

**City of Somerville
Licensing Commission**

Remote Meeting Participation

**DRAFT OF THE
Minutes of the Regular Meeting
Posted 08/17/20 at 9:15am**

A recording of this meeting is available online

The meeting was called to order at 6:01pm. Present were Commissioners, Lynch, Allen, Secretary to the Commission Lori Batzek, Sgt. Warren Chaille, a member of the Police Department, Lt. MacLaughlan, a member of the Fire Dept., City Clerk John Long, Members of the City Staff, Applicants and members of the public.

The meeting adjourned at 9:06pm

Regular Meeting

Monday

June 15, 2020

6:00pm

Published June 8, 2020 3:25pm

Published on June 15, 2020 at 4:00PM

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 Declaration of Emergency, dated March 15, 2020, 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 view this meeting live:

<https://attendee.gotowebinar.com/register/2199014866765810960>.

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 May 18, 2020 Meeting

The Commission approved these minutes

Communications
Continued from May 18, 2020

2. 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.

Commissioner Allen received the update from the Law Dept. to change section 1.17 of the rules and regulations to include Recreational Marijuana. The Commission will vote on this matter.

The Commission adopted the update received from the Law Dept. and moved to Update the Marijuana Rules and Regulations.

Existing Alcohol License
City License
All Forms 7 Day Alcohol License

Requesting
Alteration of Premises & Outdoor Patio Seating (Private Property)

3. Bow Market Entertainment, LLC, 337 Somerville Ave. requesting approval for an Alteration of Premises from 160 Indoor Seats to 242 Indoors Seats (1st floor – 87, 2nd floor – 155) and from 30 Outdoor Private Patio Seats to 132 Outdoor Private Patio Seats. (ALM20-000006)

Zachary Baum and Attorney Nick Zozula appeared for this application. Attorney Zozula states there have been no violations in the past 2 years for this licensee since opening and operation. There have been no issues with any of the Special Alcohol Licenses issued for this licensee either. This expansion is primarily due to Covid19 restrictions. Indoor expansion will occur in the center court, with some of the existing structures to be used as seating, when covid19 restrictions are eased. Underutilized lobby space in 2 areas, will be used to expand the indoor seating. More seating will be placed in the Comedy Studio due to restructuring of the current seating. For Outdoor Seating, ID's would be required at the point of sale. All alcohol is the responsibility of 1 License holder. Seating will be removed for larger events for Outdoor Seating.

Gerard Ameral states he is a direct abutter to this business and stated he did not receive notification of this meeting. Attorney Zozula stated the abutters notices were sent (and submitted to the secretary), according to the list he was given by the city, by Certified Mail with a return receipt on June 8, 2020 (the secretary stated the Ad was placed in the newspaper on June 3, 2020)

The Commission has continued this application to the next Special Meeting being held on Thursday, June 18, 2020, in order to go over the documents submitted.

Existing All Forms Package Store License

Requesting

Transfer of Shares, (with the removal and addition of Shareholders)

Change of Officers/Directors and a Change of Manager

4. Shri Pramukhdrashti Corporation d/b/a Contan Discount Liquors, 115 Alewife Brook Pkwy requesting approval for the Transferring Shares (with the removal and addition of Shareholders):

Stock Transfers:

120 from Nicki Patel to Rakesh Patel
5 from Saurin Patel to Rakesh Patel
36.6 from Saurin Patel to Kush Patel
41.4 from Narendra Patel to Kush Patel
47 from Amitkumar Patel to Kush Patel
.2 from Narendra Patel to Bhavna Patel
33.2 from Viren Patel to Bhavna Patel
8.4 from Viren Patel to Dharmendra Patel
41.6 from Rahul Patel to Dharmendra Patel

Removal and Addition of Stockholders:

Remove Shareholders: Niki Patel, Amithumar Patel
Add Shareholders: Rakesh Patel, Kush Patel, Dharmendra Patel

Change in Officers Directors:

Bhavna Patel – President from Saurin Patel
Saurin Patel – Vice President from Niki Patel
Rahul Patel Treasurer from Narendra Patil
Viren Patel – Secretary from Amit Patel
Rakesh Patel - Director
Narendra Patil - Director

And a Change of Manager

from Saurin Patel to Ashish Patel

(ALM20-000007)

Attorney John Mooradian, appeared for this application. This is a family owned business with an internal reorganization. The new manager has 3 years' experience with alcohol sales.

