

City of Somerville
Licensing Commission

Regular Meeting by Remote Participation

DRAFT OF THE
Minutes of the Regular Meeting
Monday,
May 16, 2022, at 6:00pm
Posted Thursday, May 26, 2022 at 8:00 pm

*The meeting was called to order at 6:00pm. Present were Commissioners, Lynch, Allen, and Thomas, Lt. Timothy Mitsakis of the Police Dept., Secretary to the Commission Lori Batzek, Assistant City Clerk, Bernabe Rodriguez, Director of Engineering, Brian Postlewaite, Members of the City Staff, Applicants and members of the public.
The meeting adjourned at 8:06pm*

A recording of this meeting is available online

Monday
Regular Licensing Commission Meeting
May 16, 2022
6:00pm

Published Monday, May 12, 2022 at 3:30PM
REVISED – PUBLISHED MONDAY, MAY 12, 2022 AT 5:15PM
REVISED – PUBLISHED, MONDAY, MAY 16, 2022 AT 2:00PM

Pursuant to Chapter 22 of the Acts of 2022, 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 and local cable access government channels.

Copy & paste the following link into your internet browser to view this meeting live:

<https://attendee.gotowebinar.com/register/1507670558225603087>

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.

COMMUNICATIONS

1. Minutes of the Regular Licensing Commission Meeting from 3/21/22

The commission approved these minutes

2. Minutes of the SPECIAL Licensing Commission Meeting from 4/11/22

The commission approved these minutes

3. Minutes of the Regular Licensing Commission Meeting from 4/27/22

These minutes are not yet available and will be submitted for the June 2022 Licensing Commission Meeting for approval

4. The Catered Affair, P.O. Box 432 Hingham, MA notifying the Commission of an Event for approximately 35 Guests, to be held at The Cambria Hotel, 515 Somerville Ave., on Thursday, April 14, 2022 from 4:00pm – 6:00pm (Alcoholic Beverages served from The Catered Affair)

The commission made a note of this item and placed it on file

5. The Catered Affair, P.O. Box 432 Hingham, MA notifying the Commission of an Event for approximately 35 Guests, to be held at The Cambria Hotel, 515 Somerville Ave., on Monday, April 18, 2022 from 4:00pm – 6:00pm (Alcoholic Beverages served from The Catered Affair)

The commission made a note of this item and placed it on file

6. The Catered Affair, P.O. Box 432 Hingham, MA notifying the Commission of an Event for approximately 35 Guests, to be held at The Cambria Hotel, 515 Somerville Ave., on Tuesday, April 19, 2022 from 4:00pm – 6:00pm (Alcoholic Beverages served from The Catered Affair)

The commission made a note of this item and placed it on file

7. The Catered Affair, P.O. Box 432 Hingham, MA notifying the Commission of an Event for approximately 35 Guests, to be held at The Cambria Hotel, 515 Somerville Ave., on Wednesday, April 20, 2022 from 4:00pm – 6:00pm (Alcoholic Beverages served from The Catered Affair)

The commission made a note of this item and placed it on file

8. The Catered Affair, P.O. Box 432 Hingham, MA notifying the Commission of an Event for approximately 35 Guests, to be held at The Cambria Hotel, 515 Somerville Ave., on

Thursday, April 21, 2022 from 4:00pm – 6:00pm (Alcoholic Beverages served from The Catered Affair)

The commission made a note of this item and placed it on file

9. The Catered Affair, P.O. Box 432 Hingham, MA notifying the Commission of an Event for approximately 35 Guests, to be held at The Cambria Hotel, 515 Somerville Ave., on Friday, April 22, 2022 from 4:00pm – 6:00pm (Alcoholic Beverages served from The Catered Affair)

The commission made a note of this item and placed it on file

10. The Catered Affair, P.O. Box 432 Hingham, MA notifying the Commission of an Event for approximately 35 Guests, to be held at The Cambria Hotel, 515 Somerville Ave., on Saturday, April 23, 2022 from 4:00pm – 6:00pm (Alcoholic Beverages served from The Catered Affair)

The commission made a note of this item and placed it on file

11. The Catered Affair, P.O. Box 432 Hingham, MA notifying the Commission of an Event for approximately 35 Guests, to be held at The Cambria Hotel, 515 Somerville Ave., on Sunday, April 24, 2022 from 4:00pm – 6:00pm (Alcoholic Beverages served from The Catered Affair)

The commission made a note of this item and placed it on file

12. The Catered Affair, P.O. Box 432 Hingham, MA notifying the Commission of an Event for approximately 35 Guests, to be held at The Cambria Hotel, 515 Somerville Ave., on Monday, April 25, 2022 from 4:00pm – 6:00pm (Alcoholic Beverages served from The Catered Affair)

The commission made a note of this item and placed it on file

13. The Catered Affair, P.O. Box 432 Hingham, MA notifying the Commission of an Event for approximately 35 Guests, to be held at The Cambria Hotel, 515 Somerville Ave., on Tuesday, April 26, 2022 from 4:00pm – 6:00pm (Alcoholic Beverages served from The Catered Affair)

The commission made a note of this item and placed it on file

14. The Catered Affair, P.O. Box 432 Hingham, MA notifying the Commission of an Event for approximately 35 Guests, to be held at The Cambria Hotel, 515 Somerville Ave., on Wednesday, April 27, 2022 from 4:00pm – 6:00pm (Alcoholic Beverages served from The Catered Affair)

The commission made a note of this item and placed it on file

15. The Catered Affair, P.O. Box 432 Hingham, MA notifying the Commission of an Event for approximately 35 Guests, to be held at The Cambria Hotel, 515 Somerville Ave., on Thursday, April 28, 2022 from 4:00pm – 6:00pm (Alcoholic Beverages served from The Catered Affair)

The commission made a note of this item and placed it on file

16. The Catered Affair, P.O. Box 432 Hingham, MA notifying the Commission of an Event for approximately 35 Guests, to be held at The Cambria Hotel, 515 Somerville Ave., on Friday, April 29, 2022 from 4:00pm – 6:00pm (Alcoholic Beverages served from The Catered Affair)

The commission made a note of this item and placed it on file

17. The Catered Affair, P.O. Box 432 Hingham, MA notifying the Commission of an Event for approximately 35 Guests, to be held at The Cambria Hotel, 515 Somerville Ave., on Saturday, April 30, 2022 from 4:00pm – 6:00pm (Alcoholic Beverages served from The Catered Affair)

The commission made a note of this item and placed it on file

18. The Catered Affair, P.O. Box 432 Hingham, MA notifying the Commission of an Event for approximately 35 Guests, to be held at The Cambria Hotel, 515 Somerville Ave., on Sunday, May 1, 2022 from 4:00pm – 6:00pm (Alcoholic Beverages served from The Catered Affair)

The commission made a note of this item and placed it on file

19. The Catered Affair, P.O. Box 432 Hingham, MA notifying the Commission of an Event for approximately 35 Guests, to be held at The Cambria Hotel, 515 Somerville Ave., on Monday, May 2, 2022 from 4:00pm – 6:00pm (Alcoholic Beverages served from The Catered Affair)

The commission made a note of this item and placed it on file

20. The Catered Affair, P.O. Box 432 Hingham, MA notifying the Commission of an Event for approximately 35 Guests, to be held at The Cambria Hotel, 515 Somerville Ave., on Tuesday, May 3, 2022 from 4:00pm – 6:00pm (Alcoholic Beverages served from The Catered Affair)

The commission made a note of this item and placed it on file

21. The Catered Affair, P.O. Box 432 Hingham, MA notifying the Commission of an Event for approximately 35 Guests, to be held at The Cambria Hotel, 515 Somerville Ave., on Wednesday, May 4, 2022 from 4:00pm – 6:00pm (Alcoholic Beverages served from The Catered Affair)

The commission made a note of this item and placed it on file

22. The Catered Affair, P.O. Box 432 Hingham, MA notifying the Commission of an Event for approximately 35 Guests, to be held at The Cambria Hotel, 515 Somerville Ave., on Thursday, May 5, 2022 from 4:00pm – 6:00pm (Alcoholic Beverages served from The Catered Affair)

The commission made a note of this item and placed it on file

23. The Catered Affair, P.O. Box 432 Hingham, MA notifying the Commission of an Event for approximately 35 Guests, to be held at The Cambria Hotel, 515 Somerville Ave., on Friday, May 6, 2022 from 4:00pm – 6:00pm (Alcoholic Beverages served from The Catered Affair)

The commission made a note of this item and placed it on file

24. The Catered Affair, P.O. Box 432 Hingham, MA notifying the Commission of an Event for approximately 35 Guests, to be held at The Cambria Hotel, 515 Somerville Ave., on Saturday, May 7, 2022 from 4:00pm – 6:00pm (Alcoholic Beverages served from The Catered Affair)

The commission made a note of this item and placed it on file

25. The Catered Affair, P.O. Box 432 Hingham, MA notifying the Commission of an Event for approximately 35 Guests, to be held at The Cambria Hotel, 515 Somerville Ave., on

Sunday, May 8, 2022 from 4:00pm – 6:00pm (Alcoholic Beverages served from The Catered Affair)

The commission made a note of this item and placed it on file

26. The Catered Affair, P.O. Box 432 Hingham, MA notifying the Commission of an Event for approximately 35 Guests, to be held at The Cambria Hotel, 515 Somerville Ave., on Monday, May 9, 2022 from 4:00pm – 6:00pm (Alcoholic Beverages served from The Catered Affair)

The commission made a note of this item and placed it on file

27. The Catered Affair, P.O. Box 432 Hingham, MA notifying the Commission of an Event for approximately 35 Guests, to be held at The Cambria Hotel, 515 Somerville Ave., on Tuesday, May 10, 2022 from 4:00pm – 6:00pm (Alcoholic Beverages served from The Catered Affair)

The commission made a note of this item and placed it on file

28. The Catered Affair, P.O. Box 432 Hingham, MA notifying the Commission of an Event for approximately 35 Guests, to be held at The Cambria Hotel, 515 Somerville Ave., on Wednesday, May 11, 2022 from 4:00pm – 6:00pm (Alcoholic Beverages served from The Catered Affair)

The commission made a note of this item and placed it on file

29. The Catered Affair, P.O. Box 432 Hingham, MA notifying the Commission of an Event for approximately 35 Guests, to be held at The Cambria Hotel, 515 Somerville Ave., on Wednesday, May 12, 2022 from 4:00pm – 6:00pm (Alcoholic Beverages served from The Catered Affair)

The commission made a note of this item and placed it on file

30. The Catered Affair, P.O. Box 432 Hingham, MA notifying the Commission of an Event for approximately 35 Guests, to be held at The Cambria Hotel, 515 Somerville Ave., on Wednesday, May 13, 2022 from 4:00pm – 6:00pm (Alcoholic Beverages served from The Catered Affair)

The commission made a note of this item and placed it on file

A discussion was held on the unique circumstances of these notifications and on the requirement to be an approved 12C Caterer. Secretary Lori Batzek confirmed that this Caterer is a licensed 12C Caterer.

OLD AND NEW ITEMS

31. Saint Anthony’s Church d/b/a Saint Anthonys of Padua Parish, 12 Properzi Way requesting approval of a Special Alcohol License for the purpose of dispensing and/or selling alcoholic beverages and Live Music for a Mother’s Day Dinner to be held Indoors in the Church Hall at 12 Properzi Way on Saturday, May 14, 2022, from 7:00pm – 12:00am with a Rain Date of May 15, 2022 (Alcohol Service) (PEL22-000065)

Chair Lynch stated this application was received very late. He intervened on this matter. They annually hold multiple types of events. Chair Lynch spoke with the City Solicitor’s office and the Executive Director of the ABCC and there was no objection to Chair Lynch invoking administrative powers to approve this license for a one-day event this past Saturday. Chair Lynch gave this license administrative approval, based on this was a low risk event, based on previous licenses issued. Chair Lynch would like the City Clerk’s Office to remind our applicants that we are on deadlines for these applications, and this is a one time only event, that this commission does not like using the administrative power, which defeats the purpose of the three of the commissioners discussing the applications for approval. Chair Lynch asked Lt. Mitsakis if this event had a police detail. Lt. Mitsakis stated they have had details at these events, but it’s also been unfilled numerous times, due to manpower shortages. He also stated he checks on them daily. Chair Lynch requested Lt. Mitsakis provide an email regarding this detail presence because this was a condition for the administrative approval of this license.

The commission approved this Special Alcohol License

TEMPORARY OUTDOOR SEATING

Alteration of Premises

32.

License #	Business Name	Address	Parklet	Private	Sidewalk	Heating Element	Dog Area
ALM22-000028	Grainmaker	248 Elm St	X				

ALM22-000058	Boston Burger Company	37 Davis Sq			X		
ALM22-000070	Rincon Mexicano	99 Broadway			X		
ALM22-000077	Foundry on Elm	255 Elm St	X				

Director of Engineering, Brian Postlewaite spoke on these Temporary Outdoor Seating applications:

Grainmaker – Outdoor parklet. Director Postlewaite recommends approval. 14 seats. Engineering worked with the applicant to get an acceptable ramp design. He believes there is sufficient room for the tables and the ramp will be sufficient. Commissioner Allen asked if this will be a removable ramp. Director Postlewaite stated it will be a permanent in place ramp with handrails. Commissioner Thomas asked about the barriers and stated there is a pedestrian traffic increase in this area, due to the train station. He also stated he has a concern for the implementation of water filled and cement barriers, and would like to place this on note with the increase in traffic flow. Director Postlewaite stated these are part of the Licensing commission rules and regulations to separate the zone of alcohol serving from the public walkway. This barrier is to keep people from wandering backwards into moving traffic. Barriers are not required on contiguous locations, just the first parklet.

The commission approved this temporary outdoor seating on a roll call vote with 3 in favor (Allen, Lynch and Thomas), 0 opposed

Boston Burger Company – Sidewalk seating. Director Postlewaite recommends approval. This is the same seating layout as last year. There is sufficient room for pedestrians and all travelers to traverse around it with 6 feet all around.

The commission approved this temporary outdoor seating on a roll call vote with 3 in favor (Allen, Lynch and Thomas), 0 opposed

Rincon Mexicano - Sidewalk seating. Director Postlewaite recommends approval. This seating has been expanded from previous years seating. They have a pre-covid license with a semi-permanent enclosure constructed in the sidewalk for an existing enclosure. This will be replaced with temporary or movable barrier. The sidewalk is

sufficiently wide enough for this barrier. They are almost doubling their seating from last year. Commissioner Thomas asked if there were any engineering conditions placed on this license. Director Postlewaite stated the ADA coordinator has conditioned this, because their table documentation was not perfectly up to snuff, and conditioned this with the basic ADA criteria, and upon inspection in the field, this will be confirmed for compliance. Commissioner Thomas emphasized the need for table heights for a standard wheelchair to have access. He also indicated that there are times when special needs families need a little bit extra width and would like to enter this in the record for consideration. Director Postlewaite has made a note of this, and review this with the ADA Coordinator.

The commission approved this temporary outdoor seating on a roll call vote with 3 in favor (Allen, Lynch and Thomas), 0 opposed

Foundry on Elm – This is a parklet. This is the same seating as the previous year, with a slight change with a raised platform. The applicant worked with the Fire Department to make sure there was adequate access to the fire hydrant. A meeting was held with the Traffic Commission, to permanently relocate the taxi stand in front of Foundry on Elm, across the street in front of Starbucks. Commissioner Thomas stated there were complaints last year about customers being able to get to their Ubers, due to no gaps between the establishments. Director Postlewaite stated that they actually do not want gaps in between the seating, because that encourages jaywalking. He stated nobody should be entering or exiting a vehicle in the middle of traffic. He recommended loading spaces including taxi stands for this, and also stated immediately adjacent to this establishment, is a crosswalk in front of The Burren, and is much more suitable for pickup and drop off. Chair Lynch agreed with Director Postlewaite and state we have to work with safety in mind as well as accommodation of accessibility issues.

The commission approved this temporary outdoor seating on a roll call vote with 3 in favor (Allen, Lynch and Thomas), 0 opposed

CONTINUED FROM 4/11/22
LICENSEES REPORTING ON THE USE OF THEIR LICENSES

33.

Continued from 4/11/22

Licensing #	Business Name/DBA	Address	Type	Category
AL17-000069	Bergamot LLC/Bergamot Restaurant and/or FAB	118 Beacon St	All Forms	Private
AL17-000326	Teele Square Café, Inc. d/b/a The Basement	1133B Broadway	All Forms	Private

NEW Status

*AL17-000031	RF O'Sullivan's	282 Beacon St.	All Forms	Private
--------------	-----------------	----------------	-----------	---------

*AL20-000018 - New Owner picked up License

Bergamot – No one appeared for this item. A discussion was held on how the commission would proceed. Commissioner Thomas requested a time frame from the date the applicant was notified. The secretary looked up the information, and she confirmed a telephone call from Mr. Pooler on 4/13/22 stating he could not be heard at the meeting. Chair Lynch recommended if someone could not be heard at this meeting to contact the secretary. This item was placed at the end of the agenda. Mr. Pooler did appear for this item. He stated Bergamot is closed and will not open again. He renewed his license in December to be able to make a smoother transition with his landlord, to the new tenants, if he gets a new tenant. The landlord helped Mr. Pooler with negotiating out of his lease. He has no intention of using or selling this license. Chair Lynch asked if a lien has been attached to this license. Mr. Pooler stated no. Mr. Pooler stated he intends on giving the license to the new tenant. He also stated he was unsure if there will be another restaurant in this space. Mr. Pooler does not expect to renew this license in December.

The commission made a Motion for no Action today for Bergamot. A Status Report on this license will be required in 6 months, at the November 2022 Licensing Commission Meeting for Bergamot on a roll call vote with 3 in favor (Allen, Lynch and Thomas), 0 opposed

The Basement – Attorney Upton appeared for this item. The owner purchased this license from the La Hacienda for \$25000. He then commenced to build eight additional units on top of 1133 Broadway. During construction, because of the footing and the foundation work, no additional work could be done in the basement. The build-out fit out of this proposed restaurant was delayed due to this. This took a couple of years to resolve, then Covid happened, which delayed things further. The owner is still interested in starting an American style bar with Indian and Nepalese flavor styles with live music which will consist of Indian and Nepalese music and small plates. A letter was submitted from the architect who the owner engaged to give the commission some confidence that this is a real project going forward. Commissioner Thomas asked if there were any timelines in place for the build out process. Attorney Upton did not, but stated the first step is the concept drawings from the architect, and hopes the process will move quickly. Chair Lynch asked how many licenses the applicant owns. He owns one other restaurant license in the city and sold a package store license.

The commission did not take further action on this item, but suggested Attorney Upton to advise his client to stay in touch with the City Clerks office with an email stating the status of this license is that they have engaged an architect, they are starting to build out and supply an expected completion date.

RF O’Sullivans – No further action taken. The commission noted this change in status

CONTINUED FROM 4/11/22 MEETING

Common Victualler

34. MJA Corporation, DBA Los Paisanos Restaurant, 62 Broadway, requesting approval of a Common Victualler license. (AL22-000004)

Chris Sirian and Marcos Lemus Valle appeared for this application. Marcos was an employee of this establishment for approximately a year and is purchasing this business. The same hours will be kept. Mr. Lemus Valle has experience with other restaurants as well.

The commission approved this Common Victualler License on a roll call vote with 3 in favor (Allen, Lynch and Thomas), 0 opposed

SPECIAL ALCOHOL LICENSES

35. Diesel Café, 257 Elm St. requesting approval of a Special Alcohol License for the purpose of dispensing and/or selling alcoholic beverages for Private Rental Celebration to be held Indoors at 257 Elm St. on **Sunday**, May 21, 2022, from 4:00pm –11:00pm (Alcohol Service)
(PEL22-000061)

Courtney Verhaalen appeared for this application. This event will be on Saturday not Sunday with new hours of 6:30pm – 10:00pm. This is a private event. Ms. Verhaalen stated they will be bringing their own beer. Commissioner Allen asked if they will be purchasing the alcohol from an approved vendor. The secretary can provide this if needed. The server will be Tips Certified.

The commission approved this Special Alcohol License on a roll call vote with 3 in favor (Allen, Lynch and Thomas), 0 opposed

36. Saint Anthony’s Church, 12 Properzi Way requesting approval of a Special Alcohol License for the purpose of dispensing and/or selling alcoholic beverages for a Festa Junina 2022 (Brazilian Festival 2022) to be held Indoors and Outdoors (in the parking lot) at 12 Properzi Way on Saturday, June 18, 2022, from 5:00pm –12:00am (Alcohol Service)
(PEL22-000066)

Rafael Olivos appeared for this application. This is a Brazilian festival in the parking lot. This event has been held for approximately 15 years. Between 1000-5000 people will attend this event. A police detail is usually hired for this event, and the police detail office has been contacted. Wristbands will be used. Chair Lynch suggested they get in touch with the secretary for an approved vendor list.

The commission approved this Special Alcohol License on a roll call vote with 3 in favor (Allen, Lynch and Thomas), 0 opposed

37. Groundwork Somerville, 138 South Street requesting approval of a Special Alcohol License for the purpose of dispensing and/or selling alcoholic beverages for a Groundwork Somerville Spring/Summer Event Series to be held Outdoors at 138 South St. for the following Dates & Times:

Concert 1 - June 9 from 5:00pm- 8:00pm

Concert 2 - July 21 from 5:00pm- 8:00pm

Concert 3 - August 4 from 5:00pm- 8:00pm

Comedy Night - June 24 from 7:00pm- 10:00pm

Trivia Night - July 13 from 7:00pm- 10:00pm

Harvest Gala - September 18 from 2:00pm- 8:00pm

(Alcohol Service)

(*PEL22-000069)

***Permission is required by the Somerville Redevelopment Authority. The SRA's next meeting is being held on May 18, 2022**

Alexandra Lennon Simon appeared for this application. This event has been running approximately 10 years. They will be partnering with Portico Brewery. Tips certified staff will serve and they will also be providing food. The site can hold up to 100 people. They will be wrist banding. Rain dates of 6/25/22, 7/14/22, & 9/25/22 should be added per the application. Chair Lynch asked about the Entertainment by Performers. The Secretary stated this normally does not appear on this application. Chair Lynch asked Ms. Lennon Simon to be mindful of the noise ordinance. Approval from the SRA is necessary.

The commission provisionally approved this Special Alcohol License with the condition of SRA approval, on a roll call vote with 3 in favor (Allen, Lynch and Thomas), 0 opposed

38. HONK! Festival, 10 Poplar St requesting approval Special Alcohol License for the purpose of dispensing and/or selling alcoholic beverages for HONK! Festival After Party to be held Indoors at the Art Farm on Saturday, October 8, 2022 & Sunday, October 9, 2022 from 6:00pm to 1:00am
(PEL22-000070)

– APPLICATION DENIED, SPACE NO LONGER AVAILABLE

39. Somerville Media Center, no address provided (Organization Name Federal Realty) requesting approval Special Alcohol License for the purpose of dispensing and/or selling alcoholic beverages for Bar Stars to be held Outdoors on the Roof of Block 3 Garage at Assembly Row on Thursday, July 14, 2022 from 6:00pm to 8:00pm
(PEL22-000075)

Chair Lynch recused himself from voting on this application approval. He stated it has been less than a year since stepping down as President of the Board of the Somerville Media Center.

*Haley King and Kat Powers appeared for this application. This event was held pre pandemic. This is a cocktail competition, with a **Rain Date of July 21, 2022**. The Somerville Media Center has been in Union Square for 39 Years, and started as SCAT. The alcohol will be purchased by an approved vendor.*

The commission approved this Special Alcohol License on a roll call vote with 2 in favor (Allen and Thomas), 0 opposed and 1 recused (Lynch)

EXISTING ALCOHOL LICENSES

ALL FORMS ALCOHOL

Change of d/b/a, Change of Manager, Change of Officers/Directors, Change of Ownership Interest, Change of Stock Interest and a Change of Hours

40. Bow Street Charm Corp. d/b/a Yoi Sushi & Chinese Restaurant, 16 Bow St. requesting a Change of D/B/A from Yoi Sushi & Chinese Restaurant to Fuki Japanese Cuisine, A Change of Manager from Nicole Xu to Quina Chen, a Change of Officers/Directors & Ownership Interest & Stock Interest from from: JianPei Li-President at 75%, and Nicole Xu-Director at 25% to: Chunglong Zhang-President 75%, Nicole Xu, Director 25% to Chunlong Zhanh- President at, 69%, Lixiang Huang-Secretary & Treasurer at 15%, Treasurer, 15%, Lifei Huang- Secretary at 15%, Qina Chen-Director at 1% and a Change in Hours for Food Service and Alcohol Service from: Mon-Thu 11:00am-10:30pm, Fri-Sat 11:30am-11:30pm & Sun 12:00pm-9:30pm to: Mon Closed, Tue-Sat 11:30am-9:30pm & Sun 12:30pm-9:00pm (ALM21-000081)

*This is an Administrative Item, Change of d/b/a, Change of Manager, Change of Officers/Directors, Change of Ownership Interest, Change of Stock Interest was approved at the 4/11/22 Licensing Commission Meeting, however an AD is required.

**The Change of Hours was not approved at the previous meeting and requires the Licensing Commission to approve these hours

Attorney Duo Liu appeared for this application. Attorney Liu stated these hours are in comparison with the existing restaurants in the area.

The secretary stated this application required an AD in the newspaper.

The commission approved this Change in Hours on a roll call vote with 3 in favor (Allen, Lynch and Thomas), 0 opposed

ALL FORMS ALCOHOL
CHANGE OF MANAGER

41. Thirsty Scholar Barroom LLC d/b/a Thirsty Scholar, 70 Beacon St. requesting approval of Change of Manager from Stephen Whalen to William Harrington (ALM22-000029)

Attorney Ryan Gazda and William Harrington appeared for this application. Mr. Harrington started at the Thirsty Scholar in January. He has previous experience in a restaurant in Boston, Bar Moxie, general manager of Max and Leo's in Sudbury, manager of McGreevy's on Boylston St., Loretta's Last Call on Lansdowne and a few others. Commissioner Thomas asked what type of food will be served and his vision for the City. Mr. Harrington stated they are trying to bring new life into the establishment after covid. They have some new food idea's but will be keeping the same mainstays such as fish and chips, burgers... They are attempting to tap into the younger crowd to bring new life into the area.

The commission approved this Change in Manager on a roll call vote with 3 in favor (Allen, Lynch and Thomas), 0 opposed

ENTERTAINMENT BY DEVICES

42. KB Investments Inc. d/b/a PJ Ryan's, 239 Holland St. requesting approval of an Entertainment by Devices – Outdoors License (ALM22-000018)

The applicant requested a continuance to the next Licensing Commission Meeting. The commission agreed to continue this item

ALTERATION OF PREMISES

43. Olive, Viola, and Will Inc. d/b/a Dragon Pizza, 233 Elm St. requesting approval for an Alteration of Premises Indoors to extend the premises nextdoor and will increase the seating from 18 seats to 96 seats. (ALM22-000066)

Charlie Redd appeared for this application. Mr. Redd stated they are cutting a door way into next door, with some cosmetic changes and new kitchen equipment. The space was previously a restaurant, India Palace. Chair Lynch asked if this license was returned. Commissioner Thomas asked that he consider energy efficient appliances. The secretary replied to Chair Lynch's request for information on India Palace. The license was issued to Adakari Inc., approved on 9/21/20 and an email was received from this establishment on 12/14/21, that due to the sudden termination of their lease, they were withdrawing there Alcohol Application. This license was never picked up.

The commission approved this Alteration of Premises on a roll call vote with 3 in favor (Allen, Lynch and Thomas), 0 opposed

NEW

COMMON VICTUALLER, ENTERTAINMENT BY DEVICES INDOORS AND OUTDOORS, AND A PRIVATE PATIO LICENSE

44. Life Alive Café LLC d/b/a Life Alive Organic Café, 40 Holland St. requesting approval for a Common Victualler, Entertainment by Devices Indoors and Outdoors and a Private

Patio License. Application states company name id DPB Desgin with the Legal Name of ACT III Management LLC & Ronald M. Shaich
Hours of Operation Indoors & Outdoor Private Patio: Mon-Sun: 7:00am-9:00pm
(AL22-000007)

Daniel Brennan appeared for this application. Chair Lynch asked about the name on the application. Mr. Brennan stated DPB Design is his company and Mr. Brennan is a consultant for Life Alive Café. Chair Lynch asked the secretary to strike this from the application and put this under Life Alive Café LLC d/b/a Life Alive Organic Café. Chair Lynch asked about the devices outdoors. Mr. Brennan stated it would be low volume background music below conversation level. Chair Lynch asked Mr. Brennan to be careful of the noise, because their hours of operation begin at 7:00am. This is a vegetarian restaurant. This is one of several restaurants in the area.

The commission approved this Common Victualler and Entertainment by Devices Indoors and Outdoors and a Private Patio License on a roll call vote with 3 in favor (Allen, Lynch and Thomas), 0 opposed

NEW

Wine and Malt 7 DAY RESTAURANT – ENHANCEMENT AREA,

COMMON VICTUALLER AND SUNDAY HOURS LICENSE

45. Kongdog Somerville Inc. d/b/a Kong Dog Somerville, 236 Elm St. requesting approval of a Wine & Malt License – Enhancement Area, a Common Victualler and Sunday Hours License. Hours of Operation for Food Service & Alcohol Service: Mon-Sun: 11:00am-10:00pm
(AL22-000008)

Wooseok Chang appeared for this application. Mr. Chang provided information on the food being served. He also stated this space had been vacant for a while. Chair Lynch asked what the previous establishment was. Commissioner Allen stated he believed it was either Punjabi Grill or Darbar Grill. Commissioner Thomas stated it looked like Darbar Grill. No delivery will be available.

The commission approved this Wine and Malt 7 Day Restaurant Enhancement Area, Common Victualler and Sunday Hours License on a roll call vote with 3 in favor (Allen, Lynch and Thomas), 0 opposed

NEW

ALLFORMS 7 DAY RESTAURANT – ENHANCEMENT AREA

46. Thai J& J LLC d/b/a Siam Ginger, 22 Bow St. requesting approval of an All Forms Alcohol License. Hours of Operation for Food Service and Alcohol Service: Mon-Thu 11:30am-3:00pm & 4:30pm-9:30pm, Fri 11:30am-3:00pm & 4:30pm-10:00pm, Sat 12:00am - 10:00pm and Sun 4:30pm - 9:00pm
(AL22-000012)

*Has an existing Common Victualler License – AL18-000003

Unchalee Juntun appeared for this application. The hours need to be changed for Saturday to open at 12:00pm instead of 12:00am. Siam Ginger has been at this location for 5 years. Commissioner Allen asked if Ms. Juntun has completed the TIPS Certification for both herself and any employees serving alcohol. Ms. Juntun replied that she has.

Jessica Eshelman spoke in support of this application.

The commission approved this All Forms Alcohol 7 Day Restaurant Enhancement Area License on a roll call vote with 3 in favor (Allen, Lynch and Thomas), 0 opposed

LATE ITEMS

47. Communication from Chair Lynch, please remember in your thoughts Vito Vaccaro, a long time, former member of the Somerville Licensing Commission who passed away last week.

Chair Lynch spoke about former Chair Vito Vaccaro who passed away on April 29th. He listed his accomplishments and the service he provided the City of Somerville and

the Armed Forces. On behalf of the Somerville Licensing Commission and the City Clerks Office: Rest easy my friend and we'll take it from here.

48. The Catered Affair, P.O. Box 432 Hingham, MA notifying the Commission of an Event for approximately 35 Guests, to be held at The Cambria Hotel, 515 Somerville Ave., on Wednesday, **May 18, 2022** from 4:00pm – 6:00pm (Alcoholic Beverages served from The Catered Affair)

The commission made a note of this item and place it on file

49. The Catered Affair, P.O. Box 432 Hingham, MA notifying the Commission of an Event for approximately 35 Guests, to be held at The Cambria Hotel, 515 Somerville Ave., on Wednesday, May 19, 2022 from 4:00pm – 6:00pm (Alcoholic Beverages served from The Catered Affair)

The commission made a note of this item and place it on file

50. The Catered Affair, P.O. Box 432 Hingham, MA notifying the Commission of an Event for approximately 35 Guests, to be held at The Cambria Hotel, 515 Somerville Ave., on Wednesday, May 20, 2022 from 4:00pm – 6:00pm (Alcoholic Beverages served from The Catered Affair)

The commission made a note of this item and place it on file

TEMPORARY OUTDOOR SEATING

Alteration of Premises

License #	Business Name	Address	Parklet	Private	Sidewalk	Heating Element	Dog Area
ALM22-000057	Spoke	89 Holland St	X				

