

(The following is not a verbatim transcript of comments or discussion that occurred during the meeting, but rather a summarization intended for general informational purposes. All motions and votes are the official records).

SAFETY SERVICES & LICENSES COMMITTEE

Regular meeting of the Safety Services and Licenses Committee was held on Monday, September 17, 2012 in the Council Chambers, City Hall, Cranston, Rhode Island.

I. CALL MEETING TO ORDER:

The meeting was called to order at 7:05 P.M. by the Chair.

Present: Councilman Richard D. Santamaria, Jr., Chair
Councilman Paul H. Archetto, Vice-Chair (appeared at 7:15 P.M.)
Councilman Michael V. Favicchio
Council Vice-President Emilio L. Navarro (appeared at 8:10 P.M.)
Council President Anthony J. Lupino

Absent: Councilwoman Maria A. Bucci

Also Present: Councilman James E. Donahue
Gerald Cordy, Deputy Director of Administration
Carlos Lopez, Chief of Staff
Marissa Campisani, Director of Constituent and Government Affairs
Captain Gerard Carnevale, Police Department
Deputy Chief, Stephen MacIntosh, Fire Department
Stephen Peltier, Assistant City Solicitor
Rosalba Zanni, Assistant City Clerk/Clerk of Committees
Ron Ronzio, Stenographer

II. MINUTES OF THE LAST MEETING:

On motion by Council President Lupino, seconded by Councilman Favicchio, it was voted to dispense with the reading of the minutes of the last meeting and they stand approved as recorded. Motion passed unanimously.

III. CORRESPONDENCE:

Kmart – letter regarding expansion of hours

Chair indicated that this item will be continued to next month's meeting.

IV. OLD BUSINESS:

***PUBLIC ENTERTAINMENT CLASS II LICENSE – NEW (Tabled no show 8/6)**
Holy Cross Christian Counseling – event 7/28 250 Auburn Street

Pastor Cynthia Farrow appeared to speak.

On motion by Council President Lupino, seconded by Councilman Favicchio, it was voted to approve this license application. Motion passed unanimously.

Wal-Mart –FOLLOW UP REGARDING FINE 1776 Plainfield Pike

Chair asked if there is any update regarding this item.

Mr. Cordy stated that he has no new update.

Council President Lupino stated that there is another issue regarding this establishment, which are the storage containers. He spoke to the Sal Saccoccio, Tax Assessor, and was told that they were provided by Wood & Wire and they were being taxed, but there was no response of how long they are supposed to be there or how long they have been there. He reminded Mr. Saccoccio that the containers are supposed to be temporary. Storage was to be while Wal-Mart was remodeling. Remodeling is complete and there are approximately twenty containers there. He asked that an update be provided to the Council prior to the next meeting on whether there is a date of when these containers will be removed and what the City can do to pass an Ordinance to address the issue of storage containers on premises.

ORDINANCES:

4-12-4 Ordinance in amendment of Title 10, Chapter 32 of the Code of the City of Cranston, 2005, entitled “Motor Veh. & Traffic” (Burnside St. and Douglas St. – Multi-Way Stop Intersections-Enumerated). (Cont’d from 7/9/2012)
[\[click here to view\]](#)

Councilman Archetto, sponsor of this Ordinance, withdrew the Ordinance.

4-12-5 Ordinance in amendment of Title 10, Chapter 32 of the Code of the City of Cranston, 2005, entitled “Motor Veh. & Traffic” (Brimfield Rd. and Amherst Rd. – Multi-Way Stop Intersections-Enumerated). *Referred Back from Council 6/25/2012.* [\[click here to view\]](#) (Cont’d from 7/9/2012)

Councilman Archetto, sponsor of this Ordinance, asked that this Ordinance be continued to the next meeting.

On motion by Councilman Favicchio, seconded by Council President Lupino, it was voted to continue this Ordinance to next month’s meeting. Motion passed unanimously.

IV. OLD BUSINESS: (Cont.)

ORDINANCES: (Cont.)

- 4-12-7** Ordinance in amendment of Title 10, Chapter 32 of the Code of the City of Cranston, 2005, entitled “Motor Veh. & Traffic” (No Parking 11 Calaman Rd.). *Referred Back from Council 7/23/2012.* [\[click here to view\]](#)

Chair indicated that since the sponsor of this Ordinance is not present, this Ordinance be continued to next month’s meeting.

- 4-12-8** Ordinance in amendment of Title 10, Chapter 32 of the Code of the City of Cranston, 2005, entitled “Motor Veh. & Traffic” (No Parking 11 Calaman Rd.). *Referred Back from Council 7/23/2012.* [\[click here to view\]](#)

Chair indicated that since the sponsor of this Ordinance is not present, this Ordinance be continued to next month’s meeting.

