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

Ly Roun & Sereypanh Chhoeurng
4 Season Boba Tea
196 Shirley Avenue
Ly Roun, Manager

Application for a Common Victualler License: Application of Ly Roun & Sereypanh Chhoeurng d/b/a 4 Season Boba Tea, 196 Shirley Avenue, for a Common Victualler license to be exercised at the same location. Requested hours of operation are Sunday 10 a.m. – 7 p.m., Monday – Saturday 10 a.m. – 9 p.m. Requested seating is 10.

Ly Roun and Sereypanh Chhoeurng appeared for the application. They intend to sell boba tea, snack food, and some baked goods.

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

Dairy Mart Liquor, Inc.
d/b/a **Dairy Mart Liquor**
160 Squire Road
Kevinn F. Leng, Manager

Application for a Change of Seating: Application of Dairy Mart Liquor, Inc., 160 Squire Road, for a change of seating to 8 seats at 3 tables. Current seating is zero.

Kevinn Leng appeared for the application. He wishes to have seating as a convenience for elderly or disabled Keno players. As a courtesy, these players are served coffee while they play. He stated that they are diligent in ensuring that none of their patrons put alcoholic beverages into their coffee, and ban any transgressors. Commissioner Guinasso expressed concerns about seating in what has evolved from a convenience store to a package store. She stated that children ought not be sitting there. Mr. Leng expressed a willingness to adjust his business model, as the Keno is a significant source of income for his business. After some discussion, the Commission agreed that they could consider allowing the seating if the percentage of store space given to alcoholic beverage sales was not more than 40% of the space.

There were neither opponents nor proponents when called. Upon a motion duly made by Chairman Selevitch, and seconded by Commissioner Guinasso, it was VOTED to approve the application, with the following conditions: there will be no children allowed in the seating area; and the floor space devoted to sales of alcoholic beverages will be kept at or below 40%.

La Esquina del Sabor, Inc.
1 Unity Avenue

Alba Lucia Balbin, Manager

Application for Change of Hours: Application of La Esquina del Sabor, Inc. for a change of number of hours to Monday – Thursday 6 a.m. – 10:30 p.m., Friday – Sunday 6 a.m. – 3 a.m. Current hours are 6 a.m. – 10:30 p.m. – **Continued from February meeting.**

Diego Preçiado appeared for the application, represented by his attorney, James Cipoletta. The change of hours has been applied for because customers are requesting late hours.

There were no proponents when called. Deputy Chief Paul Cheever of the Revere Fire Department spoke in opposition, stating that the establishment has many open fire code violations. Upon a motion duly made by Commissioner Guinasso, and seconded by Commissioner LaCroix, it was VOTED to table the application for one month to allow time to address the safety issues.

Black Marble Motorcycles, LLC
d/b/a **Boston Harley-Davidson**
649-1 Squire Road
Heather Vieira, Event Manager

Application for Four 1-day Licenses for Malt, Common Victualler, and Entertainment: Application of Black Marble Motorcycles, LLC d/b/a Boston Harley-Davidson, 649-1 Squire Road, for four 1-day licenses for Malt, Common Victualler, and Entertainment as follows: 1) Saturday, March 30, 2019 from 11 a.m. – 4 p.m. for a Service Open House; 2) Saturday, April 6, 2019 from 11 a.m. – 4 p.m. for a Season Opener Shopping Event; 3) Saturday, April 20, 2019 from 11 a.m. – 3 p.m. for an Easter Weekend Shopping Party; 4) Saturday, June 22, 2019 from 10 a.m. – 5 p.m. for a Wall of Death performance by the Rebel Hell Riders Event.

Heather Vieira appeared for the application. She described the events for the Commission. Commissioner LaCroix remarked that the events are generally well-run.

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

NAI Entertainment Holdings, LLC
d/b/a **Showcase Cinemas Revere**
565 Squire Road
Shaun Judge, Area Manager

Application for a 2-day Extension of Hours for Entertainment License: Application of NAI Entertainment Holdings, LLC d/b/a Showcase Cinemas Revere for a 2-day extension of hours to accommodate a limited engagement movie marathon.

Shaun Judge appeared for the application. The event will take place in one theater, with about 230 tickets issued. Food service will continue during the extended hours, but alcohol service will only continue during the currently licensed hours. There will be extra security for the event, and ticket holders will receive lanyards with IDs. There will be a company providing portable showers for the use of patrons. Deputy Chief Cheever had some questions about the heat source for the shower operations and general fire safety.

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

Revere Lodge Loyal Order of Moose #1272

470 Broadway

Wesley Clemons, Manager

Application for Change of Officers and Change of Manager: Application of Revere Lodge Loyal Order of Moose #1272 for a change of manager to John R. Goodwin from Wesley Clemons, and a change of officers to reflect new slate of club officers. – **Continued from February meeting.**

Jennifer Santana appeared for the application, accompanied by Moose International territorial manager Bob Hupfer. The officers of the club have been changed again, so all submitted applications are invalid. The club has paid all outstanding taxes and fees owed to the city and the state. They are proceeding with repairs in order to pass inspection.

Upon a motion duly made by Chairman Selevitch, and seconded by Commissioner Guinasso, it was VOTED to continue the application until the next meeting.

HEARINGS

Kenneth G. LaFauci

d/b/a **Brothers Auto Body**

19 Naples Road

Kenneth G. LaFauci, Manager

Hearing: Status update regarding hearing into violations of Class 2 Motor Vehicle Dealer license stemming from fraud convictions.

