



## OFFICE OF THE CLERK/TREASURER

City of Burlington

City Hall, Room 20, 149 Church Street, Burlington, VT 05401

Voice (802) 865-7000

Fax (802) 865-7014

TTY (802) 865-7142

### LOCAL CONTROL SUB-COMMITTEE

WEDNESDAY, MARCH 5, 2014

CITY ASSESSOR'S OFFICE, PUBLIC RECORDS ROOM, CITY HALL

4:45 P.M.

1. AGENDA

2. CONSENT AGENDA

2.01. COMMUNICATION: Lori Olberg, Licensing, Voting & Records Coordinator, re: Catering Log  
\*waive the reading, accept the communication and place it on file

2.02. FIRST CLASS CLUB LIQUOR LICENSE RENEWAL (2014-2015): St. John's Club  
\*waive the reading, accept the communication, place it on file and approve the 2014-2015 First Class Club Liquor License Renewal with all standard conditions

2.03. FIRST CLASS HOTEL LIQUOR LICENSE RENEWAL (2014-2015): Hilton Burlington  
\*waive the reading, accept the communication, place it on file and approve the 2014-2015 First Class Hotel Liquor License Renewal with all standard conditions

2.04. FIRST CLASS RESTAURANT/BAR LIQUOR LICENSE RENEWALS (2014-2015):

Akes' Place, Junior's, Mr. Mike's Pizza, One-Half Lounge, Scuffer Steak and Ale House,  
South End Kitchen and What Ales You

\*waive the reading, accept the communication, place it on file and approve the 2014-2015 First Class Restaurant/Bar Liquor License Renewals with all standard conditions

2.05. SECOND CLASS STORE LIQUOR LICENSE RENEWALS (2014-2015):

Logan's of Vermont and Neighborhood Market

\*waive the reading, accept the communication, place it on file and approve the 2014-2015 Second Class Store Liquor License Renewals with all standard conditions

### **\*MUST BE PRESENT AT THE MEETING**

*The City of Burlington will not tolerate unlawful harassment or discrimination on the basis of political or religious affiliation, race, color, national origin, place of birth, ancestry, age, sex, sexual orientation, gender identity, marital status, veteran status, disability, HIV positive status or genetic information. The City is also committed to providing proper access to services, facilities, and employment opportunities. For accessibility information or alternative formats, please contact Human Resources Department at 865-7145.*

2.06. OUTSIDE CONSUMPTION PERMIT RENEWALS (2014-2015):

Akes' Place, East Shore Vineyards, Junior's, One-Half Lounge, Scuffer Steak and Ale House and St. John's Club

\*waive the reading, accept the communication, place it on file and approve the 2014-2015 Outside Consumption Permit Renewals

2.07. COMMUNICATION: William J. Goggins, Director, State of Vermont, Department of Liquor Control, re: Mr. Mike's Pizza, Payment received: 1/22/14 date of letter

\*waive the reading, accept the communication and place it on file

2.08. COMMUNICATION: Burlington Partnership for a Healthy Community, re: Thank You!

\*waive the reading, accept the communication and place it on file

3. FIRST CLASS RESTAURANT/BAR LIQUOR LICENSE APPLICATION (2014-2015):

La Boca's Wood Fired Pizzeria, 1127 North Avenue\*

4. FIRST CLASS RESTAURANT/BAR LIQUOR LICENSE APPLICATION (2014-2015):

83 Church Street LLC, d/b/a Pascolo Ristorante, 83 Church Street\*

4.01. OUTSIDE CONSUMPTION PERMIT APPLICATION (2014-2015):

83 Church Street LLC, d/b/a Pascolo Ristorante, 83 Church Street\*

5. DISCUSSION OF OUTDOOR SPACE: Arts Riot, 400 Pine Street\*

6. OTHER BUSINESS

7. ADJOURNMENT

**CITY COUNCIL LICENSE COMMITTEE**  
**WEDNESDAY, MARCH 5, 2014**

1. AGENDA

2. CONSENT AGENDA

2.01. INDOOR ENTERTAINMENT PERMIT RENEWALS (2014-2015):

Akes' Place, Hilton Burlington, Mr. Mike's Pizza, One-Half Lounge, St. John's Club and What Ales You

\*waive the reading, accept the communication, place it on file and approve the 2014-2015 Indoor Entertainment Permit Renewals with all standard conditions

**\*MUST BE PRESENT AT THE MEETING**

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2.02. OUTDOOR ENTERTAINMENT PERMIT RENEWAL (2014-2015): Hilton Burlington  
\*waive the reading, accept the communication, place it on file and approve the 2014-2015 Outdoor Entertainment Permit Renewal with all standard conditions

2.03. COMMUNICATION: William J. Goggins, Chief, Education, Enforcement & Licensing,  
State of Vermont, Department of Liquor Control, re: Champlain Farms,  
328 North Avenue, Successful Underage Tobacco Purchase Compliance  
Check, February 9, 2014  
\*waive the reading, accept the communication and place it on file

2.04. COMMUNICATION: William J. Goggins, Chief, Education, Enforcement & Licensing,  
State of Vermont, Department of Liquor Control, re: Merola's Market,  
1563 North Avenue, Successful Underage Tobacco Purchase  
Compliance Check, February 9, 2014  
\*waive the reading, accept the communication and place it on file

2.05. COMMUNICATION: William J. Goggins, Chief, Education, Enforcement & Licensing,  
State of Vermont, Department of Liquor Control, re: Mobil Short Stop  
North Avenue, 1555 North Avenue, Successful Underage Tobacco  
Purchase Compliance Check, February 9, 2014  
\*waive the reading, accept the communication and place it on file

2.06. SPECIAL EVENT INDOOR ENTERTAINMENT PERMIT APPLICATION (one day only):  
El Gato Cantina, 169 Church Street, 3/15/14, 10 p.m. – 1 a.m., Dancing, DJ and Salsa  
\*waive the reading, accept the communication, place it on file and approve the one day only special event indoor entertainment permit application for El Gato Cantina

2.07. SPECIAL EVENT INDOOR ENTERTAINMENT PERMIT APPLICATION (one day only):  
Manhattan Pizza Pub, 167 Main Street, 3/23/14, 9 p.m. – 1 a.m., 2 local bands and amplified  
Music  
\*waive the reading, accept the communication, place it on file and approve the one day only special event indoor entertainment permit application for Manhattan Pizza Pub

2.08. SPECIAL EVENT INDOOR ENTERTAINMENT PERMIT APPLICATION (one day only):  
Skinny Pancake, 60 Lake Street, March 14, 2014, 8 p.m. – 2 a.m., Dancing, amplified music  
\*waive the reading, accept the communication, place it on file and approve the one day only special Event indoor entertainment permit application for Skinny Pancake

2.09. COMMUNICATION: Lt. Shawn Burke, Burlington Police Department, re: Club Metronome,  
Under 21 Events, March 6<sup>th</sup>, 9<sup>th</sup>, 11<sup>th</sup>, 16<sup>th</sup>, 18<sup>th</sup>, 23<sup>rd</sup>, 25<sup>th</sup>, 26<sup>th</sup>, 2014  
\*waive the reading, accept the communication and place it on file

**\*MUST BE PRESENT AT THE MEETING**

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3. SWORN COMPLAINT: Daniel Myette, re: ½ Lounge, 136 ½ Church Street\*
4. SWORN COMPLAINT: Frances Young, re: Red Square, 136 Church Street\*
5. RESOLUTION (DRAFT): License Agreements for Encumbrances Outside of The Church St. Marketplace – Proposal for Changes to Approval Process for Renewal Applications (Councilors Blais, Tracy, Ayres: License Com. Pending Approval on 3/5/14
6. OTHER BUSINESS
7. ADJOURNMENT

**\*MUST BE PRESENT AT THE MEETING**

*The City of Burlington will not tolerate unlawful harassment or discrimination on the basis of political or religious affiliation, race, color, national origin, place of birth, ancestry, age, sex, sexual orientation, gender identity, marital status, veteran status, disability, HIV positive status or genetic information. The City is also committed to providing proper access to services, facilities, and employment opportunities. For accessibility information or alternative formats, please contact Human Resources Department at 865-7145.*





State of Vermont  
 Department of Liquor Control  
 13 Green Mountain Drive  
 Montpelier, VT 05602  
 liquorcontrol.vermont.gov

[phone] 802-828-2339  
 [fax] 802-828-1031

Michael J. Hogan, Commissioner

January 22, 2014

JD Mikes, LLC  
 d/b/a Mr. Mike's Pizza  
 206 Main Street  
 Burlington VT 05401

Dear Licensee:

The Department of Liquor Control is in receipt of your payment of \$500.00 for ticket number 01761 as well as the late fee of \$40.00. Therefore, the hearing that was scheduled for February 12, 2014 has been dismissed.

If you have any questions, please feel free to contact me.

Sincerely,

William J. Goggins, Director  
 Education, Licensing & Enforcement Division

cc: Jacob Humbert, Asst. Attorney General  
 City of Burlington  
 Liquor Control Board Counsel

REC'D  
 JAN 22 2014  
 BURLINGHAM  
 TREASURY  
 OFFICE

# THANK YOU!

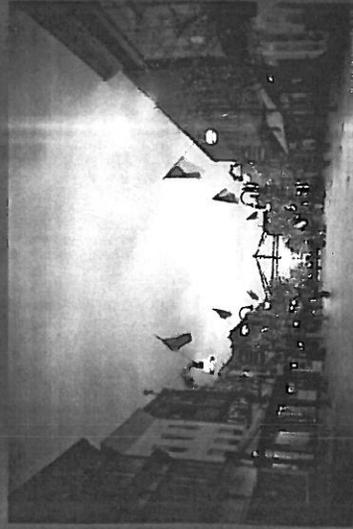
To the following bars for their commitment to responsible alcohol service:

Three Needs  
Red Square  
American Flatbread  
Radio Bean  
Finnegan's Pub

Drink  
The Other Place  
Zen Lounge  
Boves Restaurant  
Ri Ras Irish Pub

El Cortijo Taqueria Y Cantina  
ESOX  
Nectars  
Rasputin's Bar  
Ruben James

*They voluntarily sent staff to receive extra training to reduce problems surrounding the over-consumption of alcohol, alcohol use and violence, and minors consuming alcohol in our community!*



A Responsible Hospitality Training was offered for bar and restaurant staff in February through a partnership of the organizations listed below. Underage drinking and its consequences cost VT an estimated \$123.4 million in 2010. Burlington's hospitality businesses contribute to our vibrant economy and we thank the locations above for helping to build an environment that promotes safe and responsible use of alcohol!



BURLINGTON  
PARTNERSHIP  
FOR A HEALTHY COMMUNITY

[burlingtonpartnership.org](http://burlingtonpartnership.org)

2014

FIRST/SECOND CLASS LIQUOR LICENSE AND TOBACCO APPLICATION  
LICENSE YEAR IS MAY 1<sup>ST</sup> THROUGH APRIL 30<sup>TH</sup> OF THE FOLLOWING YEAR

LA BOCA'S WOOD FIRE'S PIZZERIA

Print Full Name of Person, Partnership, Corporation, Club or LLC

Doing Business As - Trade Name

1127 NORTH AVENUE

Street and street number of premises covered by this application

BURLINGTON 05408

Town or City & Zip Code

802 777.3692

Telephone Number

108 RANDY LANE, BURLINGTON, VT

Mailing Address (if different from above)

Email address INFO @ GRIMARD DESIGNS.COM

Please circle appropriate categories

FIRST CLASS      SECOND CLASS      TOBACCO

Restaurant

Hotel

Club

Commercial Kitchen (a Liquor Control Commercial Caterer's License is needed with this license)

FEES:

FIRST CLASS LICENSE - \$115.00 to DLC and \$115.00 to Town/City

SECOND CLASS LICENSE- \$70.00 to DLC and \$70.00 to Town/City

TOBACCO LICENSE- (there is no fee for tobacco if applying for second class)

*If applying for Tobacco only license please use the Tobacco Only form. Fee for this license is \$100.00 payable to DLC*

TO THE CONTROL COMMISSIONERS OF THE TOWN/CITY OF BURLINGTON, VERMONT

Application is hereby made for a license to sell malt and vinous beverages under and in accordance with Title 7, Vermont Statutes Annotated, as amended, and certify that all statements, information and answers to questions herein contained are true; and in consideration of such license being granted do promise and agree to comply with all local and state laws; and to comply with all regulations made and promulgated by the Liquor Control Board. Upon hearing, the Liquor Control Board may, in its discretion, suspend or revoke such license whenever it may determine that the law or any regulations of the Liquor Control Board have been violated, or that any statement, information or answers herein contained are false.

