

**City of Somerville
Licensing Commission**

Special Meeting by Remote Participation

**DRAFT OF THE
Minutes of the Special Meeting
Monday,
September 2, 2021, 2021 at 5:00pm
Posted January 6, 2022 at 2:00pm**

The meeting was called to order at 5:00pm. Present were Commissioners, Lynch, and Allen, Secretary to the Commission Lori Batzek, Clerk to the Commission, Andrea Torres, City Clerk, Kim Wells, Director of Economic Development, Tom Galligani, Liaison to the MAC, Charlotte Leis and Members of the City Staff, Applicants and members of the public.

The meeting adjourned at 6:37pm

A recording of this meeting available online

**Monday
September 2, 2021
5:00pm
Published on
Wednesday, August 18, 2021 at 9:00am**

Pursuant to Chapter 20 of the Acts of 2021, 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/7361168092880669709>

Use: Google Chrome or Microsoft Edge to access this link

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. Communication from the Somerville Licensing Commission to discuss reviewing, updating and modifying its Rules, Regulations and Policies. The addition of two major licensing responsibilities of the Commission, Adult Use Marijuana and Outdoor Seating

on the Public Way, will necessitate the inclusion of these fees, fines and other licensee costs into the Rules, Regulations and Policies.

The 2022 annual renewal fees need to be addressed and included in any revision to our Licensing publications.

Chairman Lynch is proposing to conduct a Special Meeting of the Somerville Licensing Commission to discuss the matter before the annual renewal notices are sent to our Licensees.

Chair Lynch introduced the Commission and its purview.

The policies, procedures and guidelines will be the prevailing topic.

City Council ceded authority for outdoor seating on the public way to the Commission. And recreational marijuana guidelines and policies need to be incorporated. Fees are the third topic for discussion.

Charlotte Leis joined to discuss cannabis guidelines. Commissioner Allen noted that an initial set of rules and regulations were included. The change proposed by Ms. Leis is adoption of a formal policy on how to order the issuance of Group B licensees, when they are eligible to have a license issued. She responded to previous questions from the Commissioners, noting that there was a concern about what would happen if the MAC's method of grading changes at any point between rounds. There could be a two-step system, with one step being to look at the round that the host community agreement (HCA) recommendation was received in, and within a round using the score that an applicant receives. The other concern was about "queue jumping", which this two-step system could also address, in placing any new applicants in queue behind existing ones.

Commissioner Allen confirmed that the MAC is a tool of the current administration, and not dictated by state law. There is no guarantee that a subsequent administration would use the same system. Ms. Leis clarified that if more than one HCA was executed the same day, the score could be the determinant. Commissioner Allen elaborated that a time and date stamp would be a necessity in future executed agreements.

Chair Lynch also shared the clarification that the MAC makes the recommendation to the Mayor, and then the Commission can accept the Mayor's recommendation to grant the license. This may be a better way to refer to the process in any regulations. Chair Lynch also suggested changing the language from "marijuana" to "cannabis" to better align with the state body, the Cannabis Control Commission (CCC). Ms. Leis noted that the CCC does use both terms interchangeably, but agreed that it can be sensitive.

Commissioner Allen suggested an additional clarification to the policies to highlight that the applicant does not begin working with the Licensing Commission until an HCA has been received. Chair Lynch also suggested a rule that at least one neighborhood meeting must be held prior to appearance before the Licensing Commission. Ms. Leis noted that applicants are required to hold a neighborhood meeting prior to appearance before the Planning Board for a Special Permit. Chair Allen added that the CCC also requires a community meeting, and indicated a preference that it be encouraged but not required.

Chair Lynch asked for confirmation that one-time application fees were waived through November 2022 (the entirety of the priority application period) and Ms. Leis confirmed that.

Chair Lynch identified the next topic as the annual fees for 2022 renewals. Ms. Batzek noted that the packages from the ABCC would be received September 9-11, and the process in the Clerk’s office is to review and send for renewals. Mr. Galligani also noted that the FY22 budget does anticipate that the pre-COVID fees would be collected, but the Delta variant has caused new concerns. Ms. Torres also expressed concern about the time needed to ensure that the licensing software would be able to correct the fees so the processing can be executed properly.

Chair Lynch also asked whether Temporary Outdoor Seating would remain as such and not be charged a fee, or converted to permanent Outdoor Seating and require a fee. Mr. Galligani shared that a review of the policy and processes are in place in the Economic Development Division.

The Clerk’s office would move ahead with the annual renewals and re-institute all fees except those for Outdoor Dining on the Private Way. Ms. Batzek shared that any applicants considering applying for permanent Outdoor Seating would require a hearing, and that is the suggestion of the ABCC. The permanent licensees would then have to pay as of April 2022, and anyone who wanted to apply would do so. Ms. Batzek suggested that the businesses with permanent outdoor seating should be charged as they normally would, those with temporary outdoor seating through April would continue to have fees waived, but would have to apply for permanent seating and pay for the amendment application and the licensure at the time they are approved.

See fee schedule below:

Licensing Commission Fees, FY 2016 - Approved 9-19-16	Application Fee	1 st Year Fee	Renewal Fee	as of Licensing Commission Special Meeting - 9-2-21
All Forms Alcohol and Wine & Malt Restaurants				
*Alcohol Restaurants Surcharge to serve on a public sidewalk or street	\$200	\$165	\$165	*Plus ABCC Application Fee of \$200
Non Alcohol Restaurants (Common Victualler) to serve on a public sidewalk or street	\$50	\$165	\$165	

Chair Lynch noted that a new fee schedule will need to be created. The City Clerk’s office will work with Economic Development and others to draft this. Commissioner Allen also emphasized that the amount of the public way vs private way should be addressed in the fee structure. Chair Lynch agreed, noting that the work of City staff to address public ways is considerable.

Ms. Batzek inquired about whether new applications for temporary outdoor seating would continue to be accepted, without the COVID rules. Ms. Galligani responded that there are a few restaurants interested for the Fall season. He encouraged keeping them temporary for now, while the Division works to craft a longer-term strategy and policies, including potential options to recoup lost parking revenue. Clear fees and expectations for applicants is critical, and will be able to be delivered more thoughtfully after due consideration by City staff.

Ms. Batzek confirmed that there will be a fee charged for permanent outdoor seating that was in existence prior to the COVID changes. Temporary outdoor seating fees will remain waived. The late fees that were put in place will also be reinstated. Commissioner Allen emphasized that most fees exist to alleviate the administrative burden of issuance.

Commissioner Allen added that another rules change recommended that private licenses already revert to City control as policy, though not included specifically in the rules.

Secretary Lori Batzek researched this matter after the meeting for reference purposes. 2 private licenses were not renewed one in 2019 & one in 2020: DemApples LLC d/b/a Two, Three, Zero did not renew in 2019. Haris Jusufbegovic and Azem Dervisevic d/b/a Sabur did not renew in 2020. The ABCC was notified these licenses were not being renewed. They now become part of our City Quota.

Jessica Eshleman of Union Square Main Streets commented that extending temporary outdoor seating in a fee-free manner is appreciated; City barriers and other infrastructure are important to ensuring safety in many parklet locations, and there is an opportunity to utilize ARPA funds to distribute this type of infrastructure more evenly and equitably throughout the City; and the users of the parklet spaces turn over more than a single vehicle using the space would, and highlights additional progress toward equity goals. Michael Robles of Union Square Main Streets also thanked the Commission, particularly for the focus on extending temporary outdoor seating.

City of Somerville
Licensing Commission

Regular Meeting by Remote Participation

DRAFT OF THE
Minutes of the Regular Meeting
Monday,
October 18, 2021, at 6:00pm
Posted Monday, January 10, 2022, at 2:00PM

The meeting was called to order at 6:02pm. Present were Commissioners, Lynch, and Allen, Capt. Dennis Sullivan of the Fire Dept., Lt. Timothy Mitsakis of the Police Dept., Secretary to the Commission Lori Batzek, City Clerk, Kim Wells, Director of Engineering, Brian Postlewaite, Members of the City Staff, Applicants and members of the public.

The meeting adjourned at 7:43pm

A recording of this meeting is available online

Monday
October 18, 2021
6:00pm
Published Thursday, October 14, 2021 at 4:40pm
REVISED Published Monday, October 18, 2021 at 2:00PM

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COMMUNICATIONS

1. Minutes of the Regular Licensing Commission Meeting from 9/20/21

Chairman Lynch asked for a Correction to be made for this Regular Meeting.

The commission approved these minutes on a roll call vote with 2 in favor (Allen, Lynch), 0 opposed

2. Communication from Chairman Lynch requesting a report from the Police Department for any issues, violations or complaints received for all 2AM Closing Establishments

Chairman Lynch requested the old name of Brass Union be changed to their new d/b/a Vera's

These renewals to be placed on the November agenda for approval. Licensees do not need to be present if no violations or concerns from the Police Department were reported.

The Commission made a note of this communication.

