

SELECTMEN'S MEETING AGENDA*

*Griffin Room, Town Hall
Regular Meeting 6:30 P.M.
Tuesday, February 16, 2016*

- I. **CALL TO ORDER**
- II. **PLEDGE OF ALLEGIANCE**
- III. **WEEKLY BRIEFING**
- IV. **PUBLIC COMMENT/ANNOUNCEMENTS**
- V. **CONSENT AGENDA**
 - A. Approve Minutes –
 - 1. January 19, 2016 Regular Meeting
 - 2. January 25, 2016 Regular Meeting
 - 3. February 1, 2016 Executive Session
 - 4. February 10, 2016 Executive Session
- VI. **PUBLIC HEARINGS/PRESENTATIONS** *(Not earlier than 6:30 P.M.)*
 - A. Public Hearing – Application for a Seasonal, Common Victualler, All Alcoholic Beverages License for MT Group LLC d/b/a Mad Minnow Bar & Kitchen
 - B. Presentation of Easement Release Donation for Hall Property
- VII. **OLD BUSINESS**
- VIII. **NEW BUSINESS**
 - A. Annual Town Meeting Warrant Article Review – *discussion and possible vote*
- IX. **TOWN ADMINISTRATOR'S REPORT**
- X. **SELECTMEN'S REPORT**
- XI. **ADJOURNMENT**

**Per the Attorney General's Office: The Board of Selectmen may hold an open session for topics not reasonably anticipated by the Chair 48 hours in advance of the meeting following "New Business." If you are deaf or hard of hearing or a person with a disability who requires an accommodation contact the Selectmen's Office at 508-430-7513.*

Authorized Posting Officer:

Posted by: _____
Town Clerk

Ann Steidel, Admin. Secretary

Date: February 11, 2016

**MINUTES
SELECTMEN'S MEETING
GRIFFIN ROOM, TOWN HALL
MONDAY, JANUARY 19, 2016
6:30 P.M.**

SELECTMEN PRESENT: Brown, Cebula, Hughes, LaMantia, MacAskill

OTHERS PRESENT: Town Administrator Christopher Clark, Assistant Town Administrator Charleen Greenhalgh, Sally Urbano, Gary Carreiro, Richard Gunderson, Allin Thompson, Peter DeBakker, David Young, and others.

MEETING CALLED TO ORDER at 6:30 p.m. by Chairman Hughes.

WEEKLY BRIEFING

Chairman Hughes reported that the Board had just come out of Executive Session where they discussed litigation relative to the Cumberland Farms application on Route 28.

PUBLIC COMMENT/ANNOUNCEMENTS

Ms. Urbano stated that the Massachusetts Historic Commission is coming to do a site visit as a result of their application. She added that the Commission would like to help them draw the boundaries of a historic district.

CONSENT AGENDA

- A. Minutes -
 - 1. January 4, 2016 Regular Session
 - 2. January 4, 2016 Executive Session
- B. Approve 2016 Annual General License Renewals as recommended
- C. Approve recommendations of the Interview/Nominations Subcommittee as follows:
 - 1. Request that the By-Law Charter Review Committee consider submitting an article at the May 2016 Annual Town Meeting to amend Charter to include 2 alternate positions to all committees
 - 2. Appoint the following:

John Wheeler	Golf Committee	June 30, 2018
Jim Mangan	Council on Aging	June 30, 2018
Valerie Bell	Cape Light Compact	June 30, 2017
- D. Authorize Chair to sign Joint Application Authorization for participation in FY16 Eastham Regional CDBG Grant

Ms. Brown moved approval of the Consent Agenda. Mr. LaMantia seconded the motion and the motion carried by a unanimous vote.

NEW BUSINESS

A. Distribution of Energy Funds from Harwich Landfill Solar Field – *discussion & possible vote*

Mr. Clark stated that when we went through this process back in July, Mr. Gould had contacted Tony Rassias of the Department of Revenue to get an understanding as to what we should do. Mr. Rassias spoke to Tony Roselli, an auditor from Roselli, Clark and Associates and we received a letter back saying that if the Water Department is responsible for 30% of the electricity generated by the Town then the Enterprise Fund is entitled to 30% of the revenue from the solar field. Mr. Gould outlined a chart he provided entitled “Harwich Landfill PV” (attached). Mr. Hughes asked if there are actually guidelines in place and Mr. Gould responded that they’re working on it. Mr. Gould clarified that it is actually 43% going to the Water Department. Mr. Gould and Mr. Clark took questions regarding the calculations and allocations.

Mr. MacAskill questioned if this is a matter of law and where we would find the money for our contractual obligations for raises if we have a shortfall. He further questioned if we should be asking the Water Department to take less. Chairman Hughes said we would get the money through taxation. Mr. Clark stated that with the money generated we should be close to what we need or slightly over. He pointed out that some of it will go to Water Department salaries. Ms. Cebula noted that Mr. MacAskill has not received an answer as to whether this is a matter of law and Mr. Clark responded that it is Chapter 44, Section 53½. Mr. Gould stated that it is an opinion from the Department of Revenue, not a law. Mr. Thompson discussed what the Water Department’s electricity payments have been. Mr. LaMantia stated that a dollar figure has to be developed based on the bills and used for the following fiscal year. Chairman Hughes and Ms. Cebula agreed. Mr. Gunderson stated that this should be a legal decision and not default to the Department of Revenue. He also commented on an opinion provided by Mr. Giorgio dated April 9, 2012. He encouraged the Board to pose the question to Town Counsel and Chairman Hughes responded that they would go back to Mr. Giorgio to review the opinion of April 9, 2012 relative to what the Department of Revenue is saying now and bring this item back.

B. Hall of Fame Nomination – *discussion & possible vote*

Mr. LaMantia reported that the Interview Committee had one application for the Hall of Fame and they aren’t sure it meets all the requirements so they are bringing to the Board to decide. Mr. MacAskill noted that the application was submitted by Joan Maloney for Hannah Stokes. He stated that anyone who has made a significant contribution to the Town is eligible and they went back and forth on this one. Ms. Brown moved to accept her to the Harwich Hall of Fame. Mr. LaMantia seconded the motion for discussion. Chairman Hughes said the contribution requirement is broad and can include employing people. Ms. Brown noted that Ms. Stokes provided overalls and shirts to the Civil War soldiers and that is significant. The motion carried by a unanimous vote.

C. Wastewater Educational Moment - *discussion & feedback:*

1. Structure and Governance

Mr. MacAskill stated that the Board should consider leaving the governance to the Board of Selectmen through the engineering and construction phases and then once the water starts to flow to Chatham, they turn it over to the Water Commissioners. Chairman Hughes stated that that is

very appropriate. Mr. Young of CDM Smith stated that we don't need to have this finalized for the Comprehensive Wastewater Management Plan and we can just describe the implementation steps. Mr. MacAskill recommended that he and Mr. LaMantia put together a paragraph and run it by the Water Commissioners and then John Giorgio. Mr. Carreiro stated that the Water Commissioners should go to a 5 member Board at that point to take on the added responsibility. Mr. Hughes said he should come back with how he wants the organization to look.

2. Proposed Sewer Regulations

Mr. MacAskill recommended sending the regulations to Bob Duncanson in Chatham and the Water Commissioners for comment. Chairman Hughes said the Board should hold a public hearing on this in early March.

3. Zoning & Effluent Discharge Language in CWMP

Mr. MacAskill stated that they need to finalize this to get into the Comprehensive Wastewater Management Plan and should be going with the zoning that is in place. Mr. LaMantia agreed. Mr. MacAskill stated that they have discussed several sites but have not picked one. He noted that he could put a paragraph in that we will continue to look for a site. Mr. LaMantia said we should recognize that we are looking for a site. Mr. Young said he is comfortable with not identifying a specific site and are continuing to look. Mr. MacAskill said they will compose a paragraph and bring back for a vote.

Ms. Cebula questioned when they will see a new draft MOU and Mr. Clark stated that he hopes to have it soon as he has reached out to Bob Duncanson on this and they are waiting on actual net costs.

4. Wastewater Implementation Committee Charge

Mr. MacAskill stated that the Committee needs some direction from the Board. Mr. DeBakker, Chairman of the Wastewater Implementation Committee, stated that they are coasting to the next point which is implementation and need some guidance. The Board agreed to have the Wastewater Implementation come in for a discussion.

5. Public Outreach

Mr. MacAskill said that Mr. Harlow gave a great presentation on public outreach and they really need to educate the Town and make sure everyone understands the finalized plan. Mr. Harlow outlined the plan including the importance of public participation and the value of using a Communication Specialist for wastewater.

TOWN ADMINISTRATOR'S REPORT

A. Free Cash Certification

Mr. Clark reported that free cash was certified at just over \$4 million and \$1.7 million for Water Enterprise.

