



NORTHAMPTON LICENSE COMMISSION
City Hall, Office of the Mayor
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Northampton, MA 01060
(413) 587-1212

COMMISSIONERS

Natasha Yakovlev, Chair
Helen Kahn

Executive Assistant

Annie Lesko
alesko@northamptonma.gov

MEETING MINUTES
Wednesday, June 1, 2022
Virtual Meeting
4:00 p.m.

The June 1, 2022, License Commission meeting was held via remote participation.

Join Virtual Meeting

- **Video Conference:** <https://us06web.zoom.us/j/84738469378?pwd=Smh0aG45SXpQazN3LOltSDEaWo1UT09>

OR

- **Telephone, call:** +1-929-436-2866, Meeting ID: 847 3846 9378, Password: 747360

1. **MEETING CALLED TO ORDER** at 4:08 p.m. by Commissioner Yakovlev
ROLL CALL - Commissioner Yakovlev and Commissioner Kahn were both present
ANNOUNCEMENT OF ZOOM RECORDING made by Commissioner Yakovlev

2. **PUBLIC COMMENT** - None

3. **APPLICATION FOR AN OUTDOOR DINING EXTENSION INTO A PUBLIC SPACE**

Iconica Social Club, LLC, 1 Amber Lane

- 10 parking spaces in a contained area in Masonic Street parking lot

Ximena Salmeron and Will Swyers, owners of Iconica Social Club, were present for this application.

Commissioner Yakovlev moved approval of the extension of premises for Iconica Social Club, LLC as shown on plan on file with the License Commission to include a total of 10 parking spaces in the back of the Masonic Street parking lot all contained and blocked off by jersey barriers placed by the city to include the sidewalk in between limited to transportation of alcoholic beverages only and contingent upon a site inspection by the Building Department prior to operation. Commissioner Kahn seconded. The motion passed unanimously 2-0 by a roll call vote.

4. **APPLICATION FOR A NEW ENTERTAINMENT LICENSE**

Iconica Social Club, LLC, 1 Amber Lane

Proposed Entertainment: Music performances of various kinds

- Wednesday - Sunday, 11 a.m. - 3 p.m.
- Monday, Friday & Saturday, 6 p.m. to 8 p.m.

Will Swyers and Ximena Salmeron were both present for this application and stated that the Monday, Friday and Saturday entertainment hours are being programmed by the Arts Council and the other proposed hours are flexible for afternoon slots for more informal bookings for brunches during the weekend. Will noted that this is very informal and there were no complaints last year.

Commissioner Yakovlev asked if the music will be amplified.

Will Swyers stated that the entertainment programmed through the Arts Council will be amplified which is why it is ending at 8 p.m. There are times when the other music will be amplified and other times it will not be and it will simply be someone with a guitar. Will noted that he is conscious of the space being a residential area and adamant about being respectful to his neighbors.

Commissioner Kahn asked whether the Arts Council or Iconica will be the responsible party in the event of a noise complaint.

Will Swyers stated that the entertainment is taking place in the parking lot so it's technically not their space but they're working with Brian Foote from the City/Arts Council to make it happen. If there was a complaint, Will noted that he communicates very well with Brian Foote and he'd be willing to do whatever necessary to deal with the complaint respectfully.

Commissioner Yakovlev stated that the most important aspect is communication with the neighbors and appreciates that Iconica will do whatever it takes to be respectful.

Commissioner Kahn moved to approve the entertainment license for Iconica Social Club for Wednesday through Sunday from 11 a.m. to 3 p.m. and Monday, Friday and Saturday from 6 p.m. to 8 p.m. Commissioner Yakovlev seconded. The motion passed unanimously 2-0.

5. APPLICATIONS FOR A SHORT TERM LIQUOR LICENSE

Building 8 Brewing, 320 Riverside Dr., Florence
Date/Time: June 11, 2022, 12 p.m. to 8 p.m.
Event: Beer Release
Type: Wine & Malt

O'Brian Tomalin was present and stated he will have a 20x30 tent out front of 320 Riverside Drive with snow fencing wrapping around the perimeter to contain the area. A Thai chili food truck will be on site providing food from 2 to 8 p.m.

Commissioner Yakovlev moved to approve the application for a short term liquor license for Building 8 Brewing for June 11, 2022 from 12 to 8 p.m. Commissioner Kahn seconded. The motion passed unanimously 2-0 by a roll call vote.

6. APPLICATION FOR A TRANSFER OF COMMON VICTUALLER LICENSE

Transfer from: Ellery Manager, LLC d/b/a The Ellery
Transfer to: Trustees of Smith College d/b/a The Ellery Hotel
259 Elm St.

