

**City of Somerville
Licensing Commission**

**City Council Chambers
2nd Floor
Somerville City Hall
93 Highland Ave.**

**Regular Meeting
Monday
February 10, 2020
6:00pm**

**Published on February 3, 2020 at 5:30pm
Published on February 7, 2020 at 12:05 pm
Published on February 10, 2020 at 3:00 pm**

1. Minutes of November 18, 2019 Meeting
2. Minutes of January 13, 2020 Meeting

Communications

Continued from 9/16/19, 10/21/19, 11/8/19 & 1/13/20 Meetings

3. Commissioner Allen proposes a discussion and the adoption of the rough draft of the Standing Rules submitted by City Clerk John Long at the Somerville Licensing Commission Meeting on 4/8/19. This will be used as a starting point. Additions and finalized language will be discussed

Continued from 9/16/19, 10/21/19, 11/8/19 & 1/13/20 Meetings

4. Commissioner Allen to propose Marijuana Policies and Procedures including a discussion of the proposed rules. A vote will be taken on this proposal to implement the adoption of these Policies and Procedures
5. Chairman Lynch requests the Somerville Licensing Commission consider the addition of an alternate voting member of the Commission. Such action, if approved by the Somerville Licensing Commission, will need further approval from the Mayor, City Council and Massachusetts State House.

**Communications
Late Items**

5a. Notice to the Commission from the Alcoholic Beverages Control Commission for:

River Bar, LLC DBA River Bar
661 Assembly Avenue

Somerville, MA 02143
License #: 113000162
Hearing Date: Tuesday, March 31, 2020 at 2:30pm
Date of Alleged Violation: Thursday, August 8, 2019 at approximately 11:45 PM

5b. Notice to the Commission from the Alcoholic Beverages Control Commission for:

Earl's Restaurant (Somerville) Inc. DBA Earl's Kitchen & Bar
698 Assembly Row Store #102
Somerville, MA 02145
License #: 113000164
Hearing Date: Tuesday, April 7, 2020 at 10:30am
Date of Alleged Violation: December 28, 2019 at approximately 1:40 AM

NEW City License

**7 Day All Forms Alcohol License
And Outdoor Patio (Public Property)**

**ENHANCEMENT Area
Chapter 142, Acts of 2016**

6. Taco Party LLC, 711 Broadway requesting a NEW – Enhancement Area 7 Day All Forms Alcohol and Outdoor Patio (Public Property) License

Hours of Operation for Food Service Indoors/Outdoors and Alcohol Service Indoors and Outdoors: Mon-Sat 11:00am – 10:00pm and Sun 12:00pm – 7:00pm
*Already has a CV and Entertainment by Devices License (AL17-000285)
(AL19-000036)*

This is the Notice of a Public Hearing for this Item. The Public is welcome to attend and be heard.

This was approved by the Commission on 11/18/19

Applicant requested to place this item on the Agenda and Advertised for the February 10, 2020 meeting to comply with the 3 day abutters notification requirement (Originally on November 18, 2019 Agenda)

