



City Council License Committee Meeting, Tuesday, September 12, 2017, begins right after the Local Control Sub-committee Meeting adjourns, Conference Room 12, City Hall 9/12/2017

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Generated by Christine Dunbar on Wednesday, September 13, 2017

Members present

Adam Roof, Max Tracy, Richard Deane

Also present

Lori Olberg, C/T; Anthea Dexter-Cooper, City Attorney

Meeting called to order at 5:00 PM

1. Agenda

Action, Procedural: 1.01 Motion to amend/adopt agenda

motion to amend/adopt agenda as follows: add to the consent agenda item 2.11 Communication: BPD, re: Bittersweet Block Party, September 16th with the motion "to waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.12 Communication: BPD, re: Caroline Street Block Party, September 24th with the motion to "waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.13 Communication: BPD, re: Henry Street Block Party, September 24th with the motion to "waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.14 Special Event Outdoor Entertainment Permit Application (one day only): Citizen Cider, 316 Pine Street, Suite 114, 9/24/17, 12 pm - 6 pm with the motion to "approve the one day only special event outdoor entertainment permit application for Citizen Cider, 316 Pine Street, Suite 114, 9/24/17, 12 pm - 6 pm"

Motion by Adam Roof, second by Max Tracy.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Richard Deane

2. Consent Agenda



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Action (Consent), Procedural: 2.01 Motion to amend/adopt agenda taking the actions as indicated
motion to amend/adopt agenda taking the actions as indicated: add to the consent agenda item 2.11 Communication: BPD, re: Bittersweet Block Party, September 16th with the motion "to waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.12 Communication: BPD, re: Caroline Street Block Party, September 24th with the motion to "waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.13 Communication: BPD, re: Henry Street Block Party, September 24th with the motion to "waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.14 Special Event Outdoor Entertainment Permit Application (one day only): Citizen Cider, 316 Pine Street, Suite 114, 9/24/17, 12 pm - 6 pm with the motion to "approve the one day only special event outdoor entertainment permit application for Citizen Cider, 316 Pine Street, Suite 114, 9/24/17, 12 pm - 6 pm"

Motion by Adam Roof, second by Max Tracy.
Final Resolution: Motion Carries
Yea: Adam Roof, Max Tracy, Richard Deane

Action (Consent), Communication, Information: 2.02 Communication: BPD, re: BFAA Local #3044 Street Event, August 25th, 2017
motion to amend/adopt agenda taking the actions as indicated: add to the consent agenda item 2.11 Communication: BPD, re: Bittersweet Block Party, September 16th with the motion "to waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.12 Communication: BPD, re: Caroline Street Block Party, September 24th with the motion to "waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.13 Communication: BPD, re: Henry Street Block Party, September 24th with the motion to "waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.14 Special Event Outdoor Entertainment Permit Application (one day only): Citizen Cider, 316 Pine Street, Suite 114, 9/24/17, 12 pm - 6 pm with the motion to "approve the one day only special event outdoor entertainment permit application for Citizen Cider, 316 Pine Street, Suite 114, 9/24/17, 12 pm - 6 pm"

Motion by Adam Roof, second by Max Tracy.
Final Resolution: Motion Carries
Yea: Adam Roof, Max Tracy, Richard Deane

Action (Consent), Communication, Information: 2.03 Communication: BPD, re: Main Street Block Party, 9-2-17
motion to amend/adopt agenda taking the actions as indicated: add to the consent agenda item 2.11 Communication: BPD, re: Bittersweet Block Party, September 16th with the motion "to waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.12 Communication: BPD, re: Caroline Street Block Party, September 24th with the motion to "waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.13 Communication: BPD, re: Henry Street Block Party, September 24th with the motion to "waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.14 Special Event Outdoor Entertainment Permit



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Application (one day only): Citizen Cider, 316 Pine Street, Suite 114, 9/24/17, 12 pm - 6 pm with the motion to "approve the one day only special event outdoor entertainment permit application for Citizen Cider, 316 Pine Street, Suite 114, 9/24/17, 12 pm - 6 pm"

Motion by Adam Roof, second by Max Tracy.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Richard Deane