MISREPRESENTATION OF A MATERIAL FACT ON ANY LICENSE APPLICATION SHALL BE GROUNDS FOR SUSPENSION OR REVOCATION OF THE LICENSE, AFTER NOTICE AND HEARING.

If this premise was previously licensed, please indicate name \_\_\_\_\_

We are applying as: (please circle one)

INDIVIDUAL  
PARTNERSHIP

LIMITED LIABILITY COMPANY  
CORPORATION

Please fill in name and address of individual, partners, directors or members.

LEGAL NAME      STREET/CITY/STATE  
PETER GRIMARD      108 RANDY LANE      BURLINGTON, VT  
MARYLENE BOILEAU      108 RANDY LANE      BURLINGTON, VT

Are all of the above citizens of the UNITED STATES?  Yes  No  
(Note: Resident Alien is not considered a U.S. Citizen)

If naturalized citizen, please complete the following:

Name \_\_\_\_\_ Court where naturalized (City/State/Zip) \_\_\_\_\_ Date \_\_\_\_\_

*Handwritten notes:*  
Pd  
7-3-14  
1/11 94

**CORPORATE INFORMATION:**

If you have checked the box marked CORPORATION, please fill out this information for stockholders (attach sheet if necessary).

LEGAL NAME \_\_\_\_\_ STREET/CITY/STATE \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Date of incorporation \_\_\_\_\_ Is corporate charter now valid? \_\_\_\_\_  
Corporate Federal Identification Number \_\_\_\_\_  
Have you registered your corporation and/or trade name with the Town/City Clerk? \_\_\_\_\_ and/or Secretary of State? \_\_\_\_\_ (as required by VSA Title 11 § 1621, 1623 & 1625).

**ALL APPLICANTS**

HAVE ANY OF THE APPLICANTS EVER BEEN CONVICTED OR PLED GUILTY TO ANY CRIMINAL OR MOTOR VEHICLE OFFENSE IN ANY COURT OF LAW (INCLUDING TRAFFIC TICKETS) AT ANY TIME?

YES  NO

If yes, please complete the following information. (attached sheet if necessary)

Name MARYLENE Court/Traffic Bureau TRAFFIC BUREAU Offense SPEEDING Date? \_\_\_\_\_

Do any of the applicants hold any elective or appointive state, county, city, village/town office in Vermont? (See VSA, T.7, Ch. 9, §223) YES  NO  If yes, please complete the following information:

Name \_\_\_\_\_ Office \_\_\_\_\_ Jurisdiction \_\_\_\_\_

Please give name, title and date attended of manager, director, partner or individual who has attended a Liquor Control Licensee Education Seminar, as required by Education Regulation No 3

NAME: PETER GRIMARD  
TITLE: OWNER  
DATE: JUNE 12, 2013

(If you have not attended an Education Seminar prior to making application, please visit [www.liquorcontrol.vermont.gov](http://www.liquorcontrol.vermont.gov) and click on Seminar Schedule for a list of Seminars in your area)

**FOR ALL APPLICANTS: DESCRIPTION /LOCATION OF PREMISES (Section 4)**

Description of the premises to be licensed WOOD FIRED KILN PIZZERIA

Does applicant own the premises described? NO If not owned, does applicant lease the premises? DAVID HAAKE, LEASE YES

If leased, name and address of lessor who holds title to property \_\_\_\_\_  
DAVID HAAKE  
1127 NORTH AVENUE, BURLINGTON, VT 802.658.6688

Are you making this application for the benefit of any other party? NO

**FIRST CLASS APPLICANTS ONLY:** No first class license may be issued without the following information.

HEALTH LICENSE #: Food \_\_\_\_\_ Lodging \_\_\_\_\_ (if licensed as a Hotel)

VERMONT TAX DEPARTMENT: Meals & Rooms Certificate/Business Account # 430-464669664F-01

Business is devoted primarily to: (Circle one)

FOOD (restaurant)  HOTEL  CLUB  COMMERCIAL CATERING BAR

If you are considering Outside Consumption service on decks, porches, cabanas, etc. you must complete an Outside Consumption Permit. This form can be found on our website at [www.liquorcontrol.vermont.gov](http://www.liquorcontrol.vermont.gov) and then click on licensing and then forms.

NO

**ALL APPLICANTS MUST COMPLETE AND SIGN BELOW**

The applicant(s) understands and agrees that the Liquor Control Board may obtain criminal history record information from State and Federal repositories prior to acting on this application

I/We hereby certify, under pains and penalties of perjury, that I/We are in good standing with respect to or in full compliance with a plan approved by the Commissioner of Taxes to pay any and all taxes due the State of Vermont as of the date of this application. (VSA, Title 32, §3113).

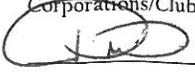
In accordance with 21 VSA, §1378 (b) I/We certify, under pains and penalties of perjury, that I/We are in good standing with respect to or in full compliance with a plan to pay any and all contributions or payments in lieu of contributions due to the Department of Employment and Training.

If applicant is applying as an individual: I hereby certify that I/We are not under an obligation to pay child support or that I/We are in good standing with respect to

child support or am in full compliance with a plan to pay any and all child support payable under a support order. (VSA, Title 15, §795).

Dated at \_\_\_\_\_ in the County of \_\_\_\_\_ and State of \_\_\_\_\_,  
this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_

Corporations/Clubs Signature of Authorized Agent Individuals/Partners: (All partners must sign)

  
\_\_\_\_\_  
OWNER  
(Title)

\_\_\_\_\_  
\_\_\_\_\_  
OWNER

TOWN/CITY APPROVAL/DISAPPROVAL

Upon being satisfied that the conditions precedent to the granting of this license as provided in Title 7 of the Vermont Statutes Annotated, as amended, have been fully met by the applicant, the commissioners will endorse their recommendation on the back of the applications and transmit both copies to the Liquor Control Board for suitable action thereon, before any license may be granted. For the information of the Liquor Control Board, all applications shall carry the signature of each individual commissioner registering either approval or disapproval. Lease or title must be recorded in town or city before issuance of license.

\_\_\_\_\_, Vermont, \_\_\_\_\_  
Town/City Date

APPROVED

DISAPPROVED

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Approved/Disapproved by Board of Control Commissioners of the City or Town (circle one) of \_\_\_\_\_

Total Membership \_\_\_\_\_ members present

Attest, \_\_\_\_\_  
City or Town Clerk

TOWN OR CITY CLERK SHALL MAIL ONE APPLICATION DIRECTLY TO THE DEPARTMENT OF LIQUOR CONTROL, 13 Green Mountain Drive, Montpelier, VT 05602. If application is disapproved, local control commissioners shall notify the applicant by letter.

No formal action taken by any agency or authority of any town board of selectmen or city board of aldermen on a first or second class application shall be considered binding except as taken or made at an open public meeting. VSA Title 1 §312.

SECTION 5111 AND 5121 OF THE INTERNAL REVENUE CODE OF 1954 REQUIRE EVERY RETAIL DEALER IN ALCOHOLIC BEVERAGES TO FILE A FORM ANNUALLY AND PAY A SPECIAL TAX IN CONNECTION WITH SUCH SALES ACTIVITY. FOR FURTHER INFORMATION, CONTACT:  
THE BUREAU OF ALCOHOL, TOBACCO & FIREARMS (TTB) (513) 684-2979  
DEPARTMENT OF THE TREASURY  
550 MAIN STREET, CINCINNATI, OH 45202

NOTICE: All new applications are investigated by the Enforcement and Licensing Division prior to approval/disapproval of the license by the Liquor Control Board. Please note that this process can take anywhere from 2 weeks to 6 weeks to complete once Liquor Control receives the application.



LIQUOR LICENSE

NEW APPLICANT QUESTIONNAIRE

D/B/A (Business Name) LA BOCA'S WOOD FIRED PIZZERIA

Contact person PETER GRIMARD Contact Phone 802 777 3692

1. Have you ever had a liquor license before? If yes, please explain.

NO

2. Please describe your experience serving or selling alcohol?

I HAVE BARTENDED @ HALVOREN'S AT  
16 COURT STREET SINCE 1996.  
I HAVE WORKED THERE SINCE 1986

3. Are you familiar with the laws relating to the sale of alcohol in Vermont? Have you completed the training required by DLC? Have your employees? If not, what is your plan for training?

YES I AM FAMILIAR WITH THE LAWS RELATING  
TO THE SALE OF ALCOHOL IN VERMONT. I HAVE  
CONTINUALLY BEEN RECERTIFIED EVERY TWO  
YEARS BY GOING TO DLC TRAININGS. MY  
MOST RECENT RECERTIFIED TRAINING WAS  
ONLINE IN JUNE OF 2015. ALL OF THE  
EMPLOYEE'S HANDLING ALCOHOL WILL GO THROUGH  
THE DLC PROGRAM BEFORE THEY WILL BE ALLOW  
TO SERVE.

4. Have you had an opportunity to meet with an inspector from the Department of Liquor Control?

NO

5. How many employees will you have?

4-6 SERVERS  
4-6 KITCHEN STAFF

6. What is/will the square footage of the public space and what is/will be your occupancy load??

~~THE~~ TOTAL SQUARE FOOTAGE OF SPACE IS 2600. ABOUTLY 2000 OF IT DEVOTED TO DINING. WE ARE PLANNING ON HAVING 48 TABLE SEATS, 8 BEER/WINE BAR SEATS & 8 PIZZA BAR SEATS.

7. What kind of precautions will you take to prevent underage sales?

TRAINING, TRAINING, & TRAINING.

Please note that your application will not go before the License Subcommittee until this application has been satisfactorily completed and returned to the Clerk's Office

# CERTIFICATE OF ACHIEVEMENT

This is to certify that

**Peter Grimard**

has completed the course

Server Training - 1st class Seminar Certification

June 12, 2013



DEPARTMENT OF LIQUOR CONTROL

12dwrqAG79

## Lori Olberg

---

**From:** info@grimarddesigns.com  
**Sent:** Thursday, February 06, 2014 7:15 PM  
**To:** Lori Olberg  
**Subject:** RE: Liquor License  
**Attachments:** Boca's Dinner Menu.pdf; DLC Cert.pdf; Peter Grimard Lease.doc; former Keybank-proposed pizza parlor.pdf

Lori,  
Here is what you asked for. Attached you will find a rough draft of our menu, we are still working on filling it in (Bocas Dinner Menu.pdf).

We are also still in the process of making the drink menu, but what we are thinking of is 6-9 local micro drafts, some bottle beers that would fill that gaps that the local beers don't. I have worked in the restaurant long enough to know that not every one drinks or likes micro brews, but my wife and I really want to stress local when ever we can. Our wine selection will be some house pours, but also offer bottles. The hard part here is neither one of us really care for the local Vermont wines, so we may only one or two local Vermont wines, instead we will showcase Italian varietals' to compliment the pizza. We do not want to sell or carry hard liquors, we are not a bar nor do we want to give off the image that we are. Smitty's is the bar, we want to be a family restaurant were people can go and get great pizza and a great local beer in a family friends atmosphere.

Also attached you will find my Vermont DLC training certificate. I have always attend the in-person seminar when my renewal was due, however this time I chose to do the online class for my renewal (DLC Cert.pdf).

The lease in Word document form (Peter Grimard Lease.doc).

