

SAFETY SERVICES & LICENSES COMMITTEE

Regular meeting of the Safety Services and Licenses Committee was held on Monday, December 3, 2007 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 John E. Lanni, Jr., Chair
Councilman Emilio L. Navarro
Councilman Jeffrey P. Barone
Council President Aram G. Garabedian

Absent: Council Member Maria A. Bucci, Vice-Chair
Councilman Terence Livingston
Councilman Richard D. Santamaria, Jr.

Also Present: Vito Sciolto, City Solicitor
Frank Migliorelli, Deputy Director of Administration
Chief Richard Delgado, Fire Department
Major Ronald Blackmar, Police Department
Rosalba Zanni, Assistant City Clerk/Clerk of Committees
Heather Finger, Stenographer

II. MINUTES OF THE LAST MEETING:

On motion by Councilman Barone, seconded by Councilman Navarro, 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:

IV. OLD BUSINESS:

JFJ Ent. Inc d/b/a Jimmy D's
James DeAngelus, Alfred Cairone, Joseph Miele

1785 Cranston St.

Class B Victualling License Renewal (*cont'd from 11/5/07*)
Victualling license renewal (*cont'd from 11/5/07*)

Status update and review regarding fire code issues; Possible reconsideration of the sale of alcoholic beverage to underage persons; Zoning Review: off street parking; Outstanding Detail Invoices (*cont'd from 9/4/07*)

Mr. Sciolto stated that the receivership is still pending and no action should be taken at this point since there is a Stay in place.

On motion by Councilman Navarro, seconded by Councilman Barone, it was voted to continue the above items. Motion passed unanimously.

IV. OLD BUSINESS: (Cont.)

***CLASS B VICTUALLING LICENSE (Cont. 7/2/07, 8/6/07) –**

Report from Building Inspections

Park Cinema LLC

848 Park Ave.

Chair stated that that he was advised that there was a Cease and Desist Order regarding structural plans.

John DiBona, Esq., appeared to represent the applicant and stated that with regard to the construction going on, his client did not conform with the plans that were submitted and notice of violation dated November 16, 2007 was sent by the Inspections Department to his client and work ceased since that time. He presented a handout listing the work that has been done on the site since the last meeting, August 6, 2007.

Steve Rioles, Acting Building Official, appeared to speak and presented a handout. He stated that the applicant is in the process of making corrections now for structural soundness. Chair asked how long it will take to do this to become compliant with the Cease and Desist Order. Mr. Rioles stated that the applicant has submitted plans addressing the issues.

Councilman Navarro asked what the time period is for the plans to be reviewed. Gary Stepalavich, of the Building Inspector's Office, appeared to speak and stated that he has started reviewing the new plans already. He has spoken to the Engineer today. They are getting there. It would be approximately another day or two for the review.

Richard James of Apex Construction, appeared to speak and stated that they are scheduled to pour concrete on Wednesday. All the structural issues should be corrected in approximately one week.

Attorney DiBona stated that once a final building permit is issued, the contractor is estimating twelve to sixteen weeks to complete the job and his client is asking that the liquor license being held be continued to be held.

On motion by Council President Garabedian, seconded by Councilman Barone, it was voted to continue to the January meeting. Motion passed unanimously.

ALL NIGHT LICENSE – NEW (Tabled 11/5/07 no one appeared)

Donut Diva d/b/a Tim Horton's

2174 Plainfield Pike

Tara Chiarella

On motion by Councilman Barone, seconded by Councilman Navarro, it was voted to remove this license application from the table. Motion passed unanimously.

Tara Chiarella appeared to speak. No one appeared to oppose.

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

IV. OLD BUSINESS: (Cont.)

**CLASS A RETAIL ALCOHOLIC BEVERAGE LICENSE – TRANSFER –
NEW(Cont'd from 11/5/2007)**

From: People's Liquor Warehouse LLC
200 Garfield Avenue
Emily Haronian
To: Chapel View Liquors LLC
10-16 Chapel View Blvd.
Alfred Carpionato

Mr. Sciolto stated that he was informed today that there is a receivership pending and there is a Stay and no action is needed at this time.

On motion by Councilman Barone, seconded by Councilman Navarro, it was voted to continue this item. Motion passed unanimously.

CLASS A RETAIL ALCOHOLIC BEVERAGE LIC. – RENEWAL (Cont'd from 11/5/07)

People's Liquor Warehouse 200 Garfield Ave

On motion by Councilman Barone, seconded by Councilman Navarro, it was voted to continue this item. Motion passed unanimously.

VICTUALLING LICENSE – NEW (Tabled 11/5/07 no one appeared)

Italian Gourmet Deli 1 Starline Way
Adele Petrarca

Adele Petrarca appeared to speak. No one appeared to oppose.

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

Only the Finest Cookies & Wandies 1486 Park Avenue
Donna Taylor

Donna Taylor appeared to speak. No one appeared to oppose.

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

V. **PUBLIC HEARINGS:**

USED CAR LICENSE – NEW

Espaillet Motor Cars CxA Inc

Alberto Guzman

1173 Cranston St.

Alberto Guzman appeared to speak and stated that this is an annex and no repairs will be done at this location, only retail. No one appeared to oppose.

On motion by Council President Garabedian, seconded by Councilman Barone, it was voted to approve this license application subject to all requirements being met. Motion passed unanimously.

ALL NIGHT LICENSE – NEW

CVS #1414

Diane Durand

1195 Oaklawn Ave.

John Pariseault, Esq., appeared to represent the applicant. No one appeared to oppose.

