

**City of Somerville
Licensing Commission**

Regular Meeting by Remote Participation

**Monday
July 20, 2020
6:00pm**

Published July 13, 2020, 2020 3:45pm

Published July 16, 2020 3:30pm

Published July 20, 2020 3:30pm

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:

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.

<https://attendee.gotowebinar.com/register/5164749571388986536>

COMMUNICATIONS

1. Letter from Somerville Post, No. 19, 124 Highland Ave, Somerville MA, 02143 notifying the Commission of the closure of the building since June 2019 for approximately 2 years to rebuild. Letter dated March 9, 2020
2. Letter from DiNicola, Seligson & Upton, LLP pertaining to the closure of AMC Assembly Row 12, 395 Artisan Way, Somerville, MA, 02145 for closure due to the current health pandemic. Letter dated March 20, 2020
3. Communication from the United States District Court for the District of Delaware for Chatham Capital Management IV, Plaintiff, v. Muse Paintbar, LLC, for the Order and Final Judgment approving sale of substantially all receivership assets to EAD, LLC. Received March 24, 2020
4. Communication from the ABCC of a Hearing notice for River Bar, LLC DBA River Bar, 661 Assembly Ave., Somerville, MA 02143 for Tuesday, May 19, 2020, Regarding: 204 CMR 2.05 (2) Permitting an Illegality on the licensed premises, to wit: M.G.L. Ch. 138 § 69 – Sale or Delivery of an Alcoholic Beverage to an Intoxicated Person (2 counts). Received March 24, 2020
5. Email from Attorney Mehihuei Hu withdrawing application for a Common Victualler License and Entertainment by Devices License for Tengbin, Inc. d/b/a Mala Thumb (AL20-000004, approved 4/13/20) , 5-7 Holland St. for JXW Davis Square, LLC d/b/a Hulun Beir Restaurant (AL19-000045 – this application was closed due to the pending sale of this business). Received June 15, 2020

- 5a. Communication from City Clerk John Long pertaining to City of Somerville Ordinance 2020-15. Notifying the Commission of an Ordinance Amendment for Section 2-221 of the Code of Ordinances, regarding Adult Use Marijuana Establishments
- 5b. Communication from Economic Development proposing a blanket approval for the extension of hours for Temporary Outdoor Seating from 10:00pm to 11:30pm for all establishments through November 1, 2020, or until Governor Baker’s Order is rescinded, whichever is sooner.
- 5c. Communication requested from Chairman Lynch from ISD pertaining to the requirements for Electric Heaters for Temporary Outdoor Seating. The Fire Department will issue permits for Propane Heaters.

TEMPORARY OUTDOOR PATIO SEATING

DUE TO GOVERNOR BAKER’S ORDER

Requesting

An Alteration of Premises
For TEMPORARY Outdoor Patio Seating

Continued from Wednesday, July 1, 2020

WITHDRAWN – DID NOT RECEIVE THE REQUIRED SIGNATURES

6.

WITHDRAWN - DID NOT RECEIVE REQUIRED SIGNATURES							
CONTINUED FROM 7-1-20							
LICENSE #	BUSINESS NAME	ADDRESS	STATUS	APP. TYPE	COMPLETE	CURRENT/NEW	PUBLIC/PRIVATE
ALM20-000097	Dali (parklet)	415 Washington St	WITHDRAWN CONTD 7/1	NEW TEMPORARY	YES	NEW	PUBLIC

WITHDRAWN – APPLICANT WITHDREW APPLICATION

6A.

WITHDRAWN							
LICENSE #	BUSINESS NAME	ADDRESS	STATUS	APP. TYPE	COMPLETE	CURRENT/NEW	PUBLIC/PRIVATE
ALM20-000119	Dosa N Curry	447 Somerville Ave	NEW	NEW TEMPORARY	NO	NEW	PUBLIC

NEW Applications

TEMPORARY OUTDOOR PATIO SEATING
DUE TO GOVERNOR BAKER’S ORDER

Requesting

An Alteration of Premises
For TEMPORARY Outdoor Patio Seating

7.

ALM20-000115	Taco Party (adding 2 seats)	711 Broadway	NEW(previously approved)	EXPANSION	YES	CURRENT	PUBLIC
ALM20-000116	Soundbites	704 Broadway	NEW	REDUCED	YES	CURRENT	PUBLIC
ALM20-000118	Dali	415 Washington St	NEW	NEW TEMPORARY	YES	NEW	PRIVATE
ALM20-000120	Flatbread (Parklet)	49 Day St	NEW	NEW TEMPORARY	YES	NEW	PUBLIC

NEW Applications

**TEMPORARY OUTDOOR PATIO SEATING
DUE TO GOVERNOR BAKER'S ORDER**

Requesting

**CHANGE OF HOURS
For TEMPORARY Outdoor Patio Seating**

8.