Special Alcohol License

Continued from 11/18/19 & 1/13/20 Meetings

7. Mapou Entertainment Inc., One Marina Park Drive, Suite 1410, Boston, MA 02210 requesting approval of a Special Alcohol License for the purpose of dispensing and/or selling alcoholic beverages for Griotfest to be held Outdoors at Sylvester Baxter Riverfront Park on Saturday, April 25, 2020 from 2:00pm – 10:00pm with a Rain Date of 4/26/2020 (PEL19-000238)
Removed per Jackie Rossetti – Did not hear back from applicant – per email 2/6/20 @ 12:51pm
8. Mom’s Run 5k Run/Walk for Cancer, Summer St. requesting approval of a Special Alcohol License for the purpose of dispensing and/or selling alcoholic beverages for Mom’s Run 5k Run and Walk for Cancer to be held Indoors and Outdoors at the VFW Post on Sunday, May 10, 2020 from 10:00am – 2:00pm (PEL20-000003)
9. Brooklyn Boulders Somerville, 12A Tyler St. requesting approval of a Special Alcohol License for the purpose of dispensing and/or selling alcoholic beverages for IMPACT Bouldering Competition: Open Finals to be held Indoors at Brooklyn Boulders inside one of their private event spaces, on Saturday, February 29, 2020 from 8:00pm – 10:00pm (PEL20-000004)
10. Bow Market Entertainment, 337 Somerville Ave. requesting approval of a Special Alcohol License for the purpose of dispensing and/or selling alcoholic beverages for Apres Ski, St. Patricks Day and Record Store Day to be held Indoors and Outdoors at Bow Market, inside at businesses with license to sell alcohol and outdoors at 4 locations in the courtyard, on Saturday, February 22, 2020, Sunday, April 26, 2020, and Tuesday, March 14, 2020 from 12:00pm – 10:00pm with Raindates of 2/23/20, 3/15/20 & 4/19/20 (PEL20-000006)
11. Somerville Open Studios requesting approval of a Special Alcohol License for the purpose of dispensing and/or selling alcoholic beverages for Artist Reception for Somerville pen Studios “First Look Museum Show” to be held Indoors at The Somerville Museum, 1 Westwood Rd, on Sunday, April 19, 2020, Sunday, from 4:00pm – 6:30pm (PEL20-000007)
12. Somerville Education Foundation 17 Kidder Ave. requesting approval of a Special Alcohol License for the purpose of dispensing and/or selling alcoholic beverages for Somerville Education Foundation (SEF) – Somerville TEAM Social to be held Indoors, at Warehouse XI, 11 Sanborn Ct., on Friday, March 13, 2020, from 6:30pm – 9:30pm (PEL20-000014)

MARIJUANA RETAILER LICENSES

New Marijuana Retailer License

Continued from 10/21/19, 11/18/19 and 1/13/20 Licensing Commission Meetings

13. East Coast Remedies Corp., 76-82 Central St. requesting approval for a Group A Priority, NEW Marijuana Retailer License
Hours of Operation: Sun. - Sat. - 9AM - 9PM
This is the Notice of a Public Hearing for this Item. The Public is welcome to attend and be heard.
(ME19-000007)

By request of Attorney Di Girolamo to be continued to the January 2020 Licensing Commission Meeting. Email rec'd 10/30/19

By request of City Councilor Ben Ewen-Campen, to be continued to the February 10, 2020 Licensing Commission Meeting, due to the 2nd Community meeting being held on the evening of January 13, 2020. Email rec'd 12/17/19

This is the Notice of a Public Hearing for this Item. The Public is welcome to attend and be heard.

Existing Alcohol License
Private License
All Forms 7 Day Restaurant License

Requesting
Change of Officers/Directors/LLC Managers & LLC Manager
Change of Ownership Interest

14. 99 Restaurants of Boston, LLC d/b/a 99 Restaurant & Pub, 20 Cummings St. requesting approval for a Change of Officers/Directors/LLC Manager
FROM:
Charles O. Noyes-LLC Manager, President
Goodloe M. Partee - General Counsel, Secretary
REMOVE: Timothy T. Jansen-LLC Manger, Brent B. Bickett-LLC Manager & Gregory Hays-Treasurer
TO:
Charles O. Noyes-LLC Manager, President (no change)
Goodloe M. Partee-LLC Manger, General Counsel, Secretary (adding as LLC Manager)
ADD: Kurth Schaubelt-LLC Manager, CFO
W. Craig Barber-LLC Manager, CEO

Beneficial Interest Change:

As a result of a reorganization, Fidelity National Financial Ventures, LLC, owned 55%, created a new publicly traded company with the exact same stockholders, Cannae Holdings. Inc., and transferred all of its ownership in the 99 Restaurants, to CNNE. The other previously approved stockholders also transferred a share of their stock to the new

publicly traded company, so that CNNE now owns 88.5% and the remaining owners hold a smaller ownership percentage (see chart in the application)
(ALM20-000004)

This is the Notice of a Public Hearing for this Item. The Public is welcome to attend and be heard.

Attorney Devlin's office requested a continuance on this item until the February 10, 2020 Licensing Commission Meeting, due to issues with Citizen Serve application process

Common Victualler
And Entertainment by Devices

Continued from January 13, 2020 Licensing Commission Meeting

15. JXW Davis Square, LLC
d/b/a Hulun Beir
7 Holland St.
Yingqi Qang
Hours of Operation – Mon. – Fri. 11:00am-12:00am and Sat-Sun 10:00am-12:00am

*Previously approved for a CV, Entertainment by Devices and Wine & Malt License by the Commission. ABCC returned no action on the Wine & Malt License.
(AL17-000312)*

This is a new owner, new manager and new hours of operation application, under the same Corporation name.
(AL19-000045)

This is the Notice of a Public Hearing for this Item. The Public is welcome to attend and be heard.