Action (Consent), Communication, Information: 2.04 Communication: BPD, re: Criterium Bike Race, Monday, September 4th, 2017

motion to amend/adopt agenda taking the actions as indicated: add to the consent agenda item 2.11 Communication: BPD, re: Bittersweet Block Party, September 16th with the motion "to waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.12 Communication: BPD, re: Caroline Street Block Party, September 24th with the motion to "waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.13 Communication: BPD, re: Henry Street Block Party, September 24th with the motion to "waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.14 Special Event Outdoor Entertainment Permit Application (one day only): Citizen Cider, 316 Pine Street, Suite 114, 9/24/17, 12 pm - 6 pm with the motion to "approve the one day only special event outdoor entertainment permit application for Citizen Cider, 316 Pine Street, Suite 114, 9/24/17, 12 pm - 6 pm"

Motion by Adam Roof, second by Max Tracy.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Richard Deane

Action (Consent), Communication, Information: 2.05 Communication: BPD, re: Block Party, Killarney Drive, September 9, 2017

motion to amend/adopt agenda taking the actions as indicated: add to the consent agenda item 2.11 Communication: BPD, re: Bittersweet Block Party, September 16th with the motion "to waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.12 Communication: BPD, re: Caroline Street Block Party, September 24th with the motion to "waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.13 Communication: BPD, re: Henry Street Block Party, September 24th with the motion to "waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.14 Special Event Outdoor Entertainment Permit Application (one day only): Citizen Cider, 316 Pine Street, Suite 114, 9/24/17, 12 pm - 6 pm with the motion to "approve the one day only special event outdoor entertainment permit application for Citizen Cider, 316 Pine Street, Suite 114, 9/24/17, 12 pm - 6 pm"

Motion by Adam Roof, second by Max Tracy.

Final Resolution: Motion Carries



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Yea: Adam Roof, Max Tracy, Richard Deane

Action (Consent), Communication, Information: 2.06 Communication: BPD, re: Pride Center of Vermont Parade, September 10th, 2017

motion to amend/adopt agenda taking the actions as indicated: add to the consent agenda item 2.11 Communication: BPD, re: Bittersweet Block Party, September 16th with the motion "to waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.12 Communication: BPD, re: Caroline Street Block Party, September 24th with the motion to "waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.13 Communication: BPD, re: Henry Street Block Party, September 24th with the motion to "waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.14 Special Event Outdoor Entertainment Permit Application (one day only): Citizen Cider, 316 Pine Street, Suite 114, 9/24/17, 12 pm - 6 pm with the motion to "approve the one day only special event outdoor entertainment permit application for Citizen Cider, 316 Pine Street, Suite 114, 9/24/17, 12 pm - 6 pm"

Motion by Adam Roof, second by Max Tracy.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Richard Deane

Action (Consent), Communication, Information: 2.07 Communication: BPD, re: Prevent Child Abuse Vermont March, 9-16-17

motion to amend/adopt agenda taking the actions as indicated: add to the consent agenda item 2.11 Communication: BPD, re: Bittersweet Block Party, September 16th with the motion "to waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.12 Communication: BPD, re: Caroline Street Block Party, September 24th with the motion to "waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.13 Communication: BPD, re: Henry Street Block Party, September 24th with the motion to "waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.14 Special Event Outdoor Entertainment Permit Application (one day only): Citizen Cider, 316 Pine Street, Suite 114, 9/24/17, 12 pm - 6 pm with the motion to "approve the one day only special event outdoor entertainment permit application for Citizen Cider, 316 Pine Street, Suite 114, 9/24/17, 12 pm - 6 pm"

Motion by Adam Roof, second by Max Tracy.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Richard Deane



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Action (Consent), Communication, Information: 2.08 Communication: BPD, re: Open Streets, Sunday, September 17th, 2017 motion to amend/adopt agenda taking the actions as indicated: add to the consent agenda item 2.11 Communication: BPD, re: Bittersweet Block Party, September 16th with the motion "to waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.12 Communication: BPD, re: Caroline Street Block Party, September 24th with the motion to "waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.13 Communication: BPD, re: Henry Street Block Party, September 24th with the motion to "waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.14 Special Event Outdoor Entertainment Permit Application (one day only): Citizen Cider, 316 Pine Street, Suite 114, 9/24/17, 12 pm - 6 pm with the motion to "approve the one day only special event outdoor entertainment permit application for Citizen Cider, 316 Pine Street, Suite 114, 9/24/17, 12 pm - 6 pm"