CHANGE OF HOURS - OUTDOORS							
LICENSE #	BUSINESS NAME	ADDRESS	STATUS	APP. TYPE	COMPLETE	CURRENT/NEW	PUBLIC/PRIVATE
ALM20-000114	Aeronaut	14 Tyler St.	WAITING FOR REQUEST FROM ECON. DEV.	Change of Hours - Outdoors	YES	NEW TEMPORARY	PRIVATE
ALM20-000117	P J Ryan's	239 Holland St.	WAITING FOR REQUEST FROM ECON. DEV.	Change of Hours - Outdoors	YES	REDUCED-PARKLET	PUBLIC/PRIVATE

**Common Victualer
And Entertainment by Devices**

9. Cafua Management Company, LLC
d/b/a Dunkin Donuts
282 Somerville Ave.
Mark Cafua, David Cafua & Gregory Cafua
Hours of Operation: Open 24 Hours a Day, 7 Days a Week
(AL20-000010)
**New Owners, Previous Owner: Da-Lel Corp.*

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
ASSEMBLY ROW
All Forms 7 Day Restaurant License**

**Requesting
Change of Officers/Directors/LLC Managers**

10. American Multi-Cinema, Inc. d/b/a AMC Theatres Assembly Row 12, 395 Artisan Way,
requesting approval for a Change of Officers/Directors/LLC Manager

FROM:

Craig R. Ramsey - Executive VP, & CFO & Director
Adam M. Aron – President & CEO

TO:
Sean D. Goodman - Executive VP, CFO & Director
Adam M. Aron – President & CEO

REMOVE: Craig R. Ramsey as Executive VP, CFO & Director

ADD: Sean D. Goodman as Executive VP, CFO & Director
(ALM20-000100)

NEW Alcohol License
City License
Wine & Malt 7 Day Restaurant License,
Common Victualler, Entertainment by Patrons
And Sunday Hours Licenses

Assembly Row Area
Chapter 142, Acts of 2016

11. EAD Entertainment, LLC d/b/a Muse Paintbar, 461 Artisan Way, #425 requesting approval for a Wine & Malt Alcohol License, a Common Victualler License, an Entertainment by Patrons License and a Sunday Hours License
Proposed Hours for Food & Alcohol Service: Mon-Fri – 6pm-10pm and Sat-Sun – 11am-11pm
(AL20-000008)

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

LATE ITEMS

NEW Applications

TEMPORARY OUTDOOR PATIO SEATING
DUE TO GOVERNOR BAKER’S ORDER

Requesting

An Alteration of Premises
For TEMPORARY Outdoor Patio Seating

12.

LATE ITEMS							
LICENSE #	BUSINESS NAME	ADDRESS	STATUS	APP. TYPE	COMPLETE	CURRENT/NEW	PUBLIC/PRIVATE
ALM20-000122	Genki Ya	246 Elm St	NEW	EXPANSION	YES	CURRENT	PUBLIC
ALM20-000124	Celeste	21 Bow St.	NEW	NEW TEMPORARY	YES	NEW	PRIVATE

13.

LATE ITEMS							
LICENSE #	BUSINESS NAME	ADDRESS	STATUS	APP. TYPE	COMPLETE	CURRENT/NEW	PUBLIC/PRIVATE
ALM20-000105	Elm Street Taproom	256 Elm St.	Revised Floor Plan -7/9/20	NEW TEMPORARY	YES	NEW	PUBLIC
ALM20-000125	Revival Café	197 Elm St.	NEW	NEW TEMPORARY	YES	NEW	PUBLIC & PRIVATE
ALM20-000126	Mineirao One Stop Mart	61 Union Sq.	NEW	NEW TEMPORARY	YES	NEW	PUBLIC
ALM20-000127	Ball Square Café	710 Broadway	NEW	CURRENT	YES	CURRENT	PUBLIC
ALM20-000128	Daddy Jones (Parklet)	525 Medford St.	NEW	NEW TEMPORARY	YES	NEW	PUBLIC
ALM20-000129	Out of the Blue	215 Elm St.	NEW	NEW TEMPORARY	YES	NEW	PRIVATE

14.

LATE ITEMS - INCOMPLETE APPLICATION							
LICENSE #	BUSINESS NAME	ADDRESS	STATUS	APP. TYPE	COMPLETE	CURRENT/NEW	PUBLIC/PRIVATE
ALM20-000123	Somerville Sports Club	203 Somerville Ave	NEW	NEW TEMPORARY	YES	NEW	PRIVATE