- 7-12-1** Ordinance in Amendment of Title 6, Of the Code of the City of Cranston, 2012, Entitled “Business Licenses and Regulations” (FIRE WORKS VENDOR LICENSE)

On motion by Councilman Archetto, seconded by Chairman Santamaria, it was voted to recommend approval of this Ordinance.

On motion by Councilman Archetto, seconded by Council President Lupino, it was voted to amend this Ordinance as follows: line 57 after “on site”, add “the property where the fire works will be sold in compliance with the Rhode Island State Fire Code (risfc), as certified by the City Fire Prevention Office. The application for sales shall include a certificate from the City Fire Prevention Office stating compliance”. Motion passed unanimously.

On motion by Council President Lupino, seconded by Councilman Favicchio, it was voted to recommend approval of this Ordinance as amended. Motion passed unanimously.

- 7-12-2** Ordinance in Amendment of Title 8, Chapter 12, of the code of the City of Cranston 2012, entitled “Noise Abatement” (FIREWORKS -HOURS OF USE)

On motion by Council President Lupino, seconded by Councilman Archetto, it was voted to recommend approval of this Ordinance.

Under Discussion:

Councilman Donahue stated that he sponsored this Ordinance due to complaints from people of fireworks being discharged in the neighborhoods. It was introduced with the help of the Solicitor. He is open to input from the Committee members on ways to improve this Ordinance.

Deputy Chief MacIntosh stated that he does not believe the City can restrict the use of fireworks. State Law permits sales year round. As to the time limits, he sees no problem, but he does not believe the City can restrict the use.

IV. OLD BUSINESS: (Cont.)

ORDINANCES: (Cont.)

7-12-2 Ordinance in Amendment of Title 8, Chapter 12, of the code of the City of Cranston 2012, entitled "Noise Abatement" (FIREWORKS -HOURS OF USE) (Cont.)

Councilman Donahue stated that he would be happy to redraft the legislation to improve it.

On motion by Council President Lupino, seconded by Councilman Favicchio, it was voted to amend this Ordinance as follows: line 66, after "Cranston" add "between the hours of 12 noon and 11 p.m. or by special permission of the Safety Services and Licenses Committee". Motion passed unanimously.

On motion by Council President Lupino, seconded by Councilman Favicchio, it was voted to recommend approval of the above Ordinance as amended. Motion passed unanimously.

V. MISCELLANEOUS BUSINESS:

VI. PUBLIC HEARING:

AUTO REPAIR LICENSE – NEW

Montan Auto Repair
Felix Montan

125 Niantic Ave.

Felix Montan appeared to speak. **Evelyn Nunez** appeared to translate for Mr. Montan.

Council President Lupino asked Ms. Nunez to relay to Mr. Montan that the City encourages new businesses in the City and the businesses are set with the hours of operation stated to the Committee. He also asked that no road testing of cars be done if it is a hazard or disruption to the neighbors.

Chair asked what the hours of operation will be. Mr. Montan stated Mondays thru Fridays 8:00 A.M. to 6:00 P.M., Saturdays 8:00 A.M. to 3:00 P.M. and closed Sundays.

No one appeared to oppose

On motion by Councilman Archetto, seconded by Councilman Favicchio, it was voted to approve this license application. Motion passed unanimously.

VI. PUBLIC HEARING: (Cont.)

TRANSFER OF CLASS B VICTUALLING LICENSE – NEW

From : *Papa's Restaurant Inc.* 39 Phenix Ave.
d/b/a *Tony Papa's Restaurant*

To: *Gabriel's Restaurant Inc.* 39 Phenix Ave.
d/b/a *Gabriel's Restaurant*

John DiBona, Esq., appeared to represent the transferee. He stated hours of operation will be closed Sundays, Mondays 4:00 P.M. to 9:00 P.M., Tuesdays thru Thursdays 11:00 A.M. to Midnight and Fridays and Saturdays 11:00 A.M. to Midnight.

No one appeared to oppose.

On motion by Councilman Archetto, seconded by Councilman Favicchio, it was voted to approve this license transfer application. Motion passed unanimously.

From : *Russ Liquor Assoc Inc.* 1669 Cranston Street
d/b/a *Knightsville Pub*

To: *First Shot LLC* 1669 Cranston Street
d/b/a *Knightsville Pub*

Paul Troia appeared to speak and stated hours of operation will be 6:00 A.M. to 1:00 A.M. No one appeared to oppose.

On motion by Councilman Favicchio, seconded by Councilman Archetto, it was voted to approve this license transfer application. Motion passed unanimously.

CLASS B LIMITED ALCOHOLIC BEVERAGE LICENSE – NEW

Liu & Yung Inc d/b/a Hibu Shabu Shabu 736 Park Ave.

Robert Murray, Esq., appeared to represent the applicant. No one appeared to oppose.

