



NORTHAMPTON LICENSE COMMISSION

City Hall, Office of the Mayor

210 Main St., 2nd Floor

Northampton, MA 01060

(413) 587-1212

COMMISSIONERS

Brian Campedelli, Chair

Natasha Yakovlev

Helen Kahn

Executive Assistant

Annie Lesko

alesko@northamptonma.gov

MEETING MINUTES

February 6, 2019

City Council Chambers, 212 Main Street

4:00 p.m.

- 1. ROLL CALL** – Commissioner Campedelli, Commissioner Yakovlev and Commissioner Kahn were all present.
MEETING CALLED TO ORDER by Commissioner Campedelli at 4 p.m.
ANNOUNCEMENT OF AUDIO/VIDEO RECORDING made by Commissioner Campedelli
- 2. PUBLIC COMMENT** - None
- 3. APPLICATION FOR CHANGE OF LLC MANAGER, CHANGE OF OWNERSHIP INTEREST AND CHANGE OF MANAGER ON AN OFF-PREMISES WINE AND MALT PACKAGE STORE LICENSE**
Pasupati, LLC d/b/a Mocks Chip & Ale
100 Damon Road, Northampton
Previous Manager: Bikram Bhandari
Proposed Manager: Vrajeshkumar J. Patel

The attorney representing this application was not present so the item was moved to later in the meeting.

- 4. APPLICATION FOR CLASS III CAR DEALER LICENSE**
1812 Paint & Body, Inc.
130 Spring Street, Florence
Kristopher Pease

Commissioner Campedelli recused himself because he does business with the applicant.

Kristopher Pease was present for this application. Mr. Pease stated he is the new president of 1812 Paint & Body, Inc. Previously the license was in his father's name so he is now applying for the license under 1812 Paint and Body, Inc. Commissioner Yakovlev asked the status of the overdue taxes. Mr. Pease stated he does not know the status but believes everything has been paid. The clerk stated she spoke with the Tax Collector the morning of the meeting and 1812 Paint & Body, Inc. is still in arrears. Commissioner Yakovlev informed the applicant that he should explore the amount that is in arrears, become current and reapply. Commissioner Kahn stated the last time 1812 Paint and Body, Inc. was before the Commission there was a discussion of overdue taxes, then the license was suspended, and ultimately the license was non-renewed for 2019 so because of the history, a new license cannot be approved. **Commissioner Yakovlev made a motion to disapprove the application for the Class III car dealer license for 1812 Paint & Body, Inc. Commissioner Kahn seconded. The motion passed 2-0 with one abstention.**

- 5. APPLICATIONS FOR SHORT TERM LIQUOR LICENSES**
The Academy of Music, Inc. d/b/a Academy of Music Theatre
Place: Academy of Music, 274 Main St.

Type: Wine & Malt
Fee: Request Fee Waiver

Date/Time: February 8, 2019, 8 p.m. – 11 p.m.
Event: Steven Wright Show

Date/Time: February 15, 2019, 8 p.m. – 11 p.m.
Event: J Mascis Concert

Date/Time: February 16, 2019, 8 p.m. – 11 p.m.
Event: Well Red Comedy Tour

Date/Time: February 23, 2019, 8 p.m. – 11 p.m.
Event: The Machine: Pink Floyd Tribute Concert

Date/Time: March 2, 2019, 7 p.m. – 10 p.m.
Event: Back Porch Festival

Date/Time: March 3, 2019, 7 p.m. – 10 p.m.
Event: Back Porch Festival

Debra J'Anthony, Executive Director for the Academy of Music, was present for the application and to introduce the new theater manager, Amanda Spear-Purchase. Commissioner Yakovlev asked if Ms. Spear-Purchase trained with the previous theater manager prior to starting in her position. She stated she did a little however she came from City Stage and Symphony Hall in Springfield so she has eight years of theater management experience. **Commissioner Yakovlev made a motion to approve the applications for short term liquor licenses for the dates listed and to approve the fee waiver. Commissioner Campedelli seconded. The motion passed unanimously 3-0.**

6. APPLICATION FOR SHORT TERM LIQUOR LICENSE

Haymarket Café, Inc.

Date/Time: February 15, 2019, 8 a.m. – Midnight
Place: Haymarket Café, 185 Main St.
Event: Fundraiser/Party for Pioneer Valley Workers Center
Type: Wine & Malt

Jason Kotoch was present for this application. Mr. Kotoch works for the Pioneer Valley Workers Center and stated they typically have fundraisers a few times out of the year with beer and wine and music. Mr. Kotoch stated the music will begin around 9 p.m. Commissioner Yakovlev asked if the event starts at 8 a.m. Mr. Kotoch stated the event starts at 8 p.m. contrary to what was written on the application. This correction was noted. Berkshire Brewing will be the distributor for the event. **Commissioner Kahn made a motion to approve the short term liquor license for Haymarket Café, Inc. for a time of 8 p.m. to midnight. Commissioner Campedelli seconded. The motion passed unanimously 3-0.**

7. APPLICATIONS FOR SHORT TERM LIQUOR LICENSES

Northampton Center for the Arts

Place: Northampton Community Arts Trust, 33 Hawley Street
Fee: Request Fee Waiver

Date/Time: February 24, 2019, 6 p.m. – 11 p.m.
Event: Pioneer Valley Jazz Shares Concert
Type: Wine & Malt

Date/Time: March 7, 8, 9, 2019, 6 p.m. – 10 p.m.
March 10, 2019, 1 p.m. – 5 p.m.

