

**City of Somerville
Licensing Commission**

Meeting by Remote Participation

**Tuesday, April 21, 2020, 6:00pm
Published on April 14, 2020, at 5:15pm**

Pursuant to Governor Baker's March 12, 2020 Order suspending certain provisions of the Open Meeting Law, G.L. C. 30A, s. 18, and the Governor's March 15, 2020 Order imposing strict limitations on the number of people that may gather in one place, as well as Mayor Curtatone's March 15, 2020 Declaration of Emergency, this meeting of the Licensing Commission will be conducted via remote participation. We will post an audio recording, audio-video recording, transcript, or other comprehensive record of these proceedings as soon as possible after the meeting on the City of Somerville website.

Copy & paste the following link into your internet browser to register to attend this meeting live: <https://attendee.gotowebinar.com/register/369743076922050572>. After registering, you'll receive a confirmation email containing information about joining the meeting and testifying at a public hearing.

If you wish to submit comments on any item on this agenda, you may send written comments by US mail to the Secretary of the Licensing Commission, 93 Highland Avenue, Somerville, MA, 02143, or by email to ljbatzek@somervillema.gov. Your comments must arrive no later than 12 Noon on the day of the meeting, in order to be sure they are conveyed to the Commission.

1. Minutes of February 10, 2020 Meeting.

Communications

2. Cocktails, LLC, 179 West Central Street, Natick, MA notifying the Commission of an Event for 140 Guests, to be held at Warehouse XI, 11 Sanborn Court, on Wednesday, March 25, 2020 from 7PM-11PM (Alcoholic Beverages served from Cocktails, LLC)
3. 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
Commissioner Allen sent this Revision of the Somerville Licensing Commission Rules and Regulations to the Law Department for review. The Law Department has no legal concerns with the proposed changes. After further discussion on this matter, Commissioner Allen will request the Law Department to update Section 1.17, Permission to Close Premises Required, of the Rules and Regulations, to include Recreational Marijuana.
The Secretary has not yet received a determination on this matter.

Special Alcohol Licenses

4. MSPCA-Angell Fast and Furriest, 350 South Huntington Ave., Boston requesting approval of a Special Alcohol License for the purpose of dispensing and/or selling alcoholic beverages for MSPCA-Angell Fast and Furriest 5K: Run, Walk, Wag to be held Outdoors at a Tent and Fenced off area at the Ampitheater area of DCR of Baxter Park at Assembly Row, on Sunday May 17, 2020 from 8:00am – 1:00pm (PEL20-000021)
Canceled per Applicant's request by email
5. Lindsay Griffin & Co, 106 Bristol Rd. requesting approval of a Special Alcohol License for the purpose of dispensing and/or selling alcoholic beverages for the LG Prom to be held Indoors at Lindsay Griffin & Co, 106 Bristol Rd. on Saturday, May 16, 2020 from 7:00am – 11:30pm (PEL20-000029)
Canceled due to State of Emergency – COVID-19 NON ESSENTIAL SERVICES
6. Bantam Cider Company, 40 Merriam St. requesting approval of a Special Alcohol License for the purpose of dispensing and/or selling alcoholic beverages for the 2020 Spring Block Party to be held Outdoors in a tent, across from Taza Chocolate, 561 Windsor St. on Saturday, May 2, 2020 from 12:00am – 5:00pm (PEL20-000038)
Canceled due to State of Emergency – COVID-19 NON ESSENTIAL SERVICES

New License **Marijuana Retailer License**

Continued from 10/21/19, 11/18/19, 1/13/20 and 2/10/20 Licensing Commission Meetings

7. 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 (ME19-000007)
This is the Notice of a Public Hearing for this Item. The Public is welcome to attend and be heard.
By request of Attorney Di Girolamo continued to the January 2020 Licensing Commission Meeting. Email rec'd 10/30/19
By request of City Councilor Ben Ewen-Campen, 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
The commission continued this matter until the 3/16/20 Licensing Commission meeting in order to go through all comments submitted to the commission, the Revised Traffic Study, (and the city's response to this information) and the Revised Business Plan Proposal submitted by the applicant.

