



City of Westfield, Massachusetts
LICENSE COMMISSION

Commissioners
Christopher Mowatt, Chr.
Edward Diaz
Alice Dawicki



MUNICIPAL BUILDING
59 COURT STREET
WESTFIELD, MA 01085
Phone 572-6202
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LICENSE COMMISSION
Monday, May 9, 2022
Municipal Building
59 Court Street, Westfield, MA
Room 207, Council Chambers
6:00 PM

MINUTES

The meeting was called to order at 6:02 PM by the Chair, Commissioner Mowatt. Commissioner Dawicki and Commissioner Diaz were present.

APPROVAL OF MINUTES

Upon motion of Commissioner Mowatt and duly seconded by Commissioner Dawicki, it was

UNANIMOUSLY VOTED: That the License Commission minutes of April 11, 2022 be TABLED until the next regular meeting of the License Commission because not all Commissioners had the opportunity to read them.

SET NEXT MEETING DATE

Commissioner Mowatt announced that due to the City Council budget hearings, the regularly scheduled meeting of June 13, 2022 will be changed to June 14, 2022 at 6:00 PM in Room 201. Commissioners Dawicki and Diaz responded that they could attend.

PUBLIC PARTICIPATION none

Upon motion of Commissioner Mowatt and duly seconded by Commissioner Dawicki, it was

VOTED: That the Order of the Agenda be changed to take item 5. at this time.

5. John J Beltrandi requesting a name change of a Class II Dealers License from John J. Beltrandi, 11 Jeanne Marie Drive to DK Equipment and Powersports, 11 Jeanne Marie Drive. John J. Beltrandi was present. He informed the Commission that he filed a d/b/a business certificate with the City Clerk's Office with the new name. The reason for the change is for clarification and that everything else will stay the same.

Upon motion of Commissioner Mowatt and duly seconded by Commissioner Diaz, it was

UNANIMOUSLY VOTED: That the name change of a Class II Dealers License from John J. Beltrandi, 11 Jeanne Marie Drive to DK Equipment and Powersports, 11 Jeanne Marie Drive be APPROVED.

The meeting returned to regular order.

REGULAR MEETING

3. PUBLIC HEARING on the Application for a new All Alcohol, On-Premises, Restaurant License for G2G Inc. d/b/a Two Rivers Burrito Co., 36 Elm Street, Westfield MA, Joseph Wynn, manager.

A Public Hearing was held on the above application. Mr. Joe Wynn was present to represent the application. He informed the Commission that he had previously had a Wine and Malt restaurant license but due to COVID he let it lapse. Commissioner Diaz asked Mr. Wynn how business was doing. Mr. Wynn replied that the business is doing well. Commissioner Mowatt explained that he is comfortable with the applicant knowing the rules and regulations as he has had a license in the past. Commission Dawicki informed the Commission that she is comfortable with the applicant and has no questions. With no one present to speak either in favor or opposition, Commissioner Mowatt closed the public hearing.

Upon motion of Commissioner Mowatt and seconded by Commissioner Diaz, it was UNANIMOUSLY VOTED: That the application a new All Alcohol, On-Premises, Restaurant License for G2G Inc. d/b/a Two Rivers Burrito Co., 36 Elm Street, Westfield MA, Joseph Wynn, manager be APPROVED.

4. Upon motion of Commissioner Mowatt and seconded by Commission Dawicki, it was

UNANIMOUSLY VOTED: That the Agenda be MODIFIED to take the Public Hearing at 7:00 PM as that is how the Public Hearing was advertised on the application for a New Farmer Series Pouring Permit for Kismet Brewing Company, 66 South Broad Street, Westfield MA. 01085, Richard DeSousa, Manager.

6. Application for Amendment - Change of Manager for Starfires Concessions, LLC

from Donald Moorhouse, last-approved Licenses Manager to Jessica Anderson, proposed License Manager. Attorney from Bacon and Wilson, 99 Springfield Road, Westfield, was present to represent the application. He informed the Commission that the proposed new manager Jessica Anderson was unable to be present as she tested positive for COVID. He informed the Commission Jessica Anderson is TIPS certified and she has had prior experience as the catering manager at Lattitude. She will be present at all home games and understands she is responsible whether on site or not. There are no changes in the operation.

Upon motion of Commissioner Mowatt and seconded by Commissioner Dawicki, it was UNANIMOUSLY VOTED. That the application for a change of Manager for Starfires Concessions, LLC from Donald Moorhouse to Jessica Anderson, be APPROVED.

7. Informational Hearings on Police Incident Report for Gabe's 252, 252 Elm Street, Gabriel Krause, Manager for #21-43364 dated 12/30/2021. Gabriel Krause, South Longyard Road, Southwick was present. Also present was Samantha Bricault, 31 Highland Avenue, manager of the incidents. Commissioner Mowatt read the incident report and explained that the reason for information hearing is to address the level of intoxication of the customer involved. Mr. Krause read a report that he created and kept on file of the incident. He informed the Commission that he personally served him 2 shots and 1 beer. He's a regular and on that particular night he was fine when he came in and was served, but soon after he changed rapidly for the worse and not sure if he had drugs in his system. At that point he was not served any more. And once he was not being served anymore, he punched the wall. His hand was bleeding from the punching of the wall and at that point an ambulance and police were called. Commissioner Dawicki, as well as the other Commissioners, gave kudos to Mr. Krause for keeping a detailed record of the incident. Mr. Krause thanked the Commissioners and gave the credit to Samantha who developed the process of keeping details of such incidents. With that process the bar has come up to another level. She has trained the staff on the process. There has been a lot less combative incidents and there have is a no tolerance rule otherwise a patron will be banned from 30 to 60 days. Commissioner Diaz commented that the incident reports help protect the establishment. Mr. Krause added that Samantha also did the citizens police training with Lt. Hall. Mr. Krause informed the Commission that he understands that he can control foot traffic on that sidewalk during business hours and closing times. Samantha informed the Commission that there have been State Troopers sitting out the establishment during business hours and at closing times and no one is sure what they are doing out there. Commissioner Mowatt replied that if they are conducting an investigation the License Commission is not privy to that information.

