



Local Control Commission Meeting - Monday, August 12, 2019, Contois Auditorium, City Hall 8/12/2019

BURLINGTON CITY COUNCIL

CONTOIS AUDITORIUM, CITY HALL

BURLINGTON, VERMONT

LOCAL CONTROL COMMISSION

MINUTES OF MEETING

August 12, 2019

MEMBERS PRESENT: Kurt Wright (Council President) – Ward 4

Perri Freeman – Central District

Franklin Paulino – North District

Joan Shannon – South District

Jack Hanson – East District

Sharon Foley Bushor – Ward 1

Max Tracy – Ward 2

Brian Pine – Ward 3 [via telephone]

William “Chip” Mason – Ward 5 [via telephone]

Karen Paul – Ward 6

Ali Dieng – Ward 7

Adam Roof – Ward 8

ADMINISTRATION: Mayor Weinberger

Beth Anderson, CAO

Rich Goodwin, DFO

Eileen Blackwood, City Attorney

Jordan Redell, Mayor’s Office

Olivia LaVecchia, Mayor’s Office



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John Vickery, Assessor

Deanna Paluba, HR

Brian Lowe, IT

Lori Olberg, C/T

Amy Bovee, C/T

Chapin Spencer, DPW

Cindi Wight, Parks & Rec

VJ Comai, City Arborist

OTHERS PRESENT:

Vincent Pierce

Blane Bowlin

John Valente

Representatives from Urban Offsets

Ernie Carver

Lucy Gluck

Jim Sullivan

James Leas

Laurie Larson

Jean Kennedy

Will Hurd

Marguerite Adelman

Jackie Schultz

Marilyn Alix

Andrew Simon

Karen Montague

Charlie Messing

Jean Hopkins

Stan Hills

Jennifer Decker



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Kai Forlie

Charles Simpson

Janet Kahn

Joanne Hunt

Genevieve Jacobs

Laura Nace

Brynne Martin

Mark Benton

Natalie Brown

Shane Caruth

Brian Cina

J.F. Carter Newhauser

Beau Doucette

1.0 CALL TO ORDER and AGENDA

Council President Wright called the meeting of the Local Control Commission to order at 8:35 PM on August 12, 2019.

1.01 Agenda

MOTION by Councilor Roof, SECOND by Councilor Hanson, to approve the agenda as presented. VOTING: unanimous; motion carried.

2.0 CONSENT AGENDA

2.01 Amend/Adopt Agenda and Take Action as Indicated

2.02 Expansion of Outside Consumption Permit (2 days), Ken's Pizza and Pub, 71 Church Street, August 21 & 22

MOTION by Councilor Roof, SECOND by Councilor Hanson, to adopt the Consent Agenda (Items 2.01 & 2.02) and



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take the actions indicated. VOTING: unanimous; motion carried.

3.0 DELIBERATIVE AGENDA

3.01 First Class Restaurant/Bar Liquor License Application 2019-2020: Burly Axe, 294 North Winooski Avenue

MOTION by Councilor Roof, SECOND by Councilor Hanson, to approve the First Class Restaurant/Bar Liquor License Application 2019-2020 for Burly Axe, 294 North Winooski Ave provided all city permits are closed out and contingent upon Fire Marshall approval with all standard conditions.

DISCUSSION:

- Councilor Tracy opposed the permit because mixing weapons and alcohol is not a good idea or a good fit.
- Councilor Bushor echoed the concern of mixing alcohol and weapons.
- Councilor Roof pointed out the establishment is not a bar, but a place where patrons purchase a time slot with a coach in a controlled environment.
- Mike Garber, business owner, explained the coach teaches people how to throw an ax (hatchet) throughout the hour session to ensure they are doing this in a safe manner. The environment is more recreation than a bar with the arrangement being similar to a bowling alley where you go up onto the lane to bowl then return behind the lane and have a beverage or snack. Patrons will come into the lobby and do the paperwork, and can get a beverage or snack then go into the target area. People are not coming and going in the target area. A maximum of eight people will be allowed in each target area. The establishment will only hold 32 people.
- Councilor Dieng asked about visiting the site. Mike Garber said there is construction ongoing now, but a visit is possible.
- Councilor Freeman asked if the city is liable. Mike Garber said statistics show the sport (ax throwing) is not as dangerous as bowling. More people get hurt bowling. The ax that is thrown is a hatchet. City Attorney Blackwood advised there is no liability to the city as the licensing entity.

MOTION by Councilor Roof, SECOND by Councilor Bushor, to postpone action on the Garber application until next month in order to have more discussion with the owner. VOTING: unanimous; motion carried.

3.02 First Class Restaurant/Bar Liquor License Application 2019-2020: Red Panda, 161 Church Street

MOTION by Councilor Roof, SECOND by Councilor Hanson, to approve the 2019-2020 First Class Restaurant/Bar Liquor License Application for Red Panda, 161 Church Street, with all standard conditions. VOTING: unanimous; motion carried.

3.03 Outside Consumption Permit Application 2019-2020: Piesanos Burlington, 176 Main Street

MOTION by Councilor Roof, SECOND by Councilor Hanson, to approve the 2019-2020 Outside Consumption Permit Application for Piesanos Burlington, 176 Main Street, contingent upon submittal/approval of an encumbrance application to DPW/CC. VOTING: unanimous; motion carried.

3.04 Outside Consumption Permit Application 2019-2020: Pizzeria Verita, 156 St. Paul Street





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MOTION by Councilor Roof, SECOND by Councilor Hanson, to approve the 2019-2020 First Class Restaurant/Bar Liquor License Application for Pizzeria Verita, 156 St. Paul Street. VOTING: unanimous; motion carried.

3.05 Outside Consumption Permit Application 2019-2020: Ped Panda, 161 Church Street

MOTION by Councilor Roof, SECOND by Councilor Hanson, to approve the 2019-2020 Outside Consumption Permit for Red Panda, 161 Church Street, with the condition an encumbrance application needs to be submitted to DPW for consideration as part of the next Local Control agenda for recommendation and approval by the full City Council. VOTING: unanimous; motion carried.

3.06 Outside Consumption Permit Application 2019-2020: Shinjuku Station, 260 North Street

MOTION by Councilor Roof, SECOND by Councilor Hanson, to approve the 2019-2020 Outside Consumption Permit Application for Shinjuku Station, 260 North Street. VOTING: unanimous; motion carried.

4.0 ADJOURNMENT

MOTION by Councilor Roof, SECOND by Councilor Hanson, to adjourn the meeting. VOTING: unanimous; motion carried.

The Local Control Commission meeting was adjourned at 8:55 PM

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