

CITY OF WARWICK

LESLIE WALASKA BAXTER POLICE DEPARTMENT

Chairwoman 99 Veterans Memorial Drive

401-468-4200

JAMES PAOLUCCI

Vice-Chairman

FIRE DEPARTMENT

111 Veterans Memorial Drive

THOMAS P. MCGOVERN

401-468-4000

Clerk

BOARD OF PUBLIC SAFETY

Warwick, Rhode Island 02886

POLICE DEPARTMENT – REGULAR SESSION

BOARD OF PUBLIC SAFETY MEETING ROOM

WARWICK POLICE HEADQUARTERS

August 20, 2013

AGENDA

1. The minutes of the Board of Public Safety meeting held on Tuesday, July 16, 2013 to be submitted for approval.

ACTION:

2. Colonel Stephen M. McCartney to recommend transfers and reassignments.

ACTION:

LICENSES AND PERMITS

3. Request for Weapons Carry Permit (New) – EXECUTIVE SESSION

ACTION:

4. Request for Weapons Carry Permit (New) - EXECUTIVE SESSION

ACTION:

5. Liquor License (Class F1) Stephanie Jean Reents

Event to be held at Aspray Boathouse

September 7, 2013

5:00 p.m. – 9:00 p.m.

ACTION:

6. Liquor License (Class F) Deborah Mercer

Event to be held at Warwick Museum October 18, 2013

7:00 p.m. – 9:00 p.m.

ACTION:

7. Liquor License (Class F) Persephone Brown

Event to be held at Aspray Boathouse

November 1, 2013

3:00 p.m. – 9:00 p.m.

ACTION:

8. Liquor License (Class F) Diane Florio Penza

The Impossible Dream

Event to be held at Aspray Boathouse

September 28, 2013

6:00 p.m. – 10:00 p.m.

ACTION:

9. Liquor License (Class F) Jennifer Rudolph

Event to be held at Aspray Boathouse

August 3, 2013

11:00 a.m. – 3:00 p.m.

ACTION:

10. Liquor License (Class F1) Anne Murray
Rehearsal Dinner
Event to be held at Aspray Boathouse
August 31, 2013
2:00 p.m. – 9:00 p.m.

ACTION:

11. Liquor License (Class F) Susan Leeming
Event to be held at Aspray Boathouse
July 21, 2013
12:00 p.m. – 6:00 p.m.

ACTION:

12. Review of Chelo's Outside Entertainment License, as agreed upon by the neighbors and restaurant at the Board of Public Safety meeting on Tuesday, June 25, 2013.

ACTION:

13. Review of Mizu Japanese Steakhouse's Outside Entertainment

License, as agreed upon at the Board of Public Safety meeting on Tuesday, June 25, 2013.

ACTION:

14. Lemongrass Restaurant (Liquor License Violation) – June 21, 2013

“On Friday, June 21, 2013 at about 1530 hours I, Sgt. Robillard and Lt. Tainsh were conducting the 2013 Statewide Alcohol Purchase Survey in the City of Warwick. The Youth Inspector was identified as Calvin Carpenter. Mr. Carpenter was explained the directions for attempting to purchase alcohol and given the buy money.

Mr. Carpenter was driven to Lemongrass and entered the establishment. We were then notified via telephone that he made a successful buy of a bottle of Heineken. We entered the bar and Mr. Carpenter pointed out (S1) Lingyu Zeng (10/02/86) as the bartender who served him without asking for identification to confirm his age.

Ms. Zeng was informed that Mr. Carpenter was not of age. She was then informed that a report would be completed and forwarded to the Board of Public Safety for a review.

The receipt for the transaction was placed into evidence.”

Due to the aforementioned facts the management of Lemongrass is in violation of the following rules and regulations issued by the Board of Public Safety for the orderly operation of liquor establishments.

16. STATE LAW AND REGULATIONS: These regulations are in addition to State Law regulations to which all licenses are subject.

RIGL 3-8-5: Penalty for violations relating to underage persons. – Any person who sells or suffers to be sold or delivered any beverage to a person who has not reached his or her twenty-first (21st) birthday either for his or her own use or the use of his or her parents or any other person, or allows any person who has not reached his or her twenty-first (21st) birthday to drink beverages on premises licensed under this title or suffers or allows any persons who have not reached their eighteenth (18th) birthday to sell or serve any beverage on the premises shall for the first offense be subject to a fine of two hundred fifty dollars (\$250); for the second offense, be subject to a fine of five hundred dollars (\$500), and for the third and any subsequent offense, be subject to a fine of seven hundred fifty dollars (\$750). In the event that there are no offenses in three (3) successive years from the date of the last offense, then the next offense shall be treated as a first offense. Nothing in this chapter shall be construed to prevent licensees from hiring any person who has reached his or her

eighteenth birthday.