SPECIAL ALCOHOL LICENSES

3. Night Shift Brewing – Matt Eshelman, requesting approval of a Special Alcohol License for the purpose of dispensing and/or selling alcoholic beverages for Owl's Nest at Assembly Row by Night Shift Brewing to be held Outdoors at 325-375 Assembly Row from October 29, 2021 to October 31, 2021 from 11:00am – 10:00pm (PEL21-0000151)

Matthew Eshelman appeared for this application. Mr. Eshelman stated they had a great season. There were no issues and no changes are being made. PKL did not appear on the agenda and Mr. Eshelman stated this would not affect their operation, and that they are completely separate. This is the same footprint as the previous 2 months.

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

4. Greentown Labs, 444 Somerville Ave. requesting approval of a Special Alcohol License for the purpose of dispensing and/or selling alcoholic beverages for Climatetech Summit to be held Indoors at 444 Somerville Ave. in the Main event space and kitchen on November 4, 2021 from 8:00am to 7:30pm (PEL21-000149)

*Jill Kirkpatrick appeared for this application. Approximately 350 people are expected over the course of the day. They will not be serving alcohol at 8am. **Request a change of alcohol service beginning at 4:30pm.** The servers will be Tips Certified and the alcohol will be purchased through a licensed distributor.*

The Secretary will change the hours of alcohol service to 4:30pm to 7:30pm

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

5. The Elizabeth Peabody House, 277 Broadway requesting approval of a Special Alcohol License for the purpose of dispensing and/or selling alcoholic beverages for a Fall Fundraiser 2021 to be held Indoors and Outdoors, in Playground space at 277 Broadway from October 21 2021 from 6:00pm – 8:00pm with a rain date of 10/28/21 (PEL21-0000147)

Katie Aucella appeared for this application. They are celebrating 121 years. Alcohol service would only be for the outdoors. They will have Tips Certified staff, and will purchase the alcohol from an approved distributor. They will be hosting a wine expert and there will be approximately 60 people in total.

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

6. Cuisine en Locale, Inc. 67 Pleasant St., Cambridge, requesting approval of a Special Alcohol License for the purpose of dispensing and/or selling alcoholic beverages for Boynton Yards Publicity Events to be held Outdoors at Union Sq., Boynton Yards 561 Windsor St/0 Windsor St. on October 23, 2021, November 20, 2021 & December 11, 2021 from 12:00pm – 12:00am with rain dates of 10/24/21, & 11/21/21 (PEL21-0000146)

JJ Gonson appeared for this application. Please note: The November date was changed to 11/20/21 and the Rain date was changed to 11/21/21. Ms. Gonson requested another Rain date be entered for December as 12/12/21. Ms. Gonson stated the events held at Boynton Yards this summer have been very successful with no issues. The address is located near Union Square. The same area, setup, bar staff... will be used.

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

7. City Nails, 315 Broadway requesting approval of a Special Alcohol License for the purpose of dispensing and/or selling alcoholic beverages for Relax to be held Indoors at 319 Broadway on 11/2/21, 11/9/21, 11/23/21, 12/1/21, 12/14/21, 12/29/21, 1/1/22, 1/12/22, 1/27/22, 2/5/22, 2/16/22, 3/1/22, 3/17/22, 3/30/22, 4/6/22, 4/20/22, 5/3/22, 5/12/22, 5/25/22, 6/4/22, 6/14/22, 6/24/22, 7/5/22, 7/15/22, 7/27/22, 8/7/22, 8/16/22, 8/23/22, 8/31/22, 9/11/22 from 10:00am – 7:00pm (PEL21-0000143)

*Phi Pham Owner and Manager appeared for this application. Mr. Pham feels something is missing and would like to provide wine or beer to his customers (this is a nail salon). Mr. Pham will be charging for the alcohol. There are 6 chairs and 6 tables. Mr. Pham chose random dates. Chairman Lynch wanted to make sure Mr. Pham understands these will be the only dates he can serve alcohol. **Change his Sunday hours to 10am-5pm (his hours of operation).** Commissioner Allen reiterated Mr. Pham needs to purchase the alcohol from an approved distributor. Mr. Pham stated he received the website information from City Hall. Commissioner Allen stated a license can only be issued 30 days per each calendar year. No bartender will be serving the alcohol, the receptionist will be serving. Chairman Lynch asked if the receptionist is TIPS Certified. Mr. Pham wasn't aware of this; Chairman Lynch stated the commission would require TIPS Certification. Mr. Pham understands this license will cost \$3000 and he is fine with that.*

Chairman Lynch stated the Sunday Hours need to be amended, and Mr. Pham must provide proof of TIPS Certification.

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

8.

NEW
All Forms 7 Day Alcohol Restaurant License
Enhancement Area
Common Victualler and Sunday Hours License

Mavericks at Washington LLC d/b/a Juliet, 263 Washington St. requesting approval for an Enhancement Area All Forms 7 Day Alcohol License, a Common Victualler License and a Sunday Hours License.

Hours of Operation for Food Service: Sun-Sat: 8am-12am

Hours of Operation for Alcohol Service: Sun-Sat: 10am-12am

(AL21-000023)

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

Approved by the Licensing Commission on 8/16/21. AD placed in the newspaper on October 6, 2021, at the applicants request, to comply with the Abutters Notice Requirement

Katrina Jazayeri appeared for this application. This is an abutters notice requirement. The AD appeared on 10/6/21. This fulfills the requirement. Hoping to open sometime in December.

The commission approved these licenses on 8/16/21. This is an administrative item for abutters notice purposes, and was approved on a roll call vote with 2 in favor (Allen, Lynch), 0 opposed

NEW

Entertainment by Devices, Performers and Patrons

9. Union Comedy Cooperative Corporation d/b/a Union Comedy, 593 Somerville Ave. requesting approval of an Entertainment by Devices, Performers and Patrons License (AL21000034)

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

Pat Kearnan appeared for this application. Training classes and performances will occur, without food or alcohol. Chairman Lynch suggested Mr. Kearnan contact the Ben Ewen-Campen. Mr. Kearnan stated he has already done that and Mr. Ewen-Campen did not have an issue with this. Total seating will be 40 plus staff, for a total of 49 occupancy.

The commission approved this Entertainment by Devices, Performers and Patrons License on a roll call vote with 2 in favor (Allen, Lynch), 0 opposed

- 10.

NEW

**Common Victualler and
Outdoor Private Patio and
Outdoor Public Seating on the Sidewalk Licenses**

U & S LLC d/b/a Café Rustica, 356 Beacon St. requesting approval of a Common Victualler, Outdoor Private Patio Seating and Outdoor Public Seating on the Sidewalk Licenses

*Sujan KC

Hours of Operation: Sun – Sat: 7:00am – 6:00pm

*New Owners, Old Owners Café Rustica, Inc. – AL17-000183
(AL21-000035)

Sujan appeared for this application. This will be a breakfast and lunch café selling sandwiches and coffee. This establishment has been in existence for 22 years. Sujan states the paperwork is complete and he is now the owner of Café Rustica. There will be 2 seats and a small table on the sidewalk and 18 seats on the private patio.

The commission approved this Common Victualler, Outdoor Private Patio and Outdoor Public Seating on the Sidewalk License, Pending all City sign-offs, on a roll call vote with 2 in favor (Allen, Lynch), 0 opposed

11.

TEMPORARY OUTDOOR SEATING

NEW OUTDOOR SEATING	LICENSE #	BUSINESS NAME	ADDRESS	APP. TYPE	COMPLETE	CURRENT/NEW	PUBLIC/PRIVATE	TENT	HASP	FLOOR PLAN	CONTROL/ENG.	SPCD	FIRE	INSURED	WINTER CERT.
APPL. DATE															
9/3/2021	Regular Meeting 10/20/21	ALM21-000076	Tu Y Yo Mexican Restaurant	852 Broadway	Outdoor Seating - Parklet & Sidewalk - Public Property	Yes	New	Public	No	N/A	Yes	N/A			
9/17/2021	Regular Meeting 10/20/21	ALM21-000080	Rei Da Picanha	129 Broadway	Outdoor Seating - Parklet & Sidewalk - Public Property	Yes	New	Public	No	N/A	Yes	N/A			
9/18/2021	Regular Meeting 10/20/21	ALM21-000082	Thai J&J LLC d/b/a Siam Ginger	22 Bow St.	Outdoor Seating - Parklet & Sidewalk - Public Property	Yes	New	Public	No	N/A	Yes	N/A			
10/12/2021	Regular Meeting 10/20/21	ALM21-000086	Mariachi Foods, Inc. d/b/a El Potro	61 Union Sq.	Outdoor Seating - Parklet & Sidewalk - Public Property	Yes	New	Public	No	N/A	Yes	N/A			

NEW OUTDOOR SEATING	LICENSE #	BUSINESS NAME	ADDRESS	APP. TYPE	
APPL. DATE					
9/3/2021	Regular Meeting 10/20/21	ALM21-000076	Tu Y Yo Mexican Restaurant	852 Broadway	Outdoor Seating - Parklet & Sidewalk - Public Property
9/17/2021	Regular Meeting 10/20/21	ALM21-000080	Rei Da Picanha	129 Broadway	Outdoor Seating - Parklet & Sidewalk - Public Property
9/18/2021	Regular Meeting 10/20/21	ALM21-000082	Thai J&J LLC d/b/a Siam Ginger	22 Bow St.	Outdoor Seating - Parklet & Sidewalk - Public Property
10/12/2021	Regular Meeting 10/20/21	ALM21-000086	Mariachi Foods, Inc. d/b/a El Potro	61 Union Sq.	Outdoor Seating - Parklet & Sidewalk - Public Property

- a. Applicant was not present for Tu Y Yo – ALM21-000076. Brian Postlewaite spoke on this application. Mr. Postlewaite has requested additional information from the applicant several times, pertaining to a portion of the proposed parklet location in what was formally a bus stop and is now currently a bike lane. Mr. Postlewaite has requested a revised plan that shows just the single parking space that is available.*

Brian Postlewaite is not assured the applicant will provide this information as he has not received any communication pertaining to his request for a revised plan.