Existing Alcohol License
City License
All Forms 7 Day Restaurant License

Requesting
Change of Manager

Continued from January 13, 2020 Licensing Commission Meeting

16. Tamario Inc. d/b/a Dali Restaurant, 415 Washington St. requesting approval of a Change of Manager from Mario Leon to Aliya Wali
(ALM19-000033)

Existing Alcohol License
City License

All Forms 7 Day Restaurant License

**Requesting
Change of Manager**

**ASSEMBLY ROW Area
Chapter 142, Acts of 2016**

Continued from January 13, 2020 Licensing Commission Meeting

17. The Smoke Shop BBQ Co., LLC d/b/a Smoke Shop BBQ, 325 Assembly Row requesting approval of a Change of Manager from Ian Grossman to Aimee Magner (ALM19-000034)

**Existing Alcohol License
City License
All Forms 7 Day Restaurant License**

**Requesting
Entertainment by Performers
Enhancement Area
Chapter 142, Acts of 2016**

18. Avenue Group LLC d/b/a Avenue Kitchen & Bar, 158 Boston Ave. requesting approval for an Entertainment by Performers License (ALM20-000002)

**Existing Alcohol License
Private License
Wine & Malt Restaurant License**

**Requesting
Change of Manager &
Change of Officers/Directors**

19. Center of the Arts at the Armory, 191 Highland Ave. requesting a Change of Manger from Dennis Kallis to Joe Botsch and a Change of Officers/Directors

FROM:

Debra McLaughlin – President
Melissa Gill – Treasurer
Margot Edwards – Clerk
Tracey Stark – Director

TO: Robert Smyth – President
John Perrone – Treasurer
Ruth Faris – Clerk
Neil Berman – Director

Jeff Meese – Director

This is the Notice of a Public Hearing for this Item. The Public is welcome to attend and be heard.

Status Report of Incomplete 2020 Alcohol License Renewals

21. Incomplete 2020 Alcohol License Renewals –
ALL HAVE BEEN COMPLETED OR NOT RENEWED

Chairman Lynch requests a status determination

22. *The package store in Union Sq. is closed for renovations. This is one of the Marijuana Retail Applicants that was approved at the November 18, 2020. Chairman Lynch states he was told the sign had been posted for a week prior to Friday of last week. The Commission was not notified of the closure of this business. Lt. MacLaughlan will investigate this matter.*
CLOSED & SELLING LICENSE

Chairman Lynch asked about Jae's Café closure. The Commission was not notified on this closure. The ABCC sent this Alcohol License back as a Return No Action. They did not follow through on this application. Meju is the previous owner. Chairman Lynch instructs the secretary to send a notice to Jae's Café. If no response is received, send this to the City Attorney.
CLOSED - Jae's Café has sent notice of closure and Meju did not renew their license.

Orlean's did not renew their 2am closing license. No appearance was made for the October or November, 2019 for renewal of this license. Chairman Lynch instructed the secretary to send them a letter on this matter. Commissioner Allen would like confirmation from this business, that they have adjusted their hours. Send this to Sgt. Chaille.

CONFIRMATION FROM ORLEANS RECEIVED. THEY WILL BE REAPPLYING FOR THE 2AM LICENSE. SGT. CHAILLE HAD A POLICE REPRESENTATIVE GO TO THE ESTABLISHMENT TO CONFIRM NO SERVICE OF ALCOHOL AFTER 1AM ON FRIDAY'S AND SATURDAYS. THE ESTABLISHMENT IS IN COMPLIANCE.

Commissioner Lynch instructs the secretary to ask City Clerk John Long to find out who the backup is for Sgt. Chaille and Secretary to the Commission Lori Jean Batzek

JOHN LONG LEARNED THAT THE POLICE DEPARTMENT WILL ASSIGN A BACKUP TO SGT. CHAILLE ON AN AS-NEEDED BASIS.