Mr. Gould outlined his memo to the Board dated January 14, 2016 regarding the events that transpired in getting the tax rate set. Chairman Hughes said the Board will want to see projected receipts.

Regarding a request to remove trees, Chairman Hughes requested a plot plan for the Little League field.

SELECTMEN'S REPORT

A. Board of Selectmen voting representative for MMA Business Meeting – *discussion & possible vote*

Chairman Hughes said he would not be present for the MMA Business Meeting to vote on behalf of the Board. Ms. Cebula moved that Angelo LaMantia serve as the voting representative. Mr. MacAskill seconded the motion and the motion carried by a unanimous vote.

ADJOURNMENT

Chairman Hughes adjourned the meeting at 8:42 p.m.

Respectfully submitted,

Ann Steidel
Recording Secretary

**MINUTES
SELECTMEN'S MEETING
GRIFFIN ROOM, TOWN HALL
MONDAY, JANUARY 25, 2016
6:30 P.M.**

SELECTMEN PRESENT: Brown, Cebula, Hughes, LaMantia, MacAskill

OTHERS PRESENT: Town Administrator Christopher Clark, Assistant Town Administrator Charleen Greenhalgh, Brooke Williams, Anne Stewart, Lou Urbano, Ron Leidner, Larry Cole, Marna Bate, and others.

MEETING CALLED TO ORDER at 6:30 p.m. by Chairman Hughes.

PUBLIC COMMENT/ANNOUNCEMENTS

Mr. Urbano requested a public meeting for all sides to come together on West Harwich issues. He stressed the need for a plan for the area and advocated for it to be addressed in the budget. Chairman Hughes agreed to agenda a public meeting.

With regard to Item B in the Consent Agenda for approval of an application for a Road Race by B.A. Event Promotions, Mr. Cole noted that there are course and distance changes for the race this year.

Mr. Williams stated that the housing plan had an initiative for the preservation of the affordability of Pine Oaks I and II that expires in 2018 and he noted that it is not too early for consideration of funding. He added that the Town was supposed to have a housing consultant and he doesn't know why that has not been pursued but it is an important issue.

CONSENT AGENDA

- A. Approve the Award of Contract for the creation of an artificial reef to Robert B. Our, Co., Inc. in the amount of \$105,450
- B. Approve application for Road Race by B.A. Event Promotions for October 2, 2016
- C. Approve application for Auto Class IV Auto Repairman License for All Out Performance

Ms. Brown moved approval of the Consent Agenda. Ms. Cebula seconded the motion. Mr. Clark said there would be a change order to Item A to move the material from the landfill. Ms. Cebula asked to hold Item A until we have the exact dollar amount of the change order. Ms. Brown agreed to amend her motion to hold Item A. The motion carried by a unanimous vote.

NEW BUSINESS

- A. Lease Agreement between the Town and Hot Stove, Inc. for Cranberry Valley Golf Course restaurant and bar concession – *discussion and possible vote*

Mr. Clark clarified the hours of operation and the improvements to take place and Mr. Leidner described the menu. Chairman Hughes encouraged them to put signage out to draw people in. Ms. Cebula moved to accept the lease agreement between the Town and the Hot Stove, Inc. for the Cranberry Valley Golf Course restaurant and bar concession. Mr. LaMantia seconded the motion and the motion carried by a unanimous vote.

B. Town Administrator mid-year goals and objectives – *discussion and possible vote*

Mr. Clark outlined the progress on his goals and objectives as outlined in his memo to the Board updated on January 20, 2016.

C. Non-Binding Ballot question regarding the Harwich Middle School – *discussion and possible vote*

Mr. Clark outlined the draft ballot questions and related explanations (see attached). Chairman Hughes asked if anyone has taken a guess as to how much it would cost to move Town Hall and Ms. Brown asked if that number was included in the questions. Mr. Clark said he didn't think that number was specifically in there and Mr. LaMantia said we should add it in. He suggested we get it from the School Committee as they just did this. Ms. Cebula suggested that part of this includes the selling of Town Hall and Albro House and that should be in the ballot questions as well and that in question #4 the text "which will cover all operating expenses itself" should be added after "private cultural center." With regard to question #3, Ms. Cebula stated that if a large housing project goes in there then the tax value will be a lot more than \$20,000 to \$30,000. Also in question #3, Ms. Brown pointed out that \$650,000 is the estimated sale price and not the estimated value. Mr. LaMantia said we can't call it a private cultural center, he suggested indicating that it is a non-profit or a cultural center not funded by taxpayer dollars. The Board agreed to take out the word "private." Ms. Cebula said we have to use stronger language than "minimal maintenance" such as they "are responsible for all maintenance." Ms. Brown recommended that the language in question #1 should be for mixed municipal use and Town Hall instead of cultural center and Town Hall because there are two questions referring to cultural center. Mr. LaMantia disagreed and said the two questions are very different. Chairman Hughes asked the Board to send their comments to either he or Mr. Clark and they would bring it back on February 8. Ms. Stewart recommended that there be an open house for the public to see the building and Chairman Hughes said they would probably do that after they firm up the questions. Mr. Clark noted that they could do a virtual tour on Channel 18 as well. Mr. Williams said that the Selectmen should consider hiring a consultant to work with some of these approaches and fine tune the costs and financial implications and that whatever happens, wastewater will have to be addressed. Ms. Bate said she doesn't see the building as a cultural center and there should be more number information in the questions.

D. Request for memorial bench to be placed on town property – *discussion and possible vote*

Dr. Anastasio explained the request to place a commemorative bench in the green area between Town Hall parking lot and Old Colony Road in honor of a long time Rotary Club member who passed away. Chairman Hughes suggested that he speak to Mr. Hooper about the bench material. Mr. LaMantia questioned how to control this if everyone shows up wanting to put up a bench. Chairman Hughes responded that he can't remember the last time we got a bench request. Mr.

Clark said Dr. Anastasio can call him to schedule a meeting with he and Mr. Hooper to discuss the location. Ms. Cebula pointed out that this has to go through the Historic Commission. Chairman Hughes said to let Dr. Anastasio work out the details with Mr. Clark, see if there are any issues, and bring back to the Board. Mr. Clark said they will see if it has to go through the Historic Commission.

TOWN ADMINISTRATOR'S REPORT

A. Town Administrator Contract extension and Contract Amendment

Chairman Hughes reported that Mr. Clark has notified the Board that it is his intention to continue in the employ of the Town and has recommended a few items for them to take up in his contract. Mr. Clark said he would like to get a sense of the direction the Board is going before the end of February. Chairman Hughes said he would like to schedule an executive session on this topic in a week or two. Mr. Clark asked the Board to take into account how he is viewed by department heads. Mr. MacAskill suggested sending confidential questionnaires to department heads and Ms. Cebula said she would be willing to work with Mr. MacAskill on developing questions. Mr. LaMantia said he preferred chatting with them and the written document isn't appropriate. Ms. Cebula disagreed and noted that it would be anonymous. Chairman Hughes said he would chat with each department head. Ms. Brown preferred the candidness that could come from the anonymous questionnaire. Ms. Cebula noted that the rest of the Board would be hearing what the department heads said through Chairman Hughes' filter. It was agreed to bring a questionnaire back to the Board.

B. Health Insurance Costs in departmental line item of the budget

Mr. Clark stated that Ms. Cebula had worked with both he and Mr. Gould about making some changes to how we do budgeting and Mr. Gould had followed up with John Giorgio with regard to HIPPA issues and whether we are going to be able to do that. He explained that the issue that emerges is that if you have small departments it could identify who has health insurance, and the other caution from Mr. Giorgio is that Chapter 44, Section 33B provides for the Board of Selectmen and Finance Committee to approve some interdepartmental transfers at the end of the year without a Town Meeting vote and he suggested that that may be a little bit more difficult to accomplish. He said that it is still his intent to provide to the public in general what the indirect cost factors are for various employees and that will be in the budget message. He explained that the best way is to categorize clerical, administrative and Police and Fire. Chairman Hughes stated that Mr. Giorgio made it clear that he didn't think giving out health information is something we should do. Ms. Cebula said she spoke to Ms. Quirk and explained her concept which is that if there is \$10 million dollars' worth of salary and there is a million dollars' worth of health care, one divided by the other is 10% and that is the factor you apply and Ms. Quirk responded that that is a different question and it doesn't give any private information out. Ms. Cebula said she is not sure what question was asked of Mr. Giorgio. She asked if this is going to be allocated out to the departments in the FY17 and Mr. Clark responded that per their discussion it was always slotted for FY18. Ms. Cebula disagreed and said they were supposed to come up with a method for FY17 and added that she is not sure Mr. Giorgio was asked the right question. Mr. Hughes noted that Mr. Giorgio made it clear that the blended number was fine. Ms. Cebula said she understands the HIPPA laws well and this was never supposed to identify who took what plan, but rather it was

was straight percentage. Mr. MacAskill questioned if it is too late to do this. Mr. Clark said that work is going to be done with grouping of employees and it would be done as a total percentage and not by individual departments. Ms. Cebula said she was very disappointed and will probably have to compose minutes after future meetings. Mr. Clark said when they first met, he and Mr. Gould said they probably weren't going to get this done for FY17 and would work on it for FY18. Mr. Gould said he has been tied up with getting free cash certified and getting the books done as well as with the auditors working on audit. He asked if they can get something to the Board by the end of February for FY18 and Ms. Cebula responded that she wanted it for this year and it is irrelevant at this point. Mr. Gould said he could have the methodology for FY18 and Chairman Hughes encouraged him to bring that back to see if they can't get an agreement at that point.

