

**City of Somerville  
Licensing Commission**

**Regular Meeting by Remote Participation**

**Monday**

**October 19, 2020**

**6:00pm**

**Published October 9, 2020, 2020 at 2:10pm**

**Published October 15, 2020 at 2:25pm**

**Published October 19, 2020 at 5:10PM**

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/5455695743255075596>.

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 [libatzek@somervillema.gov](mailto:libatzek@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.

**COMMUNICATIONS**

1. Minutes of September 21, 2020 Regular Meeting
2. Communication from City Clerk, John Long pertaining to the City Council, that through December 31, 2021, any business with a license from the City of Somerville Licensing Commission for outdoor food and/or beverage service for outdoor seating shall not require further authorization from the Council pursuant to Ordinance 12-14 (Order #210642). Dated and Approved September 24, 2020.
- 2a. OSPCD is requesting consideration of a plan regarding the extension of Outdoor Seating Licenses past November 1, 2020 and Outdoor Guidelines for 2021.
3. Communication from the ABCC pertaining to Governor Baker's Update dated September 22, 2020 and beginning September 28, 2020. ABCC Advisory regarding updated sector specific workplace safety standard for restaurants to address Covid-19. Issued September 24, 2020
4. Communication from the ABCC pertaining to Governor Baker's issued Covid-19 Order No. 52-Phase III, Step 2 Order Regulating Gatherings in the Commonwealth. Dated September 29, 2020 and Beginning Monday, October 5, 2020. ABCC Advisory regarding Gatherings for Licensees selling alcohol for on-premises consumption. Issued October 2, 2020
5. Communication from the ABCC pertaining to the 2021 Holiday Calendar. Issued October 5, 2020
- 5a. Communication from the ABCC pertaining to the Advisory regarding Indoor Table and Bar Service. Issued October 13, 2020

- 5b. Communication from the ABCC pertaining to Governor Baker’s issued Covid-19 Order No. 52-Phase III, Step 2 Order Regulating Gatherings in the Commonwealth. Advisory regarding Indoor Events held by Hotels and Other on-premises Licensees. Issued October 13, 2020
- 6. Commissioner Allen proposing changes to the Somerville Licensing Commission Rules and Regulations, Section 1.09 (underlined text are proposed additions).

f. Licensees who use a valet parking service shall be responsible for ensuring that valet parking is conducted in an orderly manner without undue noise, without undue blocking of traffic lanes or bicycle lanes, and without the violation of any laws or authorized parking programs.

g. (unchanged)

h. Licensees who use a delivery service (first-party or third) shall be responsible for ensuring that pickup and delivery are conducted in an orderly manner without undue noise, without undue blocking of traffic lanes or bicycle lanes, and without the violation of any laws or authorized parking programs.

- 6a. Communication from Sgt. Warren Chaille 2AM Complaint Report for 2020.

**All Forms Alcoholic Beverages 7 Day Restaurant Licenses  
2AM Closing Reviews**

7.

<u>Date Approved</u>	<u>Business</u>	<u>Address</u>
12/27/05	Dark Horse Public House	499 Broadway
9/29/05	The Independent	75 Union Square
12/21/05	Casey’s	171 Broadway
9/29/05	P J Ryan’s	239-241 Holland Street
9/29/05	Brass Union	70 Union Square
4/26/06	Olde Magoun Saloon	518 Medford Street
03/19/12	Foundry on Elm	255 Elm St.
2/26/07	The Burren	247 Elm Street
8/27/07	Fasika	145-147 Broadway
11/15/10	Trina’s Starlite Lounge	3 Beacon St.
6/16/14	El Potro	61 Union Sq.
2/22/16	Earl’s Kitchen & Bar	698 Assembly Row #102
11/18/19	La Posada Restaurant	505 Medford St.

8. Eat at Jumbo's d/b/a Sassafras , 688 Broadway, Mr. Grover Taylor has been notified to appear before the commission to discuss the reopening of his restaurant Eat at Jumbo's Inc. d/b/a Sassafras located at 688 Broadway and reinstating his hours of operation.
9. Highland Cuisine Inc. d/b/a Highland Cuisine, 2 Highland Ave., Mr. Stanley Falaise has been notified to appear before the commission to discuss the status of his All Forms Alcohol License.
10. Bergamot, LLC d/b/a Bergamot, 118 Beacon St., Mr. Keith Pooler has been notified to appear before the commission to discuss the status of his Application to Change the d/b/a and hours of operation on the All Forms Alcohol License.

**Continued - NEW Applications**

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

**Requesting  
An Alteration of Premises  
For TEMPORARY Outdoor Patio Seating  
Continued from September 21, 2020**

11.

FOR NEXT LC MEETING	Continued from 9/21/20															
LICENSE #	BUSINESS NAME	ADDRESS	STATUS	APP. TYPE	COMPLETE	CURRENT/NEW	PUBLIC/PRIVATE	TENT	HASP	FLOOR PL/CONTROL	ENG.	SPCD	FIRE	INSURED		
ALM20-000133	Portuguese American Civic League	26 Springfield St.	NEW	NEW TEMPORARY	YES	NEW	PRIVATE	NO	YES	YES	YES	N/A	YES	NO	N/A	

**NEW Applications**

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

**Requesting  
An Alteration of Premises  
For TEMPORARY Outdoor Patio Seating**

12.