And finally attached is the floor plan of the restaurant (former KeyBank- proposed pizza parlor.pdf). The landlord is in the process of making changes to the building by adding two ADA compliant restrooms on the western wall. The glass faciad on both the north and west sides are being replaced by the landlord with newer and a more modern look. The 'chef's table/bar' will seat 8 people at it allowing the guests to interact with the chef and pizza cook, sort of like a sushi bar. The bar on the southern side of the room will seat 8 guest, this will be a beer/wine bar. Strategically placed through out d the dinning room will be 4 eight top tables and 4 four top tables. If larger parties come in, we can more tables around to accomodate.

Thank you Lori for all your help and if you have anymore questions for me, please feel free to reply to this email, or you can call me at 802.777.3692

Sincerely,  
Peter Grimard

----- Original Message -----Subject: RE: Liquor License  
From: "Lori Olberg" <lolberg@burlingtonvt.gov>  
Date: 2/5/14 2:01 pm  
To: "Peter Grimard" <info@grimarddesigns.com>

Actually if you can provide the following information beforehand that would be greatly appreciated:

A copy of the food menu, draft is fine

A copy of the enforcement seminar training certificate (DLC)

A copy of the lease

An inside diagram of where tables and chairs will be located

ALL of this can be emailed to me.

~~thank you~~

**From:** Peter Grimard [<mailto:info@grimarddesigns.com>]  
**Sent:** Wednesday, February 05, 2014 3:55 PM  
**To:** Lori Olberg  
**Subject:** Re: Liquor License

Lori,

Yes both Marylene and I can make it. Is there anything special we need to bring?

Thanks,

Peter Grimard

Grimard Designs, LLC

On Feb 5, 2014, at 3:43 PM, Lori Olberg <[lolberg@burlingtonvt.gov](mailto:lolberg@burlingtonvt.gov)> wrote:

Hi Pete, are you and Marylene able to make the License Committee meeting scheduled for Tuesday, February 11<sup>th</sup> at 4:45 p.m.??

Let me know soon.

~~thank you~~



# Boca's Brick Oven Pizzeria

## Salads

Mixed Greens with a Raspberry vinaigrette	10
Fresh Fire Roasted vegetables served over mixed greens	12
Vermont Artisan Cheese Board Sampler	14
Prosciutto wrapped motz cheese	14

## Wood Grilled Pizza

Roasted Garlic Olive Oil w/ Fresh Motz	12
A white crust with roasted garlic infused Olive Oil Pizza	
Pesto Chicken with fresh Roma Tomatoes	12
Grilled Chicken with balsamic saute red onions and Roma Tomatoes	
BBQ Chicken	13
Fire roasted red peppers, BBQ Chicken & Red Onions	
Wood Grilled Pizza #4	14
	Description
Wood Grilled Pizza #5	15
	Description
Wood Grilled Pizza #5	15
	Description

## Hot Saute Pasta

Artichoke & Sundried Tomato Penne	12
	Description
Basil & Lemon Chicken Penne	12
	Description
Horseradish and Chicken Cream Penne	14
	Description

## Dessert

Mitella Pizza	9
	Description
Chocolate Mousse	6
	Description
Ice Cream	6
	Description



OFFICE OF THE CLERK AND TREASURER  
149 CHURCH STREET  
BURLINGTON, VT 05401

802-865-7131 TTY 802-865-7142

**Application Review**  
**First Class Liquor License - Restaurant**

05/01/2013 - 04/30/2014

TO: Jeff Herwood, Clerk/Treasurer's Office  
FROM: Lori Olberg, Clerk/Treasurer's Office  
DATE: Tuesday, February 4, 2014  
COMPANY: La Boca's Wood Fired Pizzeria  
DBA NAME:  
FORMERLY:  
LOCATION: 1127 North Avenue  
PHONE: 777-3692

*Read over new  
Thanks J*

The above applicant has applied for a new/renewal license. Please complete the appropriate section below verifying the status of the applicant's taxes and return it to this office as soon as possible.

Property Taxes Overdue?

Yes  No

Initials

\_\_\_\_\_

Property Taxes Delinquent?

Yes  No

Initials

\_\_\_\_\_

Gross Receipts Tax Overdue?

Yes  No

Initials

\_\_\_\_\_

Thank You,

\_\_\_\_\_  
Lori Olberg  
Clerk/Treasurer's Office  
City Hall

Date: Tuesday, February 4, 2014



OFFICE OF THE CLERK AND TREASURER  
149 CHURCH STREET  
BURLINGTON, VT 05401

802-865-7131 TTY 802-865-7142

**Application Review**  
**First Class Liquor License - Restaurant**

05/01/2013 - 04/30/2014

TO: Ken Lerner, Planning & Zoning Office  
FROM: Lori Olberg, Clerk/Treasurer's Office  
DATE: Tuesday, February 4, 2014  
COMPANY: La Boca's Wood Fired Pizzeria  
DBA NAME:  
FORMERLY:  
LOCATION: 1127 North Avenue  
PHONE: 777-3692

*Please review  
in Lerner*

Please attach any pertinent information which the City Council License Committee may require.

Please indicate:

Approved?

Yes

No

Initials

*KJL*

Date

*5 Feb 2014*

Notes:

*Obtained zoning permit for restaurant use -  
However do need sign permit from zoning.*

Thank You,

\_\_\_\_\_  
Lori Olberg  
Clerk/Treasurer's Office  
City Hall

Date: Tuesday, February 4, 2014

## Lori Olberg

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**From:** Lori Olberg  
**Sent:** Tuesday, March 04, 2014 7:17 AM  
**To:** 'info@grimarddesigns.com'  
**Subject:** RE: update

Perfect, will get an agenda out to you today, see you both tomorrow.

**From:** [info@grimarddesigns.com](mailto:info@grimarddesigns.com) [<mailto:info@grimarddesigns.com>]  
**Sent:** Monday, March 03, 2014 6:56 PM  
**To:** Lori Olberg  
**Subject:** RE: update

Lori,  
Thank you again, Marylene and I have talked it over and we want to come. We want the board to know who we are, to continually put a face to our business. We'll see you Wednesday.  
Peter

----- Original Message -----

**Subject:** RE: update  
**From:** "Lori Olberg" <[lolberg@burlingtonvt.gov](mailto:lolberg@burlingtonvt.gov)>  
**Date:** 3/3/14 9:24 am  
**To:** "[info@grimarddesigns.com](mailto:info@grimarddesigns.com)" <[info@grimarddesigns.com](mailto:info@grimarddesigns.com)>

Excellent update, I will give this to the Committee SO it is really up to you and your wife if you want to physically come in and update the Committee verbally on Wednesday, let me know Peter.

**From:** [info@grimarddesigns.com](mailto:info@grimarddesigns.com) [<mailto:info@grimarddesigns.com>]  
**Sent:** Monday, March 03, 2014 11:18 AM  
**To:** Lori Olberg  
**Subject:** RE: update

Lori,

Thanks for the follow up. As for progress, the we have finalized all the construction plan, obtained permits for electrical and plumbing, roughed in all plumbing under the cement, and on Wednesday or Thursday the flooring concrete will get re-poured. The electrician will be roughing in all the electrical 3/10-3/14. Away from the site I have made all our table and bar tops. Today I am making the wine locker out of the old bank vault. The plumbing has been the big hold up, keeping me out of the space. Once the floor gets re-poured, I can start building the oven and then installing the beer and wine bar. Do you feel this is enough progress for the committee to vote? Or we should just plan on updating the board on our progress? The big hold up on the space was the plumbing and getting it installed on what was to go under the concrete slab.

Thanks again, let me know.

Peter

----- Original Message -----

Subject: update

From: "Lori Olberg" <[lolberg@burlingtonvt.gov](mailto:lolberg@burlingtonvt.gov)>

Date: 3/3/14 8:40 am

To: "[info@grimarddesigns.com](mailto:info@grimarddesigns.com)" <[info@grimarddesigns.com](mailto:info@grimarddesigns.com)>

Hi Peter, are you able to update the Committee on any progress OR are you ready for them to discuss and vote on your license application at Wednesday's meeting??

Let me know before today's end.

~~thank you~~

20 14

FIRST/SECOND CLASS LIQUOR LICENSE AND TOBACCO APPLICATION  
LICENSE YEAR IS MAY 1<sup>ST</sup> THROUGH APRIL 30<sup>TH</sup> OF THE FOLLOWING YEAR

83 Church Street LLC  
Print Full Name of Person, Partnership, Corporation, Club or LLC  
Pascolo Ristorante  
Doing Business As - Trade Name  
83 Church Street  
Street and street number of premises covered by this application  
Burlington VT 05401  
Town or City & Zip Code  
802  
Telephone Number  
139 Bank Street Burlington VT 05401  
Mailing Address (if different from above)  
Email address jed@farmhousegroup.com

Please circle appropriate categories

FIRST CLASS      SECOND CLASS      TOBACCO

Restaurant  
Hotel  
Club  
Commercial Kitchen (a Liquor Control Commercial Caterer's License is needed with this license)

FEES:

FIRST CLASS LICENSE - \$115.00 to DLC **and** \$115.00 to Town/City  
SECOND CLASS LICENSE - \$70.00 to DLC **and** \$70.00 to Town/City  
TOBACCO LICENSE - (there is no fee for tobacco if applying for second class)  
*If applying for Tobacco only license please use the Tobacco Only form. Fee for this license is \$100.00 payable to DLC*

TO THE CONTROL COMMISSIONERS OF THE TOWN/CITY OF Burlington, VERMONT  
Application is hereby made for a license to sell malt and vinous beverages under and in accordance with Title 7, Vermont Statutes Annotated, as amended, and certify that all statements, information and answers to questions herein contained are true; and in consideration of such license being granted do promise and agree to comply with all local and state laws; and to comply with all regulations made and promulgated by the Liquor Control Board. Upon hearing, the Liquor Control Board may, in its discretion, suspend or revoke such license whenever it may determine that the law or any regulations of the Liquor Control Board have been violated, or that any statement, information or answers herein contained are false.

MISREPRESENTATION OF A MATERIAL FACT ON ANY LICENSE APPLICATION SHALL BE GROUNDS FOR SUSPENSION OR REVOCATION OF THE LICENSE, AFTER NOTICE AND HEARING.

If this premise was previously licensed, please indicate name Nika

I/we are applying as: (please circle one)

INDIVIDUAL      LIMITED LIABILITY COMPANY  
PARTNERSHIP      CORPORATION

Please fill in name and address of individual, partners, directors or members.  
LEGAL NAME      STREET/CITY/STATE

Jed Davis      19 Brigham Hill Rd. Essex VT 05452  
Third Place Inc / Robert Downey      101 Henry St. Burlington VT 05401

Are all of the above citizens of the UNITED STATES?  Yes     No  
(Note: Resident Alien is not considered a U.S. Citizen)

If naturalized citizen, please complete the following:

Name      Court where naturalized (City/State/Zip)      Date

**CORPORATE INFORMATION:**

If you have checked the box marked CORPORATION, please fill out this information for stockholders (attach sheet if necessary).

LEGAL NAME \_\_\_\_\_

STREET/CITY/STATE \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Date of incorporation \_\_\_\_\_ Is corporate charter now valid? \_\_\_\_\_

Corporate Federal Identification Number \_\_\_\_\_

Have you registered your corporation and/or trade name with the Town/City Clerk? \_\_\_\_\_ and/or Secretary of

State? \_\_\_\_\_ (as required by VSA Title 11 § 1621, 1623 & 1625).

**ALL APPLICANTS**

HAVE ANY OF THE APPLICANTS EVER BEEN CONVICTED OR PLEID GUILTY TO ANY CRIMINAL OR MOTOR VEHICLE OFFENSE IN ANY COURT OF LAW (INCLUDING TRAFFIC TICKETS) AT ANY TIME?