Mr. Clark stated that Carole Ridley called him on Friday on behalf of the Pleasant Bay Alliance because she wanted to be able to at least submit an initial proposal for potential for a grant and it was due Friday so he told her to submit the letter of interest and anything that was awarded would have to come back to the Selectmen. He said the proposal seeks to build organizational and technical capacity in the Pleasant Bay watershed for implementing the nutrient management projects. He stated that it is a 4 year grant totaling almost \$800,000.

ADJOURNMENT

Chairman Hughes adjourned the meeting at 8:35 p.m.

Respectfully submitted,

Ann Steidel
Recording Secretary

NOTICE OF PUBLIC HEARING
TOWN OF HARWICH
BOARD OF SELECTMEN
APPLICATION FOR LIQUOR LICENSE

Notice is hereby given under Chapter 138 of the General Laws as amended that application has been made to this Board for a Seasonal, Common Victualler, All Alcoholic Beverages License for MT Group LLC d/b/a Mad Minnow Bar & Kitchen, Michael Strangfeld, Manager, on the following described premises located at 554 Route 28, Harwich Port. Single story multi-use building, back side first floor to be licensed, 2 rooms (kitchen and dining room including bar area), 2 bathrooms, 2 entrances, 3 exits (2,137 sq. ft.); outdoor patio (1,920 square feet); basement for storage (300 sq. ft.). Total square feet = 4,357 sq. ft.

The Board of Selectmen will hold a hearing upon the application on Tuesday, February 16, 2016 no earlier than 6:30 p.m. in the Donn B. Griffin Room at Town Hall, 732 Main Street, Harwich, at which time all interested parties will be heard.

Board of Selectmen
Local Licensing Authority

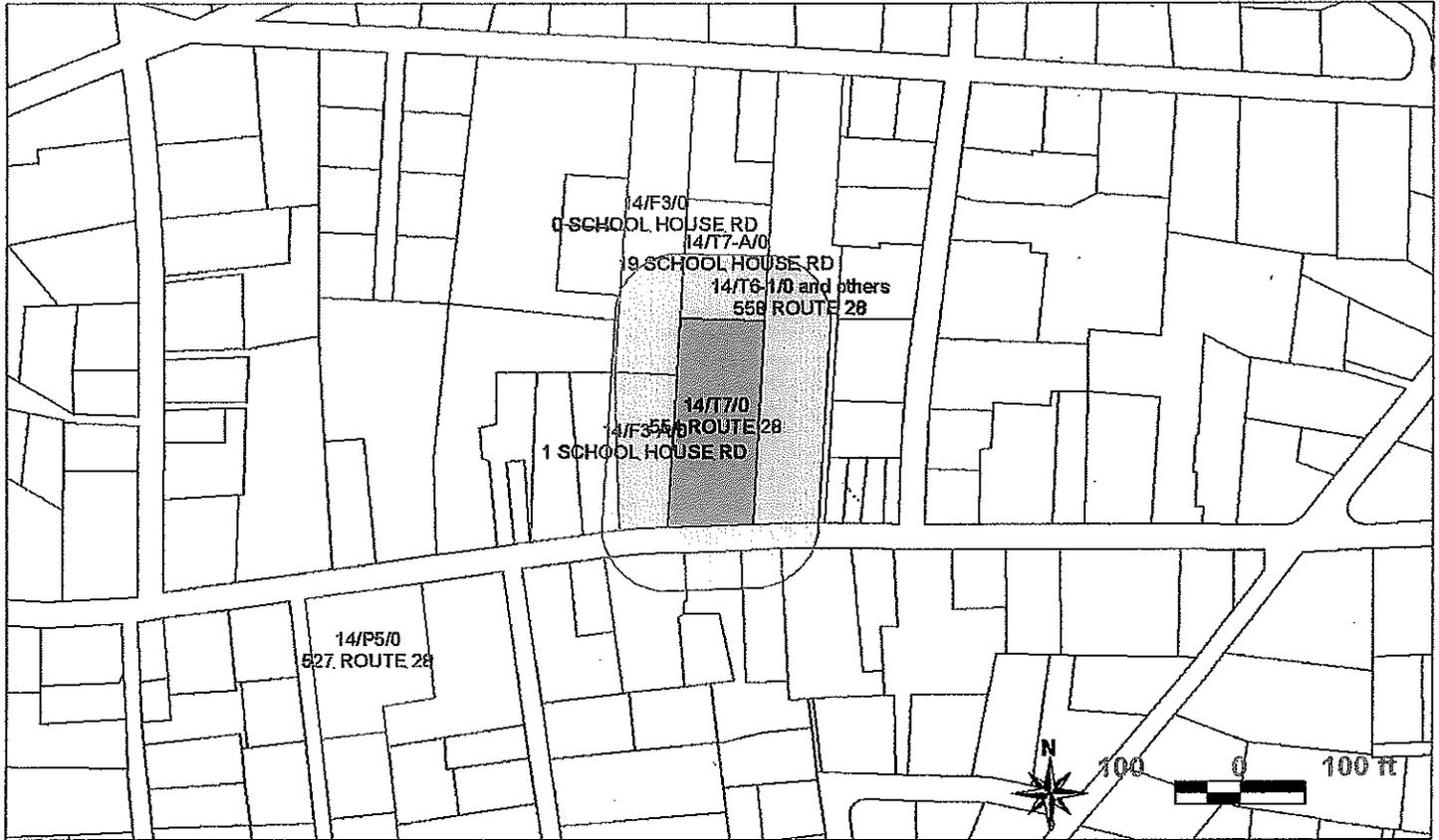
Cape Cod Times
February 3, 2016

Cape Cod Chronicle
February 4, 2016



TOWN OF HARWICH, MA
 BOARD OF ASSESSORS
 732 Main Street, Harwich, MA 02645

Abutters List Within 100 feet of Parcel 14/T7/0



Key	Parcel ID	Owner	Location	Mailing Street	Mailing City	ST	ZipCd/Country
10558	14-P5-0-E	PILGRIM CONGREGATION	527 ROUTE 28	527 MAIN ST	HARWICH PORT	MA	02646
10557	14-F3-A-0-E	HARWICH TOWN OF - SELECTMEN SCHOOL HOUSE PARKING LOT	1 SCHOOL HOUSE RD	732 MAIN ST	HARWICH	MA	02645
10556	14-F3-0-E	HARWICH TOWN OF - SELECTMEN SCHOOL HOUSE PARKING LOT	0 SCHOOL HOUSE RD	732 MAIN ST	HARWICH	MA	02645
1928	14-T7-0-R	HP PROPERTY INVESTMENT LLC	554 ROUTE 28	15 COPELAND DR	BEDFORD	MA	01730
11696	14-T7-A-0-R	APOSTOL DENISE TR THEODORE APOSTOL 1990 TRUST	19 SCHOOL HOUSE RD	700 ISLAND WAY APT 403	CLEARWATER	FL	33767
20030	14-T6-1-0-E	HARWICHPORT MOTOR INN CORP	558 ROUTE 28	RESORT CONDO TRUST 558 MAIN ST	HARWICH PORT	MA	02646

Send to all 6



HARWICHPolice

DEPARTMENT

183 Sisson Road, Harwich, MA 02645

Tel 508-430-7541 Fax 508-432-2530

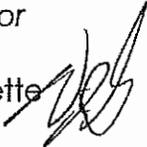


DAVID J. GUILLEMETTE
Chief of Police

THOMAS A. GAGNON
Deputy Chief

Memorandum

TO: Board of Selectmen
Christopher Clark
Town Administrator

FROM: David J. Guillemette 
Chief of Police

DATE: January 28, 2016

SUBJECT: Application for seasonal, Common Victualler, All Alcoholic Beverages License for MT Group LLC d/b/a Mad Minnow Bar & Kitchen, Michael Strangfeld, Manager

The Police Department has no objections regarding the Application for a Seasonal, Common Victualler, All Alcoholic Beverages License by Mad Minnow Bar & Kitchen. A background investigation of the proposed individual(s) indicates no liquor code violations or disqualifying history of negative contacts.

If you have any questions or need further clarification, please feel free to contact me at your earliest convenience.