Chairman Lynch stated the Governor's Temporary Expansion of Patio Service will continue until April 1, 2022, however, the Somerville Licensing Commission (local authority), has the authority to amend that date. Chairman Lynch is awaiting a proposal for Outdoor Seating from Economic Development for 2022.

*The commission **Continued this Application until November 2021**, for Outdoor Seating - Parklet & Sidewalk Seating on Public Property License on a roll call vote with 2 in favor (Allen, Lynch), 0 opposed*

- b. Philippe Nanato appeared for Marlene Asevedo (to interpret) for Rei Da Picanha – ALM21-000080. Ms. Asevedo stated she wanted to do what has been done in Davis Sq. **There will be no seating on the sidewalk.** A total of 4 tables with 2 chairs each (total of 8 chairs) on the street for the parklet. **Secretary to update/correct this application.** This business was established in 2012. Commissioner Allen stated there were originally chairs and tables on the sidewalk on the floor plan submitted. Ms. Asevedo stated this was not approved, and will not have sidewalk seating. Brian Postlewaite stated they don't generally approve both sidewalk and parklet seating for the same location, as it tends to cramp the sidewalk for pedestrian flow, and becomes a discontinuous layout for the restaurateurs. Both are approved only in extenuating circumstances. Chairman Lynch asked when this ruling was established. Mr. Postlewaite stated this was started at the beginning of this calendar year. A discussion followed about pre covid seating and what the rules would be going forward (this has not been determined yet). Chairman Lynch asked about Safety and ADA regulation concerns (that they need to be adhered to). Mr. Postlewaite agreed and stated some of the sidewalks are too narrow to accommodate these regulations. Mr. Nanato confirmed that they are dropping the Outdoor Sidewalk Seating. Mr. Postlewaite stated he had no problem with this application after the removal of the sidewalk seating.*

*The commission approved this Temporary Outdoor Public Seating – for a Parklet License **(with the removal of the Public Sidewalk Seating)** on a roll call vote with 2 in favor (Allen, Lynch), 0 opposed*

- c. Jintana Chanthon appeared for this application for Siam Ginger – ALM21-000082. Ms. Chanthon stated she was approved at last month's meeting, but was required to change the plans for seating only in front of her establishment. Mr. Postlewaite agreed, he stated the sidewalk is narrow and recommended only parklet seating. The new floor*

plan was uploaded today, October 18, 2021. Mr. Postlewaite stated the floor plan submitted meets with his approval.

The commission approved this Temporary Outdoor Public Seating – for a Parklet License (with the removal of the Public Sidewalk Seating) on a roll call vote with 2 in favor (Allen, Lynch), 0 opposed

- d. Joseph Carreiro appeared for this application El Potro – ALM21-000086. Mr. Carreiro stated he is withdrawing this application. He is extremely frustrated by the application process. He states this is the third iteration, because of the failure of the City Departments, other than the Licensing Commission, to work with them and to be forthcoming and open about their plans. He states he received no responses for months. Mr. Carreiro stated he already has permanent sidewalk seating, and does not want to choose between his sidewalk seating and the parklet. Chairman Lynch extended his apologies for this matter and explained this area is under construction and a lengthy discussion followed. Chairman Lynch expressed concern about the conditions placed on this license and asked for an explanation. Discussion continued on this matter. Chairman Lynch stated he wanted to help resolve this matter. Commissioner Allen asked where the language was taken from. Mr. Postlewaite stated this is language from the ADA and these requirements only apply to Temporary Ramps. Mr. Postlewaite will amend condition 5. Mr. Carreiro stated he could not make the parklet ADA compliant. He states he was told by the Somerville Building Dept., that because he was ADA compliant with his existing patio, there would be no need to create ADA compliance in this additional seating, however, if this was a new application, he would be required to be ADA compliant, but because he already has ADA compliant seating outdoors, he was told this would not be necessary. He would rather use his previously approved outdoor sidewalk seating. He states he is withdrawing this application for a parklet.*

Mr. Stephen Mackey and Ms. Jessica Eschelman spoke in support, of this applicant. A discussion was held about ramps and turning radius requirements for parklet seating.

The commission WITHDREW this Temporary Outdoor Public Seating – for a Parklet License AND the removal of the Public Sidewalk Seating)

12.

EXISTING ALCOHOL LICENSES

All Forms 7 Day Alcohol License
Private License
Change of Officers/Directors/LLC Managers

99 Restaurants of Boston, LLC and 99 West, LLC d/b/a The 99 Restaurant, 20 Cummings St. requesting approval for Change of Officer and Director from Goodloe M. Partee as General Counsel, Secretary, and LLC Manager to Wendy Harkness, Chief Administrator Officer, Secretary and LLC Manager
(ALM21-000079)

Elizabeth Pisano of Upton, Connell & Devlin appeared for this application. This is an officer change from Goodloe Partee to Wendy Harkness.

The commission approved this Change of Officers/Directors/LLC Managers on a roll call vote with 2 in favor (Allen, Lynch), 0 opposed



**City of Somerville
Licensing Commission**

Regular Meeting by Remote Participation

**Monday
November 15, 2021
6:00pm**

The meeting was held remotely using the GoToWebinar platform and was called to order by Chair Lynch at 6:00pm and adjourned at 6:53pm.

Commissioners Lynch and Allen were both present.

Others present: Lieutenant Timothy Mitsakis – Police; Captain Dennis Sullivan – Fire; Kimberly Wells – City Clerk

Noting that this is the last meeting of 2021, Chair Lynch thanked: former City Clerk John Long, current City Clerk Kimberly Wells, City Clerk's Office staff Lori Jean Batzek and Andrea Torres, Police Sergeant Warren Chaille, Police Lieutenant Timothy Mitsakis, Fire Captain Dennis Sullivan, Former Fire Lieutenant Bob McLaughlin, former Commissioner Christine Lindgren, and all of the licensees for all that they do for the City, with a special thank you to Commissioner Allen.

Commissioner Allen noted that the Commission is still awaiting guidance on outdoor seating from Economic Development. Chair Lynch has been in touch and is prepared to vote on regulations in January, with apologies to licensees for a short timeframe.

COMMUNICATIONS

1. Somerville Police Department conveying a report on 2AM Closing Establishments.

Chair Lynch took up item #9 in conjunction with this item and listed the establishments that this pertains to. Chair Lynch noted that the report from Lieutenant Mitaskis includes Orleans, which has been removed as it did not renew its license last year and will need to reapply, and Dark Horse, which is now closed. Liuetenant Mitaskis will make those updates.

Commissioner Allen moved to renew the 2AM closing permits for 2022. The motion was approved.



SPECIAL ALCOHOL LICENSES

2. Saint Anthony of Padua Parish - Ramone Morneau, requesting approval of a Special Alcohol License for the purpose of dispensing and/or selling alcoholic beverages for Baile Beneficente at St. Anthonys Parish to be held at 12 Properzi Way, November 20, 2021 from 8:00pm - 12:00am.
(PEL21-000156)

There was nobody present to speak on the item.

Chair Lynch suggested approval, given the timing of the event, and noting that these events have been held for over 25 years with no issues.

Chair Lynch moved to approve, with a note that the approved without anyone present and the Commission may not be so generous in the future. The motion was approved.

SPECIAL FARMER WINERY LICENSES

3. House Bear Brewing – Beth Borges requesting approval of a Special Farmer Winery License to sell mead and cider at the Somerville Winter Farmers Market, to be held at 191 Highland Ave on Saturdays December 4, 2021 through April 16, 2022 from 9:30am – 1:30pm.
(SFW21-000001)

The applicant, Ms. Borges, shared that she is one of the owners and the business has operated since 2013. The Somerville Winter Farmers Market was one of their first and they are excited for the opportunity to come back. Commissioner Allen clarified that they will be on alternating Saturdays, beginning December 4, but Ms. Borges elaborated that they may be asked to take additional days, and they can only do that if the permit covers the entire period. Chair Lynch asked if they would be pouring beginning at 9:30am, and Ms. Borges stated that it is not yet determined if there will be samples, as there are rules about the samples needing to be covered, but if so it would begin at 9:30am. Chair Lynch suggested that the start time for serving would be 10am, though sales could still occur before that.

