

(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, May 6, 2013 in the Council Chambers, City Hall, Cranston, Rhode Island.

I. CALL MEETING TO ORDER:

The meeting was called to order at 7:35 P.M. by the Chair.

Present: Councilman Richard D. Santamaria, Jr., Chair
Councilman Mario Aceto, Vice-Chair
Councilman Paul H. Archetto
Councilwoman Sarah Kales Lee
Councilman Michael V. Favicchio
Council Vice-President Michael J Farina
Council President John E. Lanni, Jr.

Also Present: Carlos Lopez, Chief of Staff
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 Aceto, 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: from Thirsty Beaver re: Outdoor Seating consideration [\[click to view\]](#)

Council Vice-President Farina questioned why this request was not submitted when applicant applied for liquor license.

Jeff Quinlan appeared to speak and stated that the reason this request was not made at the time he applied for the liquor license is because the patio design was not in the original plan due to a design change in the front of the building which was due to a step issue in front of the building and this is the reason for the addition of the patio.

III. CORRESPONDENCE: (Cont.) from Thirsty Beaver re: Outdoor Seating consideration
[\[click to view\]](#)

Council President Lanni asked if there are any plans to enclose the patio. Mr. Quinlan stated, no.

No one appeared to object to the above request.

City Clerk stated the following additional correspondence:

- Withdrawal letter from Rockwell Amusement for a carnival event at Tate Field
- Letter from Rockwell Amusement stating carnival dates at Mulligan's Island

IV. OLD BUSINESS:

HOLIDAY SALES LICENSE – NEW (tabled no one appeared 3/4/13 AND 4/1/2013)
Saleh LLC d/b/a Bestway 280 Atwood Ave.

Asif Choudehry appeared to speak. No one appeared to oppose.

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

PUBLIC ENTERTAINMENT CLASS I- INDOOR - NEW (cont'd from 4/1/2013)
Red Lounge Restaurant LLC 355 Dyer Ave.

Michael Napolitano, Esq., appeared to represent applicant.

No one appeared to oppose.

On motion by Councilman Aceto, seconded by Council Vice-President Farina, it was voted to approve this license application.

Under Discussion:

Chair stated that the Fire Department has determined capacity is over the limit and applicant has to apply for an Entertainment License.

Councilman Archetto asked if this license would allow live bands. City Clerk stated that live bands is one of the permitted uses under the Ordinance.

Councilman Archetto stated that he will be voting against this license application because there are homes nearby and most of the residents are elderly.

Roll call was taken on motion to approve the above license application and motion passed on a vote of 6-1. The following being recorded as voting "aye": Councilmen Santamaria, Aceto, Councilwoman Lee, Councilman Favicchio, Council Vice-President Farina and Council President Lanni -6. The following being recorded as voting "nay": Councilman Archetto -1.

IV. OLD BUSINESS: (Cont.)

SEPTAGE HAULER - NEW (tabled 4/1 – no one appeared)
Blue Line Septic

23 Bishop Hill Rd.

Charles Lang, 23 Bishop Hill Rd., Johnston, appeared to speak. No one appeared to oppose.

On motion by Councilman Aceto, seconded by Council Vice-President Farina, it was voted to approve this license application. Motion passed unanimously.

V. MISCELLANEOUS BUSINESS:

None.

VI. PUBLIC HEARINGS:

EXPANSION OF PREMISE – NEW
Grill 505 LLC d/b/a Sharx Club 505

505 Atwood Ave.

Chair indicated that this application is being withdrawn.

George Lacier appeared to speak and asked that the application be continued for two months.

Solicitor Kirshenbaum suggested application be continued for two months, otherwise it would have to be re-applied for and re-advertised.

On motion by Councilman Aceto, seconded by Council President Lanni, it was voted to continue this application to the July meeting. Motion passed unanimously.

641 Food & Spirits Inc d/b/a the Arena Sports Bar & Grill

641 Atwood Ave.

Anthony Arena appeared to speak and stated this is a one time event. The Police Department is asking for two Details. The area is very small and he does not know why two Details are needed. He also stated that he has staff for security. This event is a fundraiser for a family and additional detail would take money away from what the family would receive from the fundraiser. The event will be from Noon to 7:00 P.M. and there will be two bands, one from Noon to 4:00 P.M. and the other from 4:00 P.M. to 7:00 P.M.

Chair stated that there is a Route Slip system in place for a reason and this Committee does not question the Police.

Mr. Arena stated that he had a pig roast last year and had no problems.

VI. PUBLIC HEARINGS: (Cont.)

EXPANSION OF PREMISE – NEW (Cont.)

641 Food & Spirits Inc d/b/a the Arena Sports Bar & Grill

641 Atwood Ave.

Major Schaffran stated that he is not aware of Details for last year's event. **Mr. Arena** stated that he did not do a Route Slip last year.

Council President Lanni stated that sometimes it is better safe than sorry.

Councilman Favicchio suggested to **Mr. Arena** look into asking for corporate sponsors.

Council Vice-President Farina stated that he will donate \$200 for one of the Detail.

No one appeared to oppose.

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

TRANSFER OF BVICTUALLING ALCOHOLIC BEVERAGE LIC - NEW

FROM: GUAYACAN LOUNGE INC.

349 Dyer Ave.

D/B/A GUAYACAN LOUNGE

TO: AP & EF ASSOCIATES LLC

349 Dyer Ave.

D/B/A GUAYACAN LOUNGE

City Clerk stated that this item is before the Committee due to a name change to comply with State Regulations.

No one appeared to speak in favor or to oppose.

On motion by **Council President Lanni**, seconded by **Council Vice-President Farina**, it was voted to approve this license transfer application. Motion passed unanimously.

CLASS B VICTUALLING LICENSE - NEW * ABOVE THE CAP # 77

(requires Council Approval)

CMG HOLDING LLC

1255 Reservoir Ave.

D/B/A CILANTRO MEXICAN GRILL

JOHN PALMIERI

John Palmieri appeared to speak.

Lee Bermer, 600 Budlong Rd., appeared to speak and stated that she lives directly behind Rite Aid and Chelo's. She asked that the applicant be mindful and respectful that this is a bedroom community. She stated some of the issues in the area: Chelo's cleans their restaurant and parking lot at Midnight and 1:00 A.M. during the week making all sorts of noise and dumpsters being picked up at 5-6 A.M. in the morning.

VI. PUBLIC HEARINGS: (Cont.)

**CLASS B VICTUALLING LICENSE - NEW * ABOVE THE CAP # 77
(requires Council Approval)**

CMG HOLDING LLC

1255 Reservoir Ave.

D/B/A CILANTRO MEXICAN GRILL

JOHN PALMIERI

Chair stated that the Solicitor and the City Clerk indicated that the applicant is 200' within a place of worship. He would have to obtain General Assembly approval if he wants to proceed with the request for the liquor license, similar to the way the Park Theatre obtained their liquor license. Mr. Palmieri stated that the restaurant will close at 10:00 P.M. every night, including weekends. He spoke to the Pastor of Woodridge Church, and he is not opposed to this. If he has to go through the Legislature, he will. There was a liquor license at this location before.

Council President Lanni stated that he believes that the radius is from the property line and not from the front door of the premise. As to the prior business, he thinks the liquor license was given to them in error.

Solicitor Kirshenbaum stated that he does not think the Committee has power to issue the liquor license other than have General Assembly approval.

Councilman Aceto questioned what the process is to request General Assembly approval. Council President Lanni stated that if the Committee is in favor of this, he has no problem having a Resolution from the City Council to the General Assembly making this request for a waiver. The actual Bill has to be introduced by a member of the General Assembly.

City Clerk stated that she can draft a Resolution to the General Assembly for the May Council meeting.

Councilman Aceto asked if this Committee can give conditional approval of the liquor license until the General Assembly gives their approval. Solicitor Kirshenbaum stated that he has no problem with that. The liquor license would not be issued to the establishment until the approval from the General Assembly is obtained.

On motion by Councilman Aceto, seconded by Councilman Favicchio, it was voted to approve this liquor license pending approval from the General Assembly. Motion passed unanimously.

FUSION EL RINCON DEL SABOR LLC * BV 78

877-879 Dyer Ave.

D/B/A FUSION

Carol Villacres

Carol Villacres appeared to speak. No one appeared to oppose.

Chair asked what the capacity is. Ms. Villacres stated that she is not sure, approximately 50-60. She also stated that she has approximately 17 parking spaces in front of the building and some on the side.

VI. PUBLIC HEARINGS: (Cont.)

4-13-01 ORDINANCE OF THE CITY COUNCIL IN AMENDMENT OF TITLE 5, OF THE CODE OF THE CITY OF CRANSTON, 2005, ENTITLED "BUSINESS LICENSES AND REGULATIONS"(FIRE WORKS VENDOR LICENSE) [[click to view](#)]

No one appeared to speak in favor or to oppose.

On motion by Councilman Aceto, seconded by Council Vice-President Farina, it was voted to recommend approval of this Ordinance. Motion passed unanimously.

VII. NEW LICENSE APPLICATIONS:

VICTUALLING LICENSE - NEW
Cilantro Mexican Grill

1255 Reservoir Ave.

On motion by Council President Lanni, seconded by Council Vice-President Farina, it was voted to approve this license application. Motion passed unanimously.

Fusion

877-879 Dyer Ave.

On motion by Council President Lanni, seconded by Council Vice-President Farina, it was voted to continue this license application to next month's meeting. Motion passed unanimously.

New England Slush Company

174 Gansett Ave.

Derek Helson appeared to speak. No one appeared to oppose.

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

HOLIDAY SALES LICENSE - NEW

Tabark Market 7 AM - 11:30 PM
Mohamad Mourad

1289 Cranston St.

No one appeared to speak in favor or to oppose.

On motion by Councilman Aceto, seconded by Councilman Archetto, it was voted to table this license application to next month's meeting. Motion passed unanimously.

FIREWORKS LICENSE - NEW

BJ Alan Phantom Fireworks

@880 Park Ave - Park Ave. Auto

No one appeared to speak in favor or to oppose.

On motion by Councilman Aceto, seconded by Councilman Archetto, it was voted to table this license application to next month's meeting. Motion passed unanimously.

VII. NEW LICENSE APPLICATIONS: (Cont.)

CARNIVAL LICENSE - NEW

Rockwell Amusements - event May 30 - June 2

@ Ralph Tate Field

Application withdrawn by applicant.

VIII. TRAFFIC ENGINEER:

No business.

IX. POLICE DEPARTMENT:

Major Schaffran stated that on May 4th at 9:40 P.M., Police responded to 2012 Sports Bar, 1785 Cranston St. and live entertainment was being performed. The applicant was advised that this was in violation of their liquor license. He asked that a Show Cause hearing be issued.

On motion by Council President Lanni, seconded by Councilman Aceto, it was voted to issue a Show Cause Hearing for 2012 Sports Bar for the next meeting. Motion passed unanimously.

Councilman Archetto asked that the Administration have Mr. Mulcahy, Traffic Engineer, present at the next meeting to address an issue he had discussed with him on behalf of a constituent approximately three months ago. He has not been able to speak to Mr. Mulcahy and he asked that he be directed to attend the next meeting.

Chair stated that rather paying Mr. Mulcahy Overtime to attend the next meeting, the Administration relay the issue to Mr. Mulcahy for Councilman Archetto.

Councilman Archetto stated that three months ago, he met with Mr. Mulcahy and Mr. Lopez regarding a request one of his constituents, Mr. Murphy, made to replace two new "Slow Children" signs on Garland St., which the original ones were faded. Mr. Murphy called Mr. Mulcahy two weeks ago questioning why the signs were not replaced and Mr. Mulcahy stated to him that he had no paperwork regarding this. Councilman Archetto questioned why Mr. Mulcahy told his constituent this when he had met with him and Mr. Lopez regarding this issue. Ms. Campisani stated that she will convey this to Mr. Mulcahy.

X. FIRE DEPARTMENT:

West Bay Residential - Propane

[\[click to view\]](#)

34 Thistle Dr.

On motion by Council Vice-President Farina, seconded by Councilman Farina, it was voted to approve this application. Motion passed unanimously.

X. FIRE DEPARTMENT: (Cont.)

Colbea Enterprises - Gasoline Diesel - Change of Ownership 1036 Reservoir Ave.
[\[click to view\]](#)

On motion by Council Vice-President Farina, seconded by Councilman Farina, it was voted to approve this application. Motion passed unanimously.

XI. LICENSE RENEWALS:

HOLIDAY SALES LICENSE - RENEWAL

Blooming Mad

Bob's Store #7

CityLine Convenience

T-Co Depot

Petco #3705

Atwood Greenhouses

Bel Terra Landscaping

1745 Broad Street

1400 Oaklawn Ave.

1015 Narr Blvd.

1075 Scituate Ave.

10 Chapel View

700 Atwood Ave.

1199 Pippin Orchard Rd.

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

BILLIARD TABLE LICENSE - RENEWAL

Legion Bowl

661 Park Ave.

On motion by Council Vice-President Farina, seconded by Councilman Aceto, it was voted to approve this license renewal application. Motion passed unanimously.

GAME ROOM LICENSE - RENEWAL

Legion Bowl

661 Park Ave.

On motion by Council Vice-President Farina, seconded by Councilman Aceto, it was voted to approve this license renewal application. Motion passed unanimously.

ALL NIGHT LICENSE - RENEWAL

Legion Bowl

661 Park Ave.

On motion by Council Vice-President Farina, seconded by Councilman Aceto, it was voted to approve this license renewal application. Motion passed unanimously.

BOWLING ALLEY LICENSE - RENEWAL

Legion Bowl

661 Park Ave.

On motion by Council Vice-President Farina, seconded by Councilman Aceto, it was voted to approve this license renewal application. Motion passed unanimously.

XI. LICENSE RENEWALS: (Cont.)

PEDDLER LICENSE - RENEWAL
Benji's Ice Cream- Bartolome Servino
Josefina's
Ocean State Concessions
New England Lemonade - 4 trucks

470 Manton Ave.
71 Ocean St.
9 Drowne St.
35 Gage St – Warw.

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

PRIVATE DETECTIVE LICENSE - RENEWAL
Thomas Luongo - # 467

114 Hazelton St.

On motion by Councilman Aceto, seconded by Council Vice-President Farina, it was voted to approve this license renewal application. Motion passed unanimously.

SECONDHAND/ PAWN SHOP LICENSE - RENEWAL
Cranston Pawn Brokers
Innercity Recycling

1053 Park Ave.
85 Carlsbad St.

On motion by Councilman Aceto, seconded by Council Vice-President Farina, it was voted to approve this license renewal application. Motion passed unanimously.

PARADE LICENSE - RENEWAL
Gaspee Day Committee - event June 8, 2013

P O Box 1772

On motion by Councilman Aceto, seconded by Council Vice-President Farina, it was voted to approve this license renewal application. Motion passed unanimously.

ROAD RACE LICENSE - RENEWAL
Gaspee Day Committee - event June 8, 2013

P O BOX 1772

On motion by Councilman Aceto, seconded by Council Vice-President Farina, it was voted to approve this license renewal application. Motion passed unanimously.

CARNIVAL LICENSE - RENEWAL
Rockwell Amusements - event memorial day weekend

@ Mulligan's Island

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

VICTUALLING LICENSE - RENEWAL
Del's
Chai Bei

298 Atwood Ave.
1230 Broad St.

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

XI. LICENSE RENEWALS: (Cont.)

AUTO REPAIR LICENSE - RENEWAL

Motor Werkz Unlimited

1108 Park Ave.

On motion by Council Vice-President Farina, seconded by Councilman Aceto, it was voted to approve this license renewal application. Motion passed unanimously.

BILLIARD TABLE LICENSE - RENEWAL

Cranston Portuguese Club

20 Second Ave.

On motion by Councilman Aceto, seconded by Council Vice-President Farina, it was voted to approve this license renewal application. Motion passed unanimously.

TEMPORARY STRUCTURE LICENSE - RENEWAL

Cranston Portuguese Club - festival June 28-30

20 Second Ave.

On motion by Councilman Aceto, seconded by Council Vice-President Farina, it was voted to approve this license renewal application. Motion passed unanimously.

PUBLIC ENTERTAINMENT CLASS II LICENSE - RENEWAL

Cranston Portuguese Club - festival June 28-30b

20 Second Ave.

On motion by Councilman Aceto, seconded by Council Vice-President Farina, it was voted to approve this license renewal application. Motion passed unanimously.

USED CAR LICENSE - RENEWAL

Dyer Ave Motors

Interstate Auto

454 Dyer Ave.

1400 Cranston St.

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

XII. SHOW CAUSE HEARING: (cont'd from 3/4/2013 and 4/1/ 2013)

Dollar Tree (early morning dumpster pickup)

1776 Plainfield Pike

Matthew Leonard, Safety Director, appeared to speak and stated that they have had no complaints since the last meeting. He feels this was an isolated incident.

Chair stated that no further action is needed at this time.

Patriots Disposal (contd 3/4/2013 for review)

1776 Plainfield Pike

No discussion was held.

XII. SHOW CAUSE HEARING: (Cont.) (cont'd from 3/4/2013 and 4/1/ 2013)

Waste Management of Rhode Island Inc.

Dumpers pick ups: Taco Bell

Spain's Restaurant

Scramblers

McDonalds

101 Fannin St, Houston, TX

1076 Reservoir Ave.

1073 Reservoir Ave.

1045 Reservoir Ave.

1099 Reservoir Ave.

Chair stated that the above items were addressed at the last meeting.

Allied Waste Services

National Pet Center

726 Reservoir Ave.

Bob Greenwood appeared to speak and stated that on April 30th, the Route Supervisor met with the recycling driver and trash driver and both drivers were notified of the restricted times.

Chair stated that no further action is needed at this time.

XIII. MONTHLY SCHEDULES:

RHODES ON THE PAWTUXET:

Schedule of events for June to August 2013

March and April 2013 – actuals [\[click to view\]](#)

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

TIPICO RESTAURANT & LOUNGE

Schedule of Events for May and June 1st and 2nd 2013 [\[click to view\]](#)

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

PARK THEATRE

Schedule of Events for May and June 2013 [\[click to view\]](#)

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

XIII. MONTHLY SCHEDULES: (Cont.)

EL TAPATIO

Events for June 2013 [[click to view](#)]

On motion by Councilman Aceto, seconded by Council President Lanni, it was voted to approve the above list of events. Motion passed unanimously.

The meeting adjourned at 8:45 P.M.

Respectfully submitted,

A handwritten signature in black ink that reads "Rosalba Zanni". The signature is written in a cursive, flowing style.

Rosalba Zanni
Assistant City Clerk/Clerk of Committees