ACTION:

15. The Islander Restaurant (Liquor License Violation) – July 11, 2013

“On Thursday, July 11, 2013, Lt. Michael Gilbert and Captain Gregory Coutu were conducting the Statewide Alcohol Purchase Survey at various establishments with Class BV liquor licenses within the City of Warwick. Prior to the start of the survey, Lt. Gilbert and Captain Coutu met with Calvin Carpenter (dob 12/21/1992, age 20) at Warwick Police Department Headquarters.

WI Carpenter was instructed on how to conduct the survey and that he was to attempt to purchase a single bottle of Heineken beer with supplied funds and that he was to be truthful if asked his age by any of the servers.

At approximately 1515 hours, WI Carpenter entered the Islander Restaurant and a few minutes later contacted Lt. Gilbert via cell phone indicating that he had been served alcohol. WI Carpenter identified the bartender as the female who had served him a beer without asking for identification or his age. Lt Gilbert entered the establishment and made contact with the bartender Deborah Caracciolo, who admitted that she had served Carpenter. Caracciolo

indicated that she believed she had served Carpenter in the past which is why she did not ask him for ID prior to selling him the Heineken.

Lt. Gilbert advised Caracciolo to notify the owner of the liquor law violation, as she stated that she was the manager on duty.

This report to be forwarded to the Licensing Division for follow up and notification to the BOPS.”

Due to the aforementioned facts the management of The Islander is in violation of the following rules and regulations issued by the Board of Public Safety for the orderly operation of liquor establishments.

16. STATE LAW AND REGULATIONS: These regulations are in addition to State Law regulations to which all licenses are subject.

RIGL 3-8-5: Penalty for violations relating to underage persons. – Any person who sells or suffers to be sold or delivered any beverage to a person who has not reached his or her twenty-first (21st) birthday either for his or her own use or the use of his or her parents or any other person, or allows any person who has not reached his or her twenty-first (21st) birthday to drink beverages on premises licensed

under this title of suffers or allows any persons who have not reached their eighteenth (18th) birthday to sell or serve any beverage on the premises shall for the first offense be subject to a fine of two hundred fifty dollars (\$250); for the second offense, be subject to a fine of five hundred dollars (\$500), and for the third and any subsequent offense, be subject to a fine of seven hundred fifty dollars (\$750). In the event that there are no offenses in three (3) successive years from the date of the last offense, then the next offense shall be treated as a first offense. Nothing in this chapter shall be construed to prevent licensees from hiring any person who has reached his or her eighteenth birthday.

ACTION:

16. Filippou's Twisted Pizza (Liquor License Violation) – July 11, 2013

“On Thursday, July 11, 2013, Lt. Michael Gilbert and Captain Gregory Coutu were conducting the Statewide Alcohol Purchase Survey at various establishments with Class BV liquor licenses within the City of Warwick. Prior to the start of the survey, Lt. Gilbert and Captain Coutu met with Calvin Carpenter (dob 12/21/1992, age 20) at Warwick Police Department Headquarters.

WI Carpenter was instructed on how to conduct the survey and that he was to attempt to purchase a single bottle of Heineken beer with

supplied funds and that he was to be truthful if asked his age by any of the servers.

At approximately 1528 hours, WI Carpenter entered Filippou's Twisted Pizza and a few minutes later contacted Lt. Gilbert via cell phone indicating that he had been served alcohol. WI Carpenter identified the bartender as the female (Tatro) who had served him a beer without asking for identification of his age. Lt. Gilbert entered the establishment and made contact with the bartender Alyssa Tatro, who admitted that she had served Carpenter. Tatro admitted that she did not ask Carpenter his age or for an ID prior to serving him the Heineken beer.

Lt. Gilbert notified the owner Efrain Rivera, who was in the kitchen area, of the liquor law violation. Rivera was apologetic and visibly upset indicating that he is very strict with his

employees and has signs posted in the area of his register indicating that they ask anyone who looks even 30 or younger for an ID.