Chair Lynch moved to approve as amended, with serving beginning at 10am, and selling at 9:30. The motion was approved.

4. 1634 Meadery – Dan Clapp requesting approval of a Special Farmer Winery License to sell mead at the Somerville Winter Farmers Market, to be held at 191 Highland Ave on Saturdays December 11, 2021 through April 16, 2022 from 9:00am – 1:00pm.
(SFW21-000002)

Mr. Clapp shared that his plan is the same as that of House Bear.

Chair Lynch again stated that samples should begin at 10am, and Mr. Clapp noted that there has never been a time restriction in the past. Chair Lynch detailed that the goal is to make the policy more consistent citywide and Mr. Clapp agreed that he will adhere to the rule and wait until 10am. Chair Lynch also suggested updating the application to reflect that the estimated



attendance at any one time is approximately 200, to represent the total in the space, rather than at one booth.

Chair Lynch moved to approve as amended, with serving beginning at 10am, and selling at 9:00. The motion was approved.

TRANSFER OF LICENSE **Restaurant (with alcohol)**

This is the Public Hearing for this item. The Public is welcome to attend and be heard.

5. Lord Hobo Somerville, 156 Highland Avenue, requesting approval of a transfer of Restaurant (with alcohol) license from Cuisine En Locale, Inc.
Hours of Operation for Food Service: Sun-Sat: 12:00pm-1:00am
Hours of Operation for Alcohol Service: Sun-Sat: 12:00pm-1:00am
(AL21-000040)

Anne Vigorito spoke on behalf of the applicant, along with Daniel Lanigan, a signatory, and John Higgins, who will be the manager for the establishment. Ms. Vigorito highlighted that the premises is two levels, with a seating capacity of 252 and total occupancy of 390. A letter of intent has been submitted by the landlord. Lord Hobo has other locations in Cambridge, Woburn, and a scheduled opening in Boston Seaport. The entertainment will include 8 televisions and an audio system to play streaming music. There will be no live music. Ms. Vigorito also noted that she reached out to a neighbor and the Ward Councilor. The new owners are committed to being good neighbors.

Commissioner Allen asked about the abutters' concerns, as shared by Councilor Ewen-Campen, specifically the use of the rear parking lot. Ms. Vigorito noted that the designated entrance is in the front of the building, and the live entertainment in the previous venue contributed to the gatherings in the rear, but the manager will be on alert for that and she is confident that any concerns will be addressed. Commissioner Allen asked as well if any of the other locations had received violations, and Ms. Vigorito noted that a former location (Amherst) received a violation in 2003, with a staff member caught drinking after hours, and the penalty was that the business was closed for one week. They no longer have ownership of that location. She added that Mr. Higgins has been the manager at the Cambridge location for 9 years.

Chair Lynch asked for confirmation that there are no liens or encumbrances with the former license holder, Cuisine en Locale, and to Ms. Vigorito's knowledge there are not and a certificate of good standing has been sent. She will forward the pledge as well. Chair Lynch also confirmed that the square footage is 12,000.

Mr. Lanigan also spoke and emphasized the excitement to be part of the Somerville community. Chair Lynch advised double checking the abutters list with the Assessor's office and Ms. Vigorito will do so.

Chair Lynch opened the public hearing at 6:30pm. Bonnie Denis asked what the extent of the renovations will be and Mr. Lanigan explained that the space will be cleared and rebuilt with a new kitchen, bar, speakers. The changes will be largely cosmetic, and no walls will be shifted.



Chair Lynch asked about the elevator, and Mr. Lanigan noted that there is a staircase and a handicapped accessible lift will be installed. The lift will serve both floors. Ms. Denis added that there is currently no ADA accessible access from the exterior of the building, and she would be happy to assist with ensuring that there is full access. Katherine Dyson, the immediate abutter on Gibbons Street, noted that there were no issues with the previous tenant and asked for clarification on the use of the back door. Mr. Lanigan noted that there are no plans to utilize the back area. The back entrance is currently the ADA access, but by adding a ramp to the front, the goal is to make that the access point, with the exception of possibly a few deliveries. Mr. Lanigan confirmed that the back door is the emergency exit.

Chair Lynch closed the public hearing at 6:36pm.

Commissioner Allen moved to grant the transfer of license. The motion was approved.

NEW **Common Victualler Licenses**

6. Gurunanak Premier Establishment LLC dba Davis Square Pizzeria
351 Highland Ave
Ashwinder Dhillon
(AL21-000037)

Mr. Dhillon introduced himself and shared that he grew up in Somerville and is opening this business with his best friend from Somerville High School. They will start small and will be replacing a business called Davis Square Pizza and Subs. They will be keeping the menu and operations the same. The restaurant is 1,260 square feet and 10 seats, focusing mostly on takeout and delivery.

Commissioner Lynch clarified that the hours of operation will also remain the same.

Chair Lynch moved to approve. The motion was approved.

7. Creations Coffee Somerville LLC dba True Grounds Café
717 Broadway
Jonathan Spees
Outdoor seating on public property. 4 seats, 60 sq ft.
(AL21-000036)

Mr. Spees noted that he and his son operate a coffee shop called Creations Coffee in Wakefield. They have always wanted to expand and grow and have entered into an asset purchase agreement with the current owner of True Grounds. No changes are anticipated for the operation, which has just celebrated 18 years in Somerville.

Chair Lynch elaborated on the outdoor seating, noting that it ends on December 31, 2021 and will be started again in the Spring. He also suggested subscribing to the Economic Development Department's newsletter to stay on top of the updates in Somerville.

Chair Lynch moved to approve. The motion was approved.



CHANGE OF MANAGER

Restaurant-All Forms, Common Victualer, Entertainment-Devices, Private Patio

8. Legal on the Mystic requesting approval for a Change of Manager from Christopher P. Castellana to Alicia P. Yates.
(ALM21-000085)

Ms. Yates shared that she has worked with Legal on the Mystic for a month, but with the company since 2013. She verified that she is TIPS certified.
Chair Lynch moved to approve. The motion was approved.

2AM CLOSINGS

9.

<u>Date Approved</u>	<u>Business</u>	<u>Address</u>
09/29/05	The Independent	75 Union Square
12/21/05	Casey's	171 Broadway
09/29/05	P.J. Ryan's	239-241 Holland Street
09/29/05	Vera's (Formerly Brass Union)	70 Union Square
04/26/06	Olde Magoun's Saloon	518 Medford Street
03/19/12	Foundry on Elm	255 Elm Street
02/26/07	The Burren	247 Elm Street
08/27/07	Fasika	145-147 Broadway
11/15/10	Trina's Starlight Lounge	3 Beacon Street
06/16/14	El Potro	61 Union Square
02/22/16	Earl's Kitchen and Bar	698 Assembly Row #102
11/18/19	La Posada Restaurant	505 Medford Street

See Item #1.

LATE ITEMS **2022 License Renewals**

10. 2022 License Renewals
Requesting Approval for all 2022 License renewals.

Chair Lynch noted that these approvals would reflect the 2AM closings, and clarified that they need to be sent into the ABCC by the end of November.
If any applicants do not apply, the Clerk's Office will notify the Commission.
Chair Lynch moved to approve all 2022 renewals. The motion was approved.

**CITY OF SOMERVILLE, MASSACHUSETTS
MAYOR AND BOARD OF HEALTH**

**ORDER REQUIRING COVID-19 VACCINATION FOR
INDOOR ENTERTAINMENT, RECREATION, DINING,
AND FITNESS SETTINGS IN THE CITY OF
SOMERVILLE**

The Somerville Board of Health, pursuant to M.G.L. c. 111 §§ 31, 95, 104, 122, 310 CMR 11.05, 105, CMR 300.200 and all other authorizing statutes as well as the City of Somerville's declared State of Emergency relative to COVID-19 in the City of Somerville dated March 15, 2020, hereby enacts and declares as follows:

WHEREAS, there is clear evidence that COVID-19 continues to cause serious harm to the public health of the City of Somerville;

WHEREAS, as of December 14, 2021, MDPH reported that about 89.5% of the total Somerville resident population has received at least one vaccination dose and about 79.1% of the total Somerville resident population is fully vaccinated;

WHEREAS, as of December 14, 2021, MDPH reported that about 95.4% of the Somerville resident population over the age of 12 has received at least one vaccination dose and about 84.6% of the Somerville resident population over the age of 12 is fully vaccinated;

WHEREAS, as of December 14, 2021, the positive test rate in Somerville has reached 2.41%, up from a low of 0.11% reported by MDPH on June 24, 2021;

WHEREAS, vaccinated individuals are less likely to develop serious symptoms or spread COVID-19 to those near them, particularly in indoor settings where social distancing is not possible, where eating and drinking require the removal of face coverings, and where physical exercise and exertion are taking place;

WHEREAS, the intent of this Order is to prevent the spread of COVID-19 to the maximum extent possible. All provisions of this Order should be interpreted to effectuate this intent. Failure to comply with any of the provisions of this Order constitutes an imminent and immediate threat to public health.