On motion by Councilman Barone, seconded by Councilman Navarro, it was voted to approve this license application. Council President Garabedian recused himself.

CLASS B LIMITED ALCOHOLIC BEVERAGE LICENSE – NEW

Sonia's Near East Market

Aram Avagy/Gregory Lefian

816 Park Avenue

Aram Avagy appeared to speak. No one appeared to oppose.

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

CLASS B VICTUALIING ALCOHOLIC BEV. LIC. (*ABOVE CAP)- NEW

Miss Cranston Diner (Vict. heard in Nov. liquor applied for later) 1224 Oaklawn Ave.

Levon Tovmasian

Robert Cicerone, owner of building, appeared to speak in favor. No one appeared to oppose.

On motion by Councilman Barone, seconded by Council President Garabedian, it was voted to refer this license application to the December 17, 2007 full City Council. Motion passed unanimously.

V. PUBLIC HEARINGS: (Cont.)

CLASS B LIMITED ALCOHOLIC BEV. LIC. TRANSFER – NEW

From: JDMJ Restaurant Group LLC

d/b/a Tomaselli's Restaurant
1791 Cranston Street
Joseph & Donna Tomaselli

To: Cranston House of Pizza LLC

D/b/a Cranston House of Pizza
1791 Cranston Street
Colleen Mooney

Colleen Mooney appeared to speak. No one appeared to oppose.

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

ORDINANCES:

3-07-2 Ordinance in Amendment of Title 10 of the Code of the City of Cranston, 2005 Entitled "Motor Vehicles and Traffic" (Honeysuckle Dr.) (Referred from Nov. 27, 2007 Council).

Chair stated that since Council Member Bucci, who at the last Council meeting asked that this Ordinance be referred back to this Committee, is not present, he would like this Ordinance to be left on the agenda.

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

8-07-3 Ordinance in Amendment of Title 5.12 of the Code of the City of Cranston, 2005, entitled "Alcoholic Beverage Licenses" (Expansion of Service Permit).

Chair stated that he would like this Ordinance continued for report from the Solicitor.

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

11-07-1 Ordinance in Amendment of Title 10 of the Code of the City of Cranston, 2005, entitled "Motor Vehicles and Traffic" (Birchwood Dr. and Lake Garden Drive – 3 way Stop).

No one appeared to speak in favor or to oppose.

On motion by Councilman Barone, seconded by Councilman Navarro, it was voted to table this Ordinance, since there is no Staff Report. Motion passed unanimously.

VI. NEW LICENSE APPLICATIONS:

VICTUALLING LICENSE – NEW

Cranston House of Pizza LLC
Colleen Mooney

1791 Cranston Street

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

HOLIDAY SALES LICENSE – NEW

AZU JEWELRY
Hannah Garrison

2172 Broad Street

Hannah Garrison appeared to speak.

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

ENTERTAINMENT LICENSE – NEW CLASS I

Gilda's Italian Restaurant
Tony Testa

355 Dyer Avenue

Richard Zompa appeared to speak. Councilman Barone asked what the hours of operation will be. Mr. Zompa stated that closing time would be 1:00 AM Chief Delgado presented a Certificate of Fire Code compliance. Council President Garabedian asked what the capacity is in the building. Mr. Zompa stated, 106. No one appeared to oppose.

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

VII. TRAFFIC ENGINEER:

No business.

VIII. POLICE DEPARTMENT:

No business.

IX. FIRE DEPARTMENT:

Chief Delgado presented a permit for storage of hazardous substance at 167 Mill St.

X. LICENSE RENEWAL APPLICATIONS:

VICTUALLING LICENSE - RENEWALS

Gilda's Italian Restaurant
Tio Mateos Mexican Grille
Carmines's Sub Shop
Antonio's Restaurant

355 Dyer Avenue
1458 Park Avenue
310 Atwood Avenue
1710 Cranston Street

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

PRIVATE DETECTIVE LICENSE – RENEWAL

Thomas Fitz-Simon- #388

59 Fairfield Rd.

On motion by Councilman Navarro, seconded by Councilman Barone, it was voted to approve this license renewal application. Motion passed unanimously.

TEMPORARY STRUCTURE LICENSE – RENEWAL

Anthony Lombardi – Xmas Trees

@280 Warwick Ave.

On motion by Councilman Barone, seconded by Councilman Navarro, it was voted to approve this license renewal application. Motion passed unanimously.

AMUSEMENT MACHINE LICENSE – RENEWAL

Cranston Portuguese Club

20 Second Avenue

On motion by Councilman Barone, seconded by Councilman Navarro, it was voted to approve this license renewal application. Motion passed unanimously.

XI. RHODES ON THE PAWTUXET:

– Actual Number of Attendees

December Schedule of Events

January schedule of Events

On motion by Councilman Barone, seconded by Councilman Navarro, it was voted to approve the above list of events. Motion passed unanimously.

XII. MISCELLANEOUS:

The meeting adjourned at 8:00 P.M.

Rosalba Zanni
Assistant City Clerk/Clerk of Committees

LICENSES APPROVED DECEMBER, 2007

ALL NIGHT LICENSE

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Tara Chiarella

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Diane Durand

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Italian Gourmet Deli 1 Starline Way
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HOLIDAY SALES LICENSE

AZU Jewelry 2172 Broad St.
Hannah Garrison

ENTERTAINMENT LICENSE

Gilda's Italian Restaurant 355 Dyer Ave.
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