This report to be forwarded to the Licensing Division for follow up and notification to the BOPS.”

Due to the aforementioned facts, the management of Filippou's

Twisted Pizza is in violation of the following rules and regulations issued by the Board of Public Safety for the orderly operation of liquor establishments.

16. STATE LAW AND REGULATIONS: These regulations are in addition to State Law regulations to which all licenses are subject.

RIGL 3-8-5: Penalty for violations relating to underage persons. – Any person who sells or suffers to be sold or delivered any beverage to a person who has not reached his or her twenty-first (21st) birthday either for his or her own use or the use of his or her parents or any other person, or allows any person who has not reached his or her twenty-first (21st) birthday to drink beverages on premises licensed under this title or suffers or allows any persons who have not reached their eighteenth (18th) birthday to sell or serve any beverage on the premises shall for the first offense be subject to a fine of two hundred fifty dollars (\$250); for the second offense, be subject to a fine of five hundred dollars (\$500), and for the third and any subsequent offense, be subject to a fine of seven hundred fifty dollars (\$750). In the event that there are no offenses in three (3) successive years from the date of the last offense, then the next offense shall be treated as a first offense. Nothing in this chapter shall be construed to prevent licensees from hiring any person who has reached his or her eighteenth birthday.

ACTION:

17. Sullivan's Publick House – (Liquor License Violation) – July 11, 2013

“On Thursday, July 11, 2013, Lt. Michael Gilbert and Captain Gregory Coutu were conducting the Statewide Alcohol Purchase Survey at various establishments with Class BV liquor licenses within the City of Warwick. Prior to the start of the survey, Lt. Gilbert and Captain Coutu met with Calvin Carpenter (dob 12/21/1992, age 20) at Warwick Police Department Headquarters.

WI Carpenter was instructed on how to conduct the survey and that he was to attempt to purchase a single bottle of Heineken beer with supplied funds and that he was to be truthful if asked his age by any of the servers.

At approximately 1515 hours, WI Carpenter entered the establishment and a few minutes later contacted Lt. Gilbert via cell phone indicating that he had been served alcohol. He identified the bartender as the male who had served him a beer without asking for identification or his age. Lt. Gilbert entered the establishment and made contact with the bartender, Frank Pirri, who admitted that he had served Carpenter. Pirri indicated that he believed that he had served Carpenter in the past which is why he did not ask him for ID prior to selling him the Heineken.

Lt. Gilbert advised Pirri to notify the owner of the liquor law violation, as he stated that he was the manager on duty.

This report was forwarded to the Licensing Division for follow up and notification to the BOPS.”

Due to the aforementioned facts, the management of Sullivan’s Publick House is in violation of the following rules and regulations issued by the Board of Public Safety for the orderly operation of liquor establishments.

16. STATE LAW AND REGULATIONS: These regulations are in addition to State Law regulations to which all licenses are subject.

RIGL 3-8-5: Penalty for violations relating to underage persons. – Any person who sells or suffers to be sold or delivered any beverage to a person who has not reached his or her twenty-first (21st) birthday either for his or her own use or the use of his or her parents or any other person, or allows any person who has not reached his or her twenty-first (21st) birthday to drink beverages on premises licensed under this title or suffers or allows any persons who have not reached their eighteenth (18th) birthday to sell or serve any beverage on the premises shall for the first offense be subject to a fine of two hundred

fifty dollars (\$250); for the second offense, be subject to a fine of five hundred dollars (\$500), and for the third and any subsequent offense, be subject to a fine of seven hundred fifty dollars (\$750). In the event that there are no offenses in three (3) successive years from the date of the last offense, then the next offense shall be treated as a first offense. Nothing in this chapter shall be construed to prevent licensees from hiring any person who has reached his or her eighteenth birthday.

ACTION:

18. McKinley's (Liquor License Violation) – July 13, 2013

“On Saturday, July 13, 2013, Sergeants Palumbo and Kettelle were on a Liquor Law Compliance Survey Detail. At 1812 hours, I Sergeant Kettelle drove to McKinley's and had an underage agent go into the business to attempt to buy a beer. The underage agent was able to get served by the bartender one beer. At this point Sergeants Palumbo and Kettelle responded in to the bar and identified Nathan Roberts as the person who served the underage agent. He was advised this was a survey and was given a verbal warning.”

Due to the aforementioned facts the management of Tavern Twelve is in violation of the following rules and regulations issued by the Board of Public Safety for the orderly operation of liquor establishments.