THEREFORE, THE FOLLOWING PUBLIC HEALTH ORDER SHALL BE IN EFFECT FOR THE CITY OF SOMERVILLE, AS FOLLOWS:

1. A covered entity shall not permit a patron, full- or part-time employee, intern, volunteer,

or on-site contractors to enter a covered premises without displaying proof of vaccination.

2. The following individuals are exempted from this Order, and therefore may enter a covered premises without displaying proof of vaccination, provided such individuals follow all other applicable regulations and orders:
 - a. Individuals entering for a quick and limited purpose (for example, using the restroom, placing or picking up an order or service, making a delivery, or performing necessary repairs);
 - b. A performing artist not regularly employed by the covered entity while they are in a covered premises for purposes of performing;
 - c. A professional athlete/sports team who enters a covered premises as part of their regular employment for purposes of competing; and
 - d. An individual accompanying a performing artist or professional athlete/sports team into a covered premises as part of their regular employment so long as the performing artist or professional athlete/sports team are performing or competing in the covered premises.
3. Each covered entity shall post a sign at the entrance. The sign must alert patrons to the vaccination requirement in this Order and inform them that employees and patrons are required to be vaccinated. The sign will be made available by the city.
4. For the purposes of this Order:
 - a. “Covered entity” means any entity that operates one or more covered premises, except that it shall not include pre-kindergarten through grade twelve (12) public and non-public schools and programs, childcare programs, senior centers, community centers, or as otherwise indicated by this Order.
 - b. “Covered premises” means any location, except a location in a residential or office building the use of which is limited to residents, owners, or tenants of that building, colleges or universities that have a vaccination requirement covering staff and students, or any other site that is otherwise not open to the general public, that is used for the following purposes:
 - i. Indoor Entertainment, Recreational, and Event Venues, including movie theaters, music or concert venues, commercial event and party venues, museums and galleries, professional sports arenas and indoor stadiums, convention centers and exhibition halls, performing arts theaters, bowling alleys, and other recreational centers;
 - ii. Indoor Food Services, including indoor portions of food service establishments offering food and drink, including restaurants, bars, and all indoor dining areas of food service establishments. The requirements of this Order shall not apply to any food service establishment offering food and/or drink exclusively for off-premises or outdoor consumption, or to a food service establishment providing charitable food services such as soup kitchens.
 - iii. Indoor Gyms and Fitness Settings, including commercial gyms, fitness,

yoga/pilates/barre/dance studios, boxing/kickboxing gyms, fitness boot camps, indoor pools, and other facilities used for conducting group fitness classes.

- c. “Indoor portion” means any part of a covered premises with a roof or overhang that is enclosed by at least three walls, except that the following will not be considered an indoor portion: (1) a structure on the sidewalk or roadway if it is entirely open on the side facing the sidewalk; and (2) an outdoor dining structure for individual parties, such as a plastic dome, if it has adequate ventilation to allow for air circulation.
 - d. “Proof of vaccination” means proof of receipt of a COVID-19 vaccine authorized for emergency use or licensed for use by the U.S. Food and Drug Administration or authorized for emergency use by the World Health Organization, as required under the phased implementation of this Order. Such proof may be established by:
 - i. a CDC COVID-19 Vaccination Record Card;
 - ii. a digital image of the CDC card;
 - iii. or any other official immunization record from the jurisdiction, state, or country where the vaccine was administered;
 - iv. a digital or physical photo of such a card or record, reflecting the person’s name, vaccine brand, and date administered;
 - v. a letter, digital image, or report from a health care provider, pharmacy, or vaccination site establishing proof of COVID-19 vaccination;
 - vi. or any vaccination verification smartphone application developed by the Commonwealth of Massachusetts, or developed or endorsed by the City of Somerville.
5. Each instance that a covered entity fails to check an individual’s vaccination status shall constitute a separate violation of this Order.
6. This order shall take effect on the follow schedule:
- a. **Phase I: January 15, 2022.** All individuals ages 12 and over shall be required to present proof of at least one dose of vaccination, in either a one-dose or two-dose series.
 - b. **Phase II: February 15, 2022.** All individuals ages 12 and over shall be required to present proof either one dose in a one-dose series or two doses in a two-dose series.
 - c. **Phase III: March 1, 2022.**
 - i. All individuals ages 12 and over shall be required to present proof of either one dose of a one-dose series or two doses in a two-dose series.
 - ii. All Individuals ages 5 to 11 shall be required to present proof of at least one dose of vaccination, in either a one-dose or two-dose series.
 - d. **Phase IV: May 1, 2022.** All individuals ages 5 to 11 shall be required to present proof of either one dose of a one-dose series or two doses in a two-dose series.

ENFORCEMENT

All reasonable efforts will be made to secure voluntary compliance with this Order. This Order is enforceable by a fine of \$300.00, in the manner provided for non-criminal disposition of violations of municipal by-laws, ordinances, rules, or regulations, pursuant to G.L. c. 40, s. 21D and Somerville Code of Ordinances Section 1-11. The Health Department, Inspectional Services Division, and Police Department are authorized to enforce this Order.

Douglas Kress
Acting Agent of the Board of Health

Joseph A. Curtatone
Mayor



City of Somerville

OFFICE OF STRATEGIC PLANNING & COMMUNITY DEVELOPMENT

City Hall 3rd Floor, 93 Highland Avenue, Somerville MA 02143

TO: Somerville Licensing Commission (SLC)
FROM: George Proakis, Executive Director of OSPCD
DATE: July 12, 2021
RE: Policy recommendation regarding Adult-Use Marijuana Group B Licenses

The Licensing Ordinance adopted by the City Council includes two groups of applicants who are eligible for licenses during the four-year priority period. Group A includes Economic Empowerment Applicants, Somerville residents who applied on or before May 1, 2020, and cooperatively owned entities. Group B includes Somerville residents who applied after May 1, 2020, and medical dispensaries (RMDs) that will continue selling medicinal products.

The Licensing Ordinance prohibits the SLC from issuing a license to a Group B applicant unless, “at the time of issuance, there will be an equal or greater number of licenses held by entities [...] from Group A.”¹ A license is *granted* when the SLC votes to approve the license, but it is not *issued* until the business is ready to start operations. At this time the SLC has granted licenses to two Group B applicants, and a third Group B applicant has submitted its application for a local license. The SLC has also granted licenses to six Group A applicants, but none have been issued their license yet.

It is possible that by the time the first Group A applicant has been issued their license, two or more Group B applicants will be ready to request issuance of their license as well. If this were to happen, the Ordinance does not provide a method of determining the order in which to issue licenses to the Group B applicants that have already been granted their license. If this scenario were to arise, the SLC would benefit from having a pre-determined and objective standard to rely on for determining the order in which to issue licenses to Group B applicants.

The City recommends that the SLC utilize the Mayor’s Marijuana Advisory Committee (MAC) score for each applicant as the deciding factor for the order in which to issue Group B licenses. As no two Group B applicants have received the same score from the MAC, granting licenses to eligible applications in order from highest to lowest MAC score would provide a clear and reliable method of determining the order in which to issue Group B licenses when more than one applicant is eligible to be issued their license.

¹ See Somerville Code of Ordinances Sec 2-221.B.(b)

CITY OF SOMERVILLE, MASSACHUSETTS
KATJANA BALLANTYNE
MAYOR
DEPARTMENT of INFRASTRUCTURE & ASSET MANAGEMENT
ENGINEERING DIVISION



RICHARD E. RAICHE, PE, PMP
DIRECTOR OF INFRASTRUCTURE & ASSET MANAGEMENT

BRIAN C. POSTLEWAITE, PE
DIRECTOR OF ENGINEERING

PROPOSED

OUTDOOR SEATING LICENSE PROCESS

Prepared in Collaboration between the following City departments & divisions:

City Clerk, DPW, Economic Development, Engineering, Fire Protection, ISD, Law, Mayor's Office, Mobility, Parking, Planning & Zoning, PSUF, and RSJ

6 January 2022

Definitions

1. **Outdoor Seating:** Any seating, and accessories thereto, provided by and for the exclusive use of a restaurant and their patrons during the licensed operation hours of the restaurant, and located outside of a permanent structure.
2. **Private Outdoor Seating:** *Outdoor Seating* located on private property (including private streets, driveways, parking lots, etc.).
3. **Public Street Seating:** *Outdoor Seating* located in the public street or on city-owned public property or on private property with a public sidewalk easement to extend the width of the public street.
4. **Sidewalk Seating:** A type of *Public Street Seating* that is located on a paved surface intended for and accessible to pedestrians.
5. **Parklet Seating:** A type of *Public Street Seating* that is located in the paved roadway, typically in the parking lane or other unused lane of the roadway.

Jurisdiction

1. This process applies to all *Outdoor Seating* pursuant to Somerville Ordinance 12-14 and Licensing Commission Rules & Regulations 1.18.
2. All *Outdoor Seating* by restaurants and other licensees is licensed by the Somerville Licensing Commission.
3. If approved, *Outdoor Seating* will be licensed as an amendment to an existing license with the Licensing Commission.