The Commission approved this Transfer of Shares, Change of Officers/Directors and a Change of Manager.

LATE ITEMS

Existing All Forms Alcohol License
Assembly Row – City License

Requesting

Change of Manger

5. Colwen Management, Inc. d/b/a The Row Hotel, 360 Foley St. requesting a Change of Manger from William Ward Childs to Jessica Bagliebter (ALM20-000014)

Jessica Bagliebter appeared for this application. Ms. Bagliebter has been with Colwen Management since December of 2018 and prior to that she was with Omni Hotel and Resorts. She is Tips Certified. There is 1 bar and a banquet hall that also has pop up bars and terrace seating.

The Commission approved this Change of Manager.

TEMPORARY OUTDOOR PATIO SEATING
DUE TO GOVERNOR BAKER'S ORDER

Requesting

An Alteration of Premises
For TEMPORARY Outdoor Patio Seating

Continued from Friday, June 12, 2020

- 6.

LICENSE #	BUSINESS NAME	ADDRESS	APP. TYPE	APPL. COMPLETE	CURRENT LICENSE	PUBLIC/PRIVATE
ALM20-000009	Papagayo	331 Great River Rd		YES	NO	PRIVATE
ALM20-000013	Which Wich Sandwiches	450 Artisan Way		WRONG		
ALM20-000030	Union Tavern	343 Somerville Ave		NO	YES	
ALM20-000046	Aeronaut Brewing	14 Tyler St	NEW TEMPORARY	YES	NO	PRIVATE
ALM20-000048	Taco Loco	46 Broadway		NO	YES	PUBLIC
ALM20-000050	Machu Picchu	311 Somerville Ave	PARKLET	NO	NO	PUBLIC

These items were incorporated into the list under # 7

TEMPORARY OUTDOOR SEATING

7.