Motion by Adam Roof, second by Max Tracy.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Richard Deane

Action (Consent), Communication, Information: 2.09 Communication: BPD, re: Green Mountain Animal Defenders Walk, Saturday, September 30th 2017 motion to amend/adopt agenda taking the actions as indicated: add to the consent agenda item 2.11 Communication: BPD, re: Bittersweet Block Party, September 16th with the motion "to waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.12 Communication: BPD, re: Caroline Street Block Party, September 24th with the motion to "waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.13 Communication: BPD, re: Henry Street Block Party, September 24th with the motion to "waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.14 Special Event Outdoor Entertainment Permit Application (one day only): Citizen Cider, 316 Pine Street, Suite 114, 9/24/17, 12 pm - 6 pm with the motion to "approve the one day only special event outdoor entertainment permit application for Citizen Cider, 316 Pine Street, Suite 114, 9/24/17, 12 pm - 6 pm"

Motion by Adam Roof, second by Max Tracy.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Richard Deane

Action (Consent), Communication, Information: 2.10 Communication: BPD, re: Vermont CARES Walk, Sunday, October 1st, 2017

motion to amend/adopt agenda taking the actions as indicated: add to the consent agenda item 2.11 Communication: BPD, re: Bittersweet Block Party, September 16th with the motion "to waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.12 Communication: BPD, re: Caroline Street Block Party, September 24th with the motion to "waive the reading, accept the communication and place it on file"; add to the consent agenda item



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2.13 Communication: BPD, re: Henry Street Block Party, September 24th with the motion to "waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.14 Special Event Outdoor Entertainment Permit Application (one day only): Citizen Cider, 316 Pine Street, Suite 114, 9/24/17, 12 pm - 6 pm with the motion to "approve the one day only special event outdoor entertainment permit application for Citizen Cider, 316 Pine Street, Suite 114, 9/24/17, 12 pm - 6 pm"

Motion by Adam Roof, second by Max Tracy.
Final Resolution: Motion Carries
Yea: Adam Roof, Max Tracy, Richard Deane

Action (Consent), Communication, Information: 2.11 Communication: BPD, re: Bittersweet Lane Block Party, September 16th motion to amend/adopt agenda taking the actions as indicated: add to the consent agenda item 2.11 Communication: BPD, re: Bittersweet Block Party, September 16th with the motion "to waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.12 Communication: BPD, re: Caroline Street Block Party, September 24th with the motion to "waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.13 Communication: BPD, re: Henry Street Block Party, September 24th with the motion to "waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.14 Special Event Outdoor Entertainment Permit Application (one day only): Citizen Cider, 316 Pine Street, Suite 114, 9/24/17, 12 pm - 6 pm with the motion to "approve the one day only special event outdoor entertainment permit application for Citizen Cider, 316 Pine Street, Suite 114, 9/24/17, 12 pm - 6 pm"

Motion by Adam Roof, second by Max Tracy.
Final Resolution: Motion Carries
Yea: Adam Roof, Max Tracy, Richard Deane

Action (Consent), Communication, Information: 2.12 Communication: BPD, re: Caroline Street Block Party, September 24th motion to amend/adopt agenda taking the actions as indicated: add to the consent agenda item 2.11 Communication: BPD, re: Bittersweet Block Party, September 16th with the motion "to waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.12 Communication: BPD, re: Caroline Street Block Party, September 24th with the motion to "waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.13 Communication: BPD, re: Henry Street Block Party, September 24th with the motion to "waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.14 Special Event Outdoor Entertainment Permit Application (one day only): Citizen Cider, 316 Pine Street, Suite 114, 9/24/17, 12 pm - 6 pm with the motion to "approve the one day only special event outdoor entertainment permit application for Citizen Cider, 316 Pine Street, Suite 114, 9/24/17, 12 pm - 6 pm"

Motion by Adam Roof, second by Max Tracy.
Final Resolution: Motion Carries



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Yea: Adam Roof, Max Tracy, Richard Deane