Application Submittal & Approval Process

1. All applications are submitted to the City Clerk via CitizenServe:
<https://www.somervillema.gov/citizenserve>.
2. All taxes, fees or fines owed to the City of Somerville must be paid prior to application.
3. Application fee is due upon application.
4. Annual license fees are due upon approval of license.
5. A complete application includes the following documentation:
 - a. Worker's Compensation Insurance Affidavit.
 - b. Certificate of Insurance showing the City of Somerville as an Additional Insured on your business liability insurance.
 - c. Scaled site plan prepared and certified by a design professional (architect, engineer, surveyor and/or landscape architect) currently licensed in Massachusetts. Site plan shall depict all relevant features including, but not limited to:
 - i. Dimensions of sidewalk, storefront, roadway, seating area and all other noted features;
 - ii. Elevation survey of sidewalk and/or roadway if no platform is proposed;
 - iii. Parking spaces, loading area, bike lane or other roadway designations;
 - iv. Parking meters, signposts, hydrants, utility poles, trees, landscaping, and any other street furniture or utilities;
 - v. Bus stop, taxi stand, etc.;
 - vi. Applicants store front and entrances, and neighbors' storefront and entrances;
 - vii. Scaled location of proposed seating, goods, signs, etc.; and
 - viii. Dog area, if proposed *outdoor seating* allows dogs.
 - d. Photo, rendering and/or manufacturer's documentation of all proposed furniture, barriers, fencing, tables, chairs, etc.
 - e. Construction plans for any proposed structures (e.g., platforms and ramps), including structures with roofs, require plans prepared and certified by an architect currently licensed in Massachusetts.
 - f. Toilet capacity calculations, including both existing indoor seating and proposed *outdoor seating* counts, prepared and certified by an architect or plumbing engineer currently licensed in Massachusetts (248 CMR 10.10).
6. The standard application review process, prior to the Licensing Commission hearing, includes but is not limited to the following City Divisions: Engineering, ISD-Health and Fire Prevention.
7. Licenses that include *Parklet Seating* will be forwarded to the Parking Department and the Traffic and Parking Commission for review and approval prior to the Licensing Commission hearing.
8. Upon Licensing Commission approval, and the completion of any conditions, the City Clerk will provide applicant with an approval notice.





9. Where applicable (typically for *Parklet Seating*), after receiving approval, the Applicant shall fill out the Parking Department form to bag parking meters and/or signs, and pay any fees to receive their license: <https://bit.ly/38uTGKX>.
10. After receiving approval, the applicant shall pay the license fee to receive their license.
11. Applicant shall contacts ISD (*outdoor seating*) or Engineering (*outdoor goods*) upon setup for safety and accessibility inspection, prior to its use.
12. Licenses expire on December 31.
13. Licenses may be renewed annually at the November Licensing Commission meeting.
14. By the September Licensing Commission meeting, the Mayor's Office, the Clerk's Office, the Parking Department, the Traffic and Parking Commission, the Licensing Commission, the Engineering Division, ISD-Health and/or Fire Prevention may require a resubmitted license application instead of a license renewal. Causes may include, but are not limited to street redesign, changes to ordinances, rules, regulations and/or laws, and enforcement concerns.
15. Licenses are not transferable.

Fees

1. Application:
 - a. *Private Outdoor Seating*: \$200
 - b. *Public Street Seating (Sidewalk and/or Parklet Seating)*: \$200
2. Annual License:
 - a. *Private Outdoor Seating*: No Annual License Fee
 - b. *Public Street Seating (Sidewalk and/or Parklet Seating)*: \$100/seat

License Requirements & Conditions

General

1. Seats, tables, barriers, signs, stands, etc. may only be located in the public way according to the plans in the approved license.
2. All components of the license area shall meet all requirements of the ADA and MAAB (521 CMR: <https://www.mass.gov/law-library/521-cmr>); this includes, but is not limited to, access aisles, approaches to seating from sidewalk and clear floor space, and at least one accessible table.
3. All building entrances, crosswalks and adjacent sidewalks shall be connected by an accessible walkway (521 CMR 20 & 22). If for any reason an accessible walkway is not available, the licensed use will be suspended until the accessible walkway is restored.
4. The standard accessible route width along Pedestrian Sidewalks (as defined by the Somerville Zoning Ordinance) shall not be reduced to less than 60", and elsewhere shall not be reduced to less than 48".
5. The licensed areas shall only be located in front of the licensee's storefront, unless written permission is granted by the neighboring storefront and/or property tenant, and the neighboring property owner, and approved by the Licensing Commission.





6. The licensed areas that also includes a license to serve alcohol shall be surrounded by fencing as specified in the Licensing Commission Rules & Regulations.
7. The licensed areas that also includes a license to serve alcohol shall be located to meet current ABCC rules & regulations.
8. Licensee's operation in the licensed area may not begin earlier than 6:00 AM and may not extend beyond 11:00 PM, inclusive of time to setup, breakdown and clean the area.
9. The licensed areas in the public street are only authorized from April 1 to November 14.
10. The City assumes no responsibility for any damage to private or public property and licensee expressly releases City from all liability, damage, and cost for any damage to private property within the licensed area. In addition, the licensee agrees to indemnify the City against any claims arising out of or in any way related to its failure to properly clear the public right of way as requested by the City. The licensee agrees to add the City as an additional insured party on its liability insurance.
11. Upon notice by the Licensing Commission, Commissioner of Public Works, or the City Engineer, the Equipment in the public way must be removed if the public way needs to be accessed for a public purpose, including but not limited to snow removal, street repair, and utility work. The Licensee also agrees in the event of an emergency, the City may require removal of the Equipment without notice.
12. If the licensee fails to adhere to these requirements and conditions, the violation will result in a written warning and then daily fines. License violations may also result in the revocation of the licensee's license after notice and public hearing by the Licensing Commission.

Private Outdoor Seating

1. Seating located on a parking lot may not occupy or obstruct access to the existing accessible parking spaces.
2. Each *Private Outdoor Seating* area shall be accessible, including access routes to the public sidewalk and/or to accessible space inside the licensee's premises (521 CMR 17).

Public Street Seating

1. Licensee may not restrict access to *Public Street Seating* areas (*Sidewalk & Parklet Seating*) while the restaurant is not operating and actively seating patrons. Any furniture that remains outside of operating hours must be in a safe and useable condition.
2. Licensee shall maintain their *Public Street Seating* area in a clean and safe condition at all times.
3. Provide & maintain trash receptacle and/or provide bussing service during hours of operation.
4. Post a conspicuous sign requiring patrons to not rearrange seating and/or relocate seating into the sidewalk or other accessible walks, routes, ramps or aisles.
5. *Parklet Seating* located on a constructed level (2% maximum slope in any direction) platform that connects to the sidewalk with a level change of less than 1/4" (521 CMR 20).
6. *Parklet Seating* that remains at roadway grade (typically 6" below sidewalk grade) shall include an accessible ramp with an 8.3% maximum slope and handrails (521 CMR 24); and application shall





include a survey prepared and certified by a surveyor and/or engineer currently licensed in Massachusetts of the existing roadway surface confirming that it is both level (2% maximum slope in any direction) and flat (all level changes of less than 1/4").

7. *Parklet Seating* shall not extend any further into the roadway than the painted parking lane lines or 7 feet, whichever is greater.
8. All elements of the *Parklet Seating* shall remain a minimum of 6 inches in distance away from the outside edge of the adjacent bike or travel lane.
9. *Parklet Seating* shall include a railing separating the seating from the roadway. The railing shall meet the requirements of a Guard as defined by 2015 IBC Section 1015 (780 CMR).
10. *Parklet Seating* shall include reflective tape or reflective markers to the traffic facing sides of the Parklet structure or railings.
11. *Parklet Seating* may not be located within 10' of a fire hydrant.
12. *Parklet Seating* may not be located within a vehicle, bicycle or any other travel lane.
13. *Parklet Seating* may not be located within 5' of a crosswalk.
14. *Parklet Seating* within 20' of a crosswalk may not have any objects taller than 48" from sidewalk elevation.
15. *Parklet Seating* platforms and other temporary structures shall include removable sections to access all utility manholes and access structures. Licensee shall remove section when requested by City. At least 24 hours verbal notice will be provided. Emergencies may require shorter or immediate notification.
16. *Parklet Seating* platforms and other temporary structures shall maintain a clear drainage path beneath the structure; clean beneath the structure on a monthly basis to avoid debris and blockages from collecting.

Dog Areas

1. Animals, except service animals, are not permitted at *Street Seating*, except for dogs if the license explicitly permits this use.
2. Licensees with a license that includes dog seating must enforce the following:
 - a. Every dog must be leashed and licensed.
 - b. Licensee shall provide bowls of water for the sole use of dogs.
 - c. Employees are not allowed to touch, pet, or handle dogs.
 - d. Dogs are not allowed on furniture.
 - e. Dogs are not allowed to eat from plates.
 - f. Post a conspicuous sign to designate the outdoor dog area.



