



# BOARD OF LICENSE COMMISSIONERS

City Clerk's Office, 166 Boulder Drive

Fitchburg MA 01420

(978) 829-1820

FITCHBURG CITY CLERK

2018 NOV 29 AM 9:33

Daniel Sarefield, Chairman

Donna Pawlak

Glenn Fossa

## REGULAR MEETING

6:00PM

Monday, December 3, 2018

Fitchburg Fire Department Community Room (basement level)

33 North Street, Fitchburg MA 01420

### I. REVIEW AND ACCEPTANCE OF MINUTES FROM PREVIOUS MEETING

### II. CONTINUED APPLICATIONS

#### 2019 Late Closing Permits – 1AM:

Falcon Hub (Monday – Saturday)

British American Club (Sunday – Saturday)

#### 2019 Late Closing Permits – 2AM:

The Boulder (Sunday – Saturday)

South End National Club (Sunday – Saturday)

Singapore (Thursday – Saturday)

Buffalo Wild Wings (Sunday – Saturday)

#### 2019 Early Opening Sunday 11AM

Buffalo Wild Wings

#### 2019 Entertainment Permit – Monday through Saturday:

The Boulder (live acoustic music, live amplified music)

British American Club (live acoustic music, live amplified music, DJ, dancing, sporting events)

South End National Club (live acoustic music, live amplified music, DJ, dancing)

Singapore (live acoustic music, live amplified music, dancing)

#### 2019 Entertainment Permit – Sunday:

British American Club (live acoustic music, live amplified music, DJ, dancing, sporting events)

Singapore (live acoustic music, live amplified music, dancing)

South End National Club (live acoustic music, live amplified music, DJ, dancing)

### III. NEW APPLICATIONS

The Eastwood Club, 389 Townsend St. for Change of Manager to Robert M. Herrick.

Centre Pizza, 245 River St. for 3 Videos and 1 Crane (A-Z Quality Vending)

#### 2019 License Renewal Applications:

Beemer's Pub

Bill Bailey Wachusett Package Store

Boulder Café

British American Club

Buffalo Wild Wings

Castleway Market

Cote's Variety

Dario's Diner

Falcon Hub

Fitchburg Art Museum

Fitchburg Variety

Gold Bowl

Gomes Liquors

Great Wolf Lodge

JD's Variety

Jay's Liquors

Kappy's

Legend's

M&M Variety

Mill City Pub

Oak Hill Country Club

**2019 License Renewal Applications continued:**

|                    |                        |                      |
|--------------------|------------------------|----------------------|
| Peerless EC, Inc.  | St. Joseph Club        | Singapore            |
| Slattery's         | South Fitchburg Social | Strong Style Coffee  |
| Sullivan's Liquors | Super Liquors          | Super Mart           |
| Topps Liquors      | Tryst Lounge           | VERC Fitchburg Mobil |
| Wine World         | Wyman's Liquors        |                      |

**2019 Late Closing Permits – 1AM:**

|                                 |                         |                           |
|---------------------------------|-------------------------|---------------------------|
| Oak Hill Country Club (Sun-Sat) | Eastwood Club (Sun-Sat) | St. Joseph Club (Sun-Tue) |
| Strong Style Coffee (Sun-Sat)   |                         |                           |

**2019 Late Closing Permits – 2AM:**

|                               |                            |                                  |
|-------------------------------|----------------------------|----------------------------------|
| Knights of Columbus (Fri-Sat) | Legends (Tue-Sun)          | Log Cabin (Sun-Sat)              |
| Majors Café (Sun – Sat)       | Marconi Club (Thurs – Sun) | Mill City Pub (Sun-Sat)          |
| 99 Restaurant (Fri-Sat)       | River Styx (Sun-Sat)       | Rock Bottom (Mon-Sat)            |
| St. Joseph Club (Wed-Sat)     | Slattery's (7 days)        | South Fitchburg Social (Thu-Sun) |
| Tryst Lounge (Tue-Sun)        | Zeda's (Sun-Sat)           | KC's Pub (Mon-Sun)               |
| Facility Management (Sun-Sat) | Dario's (7 days)           | Great Wolf (Sun-Sat)             |
| Beemer's (7 days)             |                            |                                  |

**2019 Entertainment Permit – Monday through Saturday:**

Great Wolf (live acoustic music, live amplified music, DJ, dancing, weddings, events)  
Oak Hill Country Club (live acoustic music, live amplified music, DJ, dancing)  
Eastwood Club (live acoustic music, live amplified music, DJ, dancing)  
Beemers (live acoustic music, live amplified music, DJ, dancing)  
Falcon Hub (live acoustic music, live amplified music, DJ, dancing)  
Fitchburg Art Museum (live acoustic music, live amplified music, DJ, dancing)  
KC's Pub (DJ, Karaoke)  
Knights of Columbus (live acoustic music, live amplified music, DJ, dancing)  
Legends (live acoustic music, live amplified music, DJ, dancing)  
Log Cabin (live acoustic and amplified music)  
Major's (DJ and karaoke)  
Marconi Club (live acoustic music, live amplified music, DJ, dancing, birthday parties, bridal showers, baby showers, anniversary parties, collations)  
Mill City Pub (live acoustic music, live amplified music, DJ, dancing)  
River Styx (live acoustic music, live amplified music, DJ, trivia)  
St. Joseph Club (live acoustic music, live amplified music, DJ, dancing)  
Strong Style Coffee (live acoustic music, live amplified music, DJ, poetry, live art, theatre)  
Tryst Lounge (live acoustic music, live amplified music, DJ, dancing)