Action (Consent), Communication, Information: 2.13 Communication: BPD, re: Henry Street Block Party, September 24th motion to amend/adopt agenda taking the actions as indicated: add to the consent agenda item 2.11 Communication: BPD, re: Bittersweet Block Party, September 16th with the motion "to waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.12 Communication: BPD, re: Caroline Street Block Party, September 24th with the motion to "waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.13 Communication: BPD, re: Henry Street Block Party, September 24th with the motion to "waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.14 Special Event Outdoor Entertainment Permit Application (one day only): Citizen Cider, 316 Pine Street, Suite 114, 9/24/17, 12 pm - 6 pm with the motion to "approve the one day only special event outdoor entertainment permit application for Citizen Cider, 316 Pine Street, Suite 114, 9/24/17, 12 pm - 6 pm"

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Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Richard Deane

Action (Consent): 2.14 Special Event Outdoor Entertainment Permit Application (one day only): Citizen Cider, 316 Pine Street, Suite 114, 9/24/17, 12 pm - 6 pm motion to amend/adopt agenda taking the actions as indicated: add to the consent agenda item 2.11 Communication: BPD, re: Bittersweet Block Party, September 16th with the motion "to waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.12 Communication: BPD, re: Caroline Street Block Party, September 24th with the motion to "waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.13 Communication: BPD, re: Henry Street Block Party, September 24th with the motion to "waive the reading, accept the communication and place it on file"; add to the consent agenda item 2.14 Special Event Outdoor Entertainment Permit Application (one day only): Citizen Cider, 316 Pine Street, Suite 114, 9/24/17, 12 pm - 6 pm with the motion to "approve the one day only special event outdoor entertainment permit application for Citizen Cider, 316 Pine Street, Suite 114, 9/24/17, 12 pm - 6 pm"

Motion by Adam Roof, second by Max Tracy.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Richard Deane



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3. Deliberative Agenda

Action: 3.01 Peddler License Application: Marshall Cummings, d/b/a Mac's Sugar Shack
move to table peddler license application for Marshall Cummings, d/b/a Mac's Sugar Shack

Marshall Cummings not present

Motion by Adam Roof, second by Max Tracy.
Final Resolution: Motion Carries
Yea: Adam Roof, Max Tracy, Richard Deane

Action: 3.02 Special Event Outdoor Entertainment Permit Application (four days only): Oktoberfest Vermont LLC at Waterfront Park
approve four day only special event outdoor entertainment permit application for Oktoberfest Vermont LLC at Waterfront Park

Motion by Adam Roof, second by Max Tracy.

Final Resolution: Motion Carries
Yea: Adam Roof, Max Tracy, Richard Deane

4. Other Business

Information: 4.01 Verbal Comments

RD began discussion on concerns regarding establishments with indoor entertainment licenses who have their windows open allowing the sound to spill out into the surrounding neighborhoods. There have been complaints from downtown residents in the past with a more recent one from Jayne Bayley Brown who is claiming the late night music is too loud and can be heard at her residence when windows are open. RD suggested adding this issue to the next agenda to discuss openly what to do and how to handle these complaints as they come in. LO stated that Jayne sent a communication back in April and was on the agenda but she never showed up. In May, Jayne was present at the meeting and spoke with the establishment's owner. LO stated that if they were going to move forward with another complaint that the establishment and owner needs to be aware of the complaint ahead of time. AR has concerns limiting this conversation to just one or a handful of establishments and if there is going to be a line drawn between indoor and outdoor permits then it needs to be



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done carefully and to be fair to all establishments. RD stated that Councilor Shannon wants this issue addressed but did not specify to what extent. MT would like more involvement and clarification on how to handle this situation. RD suggested Shannon join the next meeting in helping to address this issue. LO introduced AD and asked her thoughts on the issue and AD asked if there was a city noise ordinance set in place already or is that something that needs to be created. RD stated there was one in place but not sure that it specifies decibel levels. LO asked the Board if they want this specific complaint on for the 24th meeting, they stated yes. LO will reach out to Nectars and will let them know the situation. AR stated that if both parties do not show up to the meeting, it will be difficult for the Board to take any action.

5. Adjournment

Action, Procedural: 5.01 Motion to adjourn
motion to adjourn at 5:16 PM

Motion by Adam Roof, second by Max Tracy.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Richard Deane