Existing Alcohol License
City License
All Forms 7 Day Restaurant License
Change of Manager

Continued from 1/13/20 and 2/10/20 Licensing Commission Meetings

8. Tamaro Inc. d/b/a Dali Restaurant, 415 Washington St. requesting approval of a Change of Manager from Mario Leon to Aliya Wali (ALM19-000033)
No determination has been made by the City Solicitor as to how many times an agenda item can be continued (as of 4/6/20)

Existing Alcohol License
City License
All Forms 7 Day Restaurant License
Change of Manager

9. TBD Brewing LLC d/b/a Aeronaut Brewing Company, 14 Tyler St. requesting approval of a Change of Manager from Benjamin Holmes to Daniel Rassi (ALM20-000005)

New Alcohol License
City License
All Forms 7 Day Restaurant License with Entertainment by Devices
Enhancement Area, Chapter 142, Acts of 2016

10. Kathmandu Kitchen LLC d/b/a Himalayan Kitchen requesting an Enhancement Area All Forms 7 Day Restaurant and an Entertainment by Devices Licenses for 40 Bow St. (AL19-000044) – *Already has a Common Victualler License (AL18-000002)*
This is the Notice of a Public Hearing for this Item. The Public is welcome to attend and be heard.

New License
Common Victualler License with Entertainment by Devices
and Outdoor Public Seating

11. Yves Elysse d/b/a Sisters Caribbean Restaurant, 83 Broadway, Yves Elysse and Rosedalie Elysse, (AL20-000002)
This is the Notice of a Public Hearing for this Item. The Public is welcome to attend and be heard.

New License
Common Victualler License with Entertainment by Devices

12. Waikiki Inc. d/b/a Waikiki Sushi and Poke, 27 Holland St., Wei Zheng, (AL20-000003)
This is the Notice of a Public Hearing for this Item. The Public is welcome to attend and be heard.

THIS APPLICATION CLOSED:
Common Victualler License with Entertainment by Devices
Change of owner, Manager and Hours of Operation

See new Owner/Corporation application at #14 below.

Continued from 1/13/20 Licensing Commission Meeting

13. 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)

New License
Common Victualler License with Entertainment by Devices

14. Tengbin Corp. d/b/a Mala Thumb, 5 Holland St., Tengfei Chen, (AL20-000004)
This is the Notice of a Public Hearing for this Item. The Public is welcome to attend and be heard.

New License
Common Victualler License

15. Younis Inc. d/b/a Alfredo's Italian Kitchen, 288 Broadway, Emadeldine A. Derebala (AL20-000006)

**Chairman Lynch requests a status determination or a follow up
From the 2/10/20 Licensing Commission Meeting on the following items:**

16. *Commissioner Allen has asked how many times we can carryover (continue to the next meeting) agenda items. Chairman Lynch suggests we should carryover agenda items for 2 months. The Secretary stated we have been continuing no show applications indefinitely. Chairman Lynch requests the Secretary send this to the Law Department, stating the applicant is not responding to the commission's request to attend the meeting for a determination on this matter.*
The Secretary sent this matter to the Law Department on 2/27/20. The City Solicitor's office has not yet received a determination on this matter (as of 4/6/20).

17. *Commissioner Allen has asked for an inquiry of establishments that have closed and not notified the commission, and that he considers these licensees not to be in good standing. Chairman Lynch asked the Secretary if these establishments have been notified that they need to notify the commission of their closure. The secretary stated that when she becomes aware of an establishment closure, without the commission being notified, she does contact the licensee.*
Chairman Lynch has requested a list of all Business Licenses that the City knows has closed, but have not returned their licenses pertaining to All the Alcohol Licenses and Common Victualler Licenses.
The Secretary reported one establishment closed for renovations. She received a telephone call on 3/9/20 inquiring about this license. A notice was sent to the business requesting a workers compensation insurance coverage selections page or insurance affidavit. The gentleman said he came in and explained they were closed (he spoke to someone in the department, not the secretary), and explained they would be closed for approx. 2 years for renovations. The secretary instructed him to submit this in writing to the Licensing Commission. She also explained that he may need to appear at a meeting to explain this matter.

18. *Lt. MacLaughlan brought up a concern about an emergency situation that may arise in the Recreational Marijuana Establishments and how the Fire Department would be able to access the building. Chairman Lynch stated that if additional questions come up after the hearing, this is fine, as long as it is entered into the record. Lt. MacLaughlan will bring this matter up at the next meeting for the application. Chairman Lynch requested any documentation should be submitted to the secretary, and that the commission needs to be made aware of this.*
The secretary has not received any additional information or documentation at this time (as of 4/6/20).