**2019 Entertainment Permit – Sunday:**

Falcon Hub (live acoustic music, live amplified music, DJ, dancing)  
Fitchburg Art Museum (live acoustic music, live amplified music, DJ, dancing)  
Knights of Columbus (live acoustic music, live amplified music, DJ, dancing)  
Log Cabin (live acoustic music)  
Mill City Pub (live acoustic music)  
River Styx (live acoustic music, live amplified music, DJ)  
St. Joseph Club (DJ, dancing)  
Slattery's (live amplified music)  
Strong Style Coffee (live acoustic music, live amplified music, DJ, poetry, live art, theatre)  
Tryst Lounge (live acoustic music, live amplified music, DJ, dancing)  
Great Wolf Lodge (live acoustic music, live amplified music, DJ, dancing, dancing and entertainment consistent with weddings and events)  
Oak Hill Country Club (live acoustic music, live amplified music, DJ, dancing)  
Eastwood Club (live acoustic music, live amplified music, DJ, dancing)  
Beemer's (live acoustic music, live amplified music, DJ, dancing)

**IV. HEARING**

Hollis Hills Farm, 340 Marshall Rd. for Alteration of Premises – approval of outdoor permanent serving area. New premises proposed description as follows: Four story building totaling 11,800 sq.ft. 1<sup>st</sup> floor 3,600 sq.ft., one main room with two restrooms. 1<sup>st</sup> floor has 3 entrances/exits. 1<sup>st</sup> floor has two entrances to outdoor wrap around deck. Deck is 1,500 sq.ft. 2<sup>nd</sup> floor is 2,200 sq.ft. One room with seating remainder offices. 3<sup>rd</sup> floor 3,600 sq.ft. of storage (upstairs of barn) basement of 3,600 sq.ft. of commercial kitchen storage. Also permitting 3.78 acres of lawn/orchard for functions, and 3/4 acre animal viewing area. Dimensions of the outdoor extended service area (alcohol and food service) are 50’8” x 11’4”. An enlarged service window for access to the kitchen is 3’ x 3’10” with a 21” sill height.

**V. CONTINUED MATTERS**

**HEARING:**

SACF, Inc. dba Beemer’s Pub and Grill, 310 Main Street, Peter C. Cote-Manager for Transfer of License to Peter C. Cote and Alteration of Premises to expand outdoor seating to include the parking lot in the rear of the building (approx.. 5000 sq. ft.).

*(Continued from October 15, 2018 per request of applicant)*

**SUMMONS HEARING:**

Peter Cote, Manager – Beemer’s Pub and Grill, regarding FPD report #18-34572-AR

*(Continued from November 19, 2018 to allow Board to collect more information)*

**VI. MISCELLANEOUS**

- 1. Letter from Sawa Sushi, 336 Summer Street informing the Board that they will not be renewing their license to sell alcohol in 2019.

**Licenseses please note that the next regular meeting of December 17, 2018 is the last opportunity to have 2019 license renewals reviewed and voted by the Board.**

**All licenseses who do not appear on this agenda for license renewal are advised that all required renewal paperwork must be filed by the filing deadline of Wednesday December 12, 2018 at 4:30PM in order to appear on the December 17<sup>th</sup> agenda.**

**For more information you are advised to consult the renewal information letter that was mailed to all licenseses, a copy of which is attached to this agenda.**

**Only licenseses who signed the renewal affidavit by November 30<sup>th</sup> may move forward with the license renewal process as detailed in the attached letter.**

**Next Regular Meeting December 17, 2018**



# BOARD OF LICENSE COMMISSIONERS

City Clerk's Office  
166 Boulder Drive  
Fitchburg MA 01420  
(978) 829-1820

Daniel Sarefield, Chairman  
Donna Pawlak  
Glenn Fossa

November 2018

**TO: ALCOHOLIC BEVERAGE LICENSEES**  
**RE: 2019 LICENSE RENEWAL PROCESS**

Your current license to sell alcohol expires on December 31, 2018.  
Please read completely and follow all directions for renewal.  
Failure to sign the renewal will result in loss of license.  
There will be no further reminders.