On motion by Council President Lupino, seconded by Councilman Archetto, it was voted to approve this license application. Motion passed unanimously.

CLASS A LIQUOR LICENSE – RENEWALS

<i>Edgewood Liquors</i>	1990 Broad St.
<i>Aum Shakti d/b/a Cranston Liquors</i>	1219 Cranston St.
<i>Vipra Inc. d/b/a Morin's Liquors</i>	1621 Elmwood Ave.
<i>Not Fade Away Inc. d/b/a Alpine Wine & Spirits</i>	1 Starline Way
<i>MAB LIQUORS LTD. d/b/a Atwood Wine & Spirits</i>	426 Atwood Ave.
<i>GJ Corporation d/b/a Classic Liquors</i>	1382 Plainfield St.
<i>Healey's</i>	995 Pontiac Avenue
<i>Discount Liquor Shoppe of Cranston</i>	1294 Park Avenue
<i>JD Cork & Bottle Liquors</i>	526 Pontiac Avenue

VI. PUBLIC HEARING: (Cont.)

CLASS A LIQUOR LICENSE – RENEWALS (Cont.)

A & T Casali Liquors

*Oaklawn Liquors Inc. d/b/a Bob Gasbarro's Oaklawn Liq.
Wines & More of RI Inc.*

1776 Cranston St.
995 Oaklawn Ave.
125 Sockanossett Crsrd.

CLASS A/E LIQUOR LICENSE – RENEWAL

Phred's Drug

1300 Oaklawn Ave.

CLASS B LIMITED LIQUOR LICENSE – RENEWAL

Hong Kong Buffet

Basil's Pizza

Comida Enterprises Inc. d/b/a café Luna

Michael John Culinary Affair Inc.

Metro Enterprises LLC d/b/a Rhim Nahm

Franco Bros Inc. d/b/a Nino's Pizza

1776 Cranston Street
1270 Cranston Street
22 Midway Rd.
650 Oaklawn Ave.
2212 Broad St.
500 Atwood Ave.

CLASS B VICTUALLING LICENSE – RENEWAL

Ocean Island Inc. d/b/a China Dynasty

The Hot Tamale LLC d/b/a L'Attitude

The Frosted Mug Inc.

Yuang Hing Rest.

Japanese Perry Inc. d/b/a Haruki Restaurant

Christopher's Cranston Deli

Twin Oaks Inc.

Spain III Inc.

2012 Sports Bar & Lounge Inc.

JHR Nightclub Inc.

Ranco Inc. d/b/a Vesuvio Restaurant

Ted's Montana Grill Inc.

Apple New England LLC

Riviera Main Event & Pub

Mendon Food Corp. d/b/a Uncle Tony's

Diamond Ent. Inc. d/b/a Marchetti's Restaurant

Chipotle Mexican Grill of Colorado, LLC

99 West LLC

Ichiban Corp

Grill 505

Chapel Restaurant LLC

King's Garden Inc.

McShawn's Pub Inc.

Kelly Gazzero Post 2812

G & P Food Services Inc.

RI Shriners Holding Corp

CPAA Inc. d/b/a Neo Pizza

Twelve-Twenty Nine Corp. d/b/a Antonio's

JVC LLC d/b/a Galaxie Restaurant

400 Atwood Avenue
2190 Broad Street
594 Reservoir Ave.
195 Gansett Avenue
1210 Oaklawn Ave.
1458 Park Ave.
100 Sabra Street
1073 Reservoir Ave.
1785 Cranston Street
1500 Oaklawn Ave.
1401 Park Ave.
2 Chapel View Blvd.
24 Midway Road
1612 Elmwood Ave.
1455 Oaklawn Ave.
1463 Park Ave.
83 Hillside Road
1171 New London Ave.
146 Gansett Ave.
505 Atwood Ave
3000 Chapel View Blvd.
90 Rolfe Square
1336 Cranston St.
1418 Plainfield St.
606 Reservoir Ave.
One Rhodes Place
2244 Plainfield Pike
1710 Cranston St.
957 Reservoir Ave.

VI. PUBLIC HEARING: (Cont.)

CLASS B VICTUALLING LICENSE – RENEWAL (Cont.)

Texas Roadhouse Holdings LLC

Mulligan's Island LLC

Amedeo Rest & Lounge

Danidono Pizzeria d/b/a Catanzaro's

99 Garfield Ave.

1000 New London Ave.

1492 Park Ave.

1283 Park Ave.

CLASS D CLUB LIQUOR LICENSE – RENEWAL

RI Yacht Club

Nelson Mack VFW

Vasa Music Hall Association

RI Ceilhide Club

St. Mary's Feast Society

Pawtuxet Athletic Club

One Ocean Ave.

5-7 Haven Ave.

