

SELECTBOARD'S MEETING MINUTES

MONDAY, DECEMBER 18, 2017

7:00 PM – REGULAR SESSION

TOWN HALL, 334 MAIN STREET

PRESENT:

Sean Stanton
Steve Bannon
Dan Bailly
Ed Abrahams
Bill Cooke

Town Manager, Jennifer Tabakin

7:00 PM - OPEN MEETING

1. CALL TO ORDER:

Chair Sean Stanton called the meeting to order at 7PM.

2. APPROVAL OF MINUTES:

November 13, 2017 Regular Meeting.

MOTION: Steve Bannon motioned to approve the November 13, 2017 Meeting Minutes

SECOND: Dan Bailly

VOTE: 5-0

3. SELECTBOARD'S ANNOUNCEMENTS/STATEMENTS:

A. General Comments by the Board.

4. TOWN MANAGER'S REPORT:

A. Department Updates.

Cable Advisory meeting was re-scheduled for Tuesday December 19, 2017 at 6:00PM. The meeting will take place in the Town Hall Conference Room.

B. Project Updates.

- Roger Road

Gary O'Brien Property Services/GJO LLC, 11 Roger Road was served with the Cease and Desist Order on December 1, 2017. GJO can appeal the Order to the ZBA within 30 days. The Town Manager said that if the neighbors have any questions regarding this process they can contact her. Roger Belanger, 43 Fairview Terrace, asked for clarification Cease and Desist Order that was issued formerly to the trucking business. Paul D. Jones, 19 Blue Hill Rd., said that it is negligence to send the Building Inspector to defend this appeal in Superior Court without proper legal

representation. Sean Stanton clarified that the Town Manager should come back for further approval from the Board when it comes time to appoint an attorney.

MOTION: Steve Bannon motioned to appoint legal counsel to represent the Town's Building Inspector if this appeal goes to the Zoning Board of Appeals or Superior Court.

SECOND: Dan Bailly

VOTE: 5-0

Eileen Mooney, asked who is representing Mr. O'Brien's trucking business. Ms. Tabakin said that Ed McCormick is representing Gary O'Brien. Ruby Chang, 1 Roger Road, asked for clarification on the two avenues of enforcement. Ms. Tabakin said that the owners can appeal the Cease and Desist Order that was issued on December 1, 2017. Appealing the Cease and Desist Order would require the recipients to submit a site plan review that would be reviewed by the Planning Board.

- Berkshire Aviation Enterprises (Great Barrington Airport)

Ed Abrahams said that an underground fuel tank replacement within a water quality district should have a public approval process, especially when the town has a bylaw that prevents this kind of work. Mr. Abrahams said that a Special Permit would allow the town to learn about the process of removing and replacing the storage tanks, the kind of storage tanks required by DEP, and how long the airport intends to use the fueling trucks. Mr. Abrahams said that it is concerning that we have not been notified by the airport and that no one from the public has been given the chance to weigh in. It is unclear who would require the GB Airport to apply for a special permit for work done in a water quality district. Ms. Tabakin said that Town Counsel reported that our bylaw requires a special permit only if there is alteration to the pre-existing non-conforming use, replacing an underground fuel tank is not altering the use. Ms. Tabakin read an email from the airport manager that was sent to the Town Planner. The airport managers said that they intend to replace the existing storage tank with a double walled tank equal in size and in the same location as the previous underground tank.

5. PUBLIC HEARINGS:

- A. Donald and Cynthia Elitzer for a special permit application to operate a moderate impact home occupation in a residential zone in accordance with Sections 3.1.4 G(8), 3.3 and 10.4 of the Zoning Bylaw. The Applicant seeks to host up to four (4) weddings or similar special events on the property annually at 39 Alford Road, Great Barrington, MA 01230. (Discussion/Vote)

- a. Open Public Hearing

MOTION: Steve Bannon motioned to open the public hearing.