\_\_\_\_ YES  NO

If yes, please complete the following information. (attached sheet if necessary)

Name	Court/Traffic Bureau	Offense	Date
_____	_____	_____	_____

Do any of the applicants hold any elective or appointive state, county, city, village/town office in Vermont? (See VSA, T.7, Ch. 9, §223) YES  NO  If yes, please complete the following information:

Name	Office	Jurisdiction
_____	_____	_____

Please give name, title and date attended of manager, director, partner or individual who has attended a Liquor Control Licensee Education Seminar, as required by Education Regulation No. 3:

NAME: Sush Palmer  
 TITLE: Manager  
 DATE: Feb. 2014

(If you have not attended an Education Seminar prior to making application, please visit [www.liquorcontrol.vermont.gov](http://www.liquorcontrol.vermont.gov) and click on Seminar Schedule for a list of Seminars in your area)

**FOR ALL APPLICANTS: DESCRIPTION /LOCATION OF PREMISES (Section 4)**

Description of the premises to be licensed: basement restaurant space, approx 5000 sq ft

Does applicant own the premises described? NO If not owned, does applicant lease the premises? yes

If leased, name and address of lessor who holds title to property: Howard Opera House Associates 76 Pearl St. Essex Jct. VT 05452

Are you making this application for the benefit of any other party? NO

**FIRST CLASS APPLICANTS ONLY:** No first class license may be issued without the following information.

HEALTH LICENSE #: (Pending) Food \_\_\_\_\_ Lodging \_\_\_\_\_ (if licensed as a Hotel)

VERMONT TAX DEPARTMENT: Meals & Rooms Certificate/Business Account # \_\_\_\_\_ (Pending)

Business is devoted primarily to: (Circle one)

FOOD (restaurant)  HOTEL  CLUB  COMMERCIAL CATERING  BAR

If you are considering Outside Consumption service on decks, porches, cabanas, etc. you must complete an Outside Consumption Permit. This form can be found on our website at [www.liquorcontrol.vermont.gov](http://www.liquorcontrol.vermont.gov) and then click on licensing and then forms.

**ALL APPLICANTS MUST COMPLETE AND SIGN BELOW**

The applicant(s) understands and agrees that the Liquor Control Board may obtain criminal history record information from State and Federal repositories prior to acting on this application.

I/We hereby certify, under pains and penalties of perjury, that I/We are in good standing with respect to or in full compliance with a plan approved by the Commissioner of Taxes to pay any and all taxes due the State of Vermont as of the date of this application. (VSA, Title 32, §3113).

In accordance with 21 VSA, §1378 (b) I/We certify, under pains and penalties of perjury, that I/We are in good standing with respect to or in full compliance with a plan to pay any and all contributions or payments in lieu of contributions due to the Department of Employment and Training.

If applicant is applying as an individual: I hereby certify that I/We are not under an obligation to pay child support or that I/We are in good standing with respect to

child support or am in full compliance with a plan to pay any and all child support payable under a support order. (VSA, Title 15, §795).

Dated at Burlington in the County of Chittenden and State of VT,  
this 15 day of February, 2014

Corporations/Clubs, Signature of Authorized Agent Individuals/Partners (All partners must sign)

[Signature] - Sed Davis  
[Signature] - Robert Downey

(Title)

TOWN/CITY APPROVAL/DISAPPROVAL

Upon being satisfied that the conditions precedent to the granting of this license as provided in Title 7 of the Vermont Statutes Annotated, as amended, have been fully met by the applicant, the commissioners will endorse their recommendation on the back of the applications and transmit both copies to the Liquor Control Board for suitable action thereon, before any license may be granted. For the information of the Liquor Control Board, all applications shall carry the signature of each individual commissioner registering either approval or disapproval. Lease or title must be recorded in town or city before issuance of license.

\_\_\_\_\_, Vermont, \_\_\_\_\_  
Town/City Date

APPROVED

DISAPPROVED

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Approved/Disapproved by Board of Control Commissioners of the City or Town (circle one) of \_\_\_\_\_

Total Membership \_\_\_\_\_ members present

Attest, \_\_\_\_\_  
City or Town Clerk

TOWN OR CITY CLERK SHALL MAIL ONE APPLICATION DIRECTLY TO THE DEPARTMENT OF LIQUOR CONTROL, 13 Green Mountain Drive, Montpelier, VT 05602. If application is disapproved, local control commissioners shall notify the applicant by letter.

No formal action taken by any agency or authority of any town board of selectmen or city board of aldermen on a first or second class application shall be considered binding except as taken or made at an open public meeting. VSA Title 1 §312.

SECTION 5111 AND 5121 OF THE INTERNAL REVENUE CODE OF 1954 REQUIRE EVERY RETAIL DEALER IN ALCOHOLIC BEVERAGES TO FILE A FORM ANNUALLY AND PAY A SPECIAL TAX IN CONNECTION WITH SUCH SALES ACTIVITY. FOR FURTHER INFORMATION, CONTACT:  
THE BUREAU OF ALCOHOL, TOBACCO & FIREARMS (TTB) (513) 684-2979  
DEPARTMENT OF THE TREASURY  
550 MAIN STREET, CINCINNATI, OH 45202

NOTICE: All new applications are investigated by the Enforcement and Licensing Division prior to approval/disapproval of the license by the Liquor Control Board. Please note that this process can take anywhere from 2 weeks to 6 weeks to complete once Liquor Control receives the application.



LIQUOR LICENSE

NEW APPLICANT QUESTIONNAIRE

D/B/A (Business Name) Pascolo Ristorante

Contact person Seb Davis Contact Phone 802 999 1440

1. Have you ever had a liquor license before? If yes, please explain.

yes Farmhouse Tap + Grill  
El Cortijo  
Guild Tavern  
Guild Fine Meats

2. Please describe your experience serving or selling alcohol?

many years of restaurant ownership  
and management experience.

3. Are you familiar with the laws relating to the sale of alcohol in Vermont? Have you completed the training required by DLC? Have your employees? If not, what is your plan for training?

yes. Key manager has attended  
seminar. All service staff employees  
will be DLC certified prior to  
opening.

4. Have you had an opportunity to meet with an inspector from the Department of Liquor Control?

no (pending)

5. How many employees will you have?

40 +/- including kitchen staff

6. What is/will the square footage of the public space and what is/will be your occupancy load??

5000 sq/ft

OL 125

7. What kind of precautions will you take to prevent underage sales?

card all individuals of

questionable age

Please note that your application will not go before the License Subcommittee until this application has been satisfactorily completed and returned to the Clerk's Office

## SOUP

MINESTRONE *vegetables, tomato, oregano* \$4 / \$8

ROBOLLITA *bread, kale, pancetta* \$4 / \$8

## INSALATA

CAESAR *romaine, pecorino, anchovies* \$7 / \$10  
GRILLED ADAM'S FARM CHICKEN ADD \$6

MIXED GREENS *beets, balsamic, croutons* \$7 / \$10  
GRILLED ADAM'S FARM CHICKEN ADD \$6

PUNTARELLE *anchovy dressing, lemon, parsley* \$10

ARUGULA *pancetta, parsley, shaved red onion, pecorino* \$10

CAPRESE *tomato, fresh mozzarella, basil, evoo* \$9

## APPETIZERS

FRIED CALAMARI *tomato sauce, anchovy aioli* \$11

STEAMED MAINE MUSSELS *tomato, garlic, white wine, grilled focaccia* \$12

TESTA *grilled bread, garlic-rosemary oil* \$15

FRIED FRESH MOZZARELLA *basil breadcrumb, tomato sauce* \$11

CARPACCIO *sirloin, caper aioli, lemon, pecorino, evoo* \$15

## PASTA

SPAGHETTI POMODORO *house tomato sauce, basil* \$12

PENNE ALLA NORMA *eggplant, tomato, ricotta salata* \$13

PAPPARDELLE CON FUNGHI *mushrooms, truffle cream, rosemary* \$17

RIGATONI WITH WHITE BEANS *escarole, rosemary, garlic* \$14

SPAGHETTI CON POLPETTE *house meatballs, tomato sauce, basil* \$15

RIGATONI BOLOGNESE *beef & pork ragu* \$15

RIGATONI WITH SAUSAGE *fennel cream, cognac, sage* \$16

SPAGHETTI ALLE CARBONARA *guanciale, egg, pecorino, black pepper* \$14

PAPPARDELLE AL SUGO DI AGNELLO *lamb ragu, basil, mint* \$18

SPAGHETTI ALL' AMATRICIANA *guanciale, spicy tomato sauce, parsley* \$15

LINGUINE WITH MUSSELS *tomato, saffron, oregano, garlic* \$17

SPAGHETTI WITH CLAMS *whole clams, garlic, parsley, evoo* \$19

LINGUINE AL FRUTTI DI MARE *shrimp, mussels, calamari, tomato, garlic* \$26

SHRIMP FRA DIAVOLO *spaghetti, olives, spicy tomato sauce, parsley* \$22

RAVIOLI FORMAGGIO *tomato sauce, basil* \$14

BRAISED BEEF RAVIOLI *tomato sauce, basil* \$17

LASAGNA *tomato sauce, fresh mozzarella, ricotta, basil* \$15

LASAGNA SALSICCIA *sausage, tomato sauce, fresh mozzarella, ricotta, basil* \$17

## ENTREES

SWEET ITALIAN SAUSAGE *pasta pomodoro* \$17 (-or-) *polenta & broccoli rabe* \$18

HOT ITALIAN SAUSAGE *pasta pomodoro* \$17 (-or-) *polenta & broccoli rabe* \$18

EGGPLANT PARMIGIANA *ricotta, tomato sauce, fresh mozzarella, basil* \$15

CHICKEN PARMIGIANA *tomato sauce, fresh mozzarella, basil* \$17

CHICKEN ALLA CACCIATORA *sweet peppers, tomato, oregano, polenta* \$19

GRILLED HANGER STEAK *roasted peppers & onions, spinach aglio e olio* \$29

SWORDFISH INVOLTINI *swiss chard, pine nuts, tomato, arugula-orange salad* \$24

## PASCOLO RISTORANTE

ANTIPASTI DI VERDURE  
\$7 each

ARTICHOKE IN OLIVE OIL  
GIARDINIERA  
EGGPLANT CAPONATA  
MARINATED OLIVES

ANTIPASTI DI MARE  
\$8 each

SHRIMP *chickpeas, red onion, mint*  
CALAMARI *spicy chiles, mint, white beans*  
MUSSELS *sweet peppers, tomato, oregano*  
GRILLED OCTOPUS *arugula, capers*

HOUSE SALUMI  
\$12 each

SALAMI COTTO  
CALABRESE  
FINOCCHIONA  
CULATELLA  
MORTADELLA  
PROSCIUTTO DI PARMA

BRUSCHETTA  
\$8 each

POMODORO *tomato, basil, evoo*  
AGRODOLCE *fennel & sweet onion*  
CANNELLINI *white beans, mint, evoo*

FOCACCIA  
\$3 each

EVOO & CRUSHED GARLIC  
GARLIC-ROSEMARY BUTTER

## PIZZA

MARGHERITA \$11  
*tomato sauce, fresh mozzarella, basil*

ETNA \$14  
*pepperoni, roasted peppers, tomato sauce, fresh mozzarella (with or without spicy chiles)*

FUNGHI \$14  
*roasted mushrooms, tomato sauce, fresh mozzarella*

ROMA \$14  
*sweet Italian sausage, broccoli rabe, fresh mozzarella, ricotta, olive oil, oregano*

PANE FRATTAU \$14  
*tomato sauce, provolone, pecorino, fried egg*

SICILIAN \$13  
*olives, capers, tomato sauce, fresh mozzarella, pecorino*



OFFICE OF THE CLERK AND TREASURER  
149 CHURCH STREET  
BURLINGTON, VT 05401

802-865-7131 TTY 802-865-7142

**Application Review**  
**First Class Liquor License - Restaurant**

05/01/2014 - 04/30/2015

TO: Ken Lerner, Planning & Zoning Office  
FROM: Lori Olberg, Clerk/Treasurer's Office  
DATE: Monday, March 3, 2014  
COMPANY: 83 Church Street LLC  
DBA NAME: Pascolo Ristorante  
FORMERLY: Nika  
LOCATION: 83 Church Street  
PHONE: 999-1440

*Please Review  
THW*

Please attach any pertinent information which the City Council License Committee may require.

Please indicate:

Approved?