Andy Cox, Executive Director of Auxiliary Services for Smith College was present for this application and stated that the hotel will have a continental breakfast and sometimes offer cheese and crackers.

Commissioner Kahn moved to approve the application for a transfer of Common Victualler license to the Trustees of Smith College d/b/a The Ellery Hotel at 259 Elm Street. Commissioner Yakovlev seconded. The motion passed unanimously 2-0 by a roll call vote.

7. APPLICATIONS FOR SHORT TERM LIQUOR LICENSES

The Academy of Music, Inc., 274 Main St.
Type: Wine & Malt
Request Fee Waiver

Date/Time: June 17 & 18, 2022, 6:30 p.m. to 11 p.m.
Event: Django in June Festival

Date/Time: June 22, 2022, 7 p.m. to 11 p.m.
Event: John Hiatt Concert

Date/Time: June 25, 2022, 7 p.m. to 11 p.m.
Event: Choro Fest

Kadence Cole was present for this application and stated that the events will be run in the same manner as usual.

Commissioner Yakovelev moved to approve the application for short term liquor licenses for the Academy of Music on June 17, 18, 22 and 25, 2022. Commissioner Kahn seconded. The motion passed unanimously 2-0 by a roll call vote.

Commissioner Yakovlev moved to amend the motion to include the approval of the requested fee waiver. Commissioner Kahn seconded. The motion passed unanimously 2-0 by a roll call vote.

8. APPLICATION FOR A SHORT TERM LIQUOR LICENSE

D.A. Sullivan & Sons, Inc.
Date/Time: Monday, June 13, 2022, 5:30 - 6:30 p.m.
Location: Academy of Music, 274 Main St.
Event: Cocktail Hour for Conference
Type: Wine & Malt

Jennifer Adams from D.A. Sullivan was present for this application and stated that D.A. Sullivan is hosting a conference for families of general contractors across the United States and they will be having a cocktail hour for these families at the Academy before dinner on June 13, 2022. The event will only be one hour and the server is TIPS certified.

Commissioner Kahn moved to approve the application for a short term liquor license for D.A. Sullivan & Sons, Inc. for Monday, June 13, 2022 at the Academy of Music. Commissioner Yakovlev seconded. The motion passed unanimously 2-0 by a roll call vote.

9. APPLICATION FOR FARM WINERY LIQUOR LICENSE TO SELL AT FARMERS MARKETS & AGRICULTURAL EVENTS

Easthampton Cider Project, LLC
Event: Saturday's Northampton Farmers Market
Dates: April 30, 2022 through November 12, 2022
Times: 8 a.m. to 1 p.m.

Josh Bromage, owner and head cider maker, was present for this application and stated he started his small craft cidery in 2021. He has been selling at farmers markets and got accepted into the Northampton Farmers Market so he hopes to sell his product on Saturday's throughout the season.

Commissioner Kahn moved to approve the application for a farm winery liquor license to sell at farmers markets and agricultural events through November 12, 2022 for Easthampton Cider Project, LLC. Commissioner Yakovlev seconded. The motion passed unanimously 2-0 by a roll call vote.

10. APPLICATIONS FOR SHORT TERM LIQUOR LICENSES

Northampton Center for the Arts, 33 Hawley Street

Events: 33 Outside Courtyard Party
Type: Wine & Malt
Request Fee Waiver

Dates/Times: July 1, 2022, 7 p.m. to 9:30 p.m.
July 22, 2022, 7 p.m. to 9:30 p.m.
August 12, 2022, 7 p.m. to 9:30 p.m.
September 2, 2022, 7 p.m. to 9:30 p.m.

Joanna Walker was present for these applications and stated that this is the 2nd annual courtyard parties that are open to the public with a DJ, beer and wine for sale. The alcohol will be in a beer garden with stanchions and the sellers will check IDs and use wristbands. Board members and staff will be around the perimeter to ensure the area is secure.

Commissioner Yakovlev moved to approve the applications for short term liquor licenses for Northampton Center for the Arts on July 1, July 22, August 12 and September 2, 2022 and approved the fee waiver. Commissioner Kahn seconded. The motion passed unanimously 2-0 by a roll call vote.

11. APPLICATIONS FOR SHORT TERM LIQUOR LICENSES

Drawing Board Brewing Company, 36 Main Street
Events: Pints on the Patio
Type: Wine & Malt

Dates/Times: June 4, 2022, 12 p.m. to 10 p.m.
June 11, 2022, 12 p.m. to 10 p.m.
June 18, 2022, 12 p.m. to 10 p.m.
June 25, 2022, 12 p.m. to 10 p.m.