Active Alcohol Licenses

All Forms Restaurants	86
Wine + Malt	18
Educational Institution	1
Farmer Pourer	3
Package Store-All Forms	20
Package Store- Wine + Malt	8
Clubs	12
Inns	2
Grand Total	150

Provisionally Approved Alcohol Licenses

Grand Total	10
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Active Common Victualler Licenses

Grand Total	114
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Provisionally Approved Common Victualler Licenses

Grand Total	13
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Recreational Marijuana Licenses Approved by Licensing Commission

Grand Total	8
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Recreational Marijuana Licenses Not Approved by Licensing Commission with HCA

Grand Total	4
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LICENSING COMMISSION LICENSE APPLICATION

City of Somerville, Commonwealth of Massachusetts

Application #: AL21-000043

File #: 21-017993

Business Name: Union Square Donuts**Application Type:** Common Victualer (without alcohol)**Location:** 457 Grand Union Boulevard**APPLICANT****Company Name:** Union Square Donuts**Business Address:**

33 South St

SOMERVILLE, MA 02143

Business Ownership Type

LLC

Legal Name of the Proposed Licenseholder (Name of Corporation, LLC, Partnership/LLP, Trust, Sole Proprietor, Other)

Union Square Companies, LLC

Name

Joshua Danoff

Name

Joshua Danoff

Name

Joshua Danoff

Name

Joshua Danoff

DBA Name

Union Square Donuts

In the last 5 years, have you been found guilty, liable, or responsible, in any judicial or administrative proceeding, for any violation of the City Wage Theft Ordinance or any State or Federal laws or regulations regulating the payment of wages?

No

Manager of your establishment

Lynn Sniffen

Will you offer seating for the consumption of food on premises? (Food includes non-alcoholic beverages)

Yes

Number of floors on the premises

1

Name of floor (Basement, balcony, Main, 2nd floor, etc.)¹

Main

Number of rooms¹

3

Square footage¹

875

Number of seats (enter 0 if you are not serving food on premises)¹

8

Square footage²

0

Number of entrances into the indoor premises

1

Number of exits from the indoor premises

1

Will you offer seating outdoors?

No

Number of rooms indoors

3

Total square footage indoors

875

Total seating capacity indoors

8

Total square footage outdoors

0

Total seating capacity outdoors	0
Total seating capacity	8
Are you an Educational Institution?	No
Are you a Farmer Pourer?	No
Are you a Package Store?	No
Are you a Private Club?	No
Are you a Restaurant/Common Victualer?	Yes
Are you an Inn?	No
Days and hours of operation to serve food indoors	Monday-Sunday, 7:00 AM to 9:00 PM
Describe your food services (table service, counter service, cafeteria, packaged food only, etc)	Counter service
Will you serve alcohol?	No
Will you offer Entertainment indoors(recorded music, tvs, performers, djs, dancing, etc.)?	No
Total Devices indoors	0
Will you offer Entertainment outdoors(recorded music, tvs, performers, djs, dancing, etc.)?	No
Describe any other businesses serving alcohol on the premises	NA
Have you obtained an alcohol license before?	No
Have you ever had a license denied, revoked, or suspended?	No
Have you ever received a Notice of Violation?	No
Describe your outreach to the Ward of Alderman and the neighborhood	I have been in communication with Matt McLaughlin and we are planning to meet during the week of December 20th.
You must read and accept the above stated terms & conditions	Yes

LICENSING COMMISSION LICENSE APPLICATION

City of Somerville, Commonwealth of Massachusetts

Application #: AL21-000045

File #: 21-018384

Business Name: Twin City Donuts LLC**Application Type:** Common Victualer (without alcohol)**Location:** 14 McGrath Highway**APPLICANT****Company Name:** Twin City Donuts LLC**Business Address:**

14 McGrath Highway

Somerville, Ma 02143

Business Ownership Type

LLC

Legal Name of the Proposed Licenseholder (Name of Corporation, LLC, Partnership/LLP, Trust, Sole Proprietor, Other)

Twin City Donuts LLC

Name

Jigar Patel

Name

Nikul Patel

Name

n/a

Name

n/a

DBA Name

Dunkin Donuts

In the last 5 years, have you been found guilty, liable, or responsible, in any judicial or administrative proceeding, for any violation of the City Wage Theft Ordinance or any State or Federal laws or regulations regulating the payment of wages?

No

Manager of your establishment

Lakhvir Singh

Will you offer seating for the consumption of food on premises? (Food includes non-alcoholic beverages)

Yes

Number of floors on the premises

1

Name of floor (Basement, balcony, Main, 2nd floor, etc.)¹

main floor

Number of rooms¹

1

Square footage¹

1200

Number of seats (enter 0 if you are not serving food on premises)¹

6

Square footage²

0

Number of entrances into the indoor premises

1

Number of exits from the indoor premises

1

Will you offer seating outdoors?

No

Number of rooms indoors

1

Total square footage indoors

1200

Total seating capacity indoors

6

Total square footage outdoors

0

Total seating capacity outdoors	0
Total seating capacity	6
Are you an Educational Institution?	No
Are you a Farmer Pourer?	No
Are you a Package Store?	No
Are you a Private Club?	No
Are you a Restaurant/Common Victualer?	Yes
Are you an Inn?	No
Days and hours of operation to serve food indoors	Sunday-Saturday: 5:00am-8:00pm
Describe your food services (table service, counter service, cafeteria, packaged food only, etc)	Dunkin Donuts coffee shop
Will you serve alcohol?	No
Will you offer Entertainment indoors(recorded music, tvs, performers, djs, dancing, etc.)?	No
Total Devices indoors	0
Will you offer Entertainment outdoors(recorded music, tvs, performers, djs, dancing, etc.)?	No
Describe any other businesses serving alcohol on the premises	n/a
Have you obtained an alcohol license before?	No
Have you ever had a license denied, revoked, or suspended?	No
Have you ever received a Notice of Violation?	No
Describe your outreach to the Ward of Alderman and the neighborhood	CHANGING OWNERSHIP NO CHANGES TO THE BUSINESS OR BUILDING
You must read and accept the above stated terms & conditions	Yes

LICENSING COMMISSION LICENSE APPLICATION

City of Somerville, Commonwealth of Massachusetts

Application #: AL21-000046

File #: 21-018400

Business Name: Guillen's LLC DBA City Slicker Cafe**Application Type:** Common Victualer (without alcohol)**Location:** 588 SOMERVILLE AVE**APPLICANT****Company Name:** Guillen's LLC**Business Address:**275 Havre Street Apt. 2
East Boston, MA 02128**Business Ownership Type**

LLC

Legal Name of the Proposed Licenseholder (Name of Corporation, LLC, Partnership/LLP, Trust, Sole Proprietor, Other)

Guillen's LLC

Name

Hector D. Guillen

Name

Samuel O. Guillen

Name

N/A

Name

N/A

DBA Name

City Slicker Cafe

In the last 5 years, have you been found guilty, liable, or responsible, in any judicial or administrative proceeding, for any violation of the City Wage Theft Ordinance or any State or Federal laws or regulations regulating the payment of wages?

No

Manager of your establishment

Samuel O Guillen

Will you offer seating for the consumption of food on premises? (Food includes non-alcoholic beverages)

Yes

Number of floors on the premises

1

Name of floor (Basement, balcony, Main, 2nd floor, etc.)¹

Main

Number of rooms¹

5

Square footage¹

1788

Number of seats (enter 0 if you are not serving food on premises)¹

18

Square footage²

0

Number of entrances into the indoor premises

1

Number of exits from the indoor premises

2

Will you offer seating outdoors?

No

Number of rooms indoors

5

Total square footage indoors

1788

Total seating capacity indoors

18

Total square footage outdoors

0

Total seating capacity outdoors	0
Total seating capacity	18
Are you an Educational Institution?	No
Are you a Farmer Pourer?	No
Are you a Package Store?	No
Are you a Private Club?	No
Are you a Restaurant/Common Victualer?	Yes
Are you an Inn?	No
Days and hours of operation to serve food indoors	Tue - Sun: 11AM-11PM
Describe your food services (table service, counter service, cafeteria, packaged food only, etc)	Table service, Take out, Delivery, Catering
Will you serve alcohol?	No
Will you offer Entertainment indoors(recorded music, tvs, performers, djs, dancing, etc.)?	No
Total Devices indoors	0
Will you offer Entertainment outdoors(recorded music, tvs, performers, djs, dancing, etc.)?	No
Describe any other businesses serving alcohol on the premises	N/A
Have you obtained an alcohol license before?	No
Have you ever had a license denied, revoked, or suspended?	No
Have you ever received a Notice of Violation?	No
Describe your outreach to the Ward of Alderman and the neighborhood	N/A
You must read and accept the above stated terms & conditions	Yes

LICENSING COMMISSION LICENSE APPLICATION

City of Somerville, Commonwealth of Massachusetts

Application #: AL21-000042

File #: 21-016965

Business Name: Juicygreens at Assembly Square LLC**Application Type:** Common Victualer (without alcohol)**Location:** 495 Foley St**APPLICANT****Company Name:** Social Impact Collective, Inc.**Business Address:**11 Florence Street
Winchester, MA 01890**Business Ownership Type**

LLC

Legal Name of the Proposed Licenseholder (Name of Corporation, LLC, Partnership/LLP, Trust, Sole Proprietor, Other)

Juicygreens at Assembly Square LLC

Name

Ammy Lowney

Name

Ammy Lowney

Name

Ammy Lowney

Name

Ammy Lowney

DBA Name

Juicygreens

In the last 5 years, have you been found guilty, liable, or responsible, in any judicial or administrative proceeding, for any violation of the City Wage Theft Ordinance or any State or Federal laws or regulations regulating the payment of wages?

No

Manager of your establishment

Elizabeth Builes

Will you offer seating for the consumption of food on premises? (Food includes non-alcoholic beverages)

Yes

Number of floors on the premises

1

Name of floor (Basement, balcony, Main, 2nd floor, etc.)¹

Main

Number of rooms¹

1

Square footage¹

1194

Number of seats (enter 0 if you are not serving food on premises)¹

19

Square footage²

0

Number of entrances into the indoor premises

1

Number of exits from the indoor premises

1

Will you offer seating outdoors?

On private property

Are you installing any large tents (larger than 10' X 12')

No

Are you installing any domes or dome-like structures

No

Are you installing any barriers or perimeters around the outdoor seating

No

Are you installing any heating elements	No
Number of rooms indoors	1
Total square footage indoors	1194
Total seating capacity indoors	19
Total square footage outdoors	400
Total seating capacity outdoors	11
Total seating capacity	30
Are you an Educational Institution?	No
Are you a Farmer Pourer?	No
Are you a Package Store?	No
Are you a Private Club?	No
Are you a Restaurant/Common Victualer?	Yes
Are you an Inn?	No
Days and hours of operation to serve food indoors	Mon-Sun: 7am-10pm
Days and hours of operation to serve food outdoors on private property	Mon-Sun: 7am-10pm
Describe your food services (table service, counter service, cafeteria, packaged food only, etc)	Counter service
Will you serve alcohol?	No
Will you serve alcohol outdoors in season?	No
Will you offer Entertainment indoors(recorded music, tvs, performers, djs, dancing, etc.)?	No
Total Devices indoors	0
Will you offer Entertainment outdoors(recorded music, tvs, performers, djs, dancing, etc.)?	No
Describe any other businesses serving alcohol on the premises	none
Have you obtained an alcohol license before?	No
Have you ever had a license denied, revoked, or suspended?	No
Have you ever received a Notice of Violation?	No
Describe your outreach to the Ward of Alderman and the neighborhood	none
You must read and accept the above stated terms & conditions	Yes

LICENSING COMMISSION LICENSE APPLICATION
 City of Somerville, Commonwealth of Massachusetts
 Application #: AL21-000047
 File #: 21-018408

Business Name: Cafe rustica

Application Type: Common Victualer (without alcohol)

Location: 356 beacon st

APPLICANT

Company Name: Cafe rustica

Contact Name: FAROUK RAMDANI

Business Address:
361 BEACON ST 1b
SOMERVILLE, MA 02143

[Redacted]
[Redacted]
[Redacted]

Work Phone: [Redacted]

Email: [Redacted]

Business Ownership Type

LLC

Legal Name of the Proposed Licenseholder (Name of Corporation, LLC, Partnership/LLP, Trust, Sole Proprietor, Other)

Fr@mg

Federal Tax ID # (EIN) (Do not enter a Social Security #- If no EIN, enter 999999999)

[Redacted]

Name

Farouk ramdani

Name

Mohamed gendouz

Name

Ahmed derrouche

Name

Farouk ramdani

DBA Name

Cafe rustica

In the last 5 years, have you been found guilty, liable, or responsible, in any judicial or administrative proceeding, for any violation of the City Wage Theft Ordinance or any State or Federal laws or regulations regulating the payment of wages?

No

Mail license and renewal notices to (Name)

Farouk ramdani

Street address 1

356 beacon street

Street address 2

361 BEACON ST 1b

City

Somerville

State

Ma

Zip code

02143

Email

[Redacted]

Phone

[Redacted]

Emergency contact name

Mohamed gendouz

Emergency contact email

[Redacted]

Emergency contact phone

[Redacted]

Manager of your establishment

Farouk ramdani

Manager email

[Redacted]

Manager phone	
Will you offer seating for the consumption of food on premises? (Food includes non-alcoholic beverages)	Yes
Number of floors on the premises	0
Square footage2	0
Total occupancy indoors	18
Number of entrances into the indoor premises	1
Number of exits from the indoor premises	1
Will you offer seating outdoors?	On private property
Number of seats outdoors on private property	20
Square footage outdoors on private property	300
Are you installing any large tents (larger than 10' X 12')	No
Are you installing any domes or dome-like structures	No
Are you installing any barriers or perimeters around the outdoor seating	No
Are you installing any heating elements	No
Number of rooms indoors	0
Total square footage indoors	0
Total seating capacity indoors	0
Total square footage outdoors	300
Total seating capacity outdoors	20
Total seating capacity	20
Are you an Educational Institution?	No
Are you a Farmer Pouter?	No
Are you a Package Store?	No
Are you a Private Club?	No
Are you a Restaurant/Common Victualer?	Yes
Are you an Inn?	No
Days and hours of operation to serve food indoors	7days / 10 hours
Days and hours of operation to serve food outdoors on private property	7 days / 10 hours
Describe your food services (table service, counter service, cafeteria, packaged food only, etc)	Cafeteria
Will you serve alcohol?	No
Will you serve alcohol outdoors in season?	No
Will you offer Entertainment indoors(recorded music, tvs, performers, djs, dancing, etc.)?	No
Total Devices indoors	0
Will you offer Entertainment outdoors(recorded music, tvs, performers, djs, dancing, etc.)?	No
Describe any other businesses serving alcohol on the premises	No places

Have you obtained an alcohol license before?

No

Have you ever had a license denied, revoked, or suspended?

No

Have you ever received a Notice of Violation?

No

Describe your outreach to the Ward of Alderman and the neighborhood

I talked to Mr Jefferson and he was very supportive since it will change nothing in cafe and I was managing the business for last 19 years.

You must read and accept the above stated terms & conditions

Yes

LICENSING COMMISSION LICENSE APPLICATION
 City of Somerville, Commonwealth of Massachusetts
 Application #: ALM21-000087
 File #: 17-013272

Business Name: Liquor Junction

Amendment Type: Pledging Stock or License, Changing Owners, Officers or Directors

Location: 14 MCGRATH HWY

APPLICANT

Company Name: Liquor Junction

Contact Name: Ketul Patel

Business Address:

14 McGrath Hwy
 Somerville, ma 02143

Home Address:

Work Phone:

Home Phone: [REDACTED]

Email: [REDACTED]

Enter your current business license #	NA
Do you currently serve alcohol?	No
ARE YOU TRANSFERRING/ISSUING/PLEDGING STOCK, OR ARE YOU CHANGING DIRECTORS/OFFICERS/PARTNERS/TRUSTEES?	Yes
Are you transferring ownership of the business?	No
Describe what you are proposing to amend	Pledge of stock and License
ARE YOU CHANGING THE NAME OF YOUR BUSINESS?	No
ARE YOU CHANGING YOUR MANAGER?	No
ARE YOU ALTERING YOUR EXISTING PREMISES OR OUTDOOR SEATING?	No
ARE YOU ADDING, OR ENDING, THE SERVICE OF CORDIALS AND LIQUEURS?	No
ARE YOU CHANGING YOUR HOURS OF OPERATION?	No
ARE YOU CHANGING YOUR ENTERTAINMENT?	No
Total Devices indoors	0
Total Devices Outdoors	0.0
Have you ever received a Notice of Violation?	No
almln the last 5 years, have you been found guilty, liable, or responsible, in any judicial or administrative proceeding, for any violation of the City Wage Theft Ordinance or any State or Federal laws or regulations regulating the payment of wages? href=https://www.citizenserve.com/Documents/149/201924WageTheft.pdf target=NEW>City Wage Theft Ordinance	No
You must read and accept the above stated terms & conditions	Yes
You must read and accept the above stated terms & conditions	Yes

LICENSING COMMISSION LICENSE APPLICATION
 City of Somerville, Commonwealth of Massachusetts
 Application #: ALM21-000088
 File #: 17-013261

Business Name: Tufts University
Location: 78 TALBOT AVE

Amendment Type: Changing Manager

APPLICANT

Company Name: Tufts University Dining and Business Services

Contact Name: Constance Leccese

Business Address:
 Tufts Dining Services
 Medford, MA 02155

Home Address:

Work Phone: [REDACTED]
Email: [REDACTED]

Home Phone: [REDACTED]

Enter your current business license #	AL17-000146
Do you currently serve alcohol?	Yes
ARE YOU TRANSFERRING/ISSUING/PLEDGING STOCK, OR ARE YOU CHANGING DIRECTORS/OFFICERS/PARTNERS/TRUSTEES?	No
ARE YOU CHANGING THE NAME OF YOUR BUSINESS?	No
ARE YOU CHANGING YOUR MANAGER?	Yes
Name of old manager	John P. Beaulac
Name of new manager	Patricia L. Klos
Email-new manager	[REDACTED]
Phone-new manager	[REDACTED]
ARE YOU ