

*(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, December 3, 2012 in the Council Chambers, City Hall, Cranston, Rhode Island.

### **I. CALL MEETING TO ORDER:**

The meeting was called to order at 7:00 P.M. by the Chair.

Present: Councilman Richard D. Santamaria, Jr., Chair  
Councilman Paul H. Archetto, Vice-Chair  
Councilman Michael V. Favicchio  
Council President Anthony J. Lupino

Absent: Council Vice-President Emilio L. Navarro  
Councilwoman Maria A. Bucci

Also Present: Marissa Campisani, Director of Constituent and Government Affairs  
Major John Schaffran, Police Department  
Deputy Chief, Stephen MacIntosh, Fire Department  
Evan Kirshenbaum, Assistant City Solicitor  
Maria Medeiros Wall, City Clerk  
Rosalba Zanni, Assistant City Clerk/Clerk of Committees  
Heather Finger, Stenographer

### **II. MINUTES OF THE LAST MEETING:**

On motion by Councilman Archetto, 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:**

**Fitz-Patricks Pub**

1145 Park Ave.

**Chair** stated that the Solicitor has indicated that this is a claim and he recommends that this be forwarded to the Solicitor's Office. He asked that a letter be sent to the claimant's Attorney indicating this.

**IV. OLD BUSINESS:**

**Council President Lupino** stated that at the last meeting he had asked for a report on the All Night License granted to K-Mart . He does not see this listed on the agenda. He asked Police Department for report.

**Major Schaffran** stated that K-Mart hired two Police Officers overnight for Black Friday. There were no incidents until later in the day when there were two shoplifters, at which time the Police Officers had left their detail.

**Wal-Mart** – 1776 Plainfield Pike  
Administration update on storage unit removal date & possible regulation

**Ms. Campisani** stated that there are no changes to report. Wal-Mart has assured the Inspector's Office that all the trailers would be removed in January, after the holidays.

**CLASS B VICTUALLING LICENSE –TRANSFER OF LICENSE – NEW  
(TABLED 11/13/2012 – APPLICANT DIDN'T APPEAR)**

**FROM: Nati Inc d/b/a El Tipico** 16 Gansett Ave.  
**Jose Ruiz – 100%**  
**TO: Nati Inc d/b/a El Tipico** 16 Gansett Ave.  
**Jose Ruiz- 49% Laura Suarez 51%**

**Jose Ruiz** and **Laura Suarez** appeared to speak. No one appeared to oppose.

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

**TOBACCO RENEWAL**  
**AAA GAS (Continued 11/13/2012)** 717 Park Ave.

No one appeared to speak.

**City Clerk** indicated that Attorney Livingston represents the applicant and last month he had asked for a continuance.

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

**V. MISCELLANEOUS BUSINESS:**

None.

**VI. PUBLIC HEARINGS:**

**AUTO REPAIR LICENSE – NEW**  
*E & R Auto Repair*

26B Field Street

No one appeared to speak in favor or to oppose.

On motion by Council President Lupino, seconded by Councilman Archetto, it was voted to continue this license application. 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). (Cont. 11/13/2012). [\[click here to view\]](#)

No one appeared to speak in favor or to oppose.

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

**9-12-5** Ordinance in amendment of Title 10, Chapter 32 of the Code of the City of Cranston, 2005, entitled “Motor Vehicles and Traffic” (Stop Fairfield Rd. with Summer St.). (Cont’d 11/13/2012) [\[click here to view\]](#)

No one appeared to speak in favor or to oppose.

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

Under Discussion:

**Council President Lupino** indicated to the Traffic Engineer’s negative recommendation.

**Chair** stated that in reading the Traffic Report, he notices the same wording on all the previous reports. He asked Administration if the Traffic Engineer actually goes out to the sites or does he just use a template for all his reports. He would like to know this for the next meeting.

**City Clerk** stated that based on her discussion with the Traffic Engineer and reading the report, the Ordinance was originally introduced incorrectly. The intersection is currently a two-way intersection. The Ordinance would need to be amended by this Committee with the proposed amendment provided to the Committee in their packets.

**VII. ORDINANCES: (Cont.)**

**9-12-5** Ordinance in amendment of Title 10, Chapter 32 of the Code of the City of Cranston, 2005, entitled “Motor Vehicles and Traffic” (Stop Fairfield Rd. with Summer St.). (Cont’d 11/13/2012) [\[click here to view\]](#)

**Council President Lupino** stated that the correct way to amend this Ordinance is to delete the two-way and add a four-way.

On motion by Councilman Archetto, seconded by Councilman Santamaria, it was voted to amend this Ordinance to a four-way. Motion failed on a tie vote. The following being recorded as voting “aye”: Councilmen Archetto and Santamaria -2. The following being recorded as voting “nay”: Councilman Favicchio and Council President Lupino -2.

On motion by Councilman Archetto, seconded by Councilman Santamaria, it was voted to forward this Ordinance to the full City Council without a recommendation and the Sponsor can amend this Ordinance at that time if he would like. Motion passed on a vote of 3-1. The following being recorded as voting “aye”: Councilmen Favicchio, Archetto and Santamaria -3. The following being recorded as voting “nay”: Council President Lupino -1.

**VIII. NEW LICENSE APPLICATIONS:**

**PUBLIC ENTERTAINMENT CLASS I – NEW**

***Basta on Broad***

2195 Broad Street

(See Police Recommendations)

**John DiBona, Esq.**, appeared to represent applicant and stated that this is going to be an upscale restaurant and not an entertainment venue.

**Chair** stated that the Route Slips states “Indoor Entertainment”. He asked if there will be any outdoor entertainment. Attorney DiBona stated that for now there will be no outdoor entertainment.

No one appeared to oppose.

On motion by Council President Lupino, seconded by Councilman Favicchio, it was voted to approve this license application with caveat of the Police Colonel’s recommendation. Motion passed unanimously.

***Chapel Grille***

3000 Chapel View Blvd.

**Kelly Coates** appeared to speak and stated that all the entertainment will be inside the building.

**Chair** indicated that the Route Slip is not completed and Mr. Coates asked that this license application be approved subject to the completion of the Route Slip.

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

**VIII. NEW LICENSE APPLICATIONS: (Cont.)**

**GUNSMITH REPAIR– NEW**  
***RI Gunsmith & Reload LLC***

101 Hazelton St.

**John Silvia, Esq.**, appeared to represent applicant and stated that his client has no intention of making sales, but application states “repair and sales”.

**Major Schaffran** stated that as long as there are no sales, the Police Department has no issues with that.

**City Clerk** clarified that the reason “sales” appears on the application is because the License Clerk advised her that it was added at the request of the applicant because he was going to be selling parts. Edward Pellegrino appeared to speak and stated that the sales would be in relation to the repair of the firearms.

No one appeared to oppose.

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

**ALL NIGHT LICENSE – NEW (ratify the action)**  
***Alex and Ani- for black Friday***

2000 Chapel View Blvd.

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

**VICTUALLING LICENSE – NEW**  
***Italian Deli & Café LLC***

935 Park Avenue

**Mike McAteer** appeared to speak and stated hours of operation to be 6:00 A.M. to 9:00 P.M. Mondays thru Saturdays. 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.

**ITINERANT FOOD VENDOR’S LICENSE – NEW**  
***Pawtuxet Village Farmers Market***

Congregational Church, Broad Street

**Christina Dedora** appeared to speak and stated hours of operation to be 5:30 P.M. to 7:30 P.M. Thursdays and this will be for the Winter months until possible April. No one appeared to oppose.

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

**IX. TRAFFIC ENGINEER:**

No business.

**X. POLICE DEPARTMENT:**

No business.

**XI. FIRE DEPARTMENT:**

No business.

**XII. LICENSE RENEWALS:**

**EXPANSION OF PREMISE – RENEWAL**

*Miller's Crossings*

43 Bald Hill Road

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

**TEMPORARY STRUCTURE LICENSE – RENEWAL**

*David Hauser – Xmas trees*

@ Color House – Reservoir Av

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

**PUBLIC ENTERTAINMENT CLASS I – RENEWAL**

*Grill 505*

505 Atwood Ave.

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

Under Discussion:

**Council President Lupino** asked Major Schaffran if there have been any problems at this establishment. Major Schaffran stated that he ran a check for the past year and there have been no problems with this establishment.

Roll call was taken on motion to approve the above license renewal application and motion passed unanimously.

**VICTUALLING LICENSE – RENEWAL**

*The Elephant Room*

2170 Broad Street

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

**DANCE HALL LICENSE – RENEWAL**

*Rhodes on the Pawtuxet*

60 Rhodes Place

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

**XII. LICENSE RENEWALS: (Cont.)**

**LEASING OF MOTOR VEHICLES – RENEWAL**

*Gershkoff Ent.*

1085 Cranston Street

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

**XIII. MONTHLY SCHEDULES:**

**RHODES ON THE PAWTUXET:**

*Schedule of events for December 2012*

On motion by Councilman Favicchio, seconded by Councilman Archetto, it was voted to approve this list of events. Motion passed unanimously.

**TIPICO RESTAURANT & LOUNGE**

*Schedule of Events for December 2012*

On motion by Councilman Favicchio, seconded by Councilman Archetto, it was voted to approve this list of events. Motion passed unanimously.

**PARK THEATRE**

*Schedule of Events for December 2012*

On motion by Councilman Favicchio, seconded by Councilman Archetto, it was voted to approve this list of events. Motion passed unanimously.

**EL TAPATIO**

*Events for December 2012*

On motion by Councilman Favicchio, seconded by Councilman Archetto, it was voted to approve this list of events. Motion passed unanimously.

The meeting adjourned at 7:45 P.M.

Respectfully submitted,

Rosalba Zanni  
Assistant City Clerk/Clerk of Committees