Kenneth LaFauci appeared for the hearing, represented by his attorney, James Cipoletta. Mr. LaFauci outlined his progress in complying with the many outstanding fire safety violations at his establishment, including installing a fire alarm system, fire extinguishers, ANSUL system, and emergency lights; progress on a second emergency exit; filters for the spray booth; and clearing up the many cars blocking the street and surrounding areas. Deputy Chief Cheever responded that there had been no reinspection, largely due to Mr. LaFauci's intransigence, but that there has been some progress. Various issues remain, including the state of the business in the basement level, which has a makeshift spray booth and no fire suppression systems or emergency exits; documentation for the ANSUL system; and the continuing problem of cars parked all over the street and in the lot across the street. After some discussion, the Commission reiterated that Mr. LaFauci has three more months to resolve all issues, at which time the hearing itself will be continued.

Mr. LaFauci then requested that the Commission consider granting a full year renewal of his license, rather than the temporary renewal they had granted in December. He had been unable to renew his dealer plates with the RMV due to his temporary Class 2 license. Upon a motion duly made by Commissioner Guinasso, and seconded by Chairman Selevitch, it was VOTED to renew his license for the full year.

388 Broadway, LLC

d/b/a **Volare**

388 Broadway

Cecilia Maya, Manager

Hearing: Hearing into possible violations including service to intoxicated patrons and failure to properly control licensed premises.

The establishment was neither present nor represented at the hearing. The Commission heard from Det. Lt. Robert Impemba of the Revere Police. He detailed several problems over the last four months, including several fights, a shooting, a stabbing, a serious car accident, another operating under the influence, and an advertised birthday party with plans to film a music video on the following weekend. Chairman Selevitch asked if he had communicated with Volare management at all. Lt. Impemba replied that he frequently goes there to obtain video in connection with a crime, that he finds them cooperative at those times, and that he has suggested changes to reduce the level of disturbance and crime; however, none of those suggestions have been tried. Lt. Randall reported that the serious car accident had been caused by a patron of Volare who had been filmed entering and eventually exiting the establishment minutes before the accident. This patron's breathalyzer test showed three times the legal limit of alcohol, and his car was found to have drugs and firearms in it. Approximately ten days later, RPD arrested another man for operating under the influence, and that man stated he had been drinking at Volare.

It was determined that the establishment remains quiet until about 10 p.m., after which the operating model of the business shifts from restaurant to nightclub. Deputy Chief Cheever reported that fire safety codes required specific electrical work for night club entertainments such as DJ and filming music videos.

The Commission discussed the management's inability or unwillingness to control their late-night crowd, as well as their past history of similar violations. Chairman Selevitch made a motion to roll back the closing hour to 11 p.m. Commissioner Guinasso amended the motion to also limit their entertainment license to only radio and TV. The motion was carried as amended, and it was unanimously VOTED to roll back the closing hour to 11 p.m. and limit the entertainment license to TV and radio only. The decision was directed to be hand delivered.

Revere Liquors, Inc.
d/b/a **D & L Discount Liquors**
653 Broadway
Magdy Ghaly, Manager

Hearing: Hearing into possible violations of involving control of licensed premises.

Magdy Ghaly appeared for the hearing, accompanied by his unnamed employee. The employee had been asleep in the bathroom while the store was unattended. After waiting for some time, a patron called police, who arrived to find the store still unattended. The police officer woke the employee. The employee described a month of working back to back shifts of closing one night and opening the next morning, which, coupled with a 2-hour MBTA trip to his home in Lynn, left him short enough of sleep that he essentially passed out. Mr. Ghaly described himself as at a loss as to how he could have prevented such a thing.

The Commission inquired into any written procedures for employees to use at those times when they must necessarily absent themselves from the front of the store. Mr. Ghaly indicated that he has always felt that any employees with sense should be able to sort any such questions out on their own. The Commission reminded Mr. Ghaly of his responsibility as the licensed owner and operator of this establishment, and suggested that some past violations might have been avoided by adopting a less laissez-faire approach to the management of his business. Mr. Ghaly received this with skepticism.

Chairman Selevitch made a motion to file the matter for one year, with the condition that Mr. Ghaly implement written procedures for absences from the front of the store. Commissioner Guinasso amended the motion to add that any problems in the intervening year would result in sanctions, with this matter being considered at that time. Commissioner LaCroix seconded the amended motion, and it carried unanimously.

COMMUNICATIONS:

1. Notification from Massachusetts Alcoholic Beverages Control Commission (ABCC) of its approval of the application of GA Restaurant II, Inc. d/b/a **Santorini Restaurant** for a change of license category to All Alcohol.
2. Notification from Massachusetts ABCC of its approval of the application of **Joseph Leon Mottolo Post #4524 V.F.W. U.S., Inc.** for an alteration of premises.
3. **Late Communication:** Return No Action from Massachusetts ABCC on the application of **DeMaino's Restaurant, Inc.** for a new All Alcohol General On-Premises license.

All communications were accepted and placed on file.

LICENSE RENEWALS

Common Victualler

Bagel Bin, Inc., 207 Shirley Avenue
The Good Diner, LLC, 361 Broadway

Entertainment

Bagel Bin, Inc., 207 Shirley Avenue
The Good Diner, LLC, 361 Broadway

All Alcohol Club

Revere Lodge Loyal Order of Moose #1272, 470 Broadway

It was unanimously VOTED to approve the above renewals, with the exception of the following license, which was renewed for thirty days, pending resolution of multiple issues: Revere Lodge Loyal Order of Moose #1272, 470 Broadway.

Chairman Selevitch raised the question of an incident that took place at the Beachmont Yacht Club involving allegations of assault upon an elderly person. After a brief discussion, the Commission VOTED to summon the Beachmont Yacht Club in for a hearing to inquire into the matter.

It was unanimously VOTED to schedule the next regular meeting on April 17, 2019, 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 5:35 p.m.

Robert Selevitch, Chairman

Maggie Haney, Recording Secretary

Minutes of the meeting of March 20, 2019