43 Bald Hill Road

50 America St.

15 Phenix Ave.

12 Aborn St.

CLASS J LIQUOR LICENSE – RENEWAL

Rhodes on the Pawtuxet

60 Rhodes Place

On motion by Council President Lupino, seconded by Councilman Archetto, it was voted to take all the following license renewal applications as a block. Motion passed unanimously.

No one appeared to oppose.

On motion by Councilman Favicchio, seconded by Councilman Archetto, it was voted to approve all the above-listed license renewal applications. Motion passed unanimously.

VII. ORDINANCES:

8-12-1 Ordinance in amendment of Title 10, of the Code of the City of Cranston, 2005, entitled "Motor Vehicles & Traffic" (Stop, Grace Street at Pond Street). [[Click here to view](#)]

On motion by Councilman Archetto, seconded by Councilman Favicchio, it was voted to recommend approval of the above Ordinance.

Under Discussion:

Councilman Favicchio asked what the Administration's position in regards to the Traffic Engineer. Mr. Cordy stated that this Ordinance was received by the Traffic Engineer after the August Council meeting and he has not had a chance to review this yet. Under the Charter, the Traffic Engineer has 60 days to provide a staff report. This is the same for the next Ordinance.

On motion by Council President Lupino, seconded by Councilman Archetto, it was voted to continue this Ordinance. Motion passed unanimously.

VII. ORDINANCES: (Cont.)

8-12-2 Ordinance in amendment of Title 12, of the Code of the City of Cranston, 2005, entitled “Motor Vehicles & Traffic” (Crosswalk, Narragansett Boulevard at Chiswick Road). [[Click here to view](#)]

On motion by Council President Lupino, seconded by Councilman Archetto, it was voted to continue this Ordinance. Motion passed unanimously.

VIII. NEW LICENSE APPLICATIONS:

VICTUALIING LICENSE – NEW
Jordan’s Restaurant (10 AM – 6 PM)
Nare Sarybekian

745 Reservoir Ave.

Nare Sarybekian appeared to speak and asked that name be changed to K.A.N.N.A. Catering, LLC. She stated that hours of operation will be Mondays thru Wednesdays 6-11 P.M., Thursdays 6-1 AM, Fridays, Saturdays 6:00 AM to 3:00 PM and Sundays 6:00 AM to 3:00 PM. No one appeared to oppose.

On motion by Councilman Favicchio, seconded by Council President Lupino, it was voted to approve this license application. Motion passed unanimously.

Gabriel’s Restaurant (M 4 -9 T- F 11-9 Sat 11-10)

39 Phenix Ave.

On motion by Councilman Archetto, seconded by Councilman Favicchio, it was voted to approve this license application. Motion passed unanimously.

Knightsville Pub (6AM – 1AM)

1669 Cranston St.

On motion by Councilman Favicchio, seconded by Councilman Archetto, it was voted to approve this license application. Motion passed unanimously.

Boomerang Deli & Weiners (10 AM – 8 PM)

1674 Cranston St.

Richard Caron appeared to speak and stated hours of operation will be Mondays thru Saturdays 10:00 A.M. to 8:00 P.M. No one appeared to oppose.

On motion by Councilman Favicchio, seconded by Councilman Archetto, it was voted to approve this license application. Motion passed unanimously.

Hibi Shabu Shabu (11AM – 1 AM)

736 Park Ave.

On motion by Council President Lupino, seconded by Councilman Archetto, it was voted to approve this license application. Motion passed unanimously.

VIII. NEW LICENSE APPLICATIONS: (Cont.)

PUBLIC ENTERTAINMENT CLASS I – NEW

Rockwell Amusements – City of Cranston Octoberfest

@ Mulligan’s Island

CARNIVAL LICENSE – NEW

Rockwell Amusements – City of Cranston Octoberfest

@Mulligan’s Island

Scott Melard of Capital City Promotions and Harold Fera of Rockwell Amusements, appeared to speak. Mr. Melard stated the event will be held on October 11-14 and October 18-21, hours of operation will be Sundays 6:00 P.M. to 10:00 P.M., Fridays 6:00 P.M. to 11:00 P.M., Saturdays 12 Noon to 11:00 P.M. and Sundays 12 Noon to 9:00 P.M.

Chair questioned Police detail for the beer garden. Mr. Melard stated that upon the recommendation of the City, there will be two Police details.

Council President Lupino stated that he has a concern with “the City of Cranston” being mentioned on the agenda. Mr. Melard stated that after discussions with the City, they will take “the City of Cranston”, even though the City is listed on the insurance. Council President Lupino asked what this will do to the City’s liability. Solicitor Peltier stated that he has not seen the policy, but if the applicant is taking out the insurance, then the liability will fall on him. Council President Lupino indicated to the packet presented by Mr. Melard, which states the Mayor as “host”. Solicitor Peltier stated that a concern is the flyer mentions the Mayor is the host. This could be a concern of liability. Mr. Melard stated that nothing has gone to print. This can be changed upon the recommendation of the Committee. Wording could be changed to the Mayor as special guest.