16. STATE LAW AND REGULATIONS: These regulations are in addition to State Law regulations to which all licenses are subject.

RIGL 3-8-5: Penalty for violations relating to underage persons. – Any person who sells or suffers to be sold or delivered any beverage to a person who has not reached his or her twenty-first (21st) birthday either for his or her own use or the use of his or her parents or any other person, or allows any person who has not reached his or her twenty-first (21st) birthday to drink beverages on premises licensed under this title or suffers or allows any persons who have not reached their eighteenth (18th) birthday to sell or serve any beverage on the premises shall for the first offense be subject to a fine of two hundred fifty dollars (\$250); for the second offense, be subject to a fine of five hundred dollars (\$500), and for the third and any subsequent offense, be subject to a fine of seven hundred fifty dollars (\$750). In the event that there are no offenses in three (3) successive years from the date of the last offense, then the next offense shall be treated as a first offense. Nothing in this chapter shall be construed to prevent licensees from hiring any person who has reached his or her eighteenth birthday.

ACTION:

- 19. Liquor License (Class F) Reverend Edward Wilson, Jr.**
St. Clement Church
111 Long Street
Event to be held at Church Hall
September 14, 2013
6:00 p.m. – 11:00 p.m.

ACTION:

- 20. Liquor License (Class BV) – Transfer Nostalgia, Inc.**
d/b/a Nostalgia Grille & Lounge
557 Warwick Avenue

ACTION:

- 21. Food Vendor (Daily) Peter Gobin**
For Pete's Sake, LLC
d/b/a Mijos Tacos
Event to be held August 31, 2013

ACTION:

22. Food Vendor (Daily) Peter Gobin
For Pete's Sake, LLC
d/b/a Mijos Tacos
Event to be held September 7, 2013

ACTION:

23. Food Peddler (Trailer) - New Patrick Seafood, Inc.
d/b/a Tommy's Clamshack
2275 Warwick Avenue

ACTION:

24. Holiday Sales (New) Larina Pynne

d/b/a Larina's Rainbow of Flowers

2216 West Shore Road

ACTION:

25. Holiday Sales (New) Dollar Tree Stores, Inc.

d/b/a Dollar Tree #5350

1245 Bald Hill Road

ACTION:

26. Holiday Sales (New) Nail Pro Beaute Spa

400 Bald Hill Road, Suite 302

ACTION:

27. Second Hand Dealer (New) David Kosciusko

IBuy4Resale, Inc.

Buy Cell Fix

643 East Avenue, Unit 101

ACTION:

28. Holiday Sales (New) David Kosciusko

IBuy4Resale, Inc.

Buy Cell Fix

643 East Avenue, Unit 101

ACTION:

29. Block Party Lisa McGuire

RI Chapter of Pink Heals

Event to be held at Sunny & Shears

1265 Post Road

August 31, 2013

10:00 a.m. – 6:00 p.m.

ACTION:

30. Live Entertainment (Outside) Lisa McGuire

RI Chapter of Pink Heals

Event to be held at Sunny & Shears

1265 Post Road

August 31, 2013

10:00 a.m. – 6:00 p.m.

ACTION:

31. Block Party JONAH

George Schmeader Memorial Assoc.

Event to be held at JONAH

830 Oakland Beach Avenue

August 25, 2013

9:00 a.m. – 10:00 p.m.

ACTION:

32. Bazaar Carol Williams

Sparrow Point

311 Hardig Road, C-211

Event to be held at 311 Hardig Rd.

October 5, 2013

9:00 a.m. – 3:00 p.m.

ACTION:

33. Bazaar Claire Walker
Warwick Central Baptist Church
3270 Post Road
Event to be held at Church
November 2, 2013
8:30 a.m. – 3:00 p.m.

ACTION:

34. Itinerant Vendor Richard Sheridan
Ocean State Artisans
Event to be held at CCRI
November 29 & 30, 2013
9:00 a.m. – 5:00 p.m.

ACTION:

35. Itinerant Vendor Robert Roy
Blaine Enterprises
d/b/a Blaine's Sewing Machine Ctr.
Event to be held at Sheraton Hotel

1850 Post Road

July 19 & 20, 2013

8:00 a.m. – 6:00 p.m.