1. **Renewal Affidavits for 2018 licenses must be signed in person in the City Clerk's Office, 166 Boulder Drive between November 7 and November 30, 2018. Failure to sign during the month of November will result in loss of license and require that you go through an application process for a new license during which time your establishment would be closed for business.**
2. The office will be closed on Monday November 12<sup>th</sup> for Veterans Day and Thursday and Friday November 22<sup>nd</sup> and 23<sup>rd</sup> for the Thanksgiving holiday. Please plan accordingly.
3. One of the following individuals are authorized to sign the renewal affidavit in person, provided that he/she has been disclosed and approved in writing by both the License Commission and the ABCC: A shareholder, director or officer of a corporation; a member or manager of an LLC; the manager of record; an appointed trustee in bankruptcy; an appointed administrator/executor of the estate of a deceased licensee; a pledge-holder who has filed the required financing statement and foreclosed on the pledge.

\*\* For licenses in the process of transfer the license holder as of November 30 must sign and file the renewal.

\*\* If the license renewal affidavit is not signed by November 30<sup>th</sup> it will be assumed that you wish to give up your license to sell/serve alcoholic beverages.

\*\* If you do not come in to sign your license renewal affidavit by November 30<sup>th</sup> and later decide that you want to continue selling alcohol in 2019, you will not be able to renew your existing license. Instead, you will be required to apply for a NEW license, if there are any available. Applications for a new license must be reviewed and approved, after public hearing, by the local License Commission and then go to the ABCC in Boston for final approval. The process takes at least two months. During that time, you will not have a license to sell alcohol.

**For pouring, on premise licensees (restaurants, clubs, bars etc),**  
**in addition to signing the renewal affidavit by November 30**

**it is your responsibility to obtain and deliver the three documents listed on the next page to the City Clerk's office no later than 4:30PM, Wednesday, December 12, 2018.**

1. As required by Chapter 304 of the Acts of 2004, *An Act Relative to Fire Safety In the Commonwealth*, all holders of a s. 12 license (pouring on-premises restaurant, hotel, tavern, club, war veterans club or general on premise) are required to submit a copy of a valid certificate of inspection issued and signed by the City of Fitchburg building inspector and signed by the head of the Fire Department prior to renewal of the license. Please be reminded that you must schedule an appointment with the Building Department and/or the Fire Department before your certificate of inspection will be issued therefore, please plan accordingly.
2. For all on-premises M.G.L. c.138 sec 12 applicants and licensees: proof of insurance coverage under a liquor legal liability insurance policy for bodily injury or death for a minimum amount of \$250,000 on account of injury to or death of 1 person, and \$500,000 on account of any 1 accident resulting in injury or death of more than 1 person as a condition to renew a license.
3. Pouring, on-premises licensees must complete and sign an application to renew existing permits for the year 2019. (Form available in this office).

**All applicants are strongly advised to contact the Building Department and the Fire Department immediately to schedule an appointment for inspection and to discuss requirements for inspection sign-off. Be advised that State requirements for Crowd Control Manager may apply to your establishment depending on your occupancy number. The Fire Department will be unable to sign off on your Certificate of Inspection unless you meet the applicable Crowd Control Manager requirements.**

**Only if you sign your renewal affidavit in the City Clerk's office by November 30  
AND submit all of the required documentation as listed above by December 12,  
will your license renewal be placed on the License Commission agenda for review and approval.**

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#### **ENTERTAINMENT PERMITS**

**Please note that your Entertainment Permits also expire on December 31, 2018. You must submit an application for Entertainment, along with the required fee, no later than December 12<sup>th</sup> in order to have it appear on the License Commission agenda for approval of continued or new Entertainment in January 2019. Applications are included in this mailing.**

See next page for instructions on picking up your 2019 license if it is approved for renewal.

After your license is approved for renewal by the License Commission in December you will receive an invoice by mail for the 2019 license fee.

You must bring your invoice to the Treasurer's Office at 166 Boulder Drive to pay for your 2019 license on or before Friday, December 28.

Only cash, certified check or money order will be accepted by the Treasurer as payment.

Obtain a "PAID" receipt from the Treasurer and bring it to the City Clerk's office to pick up your actual license. You must have your 2019 license posted on the wall of your establishment in order to sell or serve alcohol after midnight on December 31.

In addition to the "PAID" receipt, the following documents/information must be submitted to the Office of the City Clerk prior to the release of your approved 2019 license:

1. A copy of your current Workers Compensation policy declaration page showing the policy number and expiration date, or, a Workers Compensation Insurance affidavit (form available in this office) explaining why you do not carry Workers Compensation insurance.
2. Proof that the Manager of Record has successfully completed a TIPS (or comparable) alcohol server course.
3. A list of current employees and a copy of their TIPS certification card.
4. Signed statement that all state tax returns have been filed and state taxes paid. You must provide your taxpayer ID number on the form provided by this office.
5. Certificate of tax compliance from the City of Fitchburg Treasurer's office for the licensed premise.
6. A current and active email address where you will receive local License Commission and Massachusetts ABCC information.

If you have any questions please call.

Very truly yours,

Board of License Commissioners

IMPORTANT NOTICE:

Please be advised that the Board of License Commissioners will, from time to time, be conducting compliance checks in conjunction with the Fitchburg Police Department during 2019. This notice is being provided to you upon the recommendation of the Alcoholic Beverages Control Commission (ABCC).