FOR NEXT LC MEETING	FOR: October 19, 2020														
LICENSE #	BUSINESS NAME	ADDRESS	STATUS	APP. TYPE	COMPLETE	CURRENT/NEW	PUBLIC/PRIVATE	TENT	HASP	FLOOR PLAN	CONTROL	ENG.	SPCD	FIRE	INSURED
ALM20-000162	El Potro	61 UNION SQ.	EXISTING	NEW PLAN SUBMITTED	YES	PREV. APPROVED	PUBLIC	NO	YES	YES	YES	YES	YES	YES	YES
ALM20-000151	THE CENTER FOR THE ARTS AT THE ARMORY	191 HIGHLAND AVE.	EXISTING	ADDING OUTDOOR SEATS	YES	PREV. APPROVED	PRIVATE	NO	YES	YES	YES	YES	YES	YES	N/A

**Common Victualler**

**Continued from September 21, 2020**

13.

Portuguese American Civic League  
 26 Springfield St.  
 Joseph Vasconcelos - Treasurer  
 Hours of Operation: To Serve Food and Alcohol Indoors and Outdoors (on Private Property)  
 Monday through Saturday from 8 a.m. to 1 a.m.  
 Sunday from 12 p.m. to 1 a.m.  
 (\*AL20-000016)  
*\*This is an amendment to an existing Private Club Alcohol license (AL17-000024). Citizen Serve does not have an amendment in application process for an existing alcohol license to apply for a Common Victualler*

**Common Victualler**

14.

Neupane Inc.  
D/B/A Mint Indian Eatery  
868 Broadway  
\*Lokesh Adhikari  
Hours of Operation: To Serve Food Indoors: Sunday through Saturday 11am – 11pm  
(AL20-000019)  
Old License Number AL17-000253  
\*New Owner under same Corporation Name

**Existing License**  
**All Forms Alcohol – Private Club License (Privately owned License)**  
**Alteration of Premises**  
**Permanent Outdoor Seating**  
**On Private Property**

15. Portuguese American Civic League, 26 Springfield St. requesting approval for an Alteration of Premises for Outdoor Private Patio Seating for 24 Seats.  
(ALM20-000014)

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

**Existing License**  
**All Forms Alcohol – City License – Enhancement Area, Chapter 142, Acts of 2016**  
**Alteration of Premises**

16. Area Celeste LLC D/B/A Celeste, 21 Bow St. requesting approval for an Alteration of Premises for expansion of premises to include 2<sup>nd</sup> and 3 floor levels for food service through a separate entrance.  
(ALM20-000145)

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

**Existing Licensee (holds a City - Wine & Malt License)**

**NEW All Forms 7 Day Alcohol – City Wide License – Chapter 142, Acts of 2016**  
**Change of License Category**  
**Currently has a Wine & Malt License – City Wide, would like to exchange this for**  
**A NEW All Forms Alcohol License,**  
**Entertainment by Devices License, Change of Hours and an**  
**Alteration of Premises**

17. Ebi Sushi, 290 Somerville Ave. requesting approval for an All Forms 7 Day Alcohol License, Entertainment by Devices License, a Change of Hours and an Alteration of Premises

Proposed Hours to Serve Food and Alcohol:  
Mon.-Fri: 11:30am-3:30pm (lunch)  
                  5:00pm-1:00am (Dinner)  
Sat-Sun: 11:30am-1:00am (open all day)

*Current Hours to Serve Food and Alcohol (as stated on License):*

*Mon-Thu-11:30am-3:30PM, 5pm-10pm*

*Fri-11:30am-3pm, 5pm-10:30pm*

*Sat-11:30am-10:30pm*

*Sun-11:30am-10pm*

*Current Wine and Malt Restaurant License (AL17-000109) This license to be returned if All Forms Alcohol License is approved*

*(AL20-000020)*

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

**Existing License**

**All Forms Alcohol – City License - Assembly Row**

**Change of Manager**

18. Colwen Management, Inc. d/b/a The Row Hotel, 360 Foley St. requesting approval for a Change in Manager from: Jessica Bagliebter to Benjamin Simon  
(ALM20-000144)

**Existing Alcohol License**

**Private License**

**All Forms 7 Day Restaurant License**

**Requesting**

**Change of D/B/A,**

**Change of Hours and Sunday Hours**

**Continued from September 21, 2020**

19. Bergamot LLC d/b/a Bergamot, 118 Beacon St. requesting a Change of D/B/A from Bergamot to TAB and a Change of Hours  
from: Food Service Indoors: Sun.-Sat. 5pm-10pm to: Sun.-Sat 7am-1am  
from: Alcohol Service Indoors: Mon–Sat. 11am-1am and Sunday 12pm-1am to: No Change  
(ALM20-000140)

*\*Certified letter mailed on 10/5/2020 informing licensee that their presence is required at this meeting. See Agenda Item #10*

**TRANSFER OF LICENSE**

**Existing**

**Wine and Malt Package Store License**

20. Lucy Grace LLC d/b/a Top Shelf at Assembly, 365 Canal St. requesting the Transfer of a Wine and Malt Package Store License from Everett Mart Inc. d/b/a Union Square Beer and Wine, 71 Union Sq. to Lucy Grace LLC d/b/a Top Shelf at Assembly, 365 Canal St.  
(AL20-000017)

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