APPLICATION FOR RETAIL ALCOHOLIC BEVERAGE LICENSE

City/Town

Harwich Port

1. LICENSEE INFORMATION:

A. Legal Name/Entity of Applicant:(Corporation, LLC or Individual) MT Group LLC

B. Business Name (if different) : Mad Minnow Bar & Kitchen C. Manager of Record: Michael Strangfeld

D. ABCC License Number (for existing licenses only) :

E. Address of Licensed Premises: 554 Route 28 City/Town: Harwich Port State: MA Zip: 02646

F. Business Phone: G. Cell Phone:

H. Email: mike@madminnow.com I. Website: www.madminnow.com

J. Mailing address (if different from E.): City/Town: State: Zip:

2. TRANSACTION:

- ☑ New License ☐ New Officer/Director ☐ Transfer of Stock ☐ Issuance of Stock ☐ Pledge of Stock
☐ Transfer of License ☐ New Stockholder ☐ Management/Operating Agreement ☐ Pledge of License

The following transactions must be processed as new licenses:

- ☐ Seasonal to Annual ☐ (6) Day to (7)-Day License ☐ Wine & Malt to All Alcohol

IMPORTANT ATTACHMENTS (1): The applicant must attach a vote of the entity authorizing all requested transactions, including the appointment of a Manager of Record or principal representative.

3. TYPE OF LICENSE:

- ☑ §12 Restaurant ☐ §12 Hotel ☐ §12 Club ☐ §12 Veterans Club ☐ §12 Continuing Care Retirement Community
☐ §12 General On-Premises ☐ §12 Tavern (No Sundays) ☐ §15 Package Store

4. LICENSE CATEGORY:

- ☑ All Alcoholic Beverages ☐ Wines & Malt Beverages ☐ Wines ☐ Malt
☐ Wine & Malt Beverages with Cordials/Liqueurs Permit

5. LICENSE CLASS:

- ☐ Annual ☑ Seasonal

6. CONTACT PERSON CONCERNING THIS APPLICATION (ATTORNEY IF APPLICABLE)

NAME: Michael Strangfeld
ADDRESS: 36 Hardy Avenue
CITY/TOWN: Watertown STATE: MA ZIP CODE: 02472
CONTACT PHONE NUMBER: (508) 259-1189 FAX NUMBER: (617) 247-4009
EMAIL: mike@madminnow.com

7. DESCRIPTION OF PREMISES:

Please provide a complete description of the premises. Please note that this must be identical to the description on the Form 43. **Your description MUST include: number of floors, number of rooms on each floor, any outdoor areas to be included in licensed area, and total square footage.** i.e.: "Three story building, first floor to be licensed, 3 rooms, 1 entrance 2 exits (3200 sq ft); outdoor patio (1200 sq ft); Basement for storage (1200 sq ft). Total sq ft = 5600."

Single story multi-use building, back side first floor to be licensed, 2 rooms(kitchen and dining room including bar area), 2 bathrooms, 2 entrances, 3 exits (2,137 sq ft); outdoor patio (1920 square feet); basement for storage (300 sq ft). Total square feet = 4357 sq ft.

Total Square Footage: 4357 sq ft Number of Entrances: 2 Number of Exits: 3
Occupancy Number: TBD Seating Capacity: 60

IMPORTANT ATTACHMENTS (2): The applicant must attach a floor plan with dimensions and square footage for each floor & room.

8. OCCUPANCY OF PREMISES:

By what right does the applicant have possession and/or legal occupancy of the premises? Final Lease

IMPORTANT ATTACHMENTS (3): The applicant must submit a copy of the final lease or documents evidencing a legal right to occupy the premises.

Other:

Landlord is a(n): LLC Other:

Name: HP Property Investment LLC Phone: (978) 423-4619

Address: 15 Copeland Drive City/Town: Bedford State: MA Zip: 01730

Initial Lease Term: Beginning Date 2/1/2016 Ending Date 2/1/2021

Renewal Term: 5 year Options/Extensions at: 1/5 Years Each

Rent: 38,466 Per Year Rent: 3,205.5 Per Month

Do the terms of the lease or other arrangement require payments to the Landlord based on a percentage of the alcohol sales?
Yes No

If Yes, Landlord Entity must be listed in Question # 10 of this application.

If the principals of the applicant corporation or LLC have created a separate corporation or LLC to hold the real estate, the applicant must still provide a lease between the two entities.

9. LICENSE STRUCTURE:

The Applicant is a(n):

LLC

Other :

If the applicant is a Corporation or LLC, complete the following:

Date of Incorporation/Organization:

April 7, 2015

State of Incorporation/Organization:

MA

Is the Corporation publicly traded?

Yes No

10. INTERESTS IN THIS LICENSE:

List all individuals involved in the entity (e.g. corporate stockholders, directors, officers and LLC members and managers) and any person or entity with a direct or indirect, beneficial or financial interest in this license.

IMPORTANT ATTACHMENTS (4):

A. All individuals or entities listed below are required to complete a Personal Information Form.

B. All shareholders, LLC members or other individuals with any ownership in this license must complete a CORI Release Form (unless they are a landlord entity)

Name	All Titles and Positions	Specific % Owned	Other Beneficial Interest
Margaret J Gullotti	Manager	25	
Anthony Gullotti Jr.	SOC Signatory	25	
Michael Strangfeld	SOC Signatory	25	
Megan Strangfeld	SOC Signatory	25	

*If additional space is needed, please use last page.

11. EXISTING INTEREST IN OTHER LICENSES:

Does any individual listed in §10 have any direct or indirect, beneficial or financial interest in any other license to sell alcoholic beverages? Yes No If yes, list said interest below:

Name	License Type	Licensee Name & Address
Anthony Gullotti Jr.	§12 Restaurant	The Blue Coral Seaside Cuisine and Spirits
Margaret Gullotti	§12 Restaurant	The Blue Coral Seaside Cuisine and Spirits

*If additional space is needed, please use last page.

12. PREVIOUSLY HELD INTERESTS IN OTHER LICENSES:

Has any individual listed in §10 who has a direct or indirect beneficial interest in this license ever held a direct or indirect, beneficial or financial interest in a license to sell alcoholic beverages, which is not presently held? Yes No If yes, list said interest below:

Name	Licensee Name & Address	Date	Reason Terminated
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>

13. DISCLOSURE OF LICENSE DISCIPLINARY ACTION:

Have any of the disclosed licenses to sell alcoholic beverages listed in §11 and/or §12 ever been suspended, revoked or cancelled? Yes No If yes, list said interest below:

Date	License	Reason of Suspension, Revocation or Cancellation

14. CITIZENSHIP AND RESIDENCY REQUIREMENTS FOR A (§15) PACKAGE STORE LICENSE ONLY :

A.) For Individual(s):

1. Are you a U.S. Citizen? Yes No
2. Are you a Massachusetts Residents? Yes No

B.) For Corporation(s) and LLC(s) :

1. Are all Directors/LLC Managers U.S. Citizens? Yes No
2. Are a majority of Directors/LLC Managers Massachusetts Residents? Yes No
3. Is the License Manager a U.S. Citizen? Yes No

C.) For Individual(s), Shareholder(s), Member(s), Director(s) and Officer(s):

1. Are all individual(s), Shareholders, Members, Directors, LLC Managers and Officers involved at least twenty-one (21) years old? Yes No

15. CITIZENSHIP AND RESIDENCY REQUIREMENTS FOR (§12) RESTAURANT, HOTEL, CLUB, GENERAL ON PREMISE, TAVERN, VETERANS CLUB LICENSE ONLY:

A.) For Individual(s):

1. Are you a U.S. Citizen? Yes No

B.) For Corporation(s) and LLC(s) :

1. Are a majority of Directors/LLC Managers **NOT** U.S. Citizen(s)? Yes No
2. Is the License Manager or Principal Representative a U.S. Citizen? Yes No

C.) For Individual(s), Shareholder(s), Member(s), Director(s) and Officer(s):

1. Are all Individual(s), Shareholders, Members, Directors, LLC Managers and Officers involved at least twenty-one (21) years old? Yes No

16. COSTS ASSOCIATED WITH LICENSE TRANSACTION:

A. Purchase Price for Real Property:	n/a
B. Purchase Price for Business Assets:	n/a
C. Costs of Renovations/Construction:	\$25,000
D. Initial Start-Up Costs:	\$25,000
E. Purchase Price for Inventory:	\$10,000
F. Other: (Specify)	\$0
G: TOTAL COST	\$60,000
H. TOTAL CASH	\$60,000
I. TOTAL AMOUNT FINANCED	\$0

IMPORTANT ATTACHMENTS (5): Any individual, LLC, corporate entity, etc. providing funds of \$50,000 or greater towards this transaction, must provide proof of the source of said funds. Proof may consist of three consecutive months of bank statements with a minimum balance of the amount described, a letter from your financial institution stating there are sufficient funds to cover the amount described, loan documentation, or other documentation.