Event: K & E Theater Group: Songs for a New World
Type: Wine & Malt

Date/Time: April 5, 2019, 7 p.m. – 12 a.m.
Event: NCFA Fundraiser “Penny’s From Heaven”
Type: All Alcohol

Penny Burke, retiring director of the Northampton Center for the Arts, was present for the following applications and to introduce Melissa Dimetres who is the new associate director and will be appearing before the Commission in the future. Melissa is also the TIPS certified server for the events. **Commissioner Yakovlev made a motion to approve the applications for short term liquor licenses on the dates listed and to approve the fee waivers. Commissioner Campedelli seconded. The motion passed unanimously 3-0.**

3. (Continued) APPLICATION FOR CHANGE OF LLC MANAGER, CHANGE OF OWNERSHIP INTEREST AND CHANGE OF MANAGER ON AN OFF-PREMISES WINE AND MALT PACKAGE STORE LICENSE

Pasupati, LLC d/b/a Mocks Chip & Ale
100 Damon Road, Northampton
Previous Manager: Bikram Bhandari
Proposed Manager: Vrajeshkumar J. Patel

Kristi Bodin, the attorney representing the applicant was now present. Vrajeshkumar Patel, proposed manager for the liquor license and manager of the LLC, and Biram Patel, owner and member of the LLC were also present. The change occurs because there had previously been two owners, Biram and Bikram, and Bikram sold his interest making Biram the sole owner. Vrajeshkumar is stepping in to fill the role of the liquor license manager, has experience in liquor service and is TIPS certified. **Commissioner Kahn made a motion to approve the application for change of LLC manager, change of ownership interest and change of manager on an off-premises wine and malt package store license. Commissioner Campedelli seconded. The motion passed unanimously 3-0.**

8. UPDATE ON 2019 LICENSE RENEWALS

World War II Veterans’ Association of Hampshire County, Inc.

The clerk stated that on January 8, 2019, a letter was sent certified mail to the establishment informing them they are required to return proof of liquor liability insurance and proof of workers compensation insurance before they can receive their 2019 annual liquor license. The green card return receipt was never received by the clerk. After confirming with the post office the letter was never picked up by the intended recipient, the clerk sent a police officer to hand deliver the letter on January 31, 2019. The manager of record was available for a signature which gives the establishment five business days to return the required documents or further action will be taken by the Commission. After a brief discussion, pursuant to the certified letter sent to the establishment, the Commission instructed the clerk to send a police officer to the establishment at the end of the day on Thursday, February 7, 2019, to shut them down until they are in compliance.

The Elm Street Inn, LLC

The clerk stated the certified letter that went to The Elm Street Inn on January 8, 2019, was never delivered. The post office confirmed the letter had been lost or damaged. The clerk re-sent the letter on February 1, 2019, hoping that certified letter will be delivered and a green card receipt will be returned. The clerk will wait to see if the letter has been delivered and whether it will be acted upon.

9. CLERK’S UPDATE

- Notice of Hearing for Notch 8, Inc. d/b/a Union Station, Tunnel Bar, Platform Bar, The Deck

A notice was sent to the License Commission regarding a violation hearing for Notch 8, Inc. d/b/a Union Station, Tunnel Bar, Platform Bar, The Deck for the sale or delivery of an alcoholic beverage to an intoxicated person, 1 count. The hearing will be held by the ABCC in Boston on March 12, 2019. Commissioner Yakovlev asked how violation hearings go straight to the ABCC. The clerk stated the ABCC will send undercover

investigators out to establishments and if any infractions are witnessed, the establishment will receive a notice of hearing.

- Notice of Cancellation of Bond – Bouley’s Service Center, Inc.

The clerk notified the Commission that a letter was received from Bouley’s bond company stating his bond will be cancelled on February 23, 2019, unless payment is made.

- Notice of Cancellation of Workers Compensation Insurance – Michael F. Curtin Post 8006 VFW Home Association, Inc.

The clerk informed the Commission that the worker’s compensation insurance for the VFW had been cancelled. However, prior to the meeting the clerk was given a reinstatement notice by Peggy Pease which stated that the workers compensation policy had been reinstated.

- Northampton Donuts, Inc. d/b/a Dunkin Donuts, 375 King Street

The new Dunkin Donuts on Damon Road does not have a Common Victualler license. The clerk sent a letter to the owners of the Dunkin Donuts that was previously located inside Pride Gas Station, because she was under the impression that the new Dunkin Donuts was under the same management. Commissioner Yakovlev stated she believed they are the same owners as well.

Commissioner Kahn asked whether the new Burrito place, next to the new Dunkin Donuts, has applied for a Common Victualler yet. The clerk stated they have a building permit for work being done but have not applied for a Common Victualler license.

10. APPROVAL OF MINUTES

- December 5, 2018

Commissioner Yakovlev made a motion to approve the December 5, 2018, minutes as written. Commissioner Kahn seconded. The motion passed 2-0 with one Commissioner abstaining.

- January 3, 2019

Commissioner Campedelli made a motion to approve the January 3, 2019, minutes as written. Commission Kahn seconded. The motion passed 2-0 with one Commission abstaining.

11. NEW BUSINESS - *Reserved for topics that the Chair did not reasonably anticipate would be discussed.*

The clerk informed the Commission of an article that recently came out in the Gazette regarding the Subway that was located at 90 King Street. Subway is set to reopen at Pride Gas Station under new ownership. The License Commission has not been contacted for a Common Victualler license yet. If Subway opens and the Commission has not been contacted, the clerk will send a letter informing them of the requirement.

The clerk informed the Commission there is a new inn on Pomeroy Terrace. They have been operating since May 2018. The clerk has sent a letter to the establishment informing them of the Innholder license requirement.

12. ADJOURN

Commissioner Campedelli made a motion to adjourn the meeting at 4:28 p.m. Commission Yakovlev seconded. The motion passed unanimously 3-0.

The next meeting of the Northampton License Commission is scheduled for March 6, 2019.