The second Police Incident Report for Gabe's 252, 252 Elm Street, Gabriel Krause, Manager for #22-8776 dated 3/25/2022. Gabriel Krause, Manager was present. He explained that he gave an intoxicated regular customer, Indigo, a ride home because when he entered the bar he was intoxicated. He was argumentative when his keys were taken from him and then reported he was assaulted by the bouncer Zack. Commissioner Mowatt commended Gabe for taking the responsibility of the intoxicated customer, but once keys are taken from a customer

then the Police need to be called. Commissioner Dawicki thanked Gabe for not letting him drive.

8. Upon motion of Commissioner Mowatt and seconded by Commission Dawicki, it was

UNANIMOUSLY VOTED: That the following Section 14, One Day Licenses, previously approved by the Chair, be APPROVED.

- a. Westfield State University, 577 Western Ave, Reception, April 22, 2022
- b. Westfield State University, 577 Western Ave, Reception, April 28, 2022
- c. Westfield State University, 577 Western Ave, Reception, April 29, 2022
- d. Westfield State Foundation, 577 Western Ave, Reception, May 1, 2022
- e. Westfield State University, 577 Western Ave, Reception, May 4, 2022
- f. Westfield State University, 577 Western Ave, Reception, May 5, 2022
- g. Westfield State University, 577 Wester Ave, Nettie Stevens Science Center, May 11, 2022
- h. Arnold Street Enterprises, LLC, d/b/a The Maple Leaf Pub, 11 Arnold Street, 5K Kooldown Post 5K Block Party, May 21, 2022
- i. Tavern Restaurant, 2 Broad Street, 5K Kooldown Post 5K Block Party, May 21, 2022
- j. Great Awakening Brewing Company, LLC, 77 Mill Street, Suite 150, 5K Kooldown Post 5K Block Party, May 21, 2022

9. Commissioner Mowatt read the following status update:

Charles Croney d/b/a AC Auto Sales, 766 Southampton Road Class II Auto Agent License approved at 4/11/2022 License Commission meeting dependent on Zoning Determination follow up. Zoning Approval allowing operation of a used car lot issued in 1976 and amended in 2006. Current variance is recorded at book 16105, page 39. Class II Auto Agent License was issued.

10. Approve monthly bills - None

11. Police Incident Reports - None

A recess was declared at 6:42 PM.

At 7:00 PM the meeting was again called to order by the Chair.

Item 4 was taken at this time.

4. PUBLIC HEARING on the Application for a New Farmer Series Pouring Permit for Kismet Brewing Company, 66 South Broad Street, Westfield MA. 01085, Richard DeSousa, Manager. Richard DeSousa, 45 River Road, Sturbridge was present. Commissioner Mowatt read the notice of the public hearing. Mr. DeSousa informed the Commission that the brewery

opened 2 years ago. He is requesting the pouring license because many people have come in to request to be able to consume on premises and he would like to create that experience for his customers. He explained that it would be for a couple days a week to begin and eventually would grow. Also he would like, at some point in the future, a temporary (180 days) outside 20' x 40' tent area. Commissioner Mowatt questioned if he was serving food. Mr. DeSousa replied that he is not serving food, but may have food trucks come in. Commissioner Mowatt informed Mr. DeSousa that when he does have outdoor seating he must be able to monitor and control the service and consumption of alcohol and asked him if he was familiar with those regulations. And also that he has to submit the plans for the outdoor area. Mr. DeSousa replied yes he was familiar with those regulations and the outdoor plans are included in the application. Mr. DeSousa explained that he will not be doing the tent this year because he does not have the staff to monitor that area. Mr. DeSousa informed the Commission that he and his employees, his wife and daughter, are TIPS certified. Commissioner Diaz wished him well on his business. Mr. Ralph Figy, Ward 2 City Councilor spoke in favor of the application. He explained that the City Council approved a zone change to allow a consumption of alcohol in an Industrial A zone and that it's a nice location, there are no resident abutters and he has no issues in the community. There was no opposition to be heard.

Upon motion of Commissioner Mowatt, and duly seconded by Commissioner Diaz, it was

UNANIMOUSLY VOTED: That the application for a new Farmer Series Pouring Permit for Kismet Brewing Company, 66 South Broad Street, Westfield MA. 01085, Richard DeSousa, Manager be APPROVED.

At 7:10 PM and upon motion of Commissioner Mowatt and duly seconded by Commissioner Diaz, it was UNANIMOUSLY VOTED: To ADJOURN.

A true record, Attest:

Karen M. Fanion
City Clerk/

Interim Administrator for License Commission



Christopher Mowatt, Chair