Corey Lynch was present for this application and stated his events will be held in the same manner as usual.

Commissioner Kahn moved to approve the applications for short term liquor licenses for Drawing Board Brewing for June 4, 11, 18 and 25, 2022. Commissioner Yakovlev seconded. The motion passed unanimously 2-0 by a roll call vote.

12. PUBLIC HEARING ON A TRANSFER OF AN ANNUAL ALL ALCOHOLIC BEVERAGES RESTAURANT LICENSE AND PLEDGE OF LICENSE, TRANSFER OF COMMON VICTUALLER LICENSE AND APPLICATION FOR NEW ENTERTAINMENT LICENSE

Transfer from: AC Thayer, LLC d/b/a Patria, 150-154 Main St.
Transfer to: Sirius Hospitality Group, LLC d/b/a Tellus and the Satellite Bar, 150-154 Main St.
Proposed Manager: Amanda Riseling
Proposed Entertainment: Late night DJs and dancing on Friday and Saturday nights. Other live entertainment (music of live performance) during earlier hours. Wednesday - Saturday, **all open hours.**

Commissioner Yakovlev moved to open the public hearing at 4:32 p.m. Commissioner Kahn seconded and the hearing was opened.

Amanda Riseling, Nhan Bui and Attorney Peter Irvine were all present for this application. Amanda Riseling stated the plan is to open a full service restaurant in the same space at Patria. The planned hours to start are Wednesday through Sunday but in May 2023, Thornes will require the restaurant to be open seven days a week. The restaurant will be open until midnight with some nights closing earlier. When it becomes available they would like to be open until 2 a.m. The entertainment will be held inside only.

Commissioner Yakovlev moved to close the public hearing at 4:35 p.m. Commissioner Kahn seconded and the public hearing was closed.

Commissioner Yakovlev moved to approve the transfer of the annual all alcoholic beverages restaurant license and pledge of license, transfer of common victualler license and application for a new entertainment license for Sirius Hospitality Group, LLC. Commissioner Kahn seconded. The motion passed unanimously 2-0 by a roll call vote.

13. REQUEST BY BLUE PAWS, INC. D/B/A JJ'S TAVERN TO CONDUCT A SOUND STUDY AT 99 MAIN STREET DURING THE WEEK OF JUNE 6, 2022 WITH A 30-MINUTE MUSIC PERFORMANCE BETWEEN 5 P.M. AND 5:30 P.M.

Attorney Peter Lane was present for this application with the intention to assure the Commission that the upcoming sound study is not a scheduled performance. Cross Spectrum Associations (CSA) will be doing an independent study on noise at JJ's and will need several hours to take readings on ambient noise on surrounding streets and a 30 minute window for a test performance so there can be a read on decibel limits.

Commissioner Yakovlev pointed out that it would be incredibly helpful if the abutting neighbors were notified so that no one is surprised and calls in noise complaints.

Attorney Lane stated he will notify abutters and informed the Commission that after the study, CSA will have recommendations on noise control and how to mitigate sound.

Commissioner Yakovlev suggested notifying the immediate abutter's on High Street, Keyes Street and North Maple Street.

The clerk pointed out that the decibel limits CSA should use as a threshold are those of the city's ordinance and not the DEP limits.

14. DISCUSS THE ALL ALCOHOL RESTAURANT LICENSE HELD BY SYLVESTER'S FINE FOODS, INC. AND THE MEANS FOR REISSUANCE IN ACCORDANCE WITH CHAPTER 109 ACTS OF 2016.

There was no discussion on this agenda item.

15. APPROVAL OF MINUTES

- May 4, 2022

Commissioner Kahn moved to approve the May 4, 2022 minutes as written. Commissioner Yakovlev seconded. The motion passed unanimously 2-0 by a roll call vote.

16. CLERK'S UPDATE

- Good Neighbor Language Update

The clerk noted that Attorney Seewald is happy to draft Good Neighbor language for the Rules and Regulations of the License Commission.

Commissioners Yakovlev and Kahn would also like the language added to each physical copy of Entertainment licenses.

The clerk will have Attorney Seewald draft this new regulation for discussion and a possible vote during the July meeting.

17. NEW BUSINESS

The clerk noted that the new Commissioner is in the process of getting appointed by the City Council and she should be joining soon.

18. ADJOURN

Commissioner Yakovlev moved to adjourn the meeting at 5:11 p.m. Commissioner Kahn seconded. The motion to adjourn passed unanimously 2-0 by a roll call vote.