ALM22-000064	Papagayo	331 Great River Road	X				
ALM22-000075	Taco Loco Mexican Grill	46-48 Broadway			X		
ALM22-000080	The Burren	247 Elm St	X - error		X - correction		
ALM22-000082	Barra	23A Bow St	X				
ALM22-000088	Out of The Blue Restaurant	215 Elm St	X				

Director of Engineering, Brian Postlewaite spoke on these Temporary Outdoor Seating applications:

Spoke – This is a parklet. Director Postlewaite recommends approval. This is a revised seating plan from last year. Engineering has request that the construct a raised platform beneath the canopy, since they do not have room for a full ramp. Documentation and drawings were submitted for this revision. Commissioner Thomas asked how many meters are being used. Director Postlewaite stated he believes it is approximately 3. Commissioner Thomas stated that adjacent businesses should be notified of parking spaces being taken excessively. Director Postlewaite stated that the traffic department is contacted on all parking signs and meter relocations to confirm that it falls under the blanket approval presented by the traffic commission and is being reviewed administratively by the parking department under the traffic commission’s authority, and meters are bagged appropriately. If traffic determines that they have exceeded their plan, they come back to Engineering and ISD to proceed with enforcement.

The commission approved this temporary outdoor seating on a roll call vote with 3 in favor (Allen, Lynch and Thomas), 0 opposed

Papagayo - This is a parklet. This is essentially the same setup as last year, except the documentation from previous years exaggerated the width of the parking spaces, but he does not expect the seating itself to be any different than last year. The only change expected is the installation of a bridge plate at the entrance per the new policy requirements. Commissioner Thomas asked what type of manhole is on the plan. Director Postlewaite stated

he would look up this information and provide it to the commission. Commissioner Allen stated he noticed 2 ADA seats out of 52 and this seems to be lower than the requirement. Director Postlewaite stated this was an oversight and would incorporate this into the approval conditions. Director Postlewaite got back to the commission about the manhole. It is a sanitary sewer manhole and generally, unless a major problem develops, does not require cleaning during a typical year. He does not anticipate any concerns on this manhole.

The commission approved this temporary outdoor seating, with the condition stated by Director Postlewaite, on a roll call vote with 3 in favor (Allen, Lynch and Thomas), 0 opposed

Taco Loco Mexican Grill - This is sidewalk seating. Director Postlewaite recommends approval. The seating is located in the furniture zone and meets the criteria. Commissioner Thomas asked if they have any barriers. Director Postlewaite stated they do not serve alcohol and this is essential take out seating.

The commission approved this temporary outdoor seating on a roll call vote with 3 in favor (Allen, Lynch and Thomas), 0 opposed

*The Burren - This is **Sidewalk Seating** (this was placed as parklet seating on the agenda as an error). Director Postlewaite recommends approval. The pre-covid seating was a challenge in the past due to lack of adequate clearance. The applicant worked with Engineering to create a better seating layout to accommodate the 60 inch clear zone.*

The commission approved this temporary outdoor seating on a roll call vote with 3 in favor (Allen, Lynch and Thomas), 0 opposed

Barra - This is a parklet. Director Postlewaite recommends approval. This is substantially similar to last year. Of note, they will not be providing seating on private property at the rear of their parcel, due to issues with ADA accessibility being insufficient at this location.

The commission approved this temporary outdoor seating on a roll call vote with 3 in favor (Allen, Lynch and Thomas), 0 opposed

Out of the Blue Restaurant – This is a parklet. This application was presented late to the Engineering Division, some time today. This seating is substantially similar to what they

proposed last year, however, based on policy changes, this current application does not meet these requirements. They have delineated them and have them available to send over to the applicant. Director Postlewaite stated he believed this could be resolved within a week or two. Chair Lynch stated this was called to his attention very late. The City Clerk's office pointed out some discrepancies in the application, and the applicant did not pay attention to this. The applicant wanted to know why this item was not appearing on the agenda for this evening. Director Postlewaite will be placing conditions on this application and the license will not be issued until Mr. Postlewaite is satisfied and all city departments have signed off. Commissioner Allen asked if we are moving away from the temporary ramps and requiring replacements with permanent installations. Chair Lynch stated yes. Director Postlewaite stated the raised parklet is up, but not being used yet because the license has not been issued. One of the largest concerns with this particular layout is that they have a step up to get into the parklet, which needs to be resolved and this is the probably the biggest issue to address. The remainder is more administrative and will require documentation and clarity. Commissioner Thomas stated that he would not be able to accept this drawing because of a lack of clarity. Chair Lynch agreed with Commissioner Thomas' statement. He also stated there is \$10,000 available to get an engineered plan. This type of plan will not be accepted for permanent seating. He also stated there would be no more late items.

The commission provisionally approved this temporary outdoor seating, and will not be issued until all city signoffs have been obtained, on a roll call vote with 3 in favor (Allen, Lynch and Thomas), 0 opposed