



*Licensing Board*  
**TOWN OF WATERTOWN**  
ADMINISTRATION BUILDING  
149 Main Street  
Watertown, Massachusetts 02472

TEL. (617) 972-6486  
FAX (617) 972-6595

BOARD MEMBERS  
DONNA B. DOUCETTE  
GEORGE B. NEWMAN  
ROBERT J. WHITNEY

ALTERNATE MEMBER  
SANDRA KASABIAN HOFFMAN

MINUTES FOR September 20, 2012

1. ACCEPTANCE OF MINUTES: July 19, 2012 (no August meeting)
2. EZ Ride, Inc.  
5 Kondazian Street  
Livery/Limousine  
Continued to October 18, 2012
3. Kiro Corporation d/b/a  
Athens Pizza & Grille  
2 Watertown Street  
New Common Victualler  
Approved 3-0
4. Arun & Noor Food Corporation  
d/b/a Subway  
485 Arsenal Street F05  
New Common Victualler  
Approved 3-0
5. MJLK, Inc. d/b/a 21 Nichols  
21 Nichols Avenue  
Show Cause  
Continued to October 18, 2012
6. Paul's Grille, Inc.  
d/b/a Greg's  
821 Mt. Auburn Street  
Show Cause  
Dismissed
7. John and Kimberley Stathakis d/b/a  
Orchard Park Grill  
208-210 Waverley Ave  
Status Hearing  
Require Renewal or Application for  
Transfer of All Alcohol Common Victualler

7:30 to 8:40

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Donna B. Doucette, Chairman

Present: Donna B. Doucette, Robert J. Whitney, George B. Newman, Sandra Kasabian Hoffman

1. ACCEPTANCE OF MINUTES: July 19, 2012 Approved 3-0
2. EZ Ride, Inc.  
5 Kondazian Street  
Watertown, MA 02472

The Watertown Licensing Board has continued its hearing on the application of EZ Ride, Inc. for a livery/limousine license to be exercised from 5 Kondazian Street, Watertown, MA. The hearing on this application was previously scheduled for July 19, 2012, but no one appeared on behalf of the applicant and the matter was continued to September 20, 2012. On September 20, again, no one appeared on behalf of the applicant. The hearing on this application was continued to October 18, 2012 at 7:15 p.m. in the Philip Pane Hearing Room, Administration Building, 149 Main Street, Watertown, MA.

If no one appears on behalf of the applicant at the October 18 hearing, the Licensing Board will consider the application to be withdrawn.

3. Kiro Corporation  
d/b/a Athens Pizza & Grille  
4 Debbie Drive  
Spencer, MA 01562

The Watertown Licensing Board met to consider the application of Kiro Corporation d/b/a Athens Pizza & Grille for a common victualer license to be exercised at 2 Watertown Street.

Sobhi Abdelmasih, treasurer, appeared in support of the application. Mr. Abdelmasih stated that he has managerial experience at Dunkin Donuts, McDonald's and Burger King restaurants. The business proposed will continue as a Greek food restaurant. He noted that his business partner, Adel Abdelmasih, has a business in another town.

Sergeant Grady stated that the Police Department had no objection to the granting of the requested license, provided that the conditions stated below were imposed.

The Health Department reported that the applicant must contact the department and comply with department requirements, including but not limited to, food plan review application and permit requirements. Mr. Abdelmasih stated that he had contacted the Health Department.

The Licensing Board voted unanimously to grant the requested license, subject to the following conditions:

1. The hours of operation shall not exceed 10:00 a.m. to 10:00 p.m., Monday through Sunday.
2. The seating shall not exceed 58 persons, as shown on the sketch plan submitted ("Athens Pizza & Grille capacity #58 person") received in the office of the Town Clerk on June 5, 2012.
3. There shall be no alcoholic beverages on the licensed premises.

4. Arun & Noor Food Corporation  
d/b/a Subway  
485 Arsenal Street F05  
Watertown, MA 02472

The Watertown Licensing Board met to consider the application of Arun & Noor Corporation d/b/a Subway for a common victualer license to be exercised at 485 Arsenal Street, in the food court of the Arsenal Mall, unit F05.

Arun Budhathoki, president, appeared in support of the application. Mr. Budhathoki stated that he has restaurant experience at establishments in Weston and Waltham. He has been with the Subway corporation for five years. This location would be the second store in his name. He owned a Subway business in Burlington, Massachusetts and later sold it. There are five employees who will work at the restaurant, and all are ServSafe trained.

Sergeant Grady stated that the Police Department had no objection to the granting of the requested license, provided that the conditions stated below were imposed.

The Health Department reported that the applicant has contacted the department and is engaged in the food service establishment plan review process

The Licensing Board voted unanimously to grant the requested license, subject to the following conditions:

1. The hours of operation shall not exceed 10:00 a.m. to 9:00 p.m., Monday through Saturday, and 11:00 a.m. to 6:00 p.m. on Sunday. On those days when the general mall hours are extended, the premises may be open during such general mall hours.
  2. There shall be no alcoholic beverages on the licensed premises.
5. MJLK, Inc.  
d/b/a 21 Nickels  
21 Nichols Avenue  
Watertown, MA 02472

The Watertown Licensing Board, at the request of the licensee, has continued its show cause hearing on the matter of alleged violation of the Liquor Control Act by MJLK, Inc. d/b/a 21 Nickels at its premises licensed for all alcohol common victualer service at 21 Nichols Avenue.

This matter was scheduled for hearing on September 20, 2012. At that time, the Board acknowledged receipt of e-mail messages sent to the Board clerk by the licensee stating that business commitments prevented a representative of the licensee from attending the Board's meeting that evening. The Board noted that this matter has several times been continued, at the request of the applicant, the most recent continuance having been approved at the Board's meeting of July 19, 2012, and expressed concern that no one had appeared on behalf of the licensee.

The continued hearing on this application will be held on October 18, 2012 at 7:15 p.m. in the Philip Pane Hearing Room, Administration Building, 149 Main Street, Watertown, MA. The Licensing Board will also conduct a status hearing on the management being exercised by the licensee and the management oversight of the licensed premises.

6. Paul's Grille, Inc.  
d/b/a Greg's  
821 Mt. Auburn Street  
Watertown, MA 02472

The Watertown Licensing Board was to hold a show cause hearing to consider what action to take with respect to its all alcohol common victualer license exercised at 821 Mt. Auburn Street for failure to comply with a tax payment agreement. The Licensing Board acknowledged receipt of notice from the Town's Treasurer-Collector that all outstanding Town charges, taxes and fees relating to the licensed premises and over one year old had been paid. Therefore, the show cause hearing was not held.

7. John and Kimberley Stathakis  
d/b/a Orchard Park Grill  
21 Troy Road  
Belmont, MA 02478

The Watertown Licensing Board held a Status Hearing to consider the status of the Common Victualer License and the All Alcohol Common Victualer License for the premises at 208-210 Waverley Avenue. The reasons for this Status Hearing were: the Watertown Board of Health's revocation of its food service permit (per the notice of revocation dated August 16, 2012); 2) the delivery to the Licensing Board clerk, on August 21, 2012, of its common victualer license, all alcohol common victualer license, and entertainment license for those premises; and 3) the cancellation of your alcohol liability insurance for the premises.

Mr. John Stathakis appeared on behalf of the licensee. He stated that he has not formally surrendered his licenses, but is using a broker to attempt to sell the all alcohol common victualer license. Mr. Stathakis confirmed that the restaurant will not be re-opening under the current ownership.

Sgt. Grady reported that he had met with Mr. Stathakis to ask him to remove and secure the alcohol on the licensed premises and that Mr. Stathakis had done so.

The Board informed Mr. Stathakis that a license renewal application must be filed if a transfer of the license has not been approved by the time of the Board's November meeting, on November 15, 2012.

8. Comments from Police and Board Clerk

Chairman Doucette inquired regarding the status of an investigation of Donohue's restaurant and the existence of an outdoor service bar and complaints about operation of the outdoor patio outside the hours currently approved. Counsel for the Board, David Doneski, stated that he had learned the preceding week that there had not yet been a Police Department investigation. Sgt. Grady reported that he had been advised by his superiors that alternate arrangements for an investigation were being made, in order to address concerns about a possible conflict of interest, given that a member of the Department is a member of the license holder's family.

District A Councilor, Angeline Kounelis, commented that officers other than a relative of the licensee could perform an investigation. She stated she has received calls from constituents regarding the patio's hours of operation, but has told them they should contact the Police Department.

Chairman Doucette stated that she would need to obtain clarification regarding the procedures being followed so that the Board could receive the appropriate information regarding operation of the restaurant.