

SAFETY SERVICES & LICENSES COMMITTEE

Regular meeting of the Safety Services and Licenses Committee was held on Monday, June 7, 2010 in the Council Chambers, City Hall, Cranston, Rhode Island.

I. CALL MEETING TO ORDER:

The meeting was called to order at 8:05 P.M. by the Chair.

Present: Councilman Richard D. Santamaria, Jr., Chair
Councilman Robert J. Pelletier
Councilman Paul H. Archetto
Councilman Emilio L. Navarro
Council President John E. Lanni, Jr.

Absent: Council Vice-President Terence Livingston, Vice-Chair
Councilwoman Michelle Bergin-Andrews

Also Present: Councilman Anthony J. Lupino
Gerald Cordy, Deputy Director of Administration
Evan Kirshenbaum, Assistant City Solicitor
Major John Schaffran, Police Department
Chief James Gumbley, Fire Department
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 Pelletier, seconded by Council President Lanni, 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:

Letter from Blue Moon re: outdoor seating/service for St. Mary's feast

Council President Lanni stated that since this establishment has been having outdoor seating, there have been no problems.

III. CORRESPONDENCE: (Cont.)

Letter from Tony Papa's re: outdoor seating/service for St. Mary's feast

Tony Papa appeared to speak.

Chair asked Mr. Papa why he is not using the front of the establishment for outdoor seating. Mr. Papa stated that he is leaving that area for the other businesses that are in the plaza.

Council President Lanni asked if there will be alcohol being served. Mr. Papa stated that there will be wine served. Council President Lanni stated that by serving alcohol, Police detail will be needed. Mr. Papa stated that he has no problem with that.

Chair stated that he feels that applicant should apply for a temporary expansion of service. Mr. Papa stated that he has no problem doing this, if that is what is required.

On motion by Council President Lanni, seconded by Councilman Archetto, it was voted to have applicant apply for a temporary expansion of service license and this application will be heard at next month's meeting. Motion passed unanimously.

IV. OLD BUSINESS:

ITINERANT FOOD VENDOR – NEW (CONT'D FROM 4/5/10) – for fee decision *Poppy's Kettle Corn – for Gaspee parade/Car show* @Sunoco Broad St

Chair indicated that he checked with North Kingstown and they do not waive Itinerant Food Vendor License fees for veterans. They waive fees for Peddler's License for veterans. He also checked the State Law and there is nothing covering waivers.

Council President Lanni stated that the City of Cranston does not have authority to waive fees. There needs to be an Ordinance on the books exempting veterans.

On motion by Councilman Pelletier, seconded by Council President Lanni, it was voted to deny this request. Motion passed unanimously.

V. MISCELLANEOUS BUSINESS:

VI. PUBLIC HEARING:

SECONDHAND LICENSE – NEW

Fabulous Finds

1757 Cranston Street

Colleen Mooney

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

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

CLASS B LIMITED ALCOHOLIC BEVERAGE LICENSE – NEW

LIN, LLC d/b/a

Sushi House Japanese Restaurant

1458 Park Avenue

Devin Zhang

Devin Zhang appeared to speak. No one appeared to oppose.

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

CLASS D ALCOHOLIC BEVERAGE – EXPANSION OF PREMISE – NEW

RI Yacht Club- for Gaspee Day Block Party

One Ocean Avenue

Steve Milton appeared to speak. No one appeared to oppose.

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

VII. ORDINANCES

5-10-2 Ordinance in amendment of Title 10, Chapter 32 of the Code of the City of Cranston, 2005, entitled “Motor Vehicles and Traffic” (Wildflower Dr. and Blue Gentian Rd.).

Councilman Pelletier, sponsor of this Ordinance, appeared to speak in favor. No one appeared to oppose.

On motion by Councilman Navarro, seconded by Councilman Pelletier, it was voted to recommend approval of this Ordinance. Motion passed unanimously.

VII. ORDINANCES (Cont.)

5-10-3 Ordinance in amendment of Title 10, Chapter 32 of the Code of the City of Cranston, 2005, entitled "Motor Vehicles and Traffic" (Phenix Ave. and Rossi Lane).

Councilman Lupino, 15 Black Oak Ct., appeared to oppose. He stated that this is a heavily traveled road and some type of calming device is needed, but a stop sign is not the proper device.

On motion by Councilman Navarro, seconded by Council President Lanni, it was voted to continue this Ordinance for Traffic Engineer's Report. Motion passed unanimously.