On motion by Council President Lupino, seconded by Councilman Favicchio, it was voted to approve the above two license applications with the changes made on the flyer taking the Mayor out as “host” and removing “The City of Cranston”. Motion passed unanimously.

BUSINESS IN A TEMPORARY STRUCTURE – NEW

Cranston Chamber of Commerce – Farmer’s Market

@Rolfe Square

JUST SUNDAYS 9/30 – 11/18

ITINERANT FOOD VENDOR’S LICENSE – NEW

Cranston Chamber of Commerce – Farmer’s Market

@Rolfe Square

Steven Boyle, President of Cranston Chamber of Commerce, appeared to speak regarding the above two license applications and stated that the Chamber would like to continue this on an annual basis and hours of operation will be 12 Noon to 3:00 P.M.

Council President Lupino asked if these will be local farmers. Mr. Boyle stated that they will be reaching out to local farms.

No one appeared to oppose.

On motion by Councilman Favicchio, seconded by Councilman Archetto, it was voted to approve the above two license applications. Motion passed unanimously.

VIII. NEW LICENSE APPLICATIONS: (Cont.)

HOLIDAY SALES LICENSE – NEW
Park Avenue Nails Spa (10 AM – 7PM)

1099 Park Ave.

Xu Bao Yu appeared to speak. No one appeared to oppose.

On motion by Councilman Favicchio, seconded by Council President Lupino, it was voted to approve the above license application. Motion passed unanimously.

IX. TRAFFIC ENGINEER:

No business.

X. POLICE DEPARTMENT: La Frontera – denied tobacco application

Terence Livingston, Esq. appeared to represent the applicant and stated that he has a number of issues regarding this item, the first being notice. His client received notice on August 29, 2012 stating that the license application was denied by Colonel Palombo and the application was referred to the Safety Service and Licenses Committee for the September 10th meeting and requesting that the applicant attend that meeting. Attorney Livingston stated that this notice is inappropriate notice for this type of hearing. His client should have received notice of why the application was denied. He questioned under what authority the Colonel has to deny a renewal application. His client has a valid Tobacco License by the State of Rhode Island, which expires June 30, 2013. The authority to license is exclusively the authority of the legislature. He quoted RIGL 45-2-31.1,

Chair questioned why the applicant was denied. Captain Carnevale referred to reports indicating to an incident which occurred on June 29, 2011 of sale to a minor and also Providence and State Police arrested applicant on November 8, 2011 for forgery and refusing stamps and sale of unstamped cigarettes. These incidents were not indicated on the renewal application. The question on the application asking if there were any violations, was left blank. Applicant received a one-year probation.

Attorney Livingston stated that he does not think the Committee can license his client or the Colonel can deny him without the appropriate documents given to the applicant so he can properly be defended.

Solicitor Peltier stated that prior to this meeting, he spoke to Captain Carnevale regarding this and at 7:20 this evening, Attorney Livingston presented two case laws to him. He has had no opportunity to research this. He questioned if the City does not have authority to license businesses, when why are we here this evening. He feels the City is well within the parameters to license businesses. He recommended continuing this issue so he and Solicitor Kirshenbaum can research this and look into it.

X. POLICE DEPARTMENT: La Frontera – denied tobacco application (Cont.)

Attorney Livingston stated that he is not opposed to a continuance, but he asked that the Committee give his client the opportunity to continue to operate because the sale of cigarettes is 50% of his income.

Councilman Favicchio suggested to continue this to the full Council meeting on September 24th.

Council Vice-President Navarro questioned what the Code states as to Tobacco Licenses. He also questioned why this issue is before the Committee. The State did not see any reason to deny this applicant. He does not feel comfortable denying this application when he has a valid State License.

Solicitor Peltier stated that this is the concern he has and would like this continued to the Council meeting. The applicant may have not been upfront and honest with the State application as he was with the City.

Attorney Livingston indicated to Section 5.68.020 of the City Code and stated that it does not state anything about the Colonel having authority to approve or deny a license. He has not seen the application and does not know what the reason is that the Colonel denied it. He suggested the Committee deny the Colonel's denial of the application and give proper notice to his client and start the process over.

Councilman Archetto questioned how this item got on the agenda and what authority the Colonel has. He recommended not acting on this at this time and the questions brought up this evening be researched and allow the applicant to operate for now.

Council Vice-President Navarro stated that he does not have enough information at this time based on what he has heard this evening. He is not in favor of continuing this because it can jeopardize this business or put the City in a legal position. He suggested that the Committee not approve the Colonel's denial and have the applicant operate with the State License until he has an incident again that would give the City a reason to shut him down.