ACTION:

36. Live Entertainment (Outside) Joseph Piscopio

Jefferson Grille/Pub

137 Kilvert Street

Annual Wish Come True Party

Event to be held September 14, 2013

Rain Date September 21, 2013

3:00 p.m. – 8:30 p.m.

ACTION:

37. Outside Seating Joseph Piscopio

Scope Enterprises

d/b/a Jefferson Pub

137 Kilvert Street

Annual Wish Come True Party

Event to be held September 14, 2013

Rain Date September 21, 2013

3:00 p.m. – 8:30 p.m.

ACTION:

38. Live Entertainment (Outside, Tent) David Miller

Shannon View Inn

1901 Post Road

September 27, 2013

4:00 p.m. – 10:00 p.m.

September 28 & 29, 2013

12:00 p.m. – 10:00 p.m.

ACTION:

39. Game of Chance/Raffle Rev. Alfred Ricci

St. Gregory the Great Church

360 Cowesett Road

Event to be held at the Church

September 12-15, 2013

ACTION:

**40. Game of Chance/Raffle Deborah Scipione
Cranston High School East
Class of 1973
Event to be held at Valley CC
August 10, 2013**

ACTION:

**41. Game of Chance/Raffle Rev. Pierre Plante
St. Francis Church
596 Jefferson Boulevard
Event to be held at West Valley Inn
November 3, 2013**

ACTION:

42. Game of Chance/Raffle Eugene Pezzulli

Autos of the World, Inc.

Event to be held at Goddard Park

July 27-28, 2013

ACTION:

43. Game of Chance/Raffle Bernice Weiner

Women's Assoc. of the Jewish Seniors Agency of Rhode Island

Event to be held at 3 Shalom Drive

October 9, 2013

ACTION:

44. Game of Chance/Raffle Rev. Richard Bucci

Sacred Heart Church

Event to be held at Valley CC

September 30, 2013

ACTION:

45. Game of Chance/Raffle Stephanie Osmani

John Brown Francis PTA

Event to be held at School

October 1-31, 2103

ACTION:

46. Game of Chance/Raffle Nancy Bourque

RI Chapter American Parkinson

Disease Association

Event to be held at Warwick CC

July 28, 2013

3:30 p.m. – 8:00 p.m.

ACTION:

47. Game of Chance/Raffle Nancy Feroldi

ALS Assoc. – RI Chapter

Event to be held at the Elk's Tri City

Lodge #14

September 14, 2013

9:00 a.m. – 11:00 a.m.

ACTION:

48. Game of Chance/Raffle Nancy Feroldi

ALS Assoc. – RI Chapter

Event to be held at Confreda

Sports Complex

September 22, 2013

9:00 a.m. – 2:00 p.m.

ACTION:

49. Game of Chance/Raffle Geri Manning

Saint Elizabeth Community

Event to be held at Crowne Plaza

September 6, 2013

6:30 p.m. – 8:30 p.m.

ACTION:

- 50. Game of Chance/Raffle Rev. Roland Simoneau**
St. Benedict's Church
Event to be held at the Church
October 26, 2103
9:00 a.m. – 10:00 p.m.

ACTION:

- 51. Game of Chance/Raffle Mary Ellen Thibodeau**
RI American Parkinson Disease Assoc. Event to be held at
Goddard Park
September 14, 2013
9:00 a.m. – 3:00 p.m.

ACTION:

- 52. Game of Chance/Raffle Deborah Mercer**
Warwick Museum of Art
Event to be held at Museum

October 18, 2013

7:00 p.m. – 9:00 p.m.

ACTION:

53. Game of Chance/Raffle Kathryn Franklin

**WellOne Primary Medical and
Dental Care**

Event to be held at Warwick CC

October 4, 2013

6:00 p.m. – 11:00 p.m.

ACTION:

54. Game of Chance/Raffle Anthony Hoyle

Randall Holden PTA

Event to be held at the School

September, 2013 – June, 2014

ACTION:

55. Game of Chance/Raffle Anthony Hoyle

Randall Holden PTA

Event to be held at the School

November 1 – December 31, 2013

ACTION:

56. Game of Chance/Raffle Carol Williams

Sparrow Point I Association

Event to be held at Sparrow Point

October 5, 2013

9:00 a.m. – 3:00 p.m.

ACTION:

Agendas posted at Police Headquarters and City Hall on August 15, 2013.

Individuals in need of interpreter services for the hearing impaired must notify the

City Clerk's office at (401) 738-2000 at least 72 hours prior to meeting.