Yes

No

Initials

\_\_\_\_\_

Date

\_\_\_\_\_

Notes:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Thank You,

\_\_\_\_\_  
Lori Olberg  
Clerk/Treasurer's Office  
City Hall

Date: Monday, March 3, 2014

## Lori Olberg

---

**From:** Ken Lerner  
**Sent:** Monday, March 03, 2014 11:53 AM  
**To:** Lori Olberg  
**Subject:** RE: Pascolo Liquor License Application

Hey Lori:

Appears no change in use, but are there interior changes? If so a zoning permit is not required (although we request a non-applicability for zoning permit form be completed for a definitive determination). Building permits would be needed however for any interior work. Also any new signs require zoning sign permits.

Otherwise not a problem as this Downtown zone allows restaurant and bars. The applicants are familiar with the regulations so not anticipating any issues.

Ken

*\*\* Please note that any response or reply to this electronic message may be subject to disclosure as a public record under the Vermont Public Records Act*

**From:** Lori Olberg  
**Sent:** Monday, March 03, 2014 9:52 AM  
**To:** Ken Lerner  
**Subject:** Pascolo Liquor License Application

Please review Ken, if you can let me know by Wednesday (meeting is that night)

~~thank you~~

**From:** [CTKonica@ci.burlington.vt.us](mailto:CTKonica@ci.burlington.vt.us) [mailto:CTKonica@ci.burlington.vt.us]  
**Sent:** Monday, March 03, 2014 5:47 AM  
**To:** Lori Olberg  
**Subject:** Message from KMBT\_C550



OFFICE OF THE CLERK AND TREASURER  
149 CHURCH STREET  
BURLINGTON, VT 05401

802-865-7131 TTY 802-865-7142

**Application Review  
First Class Liquor License - Restaurant**

05/01/2014 - 04/30/2015

TO: Jeff Herwood, Clerk/Treasurer's Office  
FROM: Lori Olberg, Clerk/Treasurer's Office  
DATE: Monday, March 3, 2014  
COMPANY: 83 Church Street LLC  
DBA NAME: Pascolo Ristorante  
FORMERLY: Nika  
LOCATION: 83 Church Street  
PHONE: 999-1440

*Handwritten signature: Lori Olberg*  
*Handwritten note: Please review TY work*

The above applicant has applied for a new/renewal license. Please complete the appropriate section below verifying the status of the applicant's taxes and return it to this office as soon as possible.

Property Taxes Overdue?

Yes  No  Initials \_\_\_\_\_

Property Taxes Delinquent?

Yes  No  Initials \_\_\_\_\_

Gross Receipts Tax Overdue?

Yes  No  Initials \_\_\_\_\_

Thank You,

\_\_\_\_\_  
Lori Olberg  
Clerk/Treasurer's Office  
City Hall

Date: Monday, March 3, 2014

## Lori Olberg

---

**From:** Jeffrey A. Herwood  
**Sent:** Monday, March 03, 2014 9:57 AM  
**To:** Lori Olberg  
**Subject:** RE: Pascolo Liquor License Application

Good morning-  
No monies are owed.  
Jeff

**From:** Lori Olberg  
**Sent:** Monday, March 03, 2014 9:53 AM  
**To:** Jeffrey A. Herwood  
**Subject:** Pascolo Liquor License Application

Please review Jeff, if you can let me know by Wednesday (meeting is that night)

~ thank you ~

**From:** [CTKonica@ci.burlington.vt.us](mailto:CTKonica@ci.burlington.vt.us) [mailto:CTKonica@ci.burlington.vt.us]  
**Sent:** Monday, March 03, 2014 5:48 AM  
**To:** Lori Olberg  
**Subject:** Message from KMBT\_C550

**DEPARTMENT OF LIQUOR CONTROL**  
**OUTSIDE CONSUMPTION PERMIT**

Fee \$20.00

Name of Licensed Premise (Corporation/Partnership/Individual, d/b/a)

83 Church St LLC

d/b/a

Pascolo Ristorante

Address

83 Church Street

Town/City

Burlington

License Number

Pending

Email or Fax #

504467@GMAIL.COM

Outside consumption would be in the area described below: (describe fully, including size, physical barriers, etc.)

21' x 18' area in front of

83 Church St. on the

Church Street Marketplace.

**Please remember that this outside consumption permit is an extension of your license to serve alcohol beverages, and that the same rules apply in this area as do in the regularly licensed premise area.**

Outside Consumption time period (hours) from

11am

to

12am

Permanent Use

(Permanent use will be considered year round use)

Occasional Use

Day(s) Requested \_\_\_\_\_

Hours Requested \_\_\_\_\_

Signature of Licensee

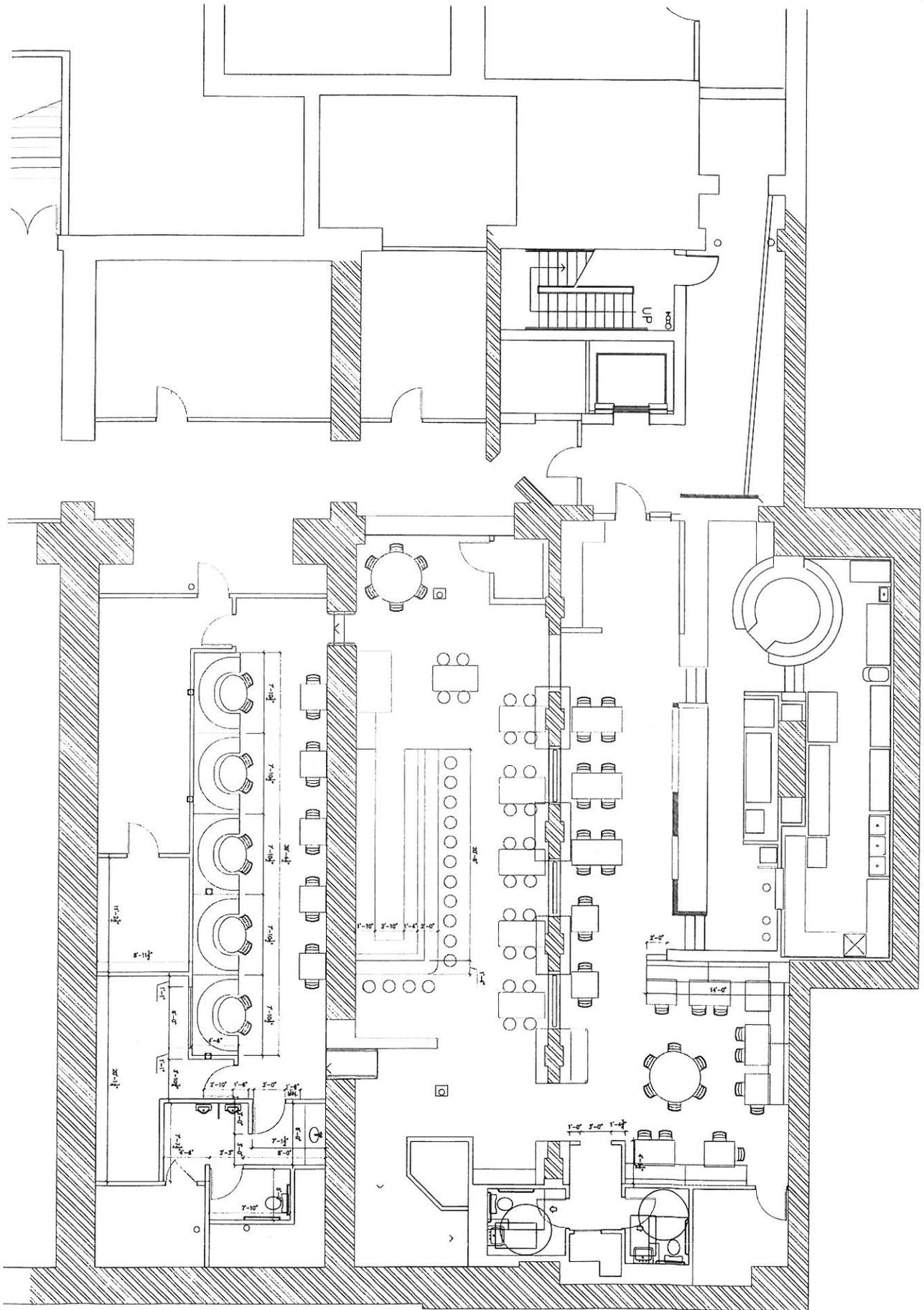


**OUTSIDE CONSUMPTION PERMITS MUST FIRST BE APPROVED BY YOUR TOWN/CITY CLERK**

APPROVED BY LOCAL CONTROL COMMISSIONERS

Town/City Clerk Signature \_\_\_\_\_

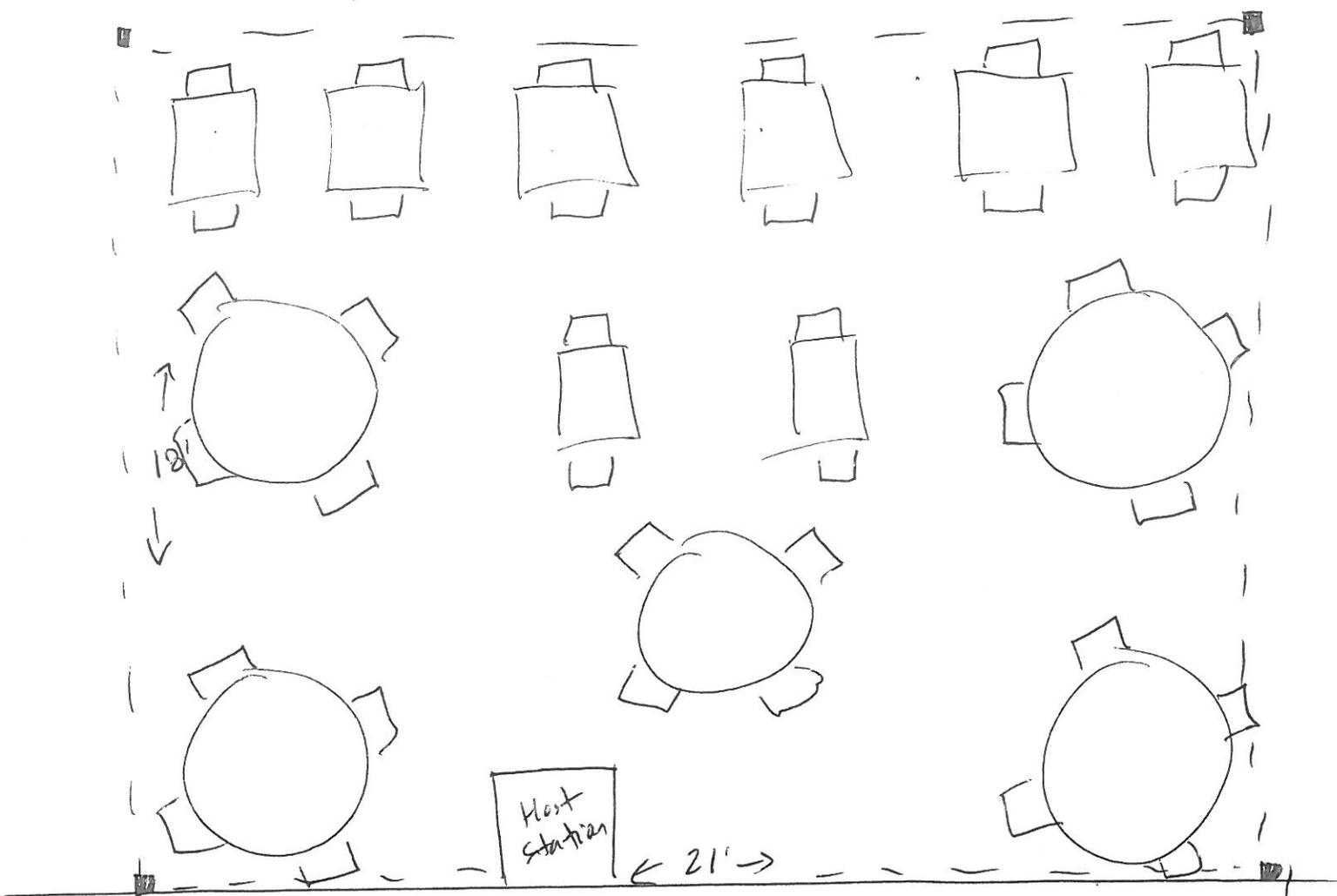
Date \_\_\_\_\_



83 Church St LLC.  
dba Pascolo Ristorante  
Ted Davis

Approx. 36 seats.