Chair stated that the State License expires June 30, 2013 and the City license expired August 31, 2012. He questioned whether one supersedes the other. Solicitor Peltier stated that this is another issue that would need to be researched.

Councilman Donahue stated that it seems that the Colonel reviewed the application and determined that the application was not legitimate based on information he was provided. He questioned why there is an application process to begin with.

Council President Lupino stated that this Committee is called The Safety Services and Licenses Committee. We are just permitting businesses to operate. It should be called a permit not a license. This should be looked into. According to the way the agenda reads, there is nothing before the Committee. It is not listed as a Show Cause. There is no action this Committee can take this evening other than move it to the full City Council after an explanation.

X. POLICE DEPARTMENT: La Frontera – denied tobacco application (Cont.)

Council Vice-President Navarro asked if applicant is selling tobacco at this time. Attorney Livingston stated, yes. Council Vice-President Navarro stated that if the Committee does not act on this, the Police Department can shut him down for selling without a license. If the Committee rejects the Colonel's denial, they won't be able to shut him down. Council President Lupino stated that if the Colonel's denial is rejected, the applicant's license has expired and he still does not have a City license. He thinks this is before the Committee for informational purposes.

Councilman Favicchio stated that there is no Show Cause because the license was never granted because of the issue of the Colonel's denial. He agrees with Council President Lupino to refer this to the full City Council so we have all the information from Solicitor Kirshenbaum.

Attorney Livingston stated that in his six years on the Cranston City council, he never once saw a Colonel deny a tobacco license. The tobacco licenses should be before the Committee for it to approve. There was no due process with his client.

Council President Lupino asked Attorney Livingston that he should ask his client if he answered the question regarding past violations on the State application, because he left it blank on the City's application.

On motion by Council Vice-President Navarro, seconded by Councilman Archetto, it was voted to hold a Show Cause hearing on this matter at the September 24th Council meeting and the business be allowed to operate until then under the State License with a temporary approval from this Committee to operate.

Under Discussion:

Attorney Livingston stated that he does not want the City Police citing his client with operating without a City license. He asked that he be provided with all the documents.

Solicitor Peltier asked that Attorney Livingston contact Captain Carnevale for the documents and he will contact Solicitor Kirshenbaum and update him and he will do research on his end and will be ready for the September Council meeting.

Councilman Favicchio asked if the Police Department has a problem with this motion. Captain Carnevale stated, yes, the Committee can do what it wants, but the Police Department is opposed, knowing that applicant lied on the application and knowing that he was charged. He asked that anything that needs to be forwarded, be forwarded to the Major, since he will be on vacation.

Chair indicated that he was notified of the denial prior to the meeting, he did not receive a copy of the agenda. The Committee does not have a copy of the letter in the packets. This Committee never approved or denied a tobacco license in the past.

Councilman Archetto stated that because of lack of information, the Committee needs time to ascertain that information before the full City Council for a hearing. He recommended that the applicant should be allowed to remain open under the State License until the Council meeting as a precaution.

X. POLICE DEPARTMENT: La Frontera – denied tobacco application (Cont.)

Council President Lupino indicated that the above motion means nothing. The Clerk issues the license. The Clerk can only issue the license with the approval of the Colonel. The Police can go shut the applicant down tomorrow morning.

Roll call was taken on motion to hold a Show Cause hearing on September 24th and allow the business to operate under the State License temporarily and motion passed on a vote of 3-1. The following being recorded as voting “aye”: Councilmen Santamaria, Archetto and Council Vice-President Navarro -3. The following being recorded as voting “nay”: Councilman Favicchio -1.

XI. FIRE DEPARTMENT:

Citizens Bank – Diesel Fuel 100 Sockanossett

Deputy Chief MacIntosh appeared to speak regarding the above license application.

On motion by Council President Lupino, seconded by Councilman Favicchio, it was voted to approve this license application. Motion passed unanimously.

Oaklawn Village Service – Propane Tanks 908 Oaklawn Ave.

Deputy Chief MacIntosh appeared to speak regarding the above license application.

On motion by Council President Lupino, seconded by Councilman Favicchio, it was voted to approve this license application. Motion passed unanimously.

Shell Gas – Propane 1036 Reservoir Ave.

Deputy Chief MacIntosh appeared to speak regarding the above license application.

On motion by Council President Lupino, seconded by Councilman Favicchio, it was voted to approve this license application. Motion passed unanimously.

Park Ave. Gas – Propane 1025 Park Ave.

Deputy Chief MacIntosh appeared to speak regarding the above license application.

On motion by Council President Lupino, seconded by Councilman Favicchio, it was voted to approve this license application. Motion passed unanimously.

TACO Inc. - above ground diesel 1160 Cranston St.

Deputy Chief MacIntosh appeared to speak regarding the above license application.

