



City of Westfield, Massachusetts

LICENSE COMMISSION

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WESTFIELD CITY CLERK

Commissioners
Christopher Mowatt, Chr.
Edward Diaz
Alice Dawicki

CITY HALL
59 COURT STREET
WESTFIELD, MA 01085
Phone 572-6202
Fax 572-6332

LICENSE COMMISSION EMERGENCY MEETING

Monday, February 13, 2017

MINUTES

Meeting convened at 6:05 p.m.

Chairman Mowatt, Commissioner Dawicki, Commissioner Diaz were present.

Next Commission meeting was confirmed for Monday, March 13, 2017.

Chairman Mowatt announced that the meeting would be recorded.

1. Westborough Beverage Corp., d/b/a Walmart #2174, 141 Springfield Road, transfer and change of location for an all alcoholic package goods store license from Worrall Enterprises, Inc., d/b/a Pop the Cork, 5 East Silver Street.

Present was Attorney Richard Sypeck of Ross & Ross representing the applicant, Westborough Beverage Corp, d/b/a Walmart #2174.

Attorney Sypeck stated the following:

- He is here representing an application for a transfer of license and change of location.
- As of this past Friday, February 10, 2017 the application submitted was accurate. Walmart would be building a free standing structure in the parking lot. This would require a long permitting process with the planning board and conservation.
- Walmart has agreed to revise the application and move the store inside of Walmart.
- They would like to amend the application the commission has in front of them and re-advertise for a new public hearing at the March 13, 2017 commission meeting.

A motion was made by Chairman Mowatt, seconded and unanimously VOTED to allow Walmart to amend the application and re-advertise for a public hearing that the March 13, 2017 commission meeting.

2. Worrall Enterprises, Inc. d/b/a Pop the Cork, 5 East Silver Street in regards to a request of their all alcohol package goods store license.

Present were owners, Craig & Bethany Worall.

Craig Worrall stated the following,

- They would like to be compliant with all the commissions requirements.
- They are asking for permission to close the establishment during the transfer of their all alcoholic license so that they can return the alcohol to the vendors and remove all shelving. Big Y, their landlord has stated they need to take everything out and bring the store to bare walls.

The secretary stated that she checked with the ABCC who stated that it is up to the discretion of the local commission whether you allow the licensee to close the establishment while the transfer is taking place.

A motion was made by Chairman Mowatt, seconded and unanimously VOTED to allow the licensee to close down the business before the transfer has been approved. It was also noted that the new owners will be filing for the transfer of license and change of location at the next meeting of March 13, 2017.

3. The secretary stated that a letter was sent to Pagan's Deli at 122 Montgomery Street notifying them that they must apply and pay for the common victualler license by February 13, 2017 or they will be in violation of Massachusetts General law Chapter 140 Sec 2 and subject to a fine of \$100.00 and possible closure of their business and increased fines.

The secretary advised the commission that as of 5 p.m. today, February 13, 2017 the licensee has failed to apply and pay for their common victualler license.

A motion was made by Chairman Mowatt, seconded and unanimously VOTED to call Pagan's Deli in for a violation hearing at the March 13, 2017 meeting.

4. The secretary reported that the ABCC's annual temporary increased resident population form is due by March 1, 2017.

The secretary stated that the temporary increased resident population figure allows cities and towns to secure seasonal package store licenses per population units of 5,000 as prescribed by MGL 138.

A motion was made by Chairman Mowatt, seconded and unanimously VOTED to set the temporary population increase at 5,500 and submit the form to the ABCC as required.

With no further business the meeting adjourned at 6:30 pm.



Christopher Mowatt, chairman

Approved.