VII. NEW LICENSE APPLICATIONS:

HOLIDAY SALES LICENSE – NEW (Ratify the action)

Alpine Wine & Spirits

1 Starline Way

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

PUBLIC ENTERTAINMENT CLASS II LICENSE – NEW

Marchetti's

1463 Park Avenue

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

PUBLIC ENTERTAINMENT CLASS II LICENSE – NEW (Cont.)

RI Shriners – July 11th

1 Rhodes Place

Dave Bradley appeared to speak.

On motion by Council President Lanni, seconded by Councilman Archetto, it was voted to approve this license application. Councilman Pelletier recused.

RI Yacht Club- Gaspee day block party – June 12th

One Ocean Avenue

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

VII. NEW LICENSE APPLICATIONS: (Cont.)

VICTUALLING LICENSE – NEW

Seafood Express
Primo Depetrillo

1674 Cranston Street

Primo Depetrillo appeared to speak.

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

The Goodie Garden
Roland Bouthillier

250 East Street

Roland Bouthillier appeared to speak.

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

HOLIDAY SALES LICENSE – NEW

Park Avenue Food Mart LLC
Mohammed Belal

736 Park Avenue

Mohammed Belal appeared to speak.

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

TOBACCO LICENSE – NEW

Park Avenue Food Mart LLC
Mohammed Belal

736 Park Avenue

Mohammed Belal appeared to speak.

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

TOBACCO LICENSE – NEW

Pontiac Food Mart

Pontiac Avenue

Robert Murray, Esq., appeared to represent the applicant. Abdul Anwar, applicant, appeared to speak. Attorney Murray stated that this establishment is licensed by the State of Rhode Island. He indicated that in August of 2009, there was an incident that resulted in charges of selling tobacco without proper tax stamps on the cigarette cartons and this case is in the Court. The incident did not involve his client. He is not representing the person in that case. His client now operates the store. His client has made attempts to acquire a license from the City to sell tobacco, but has never filed an application until now. Attorney Murray presented a copy of the State Dealers License and stated that the present State license expires June 30, 2010.

VII. NEW LICENSE APPLICATIONS: (Cont.)

TOBACCO LICENSE – NEW (Cont.)

Pontiac Food Mart

Pontiac Avenue

Councilman Navarro stated that he does not see any reason to deny this application. The State has given the applicant a State license and this business is in his Ward and since this applicant has taken over the business, he has not heard of any problems.

Councilman Pelletier agreed with Councilman Navarro.

Major Schaffran addressed the incident that occurred last year at this establishment, which was operated by a former applicant.

Council President Lanni asked Mr. Anwar if there is any relationship with the previous owner. Mr. Anwar stated that there is no relation. Council President Lanni asked if Mr. Anwar owns the business. Attorney Murray stated that the former applicant, Mr. Ali, is the owner of the business. Mr. Anwar is the Manager. He indicated that Mr. Ali's wife was charged in the incident.

Chair urged Mr. Anwar very strongly to card every person who purchases cigarettes.

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

BAZAAR LICENSE – NEW (RATIFY THE ACTION)

Stone Hill School

Kristin Palumbo

21 Village Ave.

Kristin Palumbo appeared to speak and stated that the fee is being requested to be waived. Chair indicated that per the City Clerk, fees for schools are waived.

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

RI Shriners- Bingo 5/21/2010

1 Rhodes Place

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

VII. NEW LICENSE APPLICATIONS: (Cont.)

TEMPORARY BUSINESS STRUCTURE - NEW

Accessorize Your Space

Jeffrey Mastrobuono

Atwood Avenue
(Lots 2272-2276)

Jeffrey Mastrobuono appeared to speak.

Lisa Dinnerman, Esq., appeared to present the applicant and presented a handout. She stated that there is a question as to whether or not there is a State permit needed because of the location, and also a question as to an easement. She asked that this license be approved subject to her client obtaining permit from the Public Works Department. City Clerk indicated that it is not a permit, it is a site plan, which needs to be submitted with the application.

Mr. Cordy stated that applicant does need a permit from the State and the Traffic Engineer needs more details on the applicant's plan on the traffic flow and how parking is going to be utilized.

Chair indicated that this area is at a bad curve and he is concerned about the safety and maybe there should be Police detail.