The amounts listed in subsections (H) and (I) must total the amount reflected in (G).

17. PROVIDE A DETAILED EXPLANATION OF THE FORM(S) AND SOURCE(S) OF FUNDING FOR THE COSTS IDENTIFIED ABOVE (INCLUDE LOANS, MORTGAGES, LINES OF CREDIT, NOTES, PERSONAL FUNDS, GIFTS):

100% personal funds

*If additional space is needed, please use last page.

18. LIST EACH LENDER AND LOAN AMOUNT(S) FROM WHICH "TOTAL AMOUNT FINANCED" NOTED IN SUB-SECTIONS 16(I) WILL DERIVE:

A.

Name	Dollar Amount	Type of Financing

*If additional space is needed, please use last page.

B. Does any individual or entity listed in §17 or §18 as a source of financing have a direct or indirect, beneficial or financial interest in this license or any other license(s) granted under Chapter 138? Yes No

If yes, please describe:

n/a

19. PLEDGE: (i.e. COLLATERAL FOR A LOAN)

A.) Is the applicant seeking approval to pledge the license? Yes No

1. If yes, to whom:

2. Amount of Loan: 3. Interest Rate: 4. Length of Note:

5. Terms of Loan :

B.) If a corporation, is the applicant seeking approval to pledge any of the corporate stock? Yes No

1. If yes, to whom:

2. Number of Shares:

C.) Is the applicant pledging the inventory? Yes No

If yes, to whom:

IMPORTANT ATTACHMENTS (6): If you are applying for a pledge, submit the pledge agreement, the promissory note and a vote of the Corporation/LLC approving the pledge.

20. CONSTRUCTION OF PREMISES:

Are the premises being remodeled, redecorated or constructed in any way? If YES, please provide a description of the work being performed on the premises: Yes No

We are: replacing old ceiling tiles, refinishing the flooring, rebuilding the bar top and shelving, painting, constructing an outside dining area/patio, and refurbishing the bar and dining area and the kitchen.

21. ANTICIPATED OPENING DATE:

**IF ALL OF THE INFORMATION AND
ATTACHMENTS ARE NOT COMPLETE
THE APPLICATION WILL BE
RETURNED**

APPLICANT'S STATEMENT

I, Michael Strangfeld the: sole proprietor; partner; corporate principal; LLC/LLP member
Authorized Signatory

of MT Group LLC/Mad Minnow, hereby submit this application for Seasonal Full Liquor License
Name of the Entity/Corporation Transaction(s) you are applying for

(hereinafter the "Application"), to the local licensing authority (the "LLA") and the Alcoholic Beverages Control Commission (the "ABCC" and together with the LLA collectively the "Licensing Authorities") for approval.

I do hereby declare under the pains and penalties of perjury that I have personal knowledge of the information submitted in the Application, and as such affirm that all statement and representations therein are true to the best of my knowledge and belief. I further submit the following to be true and accurate:

- (1) I understand that each representation in this Application is material to the Licensing Authorities' decision on the Application and that the Licensing Authorities will rely on each and every answer in the Application and accompanying documents in reaching its decision;
- (2) I state that the location and description of the proposed licensed premises does not violate any requirement of the ABCC or other state law or local ordinances;
- (3) I understand that while the Application is pending, I must notify the Licensing Authorities of any change in the information submitted therein. I understand that failure to give such notice to the Licensing Authorities may result in disapproval of the Application;
- (4) I understand that upon approval of the Application, I must notify the Licensing Authorities of any change in the Application information as approved by the Licensing Authorities. I understand that failure to give such notice to the Licensing Authorities may result in sanctions including revocation of any license for which this Application is submitted;
- (5) I understand that the licensee will be bound by the statements and representations made in the Application, including, but not limited to the identity of persons with an ownership or financial interest in the license;
- (6) I understand that all statements and representations made become conditions of the license;
- (7) I understand that any physical alterations to or changes to the size of, the area used for the sale, delivery, storage, or consumption of alcoholic beverages, must be reported to the Licensing Authorities and may require the prior approval of the Licensing Authorities;
- (8) I understand that the licensee's failure to operate the licensed premises in accordance with the statements and representations made in the Application may result in sanctions, including the revocation of any license for which the Application was submitted; and
- (9) I understand that any false statement or misrepresentation will constitute cause for disapproval of the Application or sanctions including revocation of any license for which this Application is submitted.

Signature: 

Date: 1/27/16

Title: President

Additional Space

Please note which question you are using this space for.

10. Interests in this License:

Margaret Gullotti: Manager/Treasurer
Anthony Gullotti: SOC Signatory/Manager/Vice President
Megan Strangfeld: SOC Signatory/Manager/Secretary
Michael Strangfeld: SOC Signatory/Manager/President

11. Existing Interest in Other Licenses: The Blue Coral Seaside Cuisine and Spirits is located at 483 Main Street, Chatham MA, 02633.

Manager Application

4. Background Information - D. Prior to Lucca Back Bay - The Blue Coral Seaside Cuisine and Spirits - 483 Main Street, Chatham MA, 02633, Bartender, May 2005 to September 2007

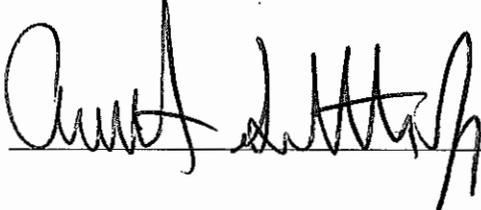
To Whom It May Concern:

On this day, the 27th of January, in the year 2016, we, the members of MT Group LLC, doing business as Mad Minnow Bar & Kitchen, located at 554 Main Street(Route 28) in Harwich Port, Massachusetts, 02646, vote to apply for a seasonal full liquor license.

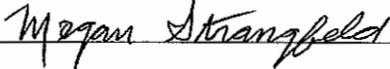
We, the members of MT Group LLC, also vote, for purposes of a seasonal full liquor license, to appoint Michael Strangfeld as Manager of Record and principal representative. We, the undersigned, agree in full majority on the previous two votes.

Signed

Date

Anthony Gullotti Jr.  1/27/16

Margaret Gullotti  1/27/16

Megan Strangfeld  1/27/2016

Michael Strangfeld  1/27/16



The Commonwealth of Massachusetts
 Alcoholic Beverages Control Commission
 239 Causeway Street
 Boston, MA 02114
 www.mass.gov/abcc

MANAGER APPLICATION

All proposed managers are required to complete a Personal Information Form, and attach a copy of the corporate vote authorizing this action and appointing a manager.

1. LICENSEE INFORMATION:

Legal Name of Licensee: Business Name (dba):

Address:

City/Town: State: Zip Code:

ABCC License Number: (If existing licensee) Phone Number of Premise:

2. MANAGER INFORMATION:

A. Name: B. Cell Phone Number:

C. List the number of hours per week you will spend on the licensed premises:

3. CITIZENSHIP INFORMATION:

A. Are you a U.S. Citizen: Yes No B. Date of Naturalization: C. Court of Naturalization:

(Submit proof of citizenship and/or naturalization such as US Passport, Voter's Certificate, Birth Certificate or Naturalization Papers)

4. BACKGROUND INFORMATION:

A. Do you now, or have you ever, held any direct or indirect, beneficial or financial interest in a license to sell alcoholic beverages? Yes No

If yes, please describe:

B. Have you ever been the Manager of Record of a license to sell alcoholic beverages that has been suspended, revoked or cancelled? Yes No

If yes, please describe:

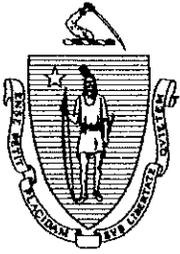
C. Have you ever been the Manager of Record of a license that was issued by this Commission? Yes No

If yes, please describe:

D. List your employment for the past ten years (Dates, Position, Employer, Address and Telephone):

I hereby swear under the pains and penalties of perjury that the information I have provided in this application is true and accurate:

Signature Date



The Commonwealth of Massachusetts
 Alcoholic Beverages Control Commission
 239 Causeway Street
 Boston, MA 02114
www.mass.gov/abcc

PERSONAL INFORMATION FORM

Each individual listed in Section 10 of this application must complete this form.

1. LICENSEE INFORMATION:

A. Legal Name of Licensee	MT Group, LLC	B. Business Name (dba)	Mad Minnow Bar & Kitchen
C. Address	554 Main Street (Rt. 28)	D. ABCC License Number (If existing licensee)	
E. City/Town	Harwich Port	State	MA
		Zip Code	02646
F. Phone Number of Premise		G. EIN of License	81-1182562

2. PERSONAL INFORMATION:

A. Individual Name	Anthony R. Gullotti Jr.	B. Home Phone Number	[REDACTED]
C. Address	32 Bullard Street		
D. City/Town	Sharon	State	MA
		Zip Code	02067
E. Social Security Number	[REDACTED]	F. Date of Birth	[REDACTED]
G. Place of Employment	The Blue Coral Seaside Cuisine and Spirits		

3. BACKGROUND INFORMATION:

Have you ever been convicted of a state, federal or military crime?