	LICENSE #	BUSINESS NAME	ADDRESS	APP. TYPE	APPL. COMPLETE	CURRENT	NEW	PUBLIC/PRIVATE		
1	ALM20-000008	Mr. Crepe	51 Davis Sq	EXPANSION	YES	YES		PUBLIC		
2	ALM20-000009	Papagayo	331 Great River Rd		YES	NO	YES	PRIVATE		CONTINUED FROM 6/12/20
3	ALM20-000010	Mike's	8 Davis Sq	EXPANSION	YES	YES		PUBLIC		
4	ALM20-000011	Avenue Kitchen	158 Boston Ave	REDUCED	YES	YES		PRIVATE		APPROVED/ISSUED
5	ALM20-000012	Winter Hill Brewing	328 Broadway	EXPANSION	YES	YES		PRIVATE		
6	ALM20-000013	Which Wich Sandwiches	450 Artisan Way		WRONG					CONTINUED FROM 6/12/20
7	ALM20-000015	Bronwyn	255 Washington St	REDUCED	YES	YES		PRIVATE		
8	ALM20-000016	Trina	3 Beacon St	NEW TEMPORARY	YES	NO	YES	PRIVATE		APPROVED/ISSUED
9	ALM20-000017	Rosebud	381 Summer St	NEW TEMPORARY	YES	NO	YES	PUBLIC		
10	ALM20-000018	Remnant Brewing	337 Somerville Ave	REDUCED	YES	YES		PRIVATE		APPROVED/ISSUED
11	ALM20-000020	Tony C's Sports Bar	699 Assembly Row	REDUCED	YES	YES		PRIVATE		APPROVED/ISSUED
12	ALM20-000021	Painted Burro	215 Elm St	NEW TEMPORARY	YES	NO	YES	PRIVATE		
13	ALM20-000022	Smoke Shop BBQ	325-375 Assembly Row	CURRENT	YES	YES		PRIVATE		APPROVED/ISSUED
14	ALM20-000023	Grainmaker	248 Elm St	NEW TEMPORARY	YES	NO	YES	PUBLIC		
15	ALM20-000024	99 Restaurants	20 Cumming St	NEW TEMPORARY	YES	NO	YES	PRIVATE		
16	ALM20-000025	Pizzeria Posto	187 Elm St	REDUCED	YES	YES		PUBLIC		
17	ALM20-000026	Pizzeria Posto	187 Elm St	NEW TEMPORARY	YES	NO	YES	PRIVATE		
18	ALM20-000027	Rosebud	381 Summer St	REDUCED	YES	YES		PRIVATE		
19	ALM20-000028	T&B Pizza	251-251A Washington St	NEW TEMPORARY	YES	NO	YES	PUBLIC		
20	ALM20-000029	Bronwyn (parklet)	255 Washington St	NEW TEMPORARY	YES	NO	YES	PUBLIC		
21	ALM20-000030	Union Tavern	343 Somerville Ave	CURRENT	YES	YES		PRIVATE		CONTINUED FROM 6/12/20
22	ALM20-000031	The Jungle Club	66 Union Sq	NEW TEMPORARY	YES	NO	YES	PRIVATE		
23	ALM20-000032	Celeste	21 Bow St	NEW TEMPORARY	YES	NO	YES	BOTH	Only the patio section was approved.	APPROVED/ISSUED
24	ALM20-000033	Earl's Kitchen + Bar	699 Assembly Row	REDUCED	YES	NO	YES	PRIVATE		APPROVED/ISSUED
25	ALM20-000034	Bow Market	337 Somerville Ave	EXPANSION	YES	YES		PRIVATE		
26	ALM20-000035	PJ Ryans	239 Holland St	REDUCED-PARKLET	YES	YES		PUBLIC		
27	ALM20-000036	Out of the Blue	215 Elm St	NEW TEMPORARY	YES	NO	YES	PUBLIC		
28	ALM20-000037	River Bar	661 Assembly Row	REDUCED	YES	YES		PRIVATE		
29	ALM20-000038	Brass Union	66 Union Sq	REDUCED	YES	YES		BOTH		APPROVED/ISSUED
30	ALM20-000039	The Independent	75 Union Sq	REDUCED	YES	YES		PUBLIC		APPROVED/ISSUED
31	ALM20-000040	PJ Ryans	239 Holland St	CHANGE OF HOURS	YES	YES		INDOORS & PUBLIC		COMMISSION NOT HEARIN
32	ALM20-000041	Totto Ramen	445 Artisan Way	NEW TEMPORARY	YES	NO	YES	PRIVATE		
33	ALM20-000042	Masala	1133 Broadway	NEW TEMPORARY	YES	NO	YES	PUBLIC		
34	ALM20-000043	Smoke Shop BBQ	325-375 Assembly Row	EXPANSION	YES	YES		PRIVATE		
35	ALM20-000044	Neighborhood Restaurant	25 Bow St	REDUCED	YES	YES		PRIVATE		APPROVED/ISSUED
36	ALM20-000045	La Cucina	400 Assembly Row	REDUCED	YES	YES		PRIVATE		APPROVED/ISSUED
37	ALM20-000046	Aeronaut Brewing	14 Tyler St	NEW TEMPORARY	YES	NO	YES	PRIVATE		CONTINUED FROM 6/12/20
38	ALM20-000048	Taco Loco	46 Broadway		NO	YES		PUBLIC		CONTINUED FROM 6/12/20
39	ALM20-000050	Machu Picchu	311 Somerville Ave	PARKLET- NEW	YES	NO	YES	BOTH		CONTINUED FROM 6/12/20
40	ALM20-000051	Taco Party	711 Broadway	EXPANSION	YES	YES		PUBLIC		
41	ALM20-000052	Field & Vine (Closed)	9 Sanborn Ct							
42	ALM20-000053	Tsurumen Davis	420 Highland Ave	NEW TEMPORARY	YES	NO	YES	PUBLIC		
43	ALM20-000055	Bull McCabe Pub	366A Somerville Ave	EXPANSION	YES	YES		PRIVATE		
44	ALM20-000056	Sarma (Closed)	249 Pearl St	NEW TEMPORARY	YES	NO	YES	PRIVATE		
45	ALM20-000057	Oliveira's	120 Washington St	CURRENT	YES	YES		PRIVATE		APPROVED/ISSUED
46	ALM20-000058	Boston Burger	37 Davis Square	CURRENT	YES	YES		PUBLIC		
47	ALM20-000059	Spoke Wine Bar	89 Holland St	EXPANSION	YES	YES		PUBLIC		
48	ALM20-000060	Sugidama	260 Elm St	NEW TEMPORARY	YES	NO	YES	PRIVATE		
49	ALM20-000061	Ernesto's	641 Assembly Row		NO	NO	YES	PRIVATE		ANSWERS INCOMPLETE
50	ALM20-000062	Fortissimo Café	75 Bow St		NO					ANSWERS INCOMPLETE
51	ALM20-000063	Field & Vine	9 Sanborn Ct	EXPANSION	YES	YES		PRIVATE		
52	ALM20-000064	Rincon Mexicano	99 Broadway	REDUCED	YES	YES		PUBLIC		
53	ALM20-000065	Row Hotel	360 Foley St	EXPANSION	YES	NO	YES	PRIVATE		
54	ALM20-000066	Papagayo	331 Great River Rd	NEW TEMPORARY	YES	NO	YES	PUBLIC		
55	ALM20-000067	Sarma	249 Pearl St	NEW TEMPORARY	YES	NO	YES	PRIVATE		
56	ALM20-000068	Mt Vernon	13 Broadway	NEW TEMPORARY	YES	NO	YES	PRIVATE		
57	ALM20-000069	Recinos Café	84 Broadway		NO					ANSWERS INCOMPLETE
58	ALM20-000070	La Cantina Mexicana	247 Washington St	NEW TEMPORARY	YES	NO	YES	PUBLIC		
59	ALM20-000071	Daddy Jones	525 Medford St	REDUCED	YES	YES		PRIVATE		
59	ALM20-000072	Arts at the Armory	101 Highland Ave	NEW TEMPORARY	YES	NO	YES	PRIVATE		
59	ALM20-000073	3 Little Figs	278B Highland Ave.	NEW TEMPORARY	YES	NO	YES	PRIVATE		