SECOND: Dan Bailly

VOTE: 5-0

- b. Explanation of Project

Chip Elitzer said that the Board of Health and the Planning Board recommended a probationary period of one year. Mr. Elitzer asked the Selectboard that that year begin with the first event and not the calendar year. Dan Bailly asked if this venture is successful would they consider expanding beyond the four annual events. Mr. Elitzer said they are not going to expand beyond four events with no more than 150 attendees per event. Sean Stanton asked if all of Mr. Elitzer's immediate neighbors have been informed of these potential events. Mr. Elitzer said that they had, but most of their neighbors are remote, his property is completely surrounded by woods and fields.

- c. Speak in Favor/Opposition

- d. Motion to Close Public Hearing

MOTION: Steve Bannon motioned to close the public hearing

SECOND: Dan Bailly

VOTE: 5-0

- e. Motion re: Findings

MOTION: Steve Bannon motioned to approve the Findings of Fact for Special Permit #876-17 for Donald and Cynthia Elitzer, as submitted and referenced as Exhibit A.

SECOND: Dan Bailly

ROLL CALL VOTE: Sean Stanton: Yes. Steve Bannon: Yes. Dan Bailly: Yes. Ed Abrahams: Yes. Bill Cooke: Yes.

EXHIBIT A

FINDINGS OF FACT AND BASIS FOR DECISION

Re: Special Permit #876-17
Applicant(s): Donald and Cynthia Elitzer

A. Introduction

This Special Permit application was filed on November 7, 2017 by Donald Elitzer, Owner of the residential property at 39 Alford Road, Great Barrington. The application seeks a Special Permit from the Selectboard for a moderate impact home occupation, per §3.3, so that they can use their property to host up to four weddings or similar style celebrations per year. The application includes a description of the proposed use, a map of the property, and illustrative photographs of previous events held on the property.

The Owner has hosted, without compensation, several large events for family over the years, but now they seek to use the property to host events on a limited commercial basis. However, the property is residentially zoned, and does not allow for commercial use per se. Therefore, since the principal use of the property will remain residential, and since the Owner will remain in residence during proposed events, a moderate impact home occupation special permit is sought.

B. General Findings

The property is located on the west side of Alford Road, in an R-2 / R-4 zone. The property is 36 acres, mostly forest, which shields the house and grounds from public view and from most sounds. The surrounding area is very low density residential use and protected farm fields, and there are residences within 600 feet of the subject residence. The site is accessible via a semicircular driveway that has clear sight lines where it intersects Alford Road. Parking for 60 or more cars is available on-site in the lawn along the driveway and at the tennis courts.

The Owner proposes that events will have not more than 150 people, excepting event staff. There would be not more than four events per year, with approximately one each in the months of June through September. Events would be up to three days (Friday through Sunday) in length, but no guests would stay overnight at the residence. Owner will remain onsite throughout any event, although the kitchen and dining room would be used by the caterer for some prep work. All guest activities would be outside, including under a large tent set up on the lawn immediately adjacent to the west facade of the house. An event caterer would provide the clients, would arrange trash removal and temporary sanitary facilities.

The Planning Board reviewed the proposal, conducted a site visit, and reviewed the proposal against its Site Plan Review criteria and the requirements of §§3.3.4 and 3.3.5. The Planning Board discussed parking and safety and found no issues. The Planning Board discussed possible noise impacts from late night music, and determined noise impacts are not likely to occur. The Planning Board made a favorable recommendation on the Special Permit, and suggested that the Selectboard review the Town's noise ordinance (ch. 115) to allow for increased noise after 8pm. If approved by the Selectboard, this would be an acceptable deviation from the provisions set forth at §3.3.5, items 6 and 9. The Planning Board also noted that the one-year review and possible renewal by the special permit granting authority as forth at §3.3.4, item 4 will help ensure continued conformance.

The Planning Board also approved Site Plan Review as required by §3.3.4. The Planning Board required that an attendant be present to direct vehicles as they enter and exit from the property, and that trash must be removed at the end of each event.

The Board of Health also reviewed the proposal and made the following recommendations to the Selectboard:

- The Health Department must be given advance notice of all events involving food services.
- All caterers must have a valid license in the Town of Great Barrington prior to providing food

services for the event.

- No food preparation is allowed in residential kitchen, food is to be provided by properly permitted caterer who will provide the Great Barrington Health Department will all necessary documentation.
- The owner shall be responsible for ensuring portable toilets are present and in working order for each event.
- The Board of Health suggests conditionally approving this special permit for a one year probation period, with a review of the events after one calendar year.

The Conservation Commission concluded they have no concerns or jurisdiction per the Wetlands Act or Scenic Mountains Act.

C. General Special Permit Criteria and Findings

§10.4.2 of the Zoning Bylaw, granting of a special permit, requires a written determination by the Special Permit Granting Authority “that the adverse effects of the proposed use will not outweigh its beneficial impacts to the town or the neighborhood, in view of the particular characteristics of the site, and of the proposal in relation to that site.” This determination shall include consideration of the following six criteria:

1. Social, economic, or community needs which are served by the proposal;
2. Traffic flow and safety, including parking and loading;
3. Adequacy of utilities and other public services;
4. Neighborhood character and social structures;
5. Impacts on the natural environment; and,
6. Potential fiscal impact, including impact on town services, tax base, and employment.

Consideration of the Criteria in relation to SP #876-17:

Per §10.4.2 of the Zoning Bylaw, granting of any special permit requires a determination by the Special Permit Granting Authority “that the adverse effects of the proposed use will not outweigh its beneficial impacts to the town or the neighborhood, in view of the particular characteristics of the site, and of the proposal in relation to that site.” The six criteria and the Board’s considerations in relation each are detailed below:

1. Social, economic, or community needs which are served by the proposal.
 - The moderate impact home occupation permit will allow for the use of the property with limited or no anticipated negative impact on neighbors or the community.
2. Traffic flow and safety, including parking and loading.
 - The attendance limit of 150 people, many arriving in carpools or shuttles will not negatively impact traffic or parking. Entry and exit to the site is safe and will be managed by attendants. There is adequate parking on site for the size of the events. No negative impacts are anticipated.
3. Adequacy of utilities and other public services.
 - Event caterers will provide all sanitary facilities necessary for the events and these items will be reviewed by the Health Department for each event. No negative impacts are anticipated.
4. Neighborhood character and social structures.
 - The land use character of the area is low density residential. Addition of up to four events of not more than 150 people at this location will have no noticeable change to the character. Conformance with the requirements of the home occupation standards of the zoning bylaw will ensure continued compliance and forestall possible negative impacts.
5. Impacts on the natural environment.
 - The site is already developed and the lot is already paved. This proposal will not further develop it or have any noticeable impact on the natural environment.

6. Potential fiscal impact, including impact on town services, tax base, and employment.
 - The occasional use of the property as a home occupation in this manner will have no negative impacts. It will allow the homeowner to offset some of their property tax expenses. The town's economy should also benefit modestly from this occasional activity.

Finding:

In consideration of the above Findings, this Selectboard finds that the overall benefits of the proposal outweigh any possible detrimental impacts, and that the following conditions are required to ensure this benefit:

D. Proposed Conditions

1. Conformance to all requirements of Section 3.3.5 of the Zoning Bylaw, Standards for Home Occupations, except that amplified music is permitted up to midnight during events.
2. Fireworks, if any, are permitted once per event, not to occur later than 10:00PM, and only after proper permit from the Fire Department. The Selectboard, Fire Department, and Police Department shall be given not less than two-week advance notice of planned fireworks.
3. The Health Department shall be given not less than two-week advance notice of all events involving food services.
4. All caterers must have a valid license in the Town of Great Barrington prior to providing food services for the event.
5. No food preparation is allowed in residential kitchen unless authorized by the Health Department. Food is to be provided by properly permitted caterer who will provide the Health Department with all necessary documentation.
6. The owner shall be responsible for ensuring enough portable toilets are present and in working order for each event.
7. This special permit is for an initial period not exceeding one year, commencing on the date of the first event. Renewal, and any subsequent renewals, of the permit may be granted by the Selectboard, after a public hearing, for a period not to exceed three years, upon certification by the Building Inspector and Health Department that the home occupation has complied with the Zoning Bylaw and the conditions of this permit.
8. The special permit pertains only to the specific use of the original applicant as described in the special permit, and does not transfer with the property.

f. Motion re: Approval/Denial/Table

MOTION: Steve Bannon motioned to approve, in view of the approved Findings of Fact, Special Permit #876-17 for Donald and Cynthia Elitzer, 39 Alford Road, Great Barrington, to operate a moderate impact home occupation in a residential zone, in order to host up to four weddings or similar special events on the property annually, in accordance with Sections 3.1.4 G(8), 3.3, and 10.4 of the Zoning Bylaw, with the following special conditions:

1. Conformance to all requirements of Section 3.3.5 of the Zoning Bylaw, Standards for Home Occupations, except that amplified music is permitted up to midnight during events.
2. Fireworks, if any, are permitted once per event, not to occur later than 10:00PM, and only after proper permit from the Fire Department. The Selectboard, Fire Department, and Police Department shall be given not less than two-week advance notice of planned fireworks.
3. The Health Department shall be given not less than two-week advance notice of all events involving food services.
4. All caterers must have a valid license in the Town of Great Barrington prior to providing food services for the event.
5. No food preparation is allowed in residential kitchen unless authorized by the Health Department. Food is to be provided by properly permitted caterer who will provide the Health Department with all necessary documentation.
6. The owner shall be responsible for ensuring enough portable toilets are present and in working order for each event.
7. This special permit is for an initial period not exceeding one year, commencing on the date of the first event. Renewal, and any subsequent renewals, of the permit may be granted by the Selectboard, after a public hearing, for a period not to exceed three years, upon certification by the Building Inspector and Health Department that the home occupation has complied with the Zoning Bylaw

and the conditions of this permit.

8. The special permit pertains only to the specific use of the original applicant as described in the special permit, and does not transfer with the property.

SECOND: Dan Bailly

ROLL CALL VOTE: Sean Stanton: Yes. Steve Bannon: Yes. Dan Bailly: Yes. Ed Abrahams: Yes. Bill Cooke: Yes.

6. LICENSES OR PERMITS:

A. 2018 ANNUAL LICENSE RENEWALS: (Discussion/Vote)

Common Victualler Restaurant–All Alcoholic

1. 20 Railroad Public House
2. Aegean Breeze
3. Allium
4. Aroma Bar & Grill
5. Bizen
6. Bogies
7. Brick House Pub, The
8. Café Adam
9. Castle Street Café
10. Cove Bowling & Entertainment
11. Crissey Farm Catering
12. East, The
13. Egremont Country Club
14. Fiesta Bar & Grill
15. Four Brothers Pizza Inn
16. Fuel
17. GB Eats
18. I.E., Inc.
19. Koi Chinese Restaurant
20. Manhattan Pizza
21. Market Place Kitchen Table
22. Prairie Whale
23. Risingdale Café
24. Rubiner's Cheesemonger's & Grocers, LLC
25. Thornewood Inn
26. Triplex, The
27. Well, The
28. Xicohtencatl

MOTION: Steve Bannon motioned to approve all Common Victualler Restaurant- All Alcoholic Licenses

SECOND: Dan Bailly

VOTE: 5-0

Common Victualler Restaurant–Wine and Malt

1. Baba Louie's
2. Barrington Brewery
3. Bizalion's Fine Food, LTD
4. Great Barrington Pizza House, Inc.
5. Naji's
6. Patisserie Lenox
7. Siam Square Fine Thai Cuisine
8. Tangier Café

MOTION: Steve Bannon motioned to approve all Common Victualler Restaurant – Wine and Malt Licenses.

SECOND: Dan Bailly

VOTE: 5-0

Common Victualler Wine and Malt without Food

1. Mahaiwe Performing Arts Center Inc.

MOTION: Steve Bannon motioned to approve all Common Victualler Wine and Malt without Food Licenses.

SECOND: Dan Bailly

VOTE: 5-0

Package Store–All Alcoholic

1. Aberdale's, Inc.
2. Cellarbration
3. Domaney's Liquor
4. Gorham and Norton, Inc.
5. Guido's Quality Fruit and Produce, Inc.
6. Plaza Package
7. Trotta's Fine Wine & Spirits

MOTION: Steve Bannon motioned to approve all Package Store –All Alcoholic Licenses

SECOND: Dan Bailly

VOTE: 5-0

Package Store–Wine and Malt

1. Locke, Stock and Barrel

MOTION: Steve Bannon motioned to approve all Package Store –Wine and Malt

SECOND: Dan Bailly

VOTE: 5-0

Club–All Alcoholic

1. James A. Modolo VFW Post #8348, Inc.

MOTION: Steve Bannon motioned to approve all Club- All Alcoholic Licenses.

SECOND: Dan Bailly

VOTE: 5-0

Common Victualler

- 1) 20 Railroad Public House
- 2) Aberdale's, Inc.
- 3) Aegean Breeze
- 4) Allium
- 5) Aroma Bar & Grill
- 6) Baba Louie's Pizza
- 7) Barrington Brewery & Restaurant
- 8) Berkshire Co-op Market
- 9) Big Y World Class Market
- 10) Bistro Box, The

Days & Hours of Operation:

Monday – Sunday, 6 AM – 1 AM
Monday – Sunday, 6 AM – 11 PM
Monday – Sunday, 11 AM – 10 PM
Monday – Sunday, 5 PM – 2 AM
Tuesday – Sunday, 11:30AM – 3PM
Monday – Sunday, 4:30 PM – 11 PM
Sunday – Saturday, 11:30AM – 3 PM
Friday & Saturday, 5 PM – 10 PM
Sunday – Thursday, 5 PM – 9:30 PM
Monday – Sunday, 11:30AM – 2AM
Monday – Sunday, 8AM – 8PM
Monday – Saturday 7AM – 10PM
Monday – Sunday, 11AM – 8PM

11) Bizalion's Fine Food*CHANGE*

12) Bizen*CHANGE*

- 13) Bogie's
- 14) Botanica
- 15) Brickhouse Pub Inc., The

- 16) Café Adam
- 17) Castle Street Café
- 18) Cove Bowling and Entertainment Inc.
- 19) Convenience Plus #10
- 20) Crissey Farm Catering, Inc.
- 21) Cumberland Farms
- 22) Donaji
- 23) Dunkin Donuts
- 24) East, The

- 25) Egremont Country Club
- 26) Elixer
- 27) Extra Special Teas
- 28) Fairview Hospital
- 29) Fairfield Inn & Suites
- 30) Fiesta Bar & Grill
- 31) Four Brothers Pizza Inn
- 32) Fuel
- 33) GB Eats
- 34) Gorham and Norton

- 35) Great Barrington Bagel Company
- 36) Great Barrington Pizza House
- 37) Great Barrington Sunoco
- 38) Great Wall Chinese Restaurant
- 39) Guido's Fresh Marketplace
- 40) Home Sweet Home Doughnut Shoppe
- 41) i.e. Inc. (Butternut)
- 42) James A. Modolo VFW Post #8348, Inc.
- 43) Koi Chinese Restaurant
- 44) Lipton Mart #606
- 45) Manhattan Pizza
- 46) Marketplace Kitchen Table
- 47) Marty & Jim's
- 48) McDonald's #2809
- 49) Naji's
- 50) Patisserie Lenox
- 51) Pleasant & Main
- 52) Prairie Whale
- 53) Price Chopper
- 54) Rubiner's Cheesemonger's & Grocers, LLC
- 55) Shiro
- 56) Siam Square Fine Thai Cuisine

- 57) Soco

From: Tuesday – Sunday, 9AM – 5 PM

To: Monday – Sunday, 9AM – 4PM

From: Monday – Sunday, 12PM – 9:30PM

To: Monday – Sunday, 12PM – 10PM

Monday – Sunday, 8 AM – 2 AM
Monday – Sunday, 6:30AM – 11PM
Monday – Wednesday 4PM – 12AM
Thursday – Sunday 11:30AM – 12AM
Wednesday – Sunday, 5PM – 9PM
Monday – Sunday, 11:30PM – 10PM
Monday – Sunday, 9AM – 1AM
Monday – Saturday 5AM – 11PM
Monday – Sunday, 7AM – 12AM
Monday – Sunday, 24 Hours
Monday – Sunday, 7AM – 10PM
Monday – Sunday, 5AM – 10PM
Monday – Thursday, 11AM–10PM
Friday & Saturday, 11AM–11PM Sunday,
12PM – 10PM
Monday – Sunday, 11AM – 11 PM
Monday – Sunday, 10AM – 10PM
Monday – Sunday, 11AM – 5PM
Monday – Sunday, 6:30AM – 7PM
Monday – Sunday, 24 Hours
Monday – Sunday, 11AM – 10 PM
Monday – Sunday, 11AM – 10PM
Monday – Sunday, 7AM – 7 PM
Monday – Sunday, 7AM – 9 PM
Monday – Saturday, 8AM – 6 PM

Monday – Sunday, 6:30AM – 4PM
Monday – Sunday, 10AM – 10 PM
Monday – Sunday, 6AM – 10 PM
Monday – Sunday, 11AM – 10:30PM
Monday – Saturday, 9AM – 7 PM
Monday – Friday, 6:30 AM – 3PM
Monday – Sunday, 8 AM – 8 PM
Monday – Sunday, 12PM – 12 AM
Monday – Sunday, 11AM – 9:30PM
Monday – Sunday, 6AM – 11 PM
Monday – Sunday, 11AM – 10PM
Monday – Sunday, 7AM – 9PM
Monday – Sunday, 9AM – 11PM
Monday – Sunday, 5AM – 11PM
Monday – Sunday, 9AM – 11PM
Monday – Sunday, 8AM – 8PM
Tuesday – Sunday, 7AM – 9PM
Monday – Sunday, 7AM – 2AM
Monday – Sunday, 6AM – 12AM
Monday – Sunday, 7 AM – 11PM
Monday – Sunday, 11AM – 10:30PM
Monday – Thursday, 11:30AM–10PM
Friday & Saturday, 11:30AM – 11PM
Sunday, 12PM – 10PM
Monday – Sunday, 12PM – 10PM

58) South Main Xtra Mart	Monday – Sunday, 24 hours a day
59) Subway	Monday – Sunday, 8AM – 9PM
60) Taft Farms Inc.	Monday – Sunday, 8AM – 6PM
61) Tangier Café	Monday – Sunday, 9AM – 9PM
62) Taqueria Azteca	Monday – Sunday, 11AM – 9PM
63) Thornewood Inn	Monday – Sunday, 7AM – 12AM
64) Triplex Cinema, The	Monday – Sunday, 8AM – 12AM
65) Well, The	Monday – Sunday, 12PM – 1AM
66) Windflower	Monday – Sunday, 24 Hours
67) Wyantenuck Country Club	Monday – Sunday, 10AM – 10PM
68) Xicohtencatl Mexican Restaurant	Monday – Sunday, 12PM – 10PM

Steve Bannon recused himself on the approval of Fairview Hospital's Common Victualler Annual License renewal.

MOTION: Sean Stanton motioned to approve Fairview Hospital's Common Victualler License.

SECOND: Dan Bailly

VOTE: 4-0

MOTION: Steve Bannon motioned to approve all Common Victualler License with the noted changes.

SECOND: Dan Bailly

VOTE: 5-0

Weekday Entertainment:

- | | | |
|-----|--|---|
| 1. | 20 Railroad Public House* CHANGE* | <u>From: Monday – Friday, 5 PM – 1AM</u>
<u>Saturday, 5 PM – 11:59PM</u>
<u>To: Monday – Saturday, 5PM – 12AM</u>
Monday – Saturday, 1PM – 12AM
Monday – Saturday, 8AM – 8PM |
| 2. | Bard College at Simon's Rock | |
| 3. | Berkshire Co–Op Market | |
| 4. | Berkshire South Regional* CHANGE* | <u>From: Monday – Saturday, 4 PM – 11 PM</u>
<u>To: Monday – Saturday, 10AM – 11:59PM</u>
Monday – Friday, 12 PM – 1:30AM
Saturday, 12PM – 11:59PM |
| 5. | Bogie's | Monday – Friday, 9PM – 1AM
Saturday, 9PM – 11:59PM |
| 6. | Brickhouse Pub, The | |
| 7. | Castle Street Café* CHANGE* | <u>From: Thursday – Saturday, 8PM – 11PM</u>
<u>To: Friday & Saturday, 8PM – 11PM</u>
Monday – Saturday, 12PM – 11PM
Monday – Friday, 6PM – 11:59PM
Saturday, 6 PM – 11:59PM |
| 8. | Crissey Farm Catering, Inc. | |
| 9. | Egremont Country Club | |
| | | (For private parties with attendance limits where a meal is the primary attraction & must be controlled by an onsite manager) |
| 10. | Fiesta Bar & Grill | Monday – Saturday, 8PM – 2AM |
| 11. | Fuel | Monday – Saturday, 10AM – 12PM |
| 12. | The Guthrie Center | Monday – Friday, 9AM – 12AM
Saturday, 9AM – 11:59PM |
| | | (For private functions with attendance limits where a meal is the primary attraction & must be controlled by an on–site manager) |
| 13. | James A. Modolo VFW Post #8348, Inc. | Monday – Friday, 2:30PM – 11:59PM
Saturday, 12PM – 11:59PM |
| | | (For private functions with attendance limits where a meal is the primary attraction & must be controlled by an on–site manager) |

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| 14. | Mahaiwe Performing Arts Center, Inc. | Monday – Saturday, 10AM – 11PM |
| 15. | Naji's | Monday – Friday, 6 PM – 1AM
Saturday, 6PM – 11:59PM |
| 16. | Triplex Cinema, The | Monday – Saturday, 8AM – 11:59PM |
| 17. | Unitarian Universalist | Monday – Friday, 10AM – 10PM |
| 18. | Wyantenuck Country Club | Monday – Saturday, 5PM – 11PM |

(For social events– Restricted to private functions with attendance limits where a meal is the primary attraction & must be controlled an on-site manager)

19. Xicohtencatl Mexican Restaurant Inc. Tuesday, Friday & Saturday, 6PM–11PM
MOTION: Steve Bannon motioned to approve all Weekday Entertainment Licenses with the noted changes.
SECOND: Dan Bailly
VOTE: 5-0

Sunday Entertainment:

- | | | |
|-----|--|--|
| 1. | Berkshire South Regional Community Center | 1PM – 11:59PM |
| 2. | Bogie's | 1PM – 11:59PM |
| 3. | James A. Modolo VFW Post #8348, Inc. *CHANGE* | <u>From: 1PM – 11:59PM</u>
<u>To: 9AM – 11:59PM</u> |
| 4. | Mahaiwe Performing Arts Center | 1PM – 11:59PM |
| 5. | Bard College at Simon's Rock | 1PM – 11:59PM |
| 6. | The Guthrie Center | 1PM – 11:59PM |
| 7. | Thornewood Inn | 1PM – 11:59PM |
| 8. | Triplex Movie Theater | 9AM – 11:59PM |
| 9. | Fiesta Bar & Grill LLC | 9AM – 11:59PM |
| 10. | 20 Railroad Public House | 9AM – 11:59PM |
| 11. | Fuel | 1PM – 11:59PM |

MOTION: Steve Bannon motioned to approve all Sunday Entertainment Licenses with the noted changes.

SECOND: Dan Bailly
VOTE: 5-0

Innholder

1. Monument Mountain Motel
2. Windflower Inn Inc.
3. Days Inn
4. Mountain View Motel
5. The Barrington

MOTION: Steve Bannon motioned to approve all Innholder Licenses

SECOND: Dan Bailly
VOTE: 5-0

Lodging House

1. Wainwright Inn LLC
2. Thornewood Inn
3. English Hideaway

MOTION: Steve Bannon motioned to approve all Lodging Licenses

SECOND: Dan Bailly
VOTE: 5-0

Amusement

1. James A. Modolo Post #8348
2. Cove Bowling and Entertainment, Inc.
3. Bogie's
4. Barrington Brewery & Restaurant

MOTION: Steve Bannon motioned to approve all Amusement Licenses.

SECOND: Dan Bailly

VOTE: 5-0

Bowling Alley

1. Cove Bowling and Entertainment, Inc.

MOTION: Steve Bannon motioned to approve the Bowling Alley License.

SECOND: Dan Bailly

VOTE: 5-0

Motion Picture

2. Mahaiwe Performing Arts Center
3. Triplex Cinema

MOTION: Steve Bannon motioned to approve all Motion Picture Licenses.

SECOND: Dan Bailly

VOTE: 5-0

Class II Auto

1. J.W. Auto
2. Johnny's Garage
3. Formel Motor Company, Inc.
4. D.A. Dempsey Auto Sales
5. J.D. Automotive Inc.
6. 7 & 23 Motor Sales
7. Decker's Auto Body Inc.
8. Larkin Ltd Enterprises, LLC

MOTION: Steve Bannon motioned to approve All Class II Auto Licenses.

SECOND: Dan Bailly

VOTE: 5-0

Class III Auto

1. Formel Motor Company Inc.
2. John's Auto Body
3. Decker's Auto Body, Inc.

MOTION: Steve Bannon motioned to approve all Class III Auto Licenses.

SECOND: Dan Bailly

VOTE: 5-0

2018 NEW LICENSES:

- A. Angela Barbieri/Angie's Place LLC d/b/a Risingdale Café for 2018 Annual Weekday Entertainment License at 290 Park Street, Great Barrington. (Discussion/Vote)

(For private functions with attendance limits where a meal is the primary attraction & must be controlled by an on-site manager)

MOTION: Steve Bannon motioned to approve.

SECOND: Dan Bailly

VOTE: 5-0

B. Angela Barbieri/Angie's Place LLC d/b/a Risingdale Café for 2018 Annual Automatic Amusement Device License at 290 Park Street, Great Barrington. (Discussion/Vote)

MOTION: Steve Bannon motioned to approve.

SECOND: Dan Bailly

VOTE: 5-0

C. Nancy Fitzpatrick/Sarah Eustis/Main Street Hospitality Group d/b/a Briarcliff Motel for 2018 Annual Innholders License at 506 Stockbridge Road. (Discussion/Vote)

MOTION: Steve Bannon motioned to approve.

SECOND: Dan Bailly

VOTE: 5-0

D. Brian Donovan/Timeless Auto Sales LLC for 2018 Class II Second Hand Vehicles License at 109 Stockbridge Road (Cove Bowling Lanes). (Discussion/Vote)

MOTION: Steve Bannon motioned to approve.

SECOND: Dan Bailly

VOTE: 5-0

7. NEW BUSINESS:

9. CITIZEN SPEAK TIME:

David Magadini said that he has been denied access to the eating establishment GB Eats. Mr. Magadini said this is discriminatory and requested that the Selectboard require GB Eats to allow him to bring his cart into the restaurant. Dan Bailly asked if he were to leave his cart outside would GB Eats allow him into the restaurant. Mr. Magadini said yes, but he cannot leave his belongings outside unattended.

Tate Coleman, 142 Taconic Ave. Mr. Coleman asked the Selectboard for an update on the bus stop signage and shelters. Bill Cooke said the signs are in the process of being printed and should be installed by the middle of January. Mr. Cooke said the amount of shelters to be installed is still unclear but most likely up to four shelters. Mr. Coleman asked Mr. Cooke for a list of the locations of where the signs are going up.

9. SELECTBOARD'S TIME:

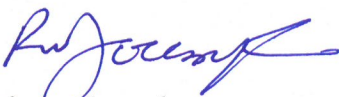
10. MEDIA TIME:

Eileen Mooney asked if every Selectboard member will run for re-election. Each Board member said they are not ready to comment.

11. ADJOURNMENT:

On a motion made by Steve Bannon, Seconded by Dan Bailly, with a unanimous vote the meeting was adjourned at 8:40PM.

Respectfully Submitted,



Rebecca Jurczyk
Recording Secretary.