Councilman Pelletier asked Mr. Mastrobuono if he owns a retail location. Mr. Mastrobuono stated that he has an online store based in the City of Cranston and he also owns a warehouse in Cranston.

Councilman Navarro asked what the hours and days of operation will be. Mr. Mastrobuono stated 8:00 AM to 8:00 PM, seven days a week.

On motion by Councilman Navarro, seconded by Council President Lanni, it was voted to approve this license application subject to all approvals necessary and based on the recommendations from the Public Works Director and Traffic Engineer. Motion failed on a vote of 2-3. The following being recorded as voting "aye": Councilman Navarro and Council President Lanni -2. The following being recorded as voting "nay": Councilmen Santamaria, Archetto and Pelletier -3.

VIII. TRAFFIC ENGINEER:

No business.

X. POLICE DEPARTMENT:

848 Park Avenue

Report on noise level – cont'd from April

Major Schaffran appeared to speak and stated that several meter readings were done at this establishment since the last meeting and there have been no issues in excess of what is allowed by Ordinance. There was only one parking violation during the last month. There still is Police detail and there have been no incidents.

X. POLICE DEPARTMENT: (Cont.)

Praise Tabernacle

Report on noise level – cont'd from April

Major Schaffran appeared to speak and stated that there have been meter readings done at this establishment since the last meeting and there have not been any readings which have exceeded what is allowed by Ordinance and there have been no violations since the last meeting.

Councilman Navarro stated that he will still be meeting with the representatives of Praise Tabernacle, but he does not see a need to continue listing this item or the previous item (848 Park Ave.), on the agenda.

XI. FIRE DEPARTMENT:

No business.

XII. LICENSE RENEWAL APPLICATIONS:

AUTO REPAIR LICENSE – RENEWAL

Russo's Auto Sales

519 Dyer Avenue

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

PUBLIC ENTERTAINMENT LICENSE – RENEWAL

RI Shriners – event 7/11

Artists Exchange

1 Rhodes Place

50 Rolfe Square

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

TEMPORARY STRUCTURE LICENSE – RENEWAL

Artists Exchange

Cranston Portuguese Club

50 Rolfe Square

20 Second Avenue

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

SECONDHAND LICENSE – RENEWAL

Village Art & Antiques

Schiff Auto Literature Inc.

2145 Broad Street

881 Dyer Ave.

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

XII. LICENSE RENEWAL APPLICATIONS: (Cont.)

AUTO REPAIR LICENSE – RENEWALS

<i>Calder Street Auto</i>	121 Calder Street
<i>The Car Lot Inc</i>	441 Dyer Avenue
<i>Accu Auto Service</i>	1510 Elmwood Ave.
<i>Alex's Auto</i>	266 Park Avenue
<i>Conti's Service</i>	226 Warwick Ave,
<i>Action Auto</i>	640 Atwood Avenue
<i>American Performance</i>	964 Cranston Street
<i>Cranston Collision</i>	30 Walnut Grove Ave.
<i>NE Detroit Diesel</i>	1 Southern Ind. Drive
<i>Pawtuxet Sunoco</i>	2175 Broad Street
<i>PC Automotive</i>	1300 Park Avenue
<i>Stamas Auto & Truck Center</i>	1045 Cranston Street
<i>Dyer Avenue Motors</i>	454 Dyer Avenue
<i>Knightsville Super Service Center</i>	1487 Park Avenue
<i>Auto Probe</i>	1583 Elmwood Ave.
<i>AutoPaint RI</i>	47 Stamp Farm Rd.
<i>Greg's Oaklawn Service</i>	908 Oaklawn Ave.
<i>Tyler Truck Service</i>	86 Calder Street
<i>Midas</i>	525 Reservoir Avenue
<i>B & A Foreign Car</i>	1380 Park Avenue
<i>Distinctive Auto Body</i>	164 Fountain Avenue
<i>Auto Rust Technicians</i>	275 Niantic Ave.
<i>Cranston Auto Ignition</i>	1152 Park Avenue
<i>C.B. Truck Tire</i>	140 Farmington Ave.
<i>Perry Bros.</i>	460 Atwood Avenue
<i>Columbus Service</i>	298 Montgomery Ave.
<i>Tasca Automotive</i>	1300 Pontiac Avenue
<i>MAACO</i>	1452 Park Avenue
<i>D & M Tyre</i>	178 Phenix Avenue
<i>Rocket Auto Sales</i>	886 Cranston Street
<i>Park Avenue Auto Sales</i>	716 Park Avenue
<i>Dons Auto Repair</i>	598B Atwood Ave.
<i>Pontiac Getty</i>	899 Pontiac Avenue
<i>Arcand Spring</i>	8 Cutting Avenue
<i>Gershkoff Ent.</i>	1085 Cranston Street
<i>Chestnut Hill Truck & Auto</i>	21 Calef Street
<i>Josy Auto Repair</i>	1640 Elmwood Ave.
<i>Centry Auto Body</i>	510 Atwood Avenue
<i>J & R Auto</i>	75 Russe Street
<i>Miracle Auto Sales</i>	580 Reservoir Avenue
<i>JD Byrider</i>	615 Reservoir Avenue
<i>Paul's Service</i>	1036 Reservoir Ave.

XII. LICENSE RENEWAL APPLICATIONS: (Cont.)

AUTO REPAIR LICENSE – RENEWALS (Cont.)

Oaklawn Auto Service

975 Oaklawn Ave.

Airport Auto Radiator

598 Atwood Avenue

First Choice Auto Sales

1586 Broad Street

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

PEDDLER’S LICENSE – RENEWAL

Maggie’s Ice Cream

19 State Street

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

EXPANSION OF PREMISE LICENSE – RENEWAL

39 West Phenix Plaza

39 Phenix Avenue

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

VICTUALLING LICENSE – RENEWAL

Lisa Cucina

160 Atwood Avenue

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

USED CAR LICENSE – RENEWALS

Atlantic Auto Center II

1400 Plainfield Street

Ranaldi Motors

598 Atwood Avenue

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

DANCEHALL LICENSE – RENEWAL

Rhodes on the Pawtuxet

60 Rhodes Place

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

HOLIDAY SALES LICESNE – RENEWLAS

CVS – 3 STORES

1 CVS Drive

Sally Beauty Supply

236 Garfield Ave.

Wines & More

125 Sock. Crsdrs.

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

XII. LICENSE RENEWAL APPLICATIONS: (Cont.)

PRIVATE DETECTIVE LICENSE – RENEWAL

Thomas Underhill - #485

Thomas Luongo#467

95 Sock. Crosrds.

114 Hazelton Street

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

TEMPORARY STRUCTURE LICENSE RENEWALS- EXTENSION

Poppy's Kettle Corn

@Sunoco Broad St.

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

ALL NIGHT LICENSE – RENEWAL

Miss Cranston Diner

1224 Oaklawn Ave.

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

XIII. MONTHLY SCHEDULES

RHODES ON THE PAWTUXET:

Schedule of Events for July and August 2010

Actual Number of Attendees

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

SHARX BAR & GRILLE d/b/a GRILL 505

Schedule of Events for the month of June 2010

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

El Tipico Restaurant

Schedule of events for June 2010

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

The meeting adjourned at 9:05 P.M.

Respectfully submitted,

Rosalba Zanni

Assistant City Clerk/Clerk of Committees

LICENSE APPROVED JUNE, 2010

SECONDHAND LICENSE

Fabulous Finds 1757 Cranston St.
Colleen Mooney

CLASS B LIMITED ALCOHOLIC BEVERAGE LICENSE

LIN, LLC 1458 Park Ave.
d/b/a Sushi House Japanese Restaurant
Devin Zhang

CLASS D ALCOHOLIC BEVERAGE – EXPANSION OF PREMISE

RI Yacht Club – for Gaspee Day Block Party One Ocean Ave.
Steve Milton

HOLIDAY SALES LICENSE

Alpine Wine & Spirits 1 Starline Way

Park Ave. Food Mart LLC 736 Park Ave.
Mohammed Belal

PUBLIC ENTERTAINMENT LICENSE

Marchetti's 1463 Park Ave.

RI Shriners – July 11th 1 Rhodes Place

RI Yacht Club – Gaspee Day block party – June 12th One Ocean Ave.

VICTUALLING LICENSE

Seafood Express 1674 Cranston St.
Primo Depetrillo

The Goodie Garden 250 East St.
Roland Bouthillier

TOBACCO LICENSE

Park Ave. Food Mart, LLC 736 Park Ave.
Mohammed Belal

Pontiac Food Mart Pontiac Ave.

BAZAAR LICENSE

Stone Hill School 21 Village Ave.
Kristin Palumbo

BINGO LICENSE

RI Shriners – 5/21/2010 1 Rhodes Place