Outside Consumption Area 21' x 18'  
Area to be roped off.



Pedestrian Right of way →  
←

83 Church Street Building

## Lori Olberg

---

**From:** PJ McHenry <pj@artsriot.com>  
**Sent:** Wednesday, February 19, 2014 6:52 PM  
**To:** Lori Olberg  
**Subject:** ArtsRiot Licensed Premises  
**Attachments:** Current Premises.png; Proposed Premises.png; Truck Stop Schedule.png

Hi Lori,

Please see the attached documents. The first shows the licensed premises we had last summer for the Truck Stop series. The second shows our proposed new premises for this coming summer. The last is a tentative schedule for the planned Truck Stop events.

ArtsRiot is writing the City of Burlington's Licensing Committee to propose an outdoor licensed premises for the summer of 2014. This would expand the previous premises in the following ways. We would extend the outdoor licensed premises to include the rear parking lot to the east of Burlington Glass Works, the space between Pine Street and the front of our building, and further south down the first alley behind Sterling Hardwood. Gated entries would move. The northern gate would push to the end of the alley behind our building and another northern entry would exist at the front of our building. A new southern gate would exist at the south western edge of our building. The eastern gate would move east past Burlington Glass Works alley. This licensed premises would also be for the entire Truck Stop season as opposed to portions of it as experienced in summer 2013. We hope our track record of running safe, secure, inclusive, multi-generational, family-oriented environments shows we have the ability to serve even more people with better capacity this coming summer.

Changes to handle capacity of proposed premises would include:

**OUT FRONT** - a fenced in area in front of our building. This space would be buffered from the street by food trucks facing and serving the public on the non-street side of their trucks. This fenced in area would be monitored by two additional security guards not present with our current area.

**OUT BACK** - all three gates out back will again be monitored by professional security guards. We plan on having an additional security floater from last year to put another set of eyes on the general outdoor area.

**PARKING** - A designated parking attendant will oversee the additional parking offered to us by the Maltex Building and will also assist people that need to cross Pine Street on foot.

**INSIDE/OUTSIDE** - One of the biggest changes to our premises this year will be the combining of our inside and outside licensed premises. Currently the inside space (our building) is licensed and the outdoor Truck Stop area (last summer's licensed premises) are adjacent but separate premises. We hope to avoid confusion amongst our patrons, our employees, and our security staff by creating one licensed premises that we can patrol and ensure is safe and secure.

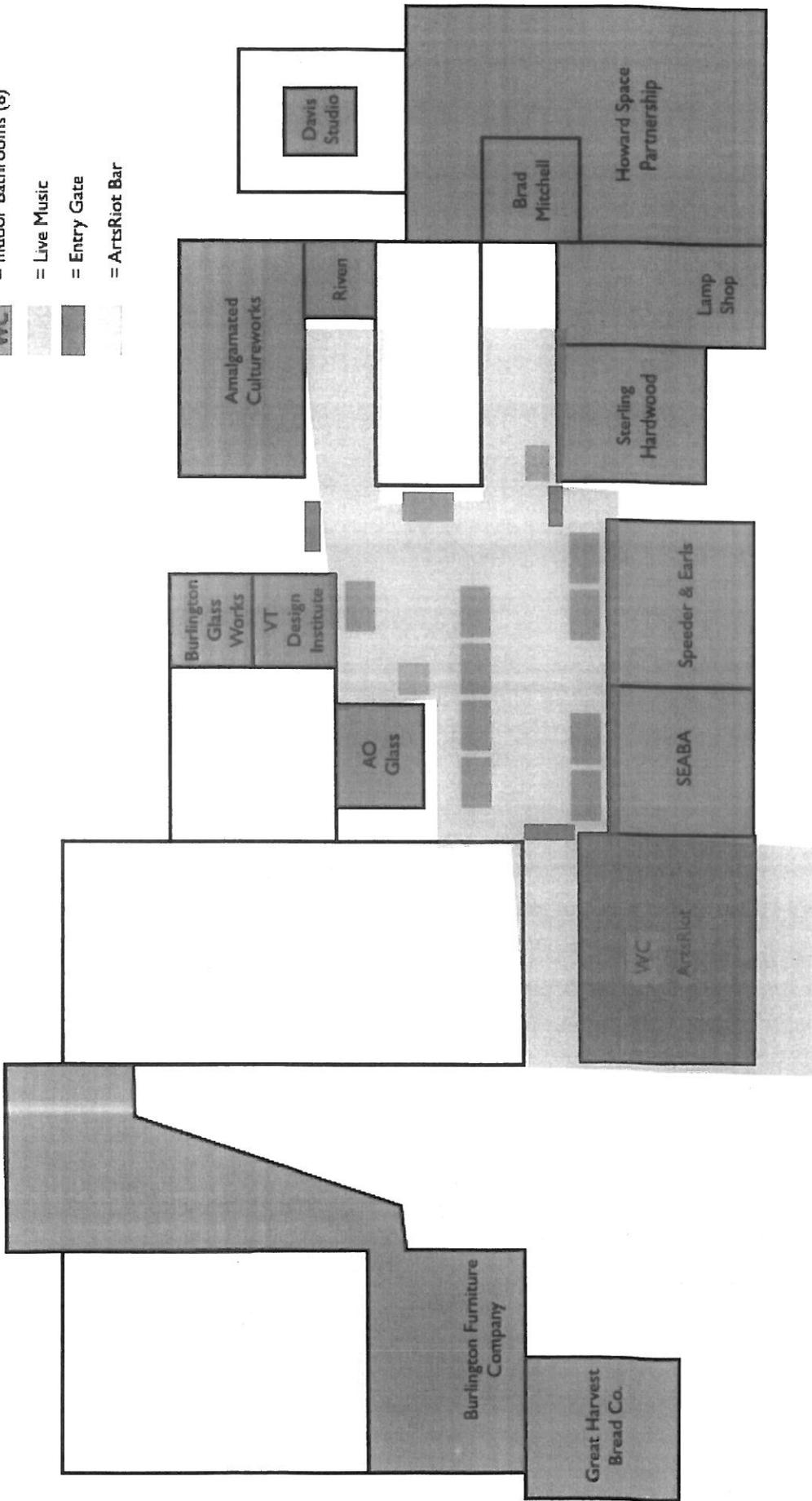
I would like to invite the city to ask any questions and I'm willing to field any comments/concerns about our proposal. I would also like to try and resolve this proposal by May 1st, 2014 if possible. This will allow our staff enough time to make all necessary preparations for what ever the city decides. Thank you.

--

PJ McHenry \ 802.578.3560 \ [pj@artsriot.com](mailto:pj@artsriot.com) \ [artsriot.com](http://artsriot.com)

# LEGEND

-  = Proposed Licensed Premises for Truck Stop
-  = Food Truck
-  = Event Area
-  = Indoor Bathrooms (8)
-  = Live Music
-  = Entry Gate
-  = ArtsRiot Bar

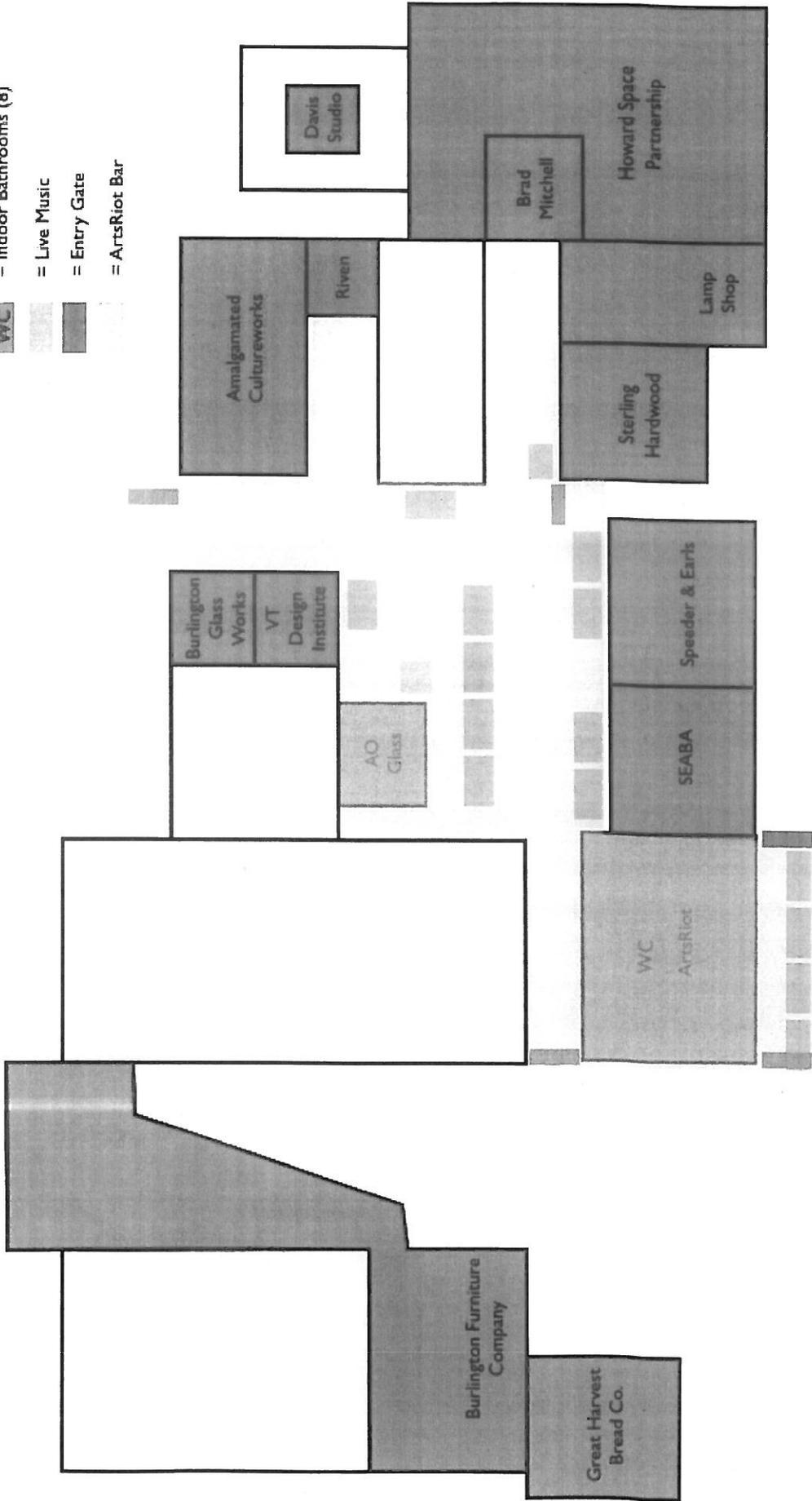


HOWARD STREET

PINE STREET

# LEGEND

-  = Proposed Licensed Premises for Truck Stop
-  = Food Truck
-  = Event Area
-  = Indoor Bathrooms (8)
-  = Live Music
-  = Entry Gate
-  = ArtsRiot Bar



HOWARD STREET

PINE STREET

**SCHEDULE:**

- 4pm - 5pm - Setup in Parking Lot
- 5pm - 10pm - Food/Bar Service
- 7pm - 9pm - Music or Entertainment
- 10pm - 11pm - Breakdown

**Summer 2014 Truck Stop Dates**

\*\*\*ALL EVENTS HAPPEN RAIN OR SHINE\*\*\*

May 30th - Jazz Fest / Opening Day	July 18th	September 5th - ART HOP - NO TRUCK STOP
June 6th - Jazz Fest / First Friday Art Walk	July 25th	--- TRUCK STOP HARVEST SEASON ---
June 13th	August 1st - First Friday Art Walk	September 12th
June 20th	August 8th - Maritime Festival	September 19th
June 27th	August 15th	September 26th
July 4th - Independence Day / First Friday	August 22nd - Food Shelf Food Drive	October 3rd - Eat Local Week / 1st Friday
July 11th	August 29th	October 10th - Last Stop of the Season

\*\*\*ALL EVENTS HAPPEN RAIN OR SHINE\*\*\*



State of Vermont  
Department of Liquor Control  
13 Green Mountain Drive  
Montpelier, VT 05602  
liquorcontrol.vermont.gov

[phone] 802-828-2339  
[fax] 802-828-1031

Michael J. Hogan, Commissioner  
RECEIVED  
FEB 19 A 10 33  
BURLINGTON  
TREASURY  
CLERK  
OFFICE

February 18, 2014

Wesco, Inc.  
Champlain Farms  
328 North Avenue  
Burlington, VT 05401

Dear Licensee:

This is to inform you that on **February 9, 2014 @ 6:10 p.m.** the Enforcement Division conducted an underage Tobacco Purchase Compliance Check at the licensed establishment listed above.

I am pleased to advise you that the results of our survey show the 17 year old minor under the supervision of Liquor Control Investigator **Gonyo** was unable to purchase tobacco products from the employee.

I want to commend you for your strict adherence to the law which prohibits the sale of tobacco to those persons under the age of eighteen and additionally, I encourage you to continue to be vigilant in your efforts, in the interest of prevention and observance of the law. Again, thank you for your cooperation.

If you have any questions please contact Angela at (802) 828-2339.

Sincerely,

William J. Goggins, Chief  
Education, Enforcement & Licensing

cc: City of Burlington

WG/ad





**State of Vermont**  
**Department of Liquor Control**  
 13 Green Mountain Drive  
 Montpelier, VT 05602  
[liquorcontrol.vermont.gov](http://liquorcontrol.vermont.gov)

[phone] 802-828-2339  
 [fax] 802-828-1031

*Michael J. Hogan, Commissioner*

February 18, 2014

D.J. Hazen, Incorporated  
 Merola's Market  
 1563 North Avenue  
 Burlington, VT 05401

RECEIVED  
 2014 FEB 19 AM 11:33  
 BURLINGTON  
 TREASURY DEPARTMENT  
 CLERK OF THE STATE

Dear Licensee:

This is to inform you that on **February 9, 2014 @ 5:49 p.m.** the Enforcement Division conducted an underage Tobacco Purchase Compliance Check at the licensed establishment listed above.

I am pleased to advise you that the results of our survey show the 17 year old minor under the supervision of Liquor Control Investigator **Gonyo** was unable to purchase tobacco products from the employee.

I want to commend you for your strict adherence to the law which prohibits the sale of tobacco to those persons under the age of eighteen and additionally, I encourage you to continue to be vigilant in your efforts, in the interest of prevention and observance of the law. Again, thank you for your cooperation.

If you have any questions please contact Angela at (802) 828-2339.

Sincerely,

William J. Goggins, Chief  
 Education, Enforcement & Licensing

cc: City of Burlington

WG/ad





**State of Vermont**  
**Department of Liquor Control**  
 13 Green Mountain Drive  
 Montpelier, VT 05602  
[liquorcontrol.vermont.gov](http://liquorcontrol.vermont.gov)

[phone] 802-828-2339  
 [fax] 802-828-1031

*Michael J. Hogan, Commissioner*

February 18, 2014

Jolley Associates, LLC  
 Mobil Short Stop North Avenue  
 1555 North Avenue  
 Burlington, VT 05401

Dear Licensee:

This is to inform you that on **February 9, 2014 @ 6:00 p.m.** the Enforcement Division conducted an underage Tobacco Purchase Compliance Check at the licensed establishment listed above.

I am pleased to advise you that the results of our survey show the 17 year old minor under the supervision of Liquor Control Investigator **Gonyo** was unable to purchase tobacco products from the employee.

I want to commend you for your strict adherence to the law which prohibits the sale of tobacco to those persons under the age of eighteen and additionally, I encourage you to continue to be vigilant in your efforts, in the interest of prevention and observance of the law. Again, thank you for your cooperation.

If you have any questions please contact Angela at (802) 828-2339.

Sincerely,

William J. Goggins, Chief  
 Education, Enforcement & Licensing

cc: City of Burlington

WG/ad

RECEIVED  
 FEB 19 A 10:33  
 BURLINGTON  
 CLERK'S OFFICE





May 1, 2013 ---- April 30, 2014

Fee \$25.00

CITY OF BURLINGTON
SPECIAL EVENT
ENTERTAINMENT PERMIT APPLICATION

[X] Indoor

[ ] Outdoor

PART I
ORGANIZATION

All information in this section is required

- 1. Corporation/Sole Proprietor name Tree casa Inc / Tree Bertam
2. D/B/A (Business Name) El Gato Continua 3. Bus. Phone 802 540-3095
4. Business Address 169 Church St, Burlington
5. Mailing Address ''
6. Contact person David Beams 7. Contact Phone 617-549-8643
8. Email contact address dbeams2@gmail.com

PART II
OPERATION

- 1. Do you currently have a Liquor License? Yes or No
2. Do you currently have an Entertainment Permit/Special Event Permit? Yes or No
3. Proposed Date(s) for this Special Event 3/15/14
4. Proposed Hours for this Special Event 10pm - 1am
5. Proposed Location for this Special Event Specify if event will be on City street or right-of-way
At El Gato (169 Church St)

For this Proposed location please answer the following questions:

- a) Occupancy Load 101 b) # of Restrooms 2 c) # of Egresses 3
d) Date of last Fire/Safety Check 2/14 e) Dancing by Patrons? Yes or No
f) Amplified Music? Yes or No g) Will additional staff and/or security be required? Yes or No

Handwritten notes: \$25.00, pd cash, 2/25/14

Vertical stamp: RECEIVED, FEB 25 14 26, BURLINGTON CLERK TREASURY OFFICE

(Continued on back)

Fee \$25.00

**PART III  
DESCRIPTION OF ENTERTAINMENT**

Please give DETAILED description of the type of entertainment for which you are applying:

Description Salsa night. DJ and Salsa dancing  
Bar will remain open but kitchen will close.

**STATEMENT OF APPLICANT:** Under the pains and penalties of perjury, I affirm that the preceding answers are true to the best of my knowledge and belief. I have read, understand and agree to comply with all City and State conditions, laws, ordinances, regulations and statutes.

DATE SIGNED: 2-25-14

SIGNATURE OF APPLICANT David Beams

PRINT NAME: David Beams

RELATIONSHIP TO BUSINESS General manager

**OFFICE USE ONLY**

Fee Paid \$ 25.00 Date: 2/25/14 Fee Returned \$ \_\_\_\_\_ Date: \_\_\_\_\_

At their meeting of \_\_\_\_\_, the Burlington City Council License Committee recommended  
Approval \_\_\_\_\_ Denial \_\_\_\_\_

At their meeting of \_\_\_\_\_, the Burlington City Council \_\_\_\_\_ this SPECIAL  
entertainment permit application.



Fee \$25.00

May 1, 2012 ---- April 30, 2013

# CITY OF BURLINGTON SPECIAL EVENT ENTERTAINMENT PERMIT APPLICATION

Indoor  Outdoor

## PART I ORGANIZATION

All information in this section is required

RECEIVED  
FEB 24 P 3:06  
BURLINGTON CLERK  
TREASURY OFFICE

- 1. Corporation/Sole Proprietor name MM Small and Co LLC
- 2. D/B/A (Business Name) Manhattan Pizza Pub 3. Bus. Phone 802 658 6776
- 4. Business Address 167 Main st
- 5. Mailing Address 167 Main st
- 6. Contact person Sam Tolstai 7. Contact Phone 973 886 8151
- 8. Email contact address bookingmanhattan@gmail.com

## PART II OPERATION

- 1. Do you currently have a Liquor License? Yes or No
- 2. Do you currently have an Entertainment Permit/Special Event Permit? Yes or No
- 3. Proposed Date(s) for this Special Event 3/23/14
- 4. Proposed Hours for this Special Event 9-1am
- 5. Proposed Location for this Special Event Specify if event will be on City street or right-of-way

**For this Proposed location please answer the following questions:**

- a) Occupancy Load 88 b) # of Restrooms 2 c) # of Egresses 3
- d) Date of last Fire/Safety Check 2/16/13 e) Dancing by Patrons? Yes or No
- f) Amplified Music? Yes or No g) Will additional staff and/or security be required? Yes or No

*paid 3/24/14  
check # 3139*

(Continued on back)

**PART III  
DESCRIPTION OF ENTERTAINMENT**

Please give DETAILED description of the type of entertainment for which you are applying:

Description Hosting a benefit event for a new small  
business in Burlington. Event will include  
2 local bands with amplified music.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**STATEMENT OF APPLICANT:** Under the pains and penalties of perjury, I affirm that the preceding answers are true to the best of my knowledge and belief. I have read, understand and agree to comply with all City and State conditions, laws, ordinances, regulations and statutes.

DATE SIGNED: 2/24/14  
SIGNATURE OF APPLICANT 

PRINT NAME: Sam Tolstui

RELATIONSHIP TO BUSINESS owner

**OFFICE USE ONLY**

Fee Paid \$ \_\_\_\_\_ Date: \_\_\_\_\_ Fee Returned \$ \_\_\_\_\_ Date: \_\_\_\_\_

At their meeting of \_\_\_\_\_, the Burlington City Council License Committee recommended  
Approval \_\_\_\_\_ Denial \_\_\_\_\_

At their meeting of \_\_\_\_\_, the Burlington City Council \_\_\_\_\_ this SPECIAL  
entertainment permit application.



Fee \$25.00

May 1, 2013 ---- April 30, 2014

CITY OF BURLINGTON
SPECIAL EVENT
ENTERTAINMENT PERMIT APPLICATION

[X] Indoor [ ] Outdoor

PART I
ORGANIZATION

All information in this section is required

- 1. Corporation/Sole Proprietor name THE SKINNY PANCAKE INC
2. D/B/A (Business Name) The Skinny Pancake 3. Bus. Phone (802) 540-0188
4. Business Address 60 Lake Street Suite 1A
5. Mailing Address Burlington VT, 05401 (same address)
6. Contact person Lauren Nealy 7. Contact Phone (802) 233-5243
8. Email contact address Nealy@HaveYourCakeCatering.com

PART II
OPERATION

- 1. Do you currently have a Liquor License? Yes or No
2. Do you currently have an Entertainment Permit/Special Event Permit? Yes or No
3. Proposed Date(s) for this Special Event March 14, 2014.
4. Proposed Hours for this Special Event 8pm - 2am
5. Proposed Location for this Special Event Specify if event will be on City street or right-of-way
Skinny Pancake, 60 Lake Street (INSIDE)

For this Proposed location please answer the following questions:

- a) Occupancy Load 190 b) # of Restrooms 10 c) # of Egresses 3
d) Date of last Fire/Safety Check July 2013 e) Dancing by Patrons Yes or No
f) Amplified Music Yes or No g) Will additional staff and/or security be required? Yes or No

(Continued on back)

**PART III  
DESCRIPTION OF ENTERTAINMENT**

Please give DETAILED description of the type of entertainment for which you are applying:

Description We will be having "Toy Soldiers" play on Friday March 3rd, 2014 and would love to move our tables so our patrons can dance their hearts out!

RECEIVED  
MAR - 3 2:14  
CITY CLERK'S OFFICE  
BURLINGTON, VT

**STATEMENT OF APPLICANT:** Under the pains and penalties of perjury, I affirm that the preceding answers are true to the best of my knowledge and belief. I have read, understand and agree to comply with all City and State conditions, laws, ordinances, regulations and statutes.

