



Office of the Board of Selectmen
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Randall V. Becker, Chairman
Andrew Jolda, Vice-Chairman
Earl Gabor, Secretary
Lisa Kontoes
Thomas Klebart

**BOARD OF SELECTMEN
REGULAR SESSION MEETING MINUTES**

Thursday, August 6, 2020 6:00 P.M.

Selectmen's Meeting Room

Webster Town Hall, 350 Main Street, Webster, MA
via conference call in accordance with Governor Baker's
emergency "Order Suspending Certain Provisions of the
Open Meeting Law, G.L. c. 30A, §20"
6:00 p.m.

MEETING OPENING: At 6:00 p.m., Chairman Becker called the meeting to order in the Selectmen's Meeting Room, Webster Town Hall, 350 Main Street, Webster, MA. The following individuals were present: Chairman Becker, Selectman Andrew Jolda, Selectman Lisa Kontoes, Selectman Earl Gabor, Selectman Thomas Klebart (via Zoom Meeting), Attorney Matthew Porter (via Zoom), Attorney Mark Erlich (via Zoom), Bhagawatiben Patel (via Zoom), Jaymin Patel (via Zoom), Sunam Tamang (via Zoom), Town Administrator Doug Willardson. The Board stood and took the Pledge of Allegiance.

Chairman Becker stated on March 12, 2020, Governor Baker issued an Executive Order modifying certain requirements of the Open Meeting Law, to enable public bodies to carry out their responsibilities while adhering to public health recommendations regarding social distancing as fully stated on the agenda. The Executive Order relieves public bodies from the requirement in the Open Meeting Law that meetings be conducted in a public place that is open and physically accessible to the public, provided that the public body makes provision to ensure public access to the deliberations of the public body through adequate, alternative means.

**PUBLIC HEARING: REQUEST TO APPROVE THE LIQUOR LICENSE TRANSFER APPLICATION FILED BY M&D, LLC
DBA SUNNYSIDE FARMS, 25 LAKE STREET, WEBSTER:**

Motion made by Selectman Jolda, seconded by Selectman Gabor to open the Public Hearing for the Liquor License Transfer Application filed by M&D, LLC dba Sunnyside Farms, 25 Lake Street, Webster

Call Vote: Selectman Klebart – yes, Selectman Gabor – yes, Selectman Kontoes - yes, Selectman Jolda – yes, and Selectman Becker – yes.

Attorney Porter stated both Bhagawatiben Patel and Jaymin Patel are present on Zoom. He stated this license is currently licensed to Gulf Express, located at 137 East Main Street. This proposal will move the license to Sunnyside Farms, located at 125 East Main Street. M&D, LLC bought Sunnyside Farm in February of this year.

The owner gets many requests to offer beer & wine at this location. Mrs. Patel previously held a liquor license. Selectman Gabor asked how much of the layout would be dedicated to selling beer & wine compared to the convenience store. Mr. Patel stated the beer & wine percentage would take up less than 25 % of the location. Selectman Klebart stated the proposed site is located next to a church and a school. Attorney Porter stated Mr. & Mrs. Patel are very cognizant of the location and they are well prepared with dealing with holding the license. He stated the 500-foot abutters notice is required by the ABCC. He said there is no detrimental impacts to the local church and school. Selectman Kontoes asked the date of when the guidelines for the 500 feet restriction was put in place. She said there have been a couple of alcohol licenses in the past within 500 feet of a church or school in town. Mr. Willardson stated this has been in place for over twenty years. The local licensing authority would determine whether the license transfer would have detrimental effect of the local church or school. Chairman Becker noted that no one from the public was in attendance of the Public Hearing. He stated the Board of Selectmen did received one letter of opposition from the local church and school.

Motion made by Selectman Jolda, seconded by Selectman Klebart to close the Public Hearing for the Liquor License Transfer Application filed by M&D, LLC dba Sunnyside Farms, 25 Lake Street, Webster

Call Vote: Selectman Klebart – yes, Selectman Gabor – yes, Selectman Kontoes - yes, Selectman Jolda – yes, and Selectman Becker – yes.

VOTE TO APPROVE THE LIQUOR LICENSE APPLICATION FILED BY M&D, LLC DBA SUNNYSIDE FARMS, 25 LAKE STREET, WEBSTER

Motion made by Selectman Jolda, seconded by Selectman Gabor to approve the the Liquor License Transfer Application filed by M&D, LLC dba Sunnyside Farms, 25 Lake Street, Webster

Call Vote: Selectman Klebart – no, Selectman Gabor – no, Selectman Kontoes - yes, Selectman Jolda – yes, and Selectman Becker – yes.

PUBLIC HEARING: REQUEST TO APPROVE THE LIQUOR LCIENSE TRANSFER APPLICATION, FILED BY HIMALATA WOK CHINESE RESTURANT, INC., 68 EAST MAIN STREET, WEBSTER:

Motion made by Selectman Jolda, seconded by Selectman Gabor to opened the Public Hearing for the Liquor License Transfer Application filed by Himalaya Wok Chinese Restaurant, 68 East Main Street, Webster

Call Vote: Selectman Klebart – yes, Selectman Gabor – yes, Selectman Kontoes - yes, Selectman Jolda – yes, and Selectman Becker – yes.

Attorney Erlich stated Himalaya Wok Restaurant was looking to transfer the license from the Joslin House to their establishment. He stated the dining area will be open after the COVID Pandemic calms down. They will gradually bring that in as long as it is safe. Chairman Becker noted that no one from the public was in attendance of the Public Hearing. He stated the Board of Selectmen did not receive any letters of opposition.

Motion made by Selectman Jolda, seconded by Selectman Gabor to close the Public Hearing for the Liquor License Transfer Application filed by Himalaya Wok Chinese Restaurant, 68 East Main Street, Webster

Call Vote: Selectman Klebart – yes, Selectman Gabor – yes, Selectman Kontoes - yes, Selectman Jolda – yes, and Selectman Becker – yes.

VOTE TO APPROVE THE LIQUOR LICENSE TRANSFER APPLICATION FILED BY HIMALATA WOK CHINESE RESTURANT, INC., 68 EAST MAIN STREET.

Motion made by Selectman Jolda, seconded by Selectman Gabor to approve the Liquor License Transfer Application filed by Himalaya Wok Chinese Restaurant, 68 East Main Street, Webster

Call Vote: Selectman Klebart – yes, Selectman Gabor – yes, Selectman Kontoes - yes, Selectman Jolda – yes, and Selectman Becker – yes.

ADJOURN: At 6:35 p.m.,

Motion by Selectman Gabor, seconded by Selectman Jolda, to adjourn.

Call Vote: Selectman Klebart – yes, Selectman Gabor – yes, Selectman Kontoes - yes, Selectman Jolda – yes, and Selectman Becker – yes.

Respectfully Submitted,

Courtney. Friedland, Executive Secretary to the Board of Selectmen