Yes No

If yes, as part of the application process, the individual must attach an affidavit as to any and all convictions. The affidavit must include the city and state where the charges occurred as well as the disposition of the convictions.

4. FINANCIAL INTEREST:

Provide a detailed description of your direct or indirect, beneficial or financial interest in this license.

25% Ownership

I hereby swear under the pains and penalties of perjury that the information I have provided in this application is true and accurate:

Signature		Date	1/27/16
Title	V. PRESIDENT	(If Corporation/LLC Representative)	



The Commonwealth of Massachusetts
 Alcoholic Beverages Control Commission
 239 Causeway Street
 Boston, MA 02114
 www.mass.gov/abcc

PERSONAL INFORMATION FORM

Each individual listed in Section 10 of this application must complete this form.

1. LICENSEE INFORMATION:

A. Legal Name of Licensee	MT Group, LLC	B. Business Name (dba)	Mad Minnow Bar & Kitchen
C. Address	554 Main Street (Rt. 28)	D. ABCC License Number (If existing licensee)	
E. City/Town	Harwich Port	State	MA
F. Phone Number of Premise		Zip Code	02646
		G. EIN of License	81-1182562

2. PERSONAL INFORMATION:

A. Individual Name	Margaret Gullotti	B. Home Phone Number	[REDACTED]
C. Address	32 Bullard Street		
D. City/Town	Sharon	State	MA
E. Social Security Number	[REDACTED]	Zip Code	02067
F. Date of Birth	[REDACTED]		
G. Place of Employment	None		

3. BACKGROUND INFORMATION:

Have you ever been convicted of a state, federal or military crime?



Yes No

If yes, as part of the application process, the individual must attach an affidavit as to any and all convictions. The affidavit must include the city and state where the charges occurred as well as the disposition of the convictions.

4. FINANCIAL INTEREST:

Provide a detailed description of your direct or indirect, beneficial or financial interest in this license.

25% Ownership

I hereby swear under the pains and penalties of perjury that the information I have provided in this application is true and accurate:

Signature	Margaret J. Gullotti	Date	1/27/16
Title	TREASURER	(If Corporation/LLC Representative)	



The Commonwealth of Massachusetts
 Alcoholic Beverages Control Commission
 239 Causeway Street
 Boston, MA 02114
 www.mass.gov/abcc

PERSONAL INFORMATION FORM

Each individual listed in Section 10 of this application must complete this form.

1. LICENSEE INFORMATION:

A. Legal Name of Licensee	MT Group LLC	B. Business Name (dba)	Mad Minnow
C. Address	554 Main Street (Route 28)	D. ABCC License Number (If existing licensee)	
E. City/Town	Harwich Port	State	MA
		Zip Code	02646
F. Phone Number of Premise	(508) 259-1189	G. EIN of License	81-1182562

2. PERSONAL INFORMATION:

A. Individual Name	Megan Strangfeld	B. Home Phone Number	[REDACTED]
C. Address	36 Hardy Avenue		
D. City/Town	Watertown	State	MA
		Zip Code	02472
E. Social Security Number	[REDACTED]	F. Date of Birth	[REDACTED]
G. Place of Employment	None		

3. BACKGROUND INFORMATION:



Have you ever been convicted of a state, federal or military crime?

Yes No

If yes, as part of the application process, the individual must attach an affidavit as to any and all convictions. The affidavit must include the city and state where the charges occurred as well as the disposition of the convictions.

4. FINANCIAL INTEREST:

Provide a detailed description of your direct or indirect, beneficial or financial interest in this license.

25% Ownership

I hereby swear under the pains and penalties of perjury that the information I have provided in this application is true and accurate:

Signature Megan Strangfeld Date 1-27-2016

Title SECRETARY (If Corporation/LLC Representative)



The Commonwealth of Massachusetts
 Alcoholic Beverages Control Commission
 239 Causeway Street
 Boston, MA 02114
 www.mass.gov/abcc

PERSONAL INFORMATION FORM

Each individual listed in Section 10 of this application must complete this form.

1. LICENSEE INFORMATION:

A. Legal Name of Licensee B. Business Name (dba)

C. Address D. ABCC License Number (If existing licensee)

E. City/Town State Zip Code

F. Phone Number of Premise G. EIN of License

2. PERSONAL INFORMATION:

A. Individual Name B. Home Phone Number

C. Address

D. City/Town State Zip Code

E. Social Security Number F. Date of Birth

G. Place of Employment

3. BACKGROUND INFORMATION: ?

Have you ever been convicted of a state, federal or military crime? Yes No

If yes, as part of the application process, the individual must attach an affidavit as to any and all convictions. The affidavit must include the city and state where the charges occurred as well as the disposition of the convictions.

4. FINANCIAL INTEREST:

Provide a detailed description of your direct or indirect, beneficial or financial interest in this license.

I hereby swear under the pains and penalties of perjury that the information I have provided in this application is true and accurate:

Signature Date

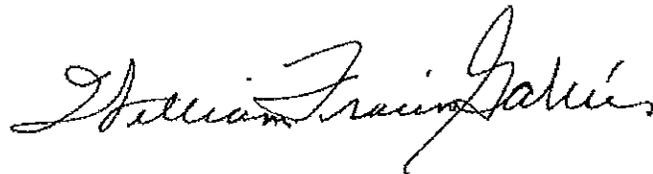
Title (If Corporation/LLC Representative)

THE COMMONWEALTH OF MASSACHUSETTS

I hereby certify that, upon examination of this document, duly submitted to me, it appears that the provisions of the General Laws relative to corporations have been complied with, and I hereby approve said articles; and the filing fee having been paid, said articles are

deemed to have been filed with me on:

April 06, 2015 04:10 PM

A handwritten signature in black ink, reading "William Francis Galvin". The signature is written in a cursive style with a large, prominent initial "W".

WILLIAM FRANCIS GALVIN

Secretary of the Commonwealth



The Commonwealth of Massachusetts
Secretary of the Commonwealth
State House, Boston, Massachusetts 02133

William Francis Galvin
Secretary of the
Commonwealth

Date: January 11, 2016

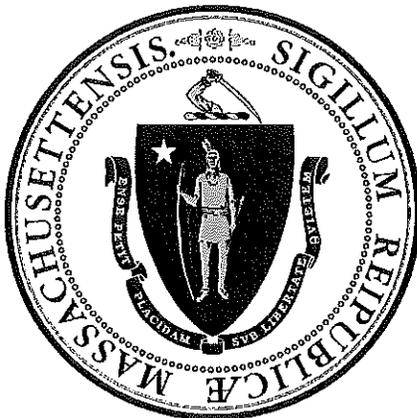
To Whom It May Concern :

I hereby certify that a certificate of organization of Limited Liability Company was filed
in this office by

MT GROUP, LLC

in accordance with the provisions of Massachusetts General Laws, Chapter 156C, on
April 06, 2015.

I further certify that said Limited Liability Company has not filed a Certificate of Cancellation;
that said Limited Liability Company has not been administratively dissolved; and that, so far as
appears of record, said Limited Liability Company has legal existence.



In testimony of which,
I have hereunto affixed the
Great Seal of the Commonwealth
on the date first above written.