On motion by Council President Lupino, seconded by Councilman Favicchio, it was voted to approve this license application. Motion passed unanimously.

XII. LICENSE RENEWALS:

VICTUALLING LICENSE – RENEWAL

<i>Weinorama</i>	1008 Oaklawn Avenue
<i>Athena's</i>	1482 Park Avenue
<i>Ronzio Pizza</i>	1464 Park Avenue
<i>New England Lemonade</i>	Gansett Avenue
<i>Whole Foods Market</i>	181 Sockanosset Crsrds.
<i>Papa Gino's</i>	1024 Reservoir Avenue
<i>Panera</i>	5 New London Ave.
<i>Friendly's Restaurant</i>	1177 Reservoir Ave.
<i>Albanese's Delizioso</i>	1288 Oaklawn Ave.
<i>McDonald's</i>	1099 Reservoir Ave.
<i>AJ Seabra</i>	550 Pontiac Avenue
<i>John's NY System</i>	827 Park Ave .
<i>Genji Sushi</i>	151 Sockanosett Crsrds.
<i>Tony's Pizza</i>	548 Pontiac Avenue
<i>Marianna's Gourmet</i>	991 Oaklawn Ave.
<i>Great Wall</i>	1480 Park Avenue
<i>Stop & Shop</i>	200 Atwood Avenue
<i>Dairy Twirl</i>	787 Reservoir Avenue
<i>Shaw's Supermarket</i>	8 Chapel View Blvd.
<i>Café on Midway</i>	200 Midway Road
<i>St. Paul's Church</i>	One St. Paul Place
<i>Tomaselli's</i>	693 Oaklawn Ave.
<i>Al-Mall Pizza</i>	41 Warwick Ave.
<i>Stop & Shop</i>	204 Garfield Ave.
<i>Dunkin Donuts</i>	235 Atwood Ave.
<i>Little Caesar's</i>	763 Reservoir Ave.
<i>Pocco Loco</i>	2005 Broad Street
<i>Freedom Seafood</i>	840 Park Ave.
<i>Dunkin Donuts</i>	480 Pontiac Ave.
<i>Honey Dew Donuts</i>	698 Oaklawn Avenue
<i>Burger King #4131</i>	1177 Pontiac Ave.
<i>B & B Specialty Cakes</i>	1757 Cranston Street
<i>House of Noodle Soup</i>	790 Reservoir Ave.
<i>Coffee Plus Snack Bar</i>	645 New London Ave.
<i>Chen Garden</i>	995 Pontiac Ave.
<i>D'Angelo's</i>	875 Reservoir Ave.
<i>Inside Scoop</i>	1105 Scituate Ave.
<i>Carmine's Sub Shop</i>	310 Atwood Ave.
<i>Mangia Mangia</i>	1606 Cranston St.
<i>Solitro's Bakery</i>	1594 Cranston St.
<i>Newport Creamery</i>	100 Hillside Rd.
<i>Subway</i>	1776 Plainfield St.
<i>Subway</i>	962 Cranston St.

XII. LICENSE RENEWALS: (Cont.)

VICTUALLING LICENSE – RENEWAL (Cont.)

<i>Subway</i>	2244 Plainfield Pike
<i>Just Chillin</i>	1424 Park Ave.
<i>Subway</i>	475 Atwood Ave.
<i>Dunkin Donuts</i>	2148 Broad Street
<i>Sundaes</i>	775 Oaklawn Ave.
<i>Mario's Italian Deli</i>	164 Gansett Ave.
<i>Pizza Hut</i>	1112 Reservoir Avenue
<i>Richie's Pizzeria</i>	155 Park Ave.
<i>China Fun</i>	1071 Park Ave.
<i>Sonia's Near East Market</i>	816 Park Ave.
<i>Brewed Awakenings</i>	1200 Pontiac Ave.
<i>Pomegranates</i>	20 Rolfe Street
<i>The Weiner Man</i>	1012 Reservoir Ave.
<i>Oriental Taste</i>	2244 Plainfield Pike
<i>Edgewood Café</i>	1864 Broad Street
<i>Coffee Bean Express</i>	1111 Cranston Street
<i>Dunkin Donuts</i>	900 Cranston Street
<i>Subway</i>	300 Park Ave.
<i>Honey Dew Donuts</i>	1282 Elmwood Ave.
<i>Moon House Restaurant</i>	741 Oaklawn Ave.
<i>Subway</i>	40 Sockanossett Crsrd.
<i>Subway</i>	690 Oaklawn Ave.
<i>Subway</i>	626 Reservoir Ave.
<i>Edible Arrangements</i>	20 Hillside Road
<i>Ocean Pride Seafood</i>	270 Atwood Ave.
<i>Dunkin Donuts</i>	1111 Park Ave.
<i>Dunkin Donuts</i>	189 Sockanossett Crsrd.
<i>Dunkin Donuts</i>	630 Reservoir Ave.
<i>Dunkin Donuts</i>	8 Chapel View
<i>Dunkin Donuts</i>	570 reservoir Ave
<i>Dunkin Donuts</i>	283 Park Ave.
<i>Dunkin Donuts</i>	1288 Oaklawn Ave.
<i>Big Kmart</i>	296 Garfield Ave.
<i>Honey Dew Donuts</i>	300 Atwood Ave.
<i>Café Bon Ami</i>	1082 Park Ave.
<i>Parkside Steak & Wings</i>	285 Park Ave.
<i>Yo- Mix</i>	1375 Park Ave.
<i>Pinkberry</i>	53 Hillside Road
<i>McDonald's</i>	923 Cranston Street
<i>Spike's Junkyard Dog</i>	640 Reservoir Ave.
<i>Corner Café</i>	432 Atwood Ave.
<i>Mesa Café & Grill</i>	100 Rolfe Street
<i>Stykes NY System</i>	1617 Elmwood Ave.
<i>JP Spoonem's</i>	1678 Broad St.
<i>Italian Gourmet Deli</i>	1 Starline Way

XII. LICENSE RENEWALS: (Cont.)

VICTUALLING LICENSE – RENEWAL (Cont.)

Pizza Fair

Donut Bazar

Scramblers IV

Subway

Café International

From Soup to Nuts

685 Park Ave.

823 Reservoir Ave.

1045 Reservoir Ave.

1009 Narragansett Blvd.

675 Oaklawn Ave.

1402 Plainfield St.

PUBLIC ENTERTAINMENT LICENSE – RENEWAL

Artists Exchange- event 9/23

50 Rolfe Street

TEMPORARY STRUCTURE LICENSE – RENEWAL

Artists Exchange

Sony'a – tent sale 9/28- 9/30

50 Rolfe Street

766 Oaklawn Ave.

ITINERANT FOOD VENDOR – RENEWAL

Artists Exchange

50 Rolfe Street

HOLIDAY SALES LICENSE – RENEWAL

Loffredo's Monumental Décor

1469 Cranston St.

BINGO LICENSE – RENEWAL

Senior Bingos – see list

AMUSEMENT MACHINE LICENSE – RENEWAL

Pizza Hut

1112 Reservoir Ave.

SEPTAGE HAULER – SEE LIST

ALL NIGHT LICENSE – RENEWAL

Wal Mart – for November 22 – December 24

Plainfield Pike

AUTO REPAIR LICENSE – RENEWAL

Interstate Auto Repair

1400 Cranston St.

USED CAR SALES – RENEWAL

Interstate Auto Sales

1400 Cranston St

PRIVATE DETECTIVE LICENSE – RENEWAL

Thomas Luongo - #324

780 Reservoir Ave.

XII. LICENSE RENEWALS: (Cont.)

HAUNTED HOUSE LICENSE – RENEWAL

Haunted Labrynth

804 Dyer Ave.

On motion by Council President Lupino, seconded by Councilman Favicchio, it was voted to approve all the above-listed license renewal applications. Motion passed unanimously.

XIII. MONTHLY SCHEDULES:

RHODES ON THE PAWTUXET:

Schedule of events for August through November 2012

Actual number of Attendees for July

On motion by Council President Lupino, seconded by Councilman Favicchio, it was voted to approve the above lists of events. Motion passed unanimously.

SHARX BAR & GRILL:

Schedule of Events for

Chair indicated that since there have been no incidents in the past year at this establishment, the Police Department has no problem taking this off the agenda monthly. If there is an incident that occurs, they will be listed back on the agenda and be required to provide monthly lists again.

TIPICO RESTAURANT & LOUNGE

No list submitted

No action needed.

PARK THEATRE

Schedule from July, August and Sept. 2012 submitted in August

On motion by Council President Lupino, seconded by Councilman Favicchio, it was voted to approve the above lists of events. Motion passed unanimously.

XIII. MONTHLY SCHEDULES: (Cont.)

EL TAPATIO

Per letter events September 2012


On motion by Council President Lupino, seconded by Councilman Favicchio, it was voted to approve the above lists of events. Motion passed unanimously.

The meeting adjourned at 9:30 P.M.

Respectfully submitted,



Rosalba Zanni
Assistant City Clerk/Clerk of Committees



MEETING NOTICE
SAFETY SERVICES & LICENSING
COMMITTEE

Scheduled for
Monday, September 10, 2012 @ 7 p.m.

Has been rescheduled to
MONDAY, SEPTEMBER 17, 2012 @ 7 p.m.
Cranston City Hall, Council Chambers
869 Park Avenue, Cranston, RI 02910

All previously advertised matters will be heard at that time.

Maria Medeiros Wall, JD
City Clerk

9/6/12