The following applications were continued until the next Special Meeting being held on Thursday, June 18, 2020:

1. *Machu Picchu*
2. *Rosebud – Public Property*
3. *T&B Pizza – Public Property*
4. *Bronwyn – Public Property*
5. *Center for the Arts at the Armory*
6. *3 Little Figs*
7. *Fortissimo*

Applications Provisionally approved by the Commission (in addition to the applications that appear on the above list, which were previously provisionally approved):

1. *Papagayo*
2. *Winter Hill Brewing*
3. *Which wick*
4. *Aeronaut Brewing*
5. *Union tavern*
6. *Taco Loco*
7. *Rincon Mexicano*
8. *The Row Hotel*
9. *Mount Vernon*
10. *Recino's Café*
11. *LaCantina Mexicana*
12. *Daddy Jones*
13. *Celeste*

Chairman Lynch read this MOTION FOR APPROVAL:

MOTION: I move to provisionally approve the establishments just read aloud for outdoor seating service. This approval is conditional on each establishment filing a health and safety plan, and receiving City approval of its socially distant seating layout. Licensees are not permitted to begin operation until they receive written notice from the City Clerk's Office that both conditions have been met. This approval expires on November 1 at 11:59PM, unless otherwise modified by the Governor or State or City legislation, and requires no additional payment. License holders may reduce but not expand their existing hours of operation on private property, and may reduce but not expand their existing hours of operation public property. Finally, outdoor seating license holders are warned that any license holder who violates any Covid-19 protocols, ADA requirements, or any other terms or conditions of the license, may be subject to suspension for the remainder of 2020 and/or the revocation of the license holder's license.