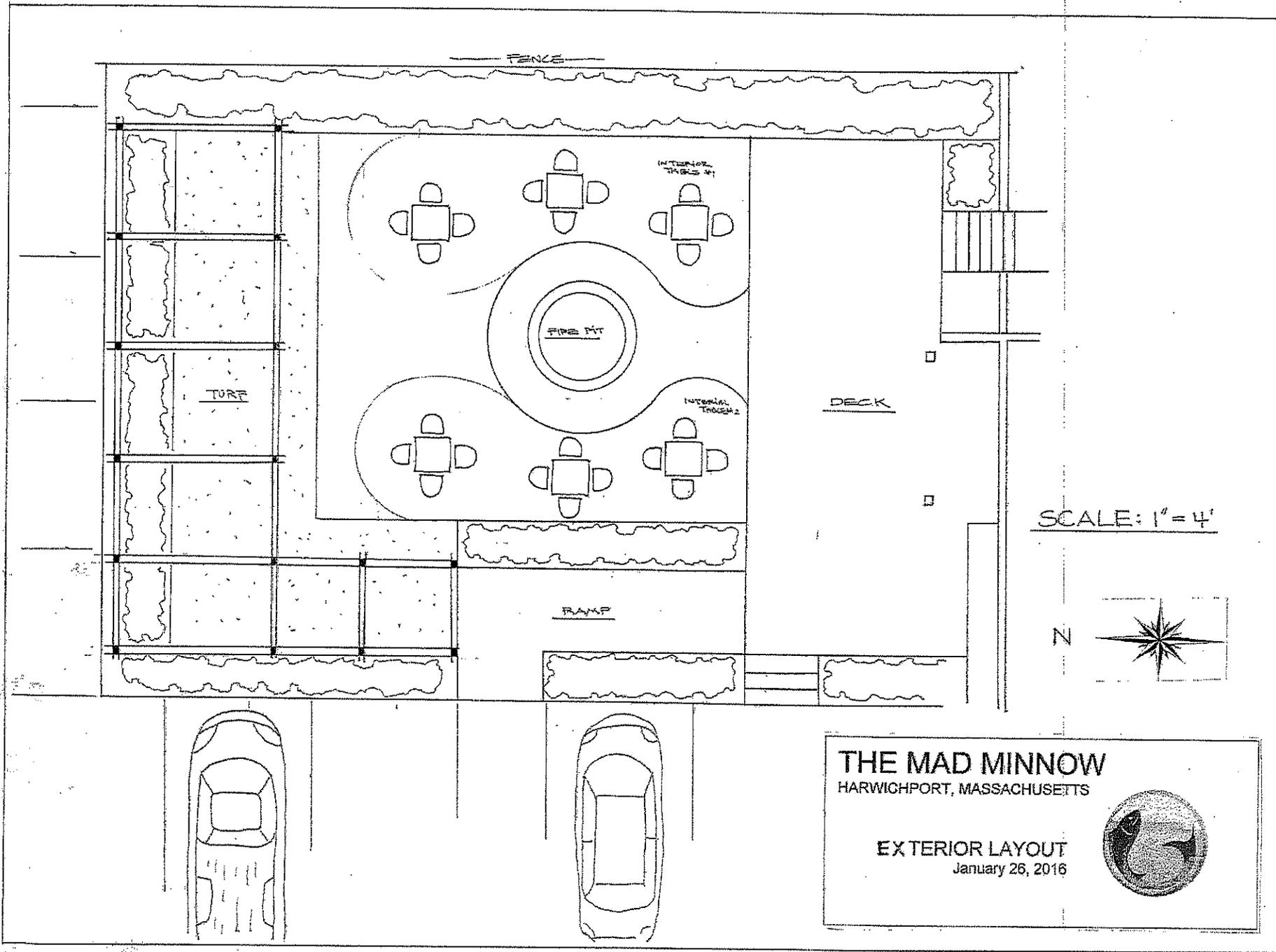
William Francis Galvin

Secretary of the Commonwealth

Certificate Number: 16017248520

Verify this Certificate at: <http://corp.sec.state.ma.us/CorpWeb/Certificates/Verify.aspx>

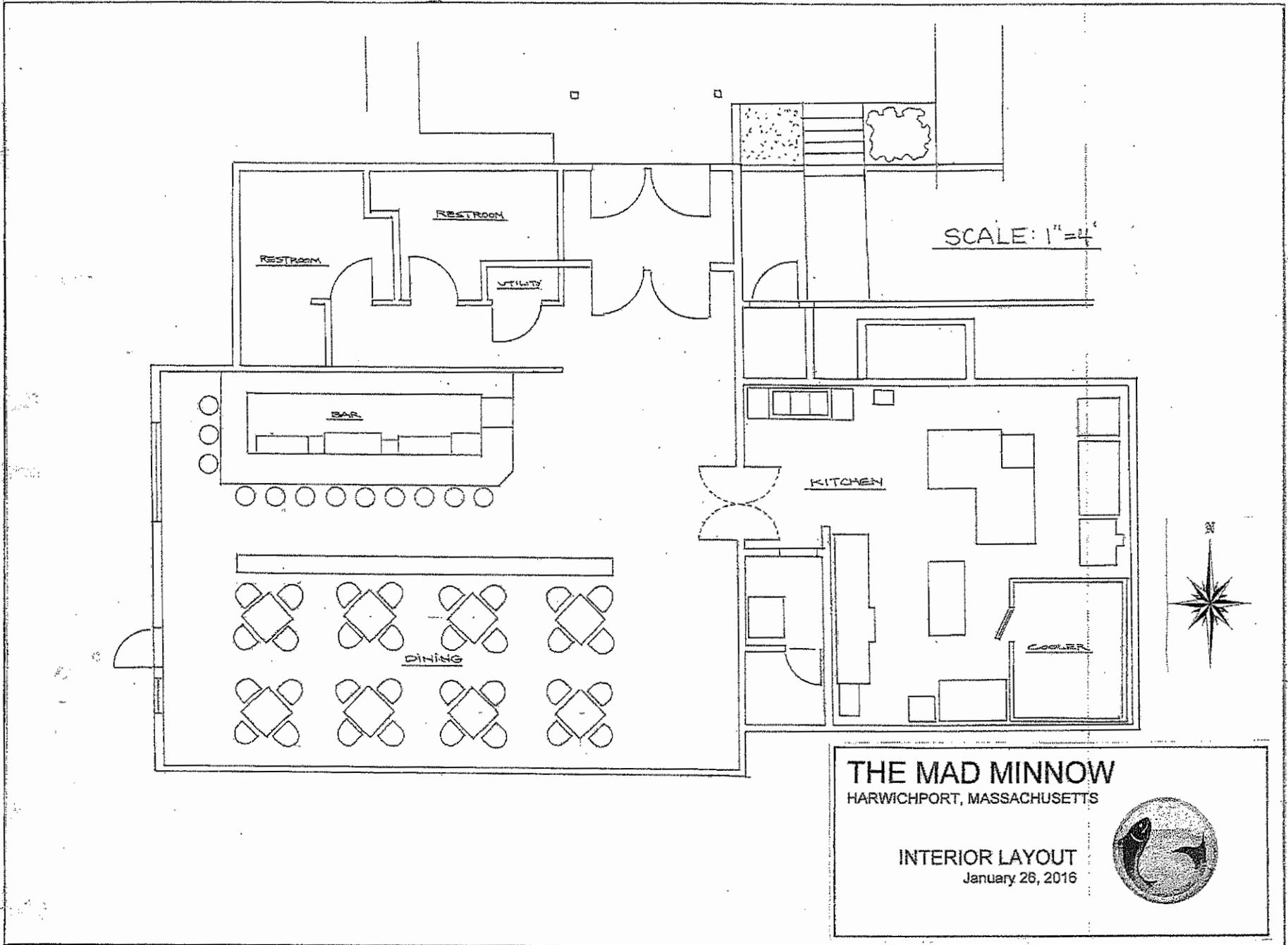
Processed by: Kta



THE MAD MINNOW
 HARWICHPORT, MASSACHUSETTS

EXTERIOR LAYOUT
 January 26, 2016





THE MAD MINNOW
HARWICHPORT, MASSACHUSETTS

INTERIOR LAYOUT
January 26, 2016

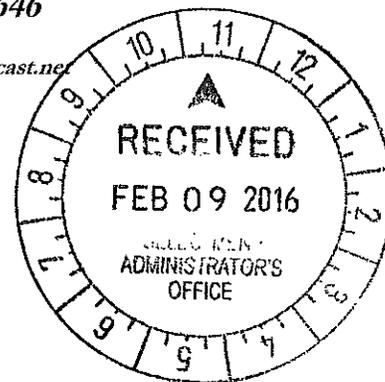


Harwich Port Resort Club

558 Main Street * Harwich Port, MA 02646

(508) 432-2424 * Fax: (508) 432-7308

Ralph Swartz: 508-778-6023 * 508-776-8661 (Cell) * raswart@comcast.net



February 4, 2016

Harwich Board of Selectmen
Harwich Town Hall
732 Main Street
Harwich, MA 02645

Re: Application: Seasonal Liquor License for MT Group LLC, d/b/a Mad Minnow Bar & Kitchen located at 554 Rte. 28, Harwichport, MA 02646, as well the Public Hearing on February 16, 2016 at Town Hall 732 Main Street, Harwich, MA 02645.

Dear Harwich Board of Selectmen:

Per a posted notice in the Weds. Feb 3, 2016 edition of the Cape Cod Times, we have been notified of a Public Hearing regarding the above referenced liquor license application to take place on February 16, 2016 at Town Hall 732 Main Street, Harwich, MA 02645.

As the Manager for the Board of Trustees of the Harwichport Resort Club Condominium Trust, (abutter), I am stating **concerns that we have regarding the use and location of proposed outdoor service as well as potential activity and noise of having a main entrance & outdoor seating to the rear**, (North), of the property at 554 Main Street.

The rear, (North), of the building at 554 Main is an open space that directly abuts our owners' and guests' living quarters.

