

PEABODY LICENSING BOARD

Meeting Minutes

Monday, February 22, 2021

In accordance with the Governor’s Order suspending certain provision of the Open Meeting Law, G.L. c. 30A, §18 and the Governor’s March 15, 2020 Order imposing strict limitation on the number of people that may gather in one place, the Monday, February 22, 2021 meeting of the Peabody Licensing Board was commenced at 6:30 p.m. via Zoom Webinar and was conducted via remote participation to the greatest extent possible.

The Clerk/Recording Secretary was responsible for moderating the meeting via Zoom webinar.

The meeting was called to order at 6:30 p.m. by Chairman Fred Murtagh.

Present via Zoom Webinar were: Chairman Fred Murtagh, Board Members James Liacos and Barry Sinewitz, and Clerk/Recording Secretary Darryl Ann McCarthy.

The Licensing Board did not receive any One Day License Requests.

MOTION: made by Barry Sinewitz approve the meeting minutes of February 8, 2021; said motion was seconded by Jim Liacos.

<u>Roll Call Vote:</u>	Barry Sinewitz:	Yes
	Jim Liacos:	Yes
	Fred Murtagh:	Yes.

Whereby the motion was approved unanimously.

At 6:32 p.m., the public hearing was commenced on the application for a new all alcohol restaurant license submitted by EDE Food Enterprises, LLC d/b/a Oliveira’s Restaurant, to be located at 135 Washington Street, Peabody. Chairman Fred Murtagh read the Notice of Public hearing into the record (a copy of which is attached hereto).

Attorney Jason Panos was in appearance via Zoom webinar, as was his client and the proposed manager, Gina De Oliveira. Attorney Panos is representing the applicant and Gina De Oliveira, the proposed manager of record. The applicant is seeking approval of a new all alcohol restaurant license at 135 Washington Street, the former site of Kelley Square Pub. This is an application for a new license, not a transfer of the former license at the premises. A pledge of the license is also included. The pledge is to Pat Todisco, the landlord. They recently received City Council approval of the transfer of the Special Permit at that location. The applicant currently has 2 successful restaurants in Somerville and Framingham. They are experienced restaurant operators. The proposed manager of record provided a copy of her most recent

ServSafe certification. Their concept for the restaurant will be Brazilian churrascaria or steakhouse. The existing special permit allows for the following hours of service: 11:00 a.m. to 11:30 p.m. Sunday through Wednesday, and 11:00 a.m. to 12:30 a.m. Thursday to Saturday. The special permit also allows for extended hours on New Year's Eve. They propose alcohol services at bars and table service and have a seating capacity of 75. They look forward to offering a full-service dining experience and a new opportunity for downtown. Attorney Panos asked if there were any questions from the Board?

Barry Sinewitz asked for clarification on the pledge. It was clarified that since this was a quota license and not a special legislation license, they are able to pledge the license.

Jim Liacos asked about the special permit covering the entertainment license?

The Chairman asked if there were questions from the public? A member of the public was in attendance via Zoom webinar and asked if the operation would be a night club of any sort? It was noted by Attorney Panos that it will not be a night club and will strictly be a restaurant dining atmosphere.

MOTION: made by Jim Liacos to approve the application of EDE Food Enterprises, LLC d/b/a Oliveira's Restaurant for a new all alcoholic restaurant license, including pledge of the license, to be located at 135 Washington Street, Peabody, and to approve Gina Carla De Oliveira as the manager of record; said motion was seconded by Barry Sinewitz.

<u>Roll Call Vote:</u>	Barry Sinewitz:	Yes
	Jim Liacos:	Yes
	Fred Murtagh:	Yes

Whereby, the application was unanimously approved, and the Board directed the clerk/secretary to prepare and submit the LLA Certification to the ABCC for final approval.

At 6:46 p.m., the public hearing was commenced on the application for change of manager for Rebel Restaurants, Inc. d/b/a Tony C's Bar and Grill, at 210 Andover Street, the North Shore Mall, in Peabody. Chairman Murtagh read the Notice of Public Hearing into the record (a copy of which is attached hereto).

Appearing via Zoom webinar with respect to the transaction was Attorney Ann Marie Johnne and the proposed manager of record, Steven M. Walsh, Jr. Mr. Walsh advised that he has 8 years of experience working with Rebel Restaurants, Inc. He was the executive chef at Tony C's and is now the general manager. He previously worked at Rebel Restaurant's Texmecal location in Brockton and was the license holder at that establishment.

There being no questions of the Board,

MOTION: made by Jim Liacos to approve the application for change of manager for Rebel Restaurants, Inc. d/b/a Tony C's at 210 Andover Street, the North Shore Mall. Change of manager to be from Christopher M. Lundsten to Steven M. Walsh, Jr.; said motion was seconded by Barry Sinewitz.

<u>Roll Call Vote:</u>	Barry Sinewitz:	Yes
	Jim Liacos:	Yes
	Fred Murtagh:	Yes

Whereby, the application for change of manager was unanimously approved, and the Board directed the clerk/secretary to prepare and submit the LLA Certification to the ABCC for final approval.

The next meeting dates of the Licensing Board will be: Monday, March 8 and Monday, March 22, 2021.

There being no further business before the Board,

MOTION: to adjourn made by Barry Sinewitz ; said motion was seconded by Jim Liacos and unanimously approved.

Whereby, the meeting was adjourned at 6:59 p.m.

Respectfully submitted,

Darryl Ann McCarthy

Darryl Ann McCarthy, Clerk/Recording Secretary

DATED: March 8, 2021