DATE SIGNED: 3/3/14  
SIGNATURE OF APPLICANT *Lauren Nealy*

PRINT NAME: Lauren Nealy

RELATIONSHIP TO BUSINESS Catering + Events Manager

OFFICE USE ONLY chk# 21153 lo

Fee Paid \$ 25.00 Date: 3/3/14 Fee Returned \$ \_\_\_\_\_ Date: \_\_\_\_\_

At their meeting of \_\_\_\_\_, the Burlington City Council License Committee recommended Approval \_\_\_\_\_ Denial \_\_\_\_\_

At their meeting of \_\_\_\_\_, the Burlington City Council \_\_\_\_\_ this SPECIAL entertainment permit application.

CITY OF BURLINGTON  
**PERMIT**

DATE: March 6<sup>th</sup>, 9<sup>th</sup>, 11<sup>th</sup>, 16<sup>th</sup>, 18<sup>th</sup>, 23<sup>rd</sup>, 25<sup>th</sup>, 26<sup>th</sup> 2014

TIME: 9:00pm – 2:00am

LOCATION: Club Metronome

EVENT: Under 21 Event ORGANIZATION: Night Club 660-2088

COORDINATORS: NECTAR'S

PERMIT ISSUED BY POLICE DEPARTMENT

DATE: 2/24

TIME: 1830

SIGNATURE OF DEPARTMENT REPRESENTATIVE

*[Handwritten Signature]*  
Sergeant Matthew Sullivan  
LT. SHAWN BURKE

ADDITIONAL INFORMATION:

- Number of staff for compliance monitoring (1:25 ratio)
- No admittance of anyone under 21 after 11:00pm
- No re-entry of anyone under 21
- Two forms of visible, non-transferable identification will be used to designate persons who are 21 years of age or older (i.e. reflective bands, hand stamps, etc.)
- **All employees included in the 1:25 ratio shall wear clothing clearly identifying them as staff.**
- Club may operate each night of the week, providing that the staffing ratio allows, etc.
- Number of staff for compliance monitoring (up to 18)
- Organization will comply with all Standard Conditions as issued for Entertainment Permits controlling Under 21 Events
- Other \_\_\_\_\_

RECEIVED  
MARCH 25 A 9:03  
BURLINGTON POLICE DEPARTMENT  
OFFICE

*I, the undersigned, hereby certify that the foregoing is a true and accurate representation. Any false statement herein may result in revocation of this permit. I acknowledge that failure to abide by the above conditions can result in this permit being revoked.*

SIGNATURE: *[Handwritten Signature]* DATE 2/17/14 PHONE 658-4771

ADDRESS:

Copies to:

- Burlington Police Uniform Services Bureau
- City Attorney
- City Clerk
- Department of Liquor Control
- Fire Department
- City Council License Committee

C = confirmed NC = Not Confirmed A = approved P = Pending EUA = Estimated Underage Attendance

FEBRUARY - CLUB METRONOME

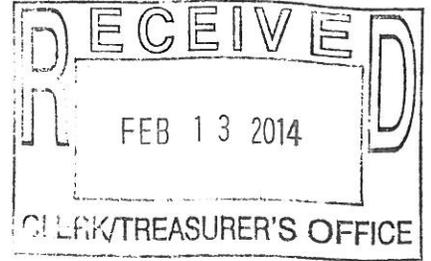
C, P TUESDAY FEBRUARY 4TH - DEAD SET (rock) EUA 20-30  
C, P WEDNESDAY FEBRUARY 5TH - ELECTRODE FNT. (electronic) EUA 10-20  
C, P SUNDAY FEBRUARY 9TH - COSBY SWEATER (electronic) EUA 10-20  
C, P TUESDAY FEBRUARY 11TH - DEAD SET (rock) EUA 20-30  
C, P SUNDAY FEBRUARY 15TH - THE FRIM (electronic) EUA 10-20  
C, P TUESDAY FEBRUARY 18TH - DEAD SET (rock) EUA 20-30  
NC, P WEDNESDAY FEBRUARY 19TH - SUPERHUMAN HAPPINESS (electronic) EUA 10-20  
NC, P THURSDAY FEBRUARY 20TH - SCRATCH BASTID (hip hop) EUA 10-20  
NC, P SUNDAY FEBRUARY 23RD - HOT SINCE 95 (electronic) EUA 10-20  
C, P TUESDAY FEBRUARY 25TH - DEAD SET (rock) EUA 20-30

C, P THURSDAY MARCH 6TH - KING OF VT (hip hop) EUA 10-20  
NC, P SUNDAY MARCH 9TH - GLEN MATLOCK (punk) EUA 10-20  
C, P TUESDAY MARCH 11TH - DEAD SET (rock) EUA 20-30  
NC, P SUNDAY MARCH 16TH - SLIM PCKNZ (electronica) EUA 10-20  
C, P TUESDAY MARCH 18TH - DEAD SET (rock) EUA 20-30  
NC, P SUNDAY MARCH 23RD - DJ REKKON (electronica) EUA 10-20  
C, P TUESDAY MARCH 25TH - DEAD SET (rock) EUA 20-30  
C, P WEDNESDAY MARCH 26TH - HEAVYWEIGHTS (electronica) EUA 10-20

RECEIVED  
24 FEB 25 A 9:03  
DURHAM  
REASONS  
P.S. OFFICE



SWORN COMPLAINT  
LICENSING OR PERMIT VIOLATION



     Peddler Permit   X   Entertainment Permit      Sidewalk Café License (not CSM)  
     Other License or Permit     

Name of Establishment   1/2 LOUNGE   Address   136 1/2 CHURCH ST  

Name of Complainant   DANIEL MYETTE   Contact Info   288-6665  

Date of alleged violation   FEB 7 & 8 / MOST WEEKENDS  

COMPLAINT

Now comes   DANIEL MYETTE  , Affiant and after being duly sworn on oath,  
deposes and says:

  1/2 PLAYS MUSIC WITH A VERY LOW BASS THAT PERMEATES MY BUILDING TO THE POINT THAT MY LIGHT FIXTURES VIBRATE — IT STARTS @ AROUND 10PM & ENDS @ 2AM OR LATER. THIS IS NOT IGNORANCE ON THEIR PART AS I HAVE ASKED / SPOKE TO OWNERS ABOUT THIS ISSUE.  

  THANK YOU  

(Additional Space on other side)

Dated this   11<sup>TH</sup>   day of   FEB  , <sup>2014</sup> ~~2012~~ at   BURLINGTON  , Vermont.

  [Signature]    
Affiant/Complainant

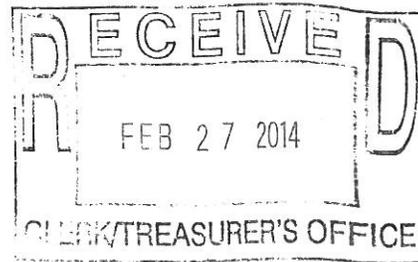
Subscribed and sworn to before me at   Burlington  , Vermont   13   day of   Feb  , <sup>2014</sup> ~~2012~~.

  Jean Pouli - Notary

PLEASE FILL THIS  
OUT / RETURNS TO CITY  
CLERK'S OFFICE ASAP  
OR GIVE TO #3



SWORN COMPLAINT  
LICENSING OR PERMIT VIOLATION



Peddler Permit  Entertainment Permit  Sidewalk Café License (not CSM)  
 Other License or Permit

Name of Establishment RED SQUARE 136  
H2 LOUNGE Address 136 1/2 CHURCH ST

Name of Complainant Frances Young Contact Info 802-738-8036

Date of alleged violation WED, 2/26-THURS, 2/27 frances.young77@gmail.com

COMPLAINT

Now comes Frances Young, Affiant and after being duly sworn on oath,  
deposes and says:

*I am having trouble with the volume of the music, especially the loud bass, at night. I live at 146 Church Street, having moved here January 1. There is very loud music every Thurs, Friday + Saturday nights until 2 AM. My neighbors told me that we deal with it those three days per week. It has been difficult for me working on Friday mornings & the occasional Saturday that I work, but at least I can get my 8 hours in four nights per week. I'm complaining because now it has happened on a*

(Additional Space on other side)

Dated this 27<sup>th</sup> day of February, <sup>2014</sup>~~2012~~ at Burlington, Vermont.

Frances Young  
Affiant/Complainant

Subscribed and sworn to before me at \_\_\_\_\_, Vermont \_\_\_\_\_ day of \_\_\_\_\_, 2012.

Wednesday.

The Bass is so strong that I feel rock pounding  
note in my chest. The music, in general, is so  
loud that recently I was on the phone with a friend  
with my windows closed and he could hear it.

I expect to hear music living this close to  
clubs - it's just a matter of September. I wish  
they could <sup>turn</sup> down the volume, especially of the  
bass, on all of their loud music nights.

I also hate that they may be adding Wednesdays  
rows. That leaves me with only 3 good night's  
sleep in a week! I wish I had a decibal counter  
because it's hard to portray just how loud it is.  
It shakes the walls and floor. Any help from  
the City of Burlington would be greatly appreciated!

(I had heard & assumed that this music was  
from The 1/2 Lounge. I dressed and got out  
and walked around last night after midnight.  
It is from Red Square and is not from live  
music - but is the DJ.)

FRANCIS #4

**Resolution Relating to**

LICENSE AGREEMENTS FOR ENCUMBRANCES OUTSIDE OF THE CHURCH ST. MARKETPLACE – PROPOSAL FOR CHANGES TO APPROVAL PROCESS FOR RENEWAL APPLICATIONS

**RESOLUTION**

Sponsor(s): **Councilors Blais, Tracy, Ayres: License Com. Pending approval on 3/5/14**

Introduced: \_\_\_\_\_

Referred to: \_\_\_\_\_

Action: \_\_\_\_\_

Date: \_\_\_\_\_

Signed by Mayor: \_\_\_\_\_

**CITY OF BURLINGTON**

In the year Two Thousand Fourteen .....

Resolved by the City Council of the City of Burlington, as follows:

1 That WHEREAS, the current process for the annual renewal of existing, non-Church Street  
2 Marketplace License Agreements relating to encumbrances (for tables and chairs, awnings, signs, and  
3 other encumbrances that overhang the public right-of-way) is unduly time consuming and cumbersome;  
4 and

5 WHEREAS, in order to implement a more efficient procedure that benefits both the licensees  
6 seeking annual renewals and city officials charged with processing such renewals, the following  
7 procedure shall be implemented for licensees seeking an annual renewal of existing, non-Church Street  
8 Marketplace License Agreements:

- 9 1) the licensee shall submit an annual renewal application to the City Clerk/Treasurer’s Office  
10 with the appropriate fee, including with such application updated proof of insurance and all  
11 applicable endorsements;
- 12 2) the application shall also include a certification by the licensee that the renewal does not  
13 amend, modify or otherwise change the existing License Agreement;
- 14 3) upon a certification by the Department of Public Works that each licensee is in compliance  
15 with the terms of the existing License Agreement, the Treasurer’s Office shall submit to the  
16 City Council a listing of all such annual renewals;
- 17 4) if the renewal is approved by the City Council, the communication from the Treasurer’s  
18 Office, the certificate of compliance by the Department of Public Works, the renewal  
19 application by the licensee with the required documentation, and proof of the payment of the  
20 fee shall constitute the extension of the existing License Agreement for one year; and

21 WHEREAS, this proposed change to the process for the approval of renewals to existing, non-  
22 Church Street Marketplace License Agreements was approved by the License Committee at its

LICENSE AGREEMENTS FOR ENCUMBRANCES OUTSIDE OF  
THE CHURCH ST. MARKETPLACE – PROPOSAL FOR CHANGES  
TO APPROVAL PROCESS FOR RENEWAL APPLICATIONS

23 March 5, 2014 meeting, with a request that the proposal be submitted to the entire City Council for  
24 its review and approval;

25 NOW, THEREFORE, BE IT RESOVLED that the process for the approval of existing,  
26 non-Church Street Marketplace License Agreements for encumbrances outside the Church Street  
27 Marketplace shall be amended as herein provided.

28  
29  
30  
31  
32

lb/GM/2014/License Agreements for Encumbrances outside the Marketplace – New Process for Renewal Applications  
2/27/14

DRAFT