There is already outdoor activity and noise emanating from "The Hot Stove" at 551 Main and we fear that by allowing any additional alcohol related business and entertainment, that the atmosphere and peaceful tranquility found at our resort can and will be overly **negatively affected during normal sleeping and family time by bar, vehicle, entertainment and crowd commotion**. We also respectfully request that music and other forms of entertainment not be allowed to take place in the outdoor area (North), of the property.

We believe that a better location for outdoor and entrance activity may be on the westerly side of the building at 554 Main as that location is more "business" orientated.

Sincerely,

A handwritten signature in black ink, appearing to read "Ralph Swartz".

Ralph Swartz
Harwichport Resort Club
(508) 778-6023
raswart@comcast.net

cc: Harwichport Resort Club Condominium Trust Board of Trustees, R. Tobojka, Property Manager

3. Training seminar for Boards, Committees and Commissions

Mr. Giorgio stated that they provide free training in the form of seminars on topics including procurement, open meeting law, land use decisions, and labor and employment. Mr. Ballantine suggested having a seminar on Robert's Rules of Order, open meeting law and executive session requirements. Mr. Hughes suggested that Kopelman & Paige review the Committee Handbook. Chairman LaMantia asked Mr. Giorgio put something together in regard to the time and what would be required to conduct such a seminar. Mr. Giorgio suggested holding two seminars – one on how to conduct a meeting and related issues and one for regulatory boards and the Board agreed.

B) Public Hearing – Application for change of location to Annual, Common Victualler, All Alcoholic Beverages License for Kedja, Inc. d/b/a **Andale Café**

Mr. Hughes read the hearing notice into record. Chairman LaMantia noted that the hearing was continued pending information from the Planning Board and Board of Health and those issues have been addressed. Attorney Matt Kelley explained that this is simply a change of location and noted that there will be more seats than the existing location. With regard to abutter concerns expressed at the site plan meeting last week, (Mr. Kelley stated that Andale and the property management company agreed to put up a 6 foot stockade fence on the side of the property that borders the Harwich Port Resort Club as well as some higher vegetation to serve as a natural barrier. He noted that they are agreeing to limit their service outside to 10:00 p.m. to limit the noise and they would shut down all music at 10:00 p.m. Ralph Schwartz, owner of Harwich Port Resort Club's hospitality and management company, noted that they have been working with the owners of Andale and Mr. Kelley to come to an agreement to best protect themselves from noise and activity and Andale has agreed to stop serving food and beverage outside at 10:00 p.m. and that there would be no electronic or live music after 10:00 p.m. He said he would like the Board to stipulate that as part of their licensing.) Ms. Cebula moved to close the public hearing. Mr. McManus seconded the motion and the motion carried by a unanimous vote. Mr. Hughes recommended extending the fence further down than what is indicated in the photo. (Mr. McManus moved that we grant the transfer of the alcoholic beverage license for Kedja Inc. d/b/a Andale Café from 703 Main Street, Harwich to 554 Route 28, Harwich Port providing that a 6 foot fence and plantings are placed between the outside patio and the Harwich Port Resort Club, that a fence barrier separate the patio from the surrounding parking lot and that doesn't need to be a tall barrier just something to keep people from briskly walking through, it could be a split rail fence, something that is going to have to be some effort to climb over and that any entertainment that is licensed and permitted in the future on the outside patio cease at 10:00 p.m. and the outside service would cease at 10:00 p.m. Mr. Hughes seconded the motion. Ms. Cebula asked to amend the motion to put up small signs indicating that alcoholic beverages are not allowed beyond that fence and Mr. McManus agreed to amend his motion as such and Mr. Hughes agreed to second that. The motion carried by a unanimous vote.)

C. Report of the Town Administrator Search Committee – *discussion/next steps & possible vote to schedule interviews*



MEMO

To: Board of Selectmen, Local Licensing Authority

From: Ann Steidel, Administrative Secretary

cc: Christopher Clark, Town Administrator

Date: January 13, 2015

Subject: Liquor License Applications

Please be reminded that the standard for determining who should be granted a liquor license comes from the case of *Ballarin Inc. v. Licensing Board of Boston* (2000) which set forth the following 7 factors to be considered:

1. The number of existing dispensaries in a locality
2. Views of the inhabitants of the locality in which the license is sought
3. Traffic
4. Noise
5. Size
6. The sort of operation that carries the license
7. The reputation of the applicant

If a liquor license application is denied, the Board must identify which of these factors they applied in making their decision in a report to the ABCC. The applicant is given an opportunity to appeal to the ABCC.

Sandy Robinson

From: Christopher Clark
Sent: Tuesday, February 09, 2016 9:21 AM
To: Ann Steidel; Sandy Robinson
Cc: Charleen Greenhalgh; BOS Hughes Peter
Subject: FW: Alan Hall Rights
Attachments: Bells Neck.pdf

A/S,

Info on the Hall presentation.

Chris

Christopher Clark
Town Administrator
Town of Harwich
732 Main Street
Harwich, MA 02645
Tel. 508.430.7513
Fax.508.432.5039
cclark@town.harwich.ma.us

From: Alan Hall [mailto:halls Cran@hotmail.com]
Sent: Monday, February 08, 2016 9:29 PM
To: Michael Lach <hct@cape.com>; Christopher Clark <cclark@town.harwich.ma.us>
Subject: Re: Alan Hall Rights

Hi Mike and Chris,

Good evening now that the P&S , Deed and Donation release has been signed and is scheduled to be recorded and paid on Tuesday 2/9/16, We would like get on the Selectman's agenda to present them our Easement release Donation for the attached town owned 184 acre parcel of conservation land.

If you could let me know that would be great! Maybe Amy from Conservation should also be present or informed.

thanks

Alan J. Hall

From: Michael Lach <hct@cape.com>
Sent: Tuesday, February 2, 2016 7:07 PM
To: 'Alan Hall'
Subject: RE: Alan Hall Rights

Hi Alan,

Thanks for the email.

I relayed our conversation to the town attorney.

She looked at the Lot 5 deed and determined that it doesn't release your Lot 5 rights over the town Bell's Neck lands.

She asks that you and Maura sign a rights release, too.

Will that work for you?

Thanks,

Mike

From: Alan Hall [<mailto:hallscran@hotmail.com>]

Sent: Tuesday, February 02, 2016 4:00 PM

To: hct

Subject: Alan Hall Rights

Hi Mike,

Below is a copy of the email verbiage I sent to our attorney when they drafted the Deed from my father to me and Maura.

" On the Lot #5 Deed, please include the size of the parcel 40,050 SF (0.92 Ac) and also include language that Lot #5 has the Benefit of Rights to use the Dirt Road as shown on LC plan 42160-C. which is along Lot #5 southern boundary line".

Thanks
Alan Hall

Key: 19432

Town of HARWICH - Fiscal Year 2016

12/7/2015 11:10 am SEQ #: 11,442

LEG
AL

CURRENT OWNER				PARCEL ID				LOCATION				CLASS	CLASS%	DESCRIPTION			BN ID	BN	CARD
HARWICH TOWN OF - CONSERVATION 732 MAIN ST HARWICH, MA 02645				36-M3-0				0 DEPOT ST				9320	100	VAC.CONSERVATION					1 of 1
TRANSFER HISTORY				DOS	T	SALE PRICE		BK-PG (Cert)											
HARWICH TOWN OF - CONSERV				08/13/1993	E			1 8727-192											
PMT NO	PMT DT	TY	DESC	AMOUNT	INSP	BY	1st	%											

LAND

CD	T	AC/SF/UN	Ngh	Inf1	Inf2	ADJ BASE	SAF	Topo	Lpi	VC	CREDIT AMT	ADJ VALUE
100	S	43,560 3	1.00	1	1.00	129,865	1.00	100	1.00	3	0.95	129,860
300	A	183,840 3	1.00	1	1.00	10,640	1.00	100	1.00	3	0.95	1,956,060

TOTAL	184.840 Acres	ZONING	FRNT	0	ASSESSED	CURRENT	PREVIOUS
Ngh	NGH 3	NOTE	LAND	2,085,900	2,048,400		
Inf1	NONE		BUILDING	0	0		
Inf2	FACTOR 100		DETACHED	0	0		
			OTHER	0	0		
			TOTAL	2,085,900	2,048,400		

DETACHED

TY	QUAL	COND	DIM/NOTE	YB	UNITS	ADJ PRICE	RCNLD	PHOTO

BUILDING

BUILDING	CD	ADJ	DESC	MEASURE
MODEL				LIST
STYLE				REVIEW
QUALITY				
FRAME				

YEAR BLT	NET AREA (\$NLA/RCN)	SIZE ADJ	DETAIL ADJ	OVERALL	ELEMENT	CD	DESCRIPTION	ADJ	S	BAT	T	DESCRIPTION	UNITS	YB	ADJ PRICE	RCN	TOTAL RCN	CONDITION ELEM	CD

EFF. YR/AGE	
COND	
FUNC	
ECON	
DEPR	% GD
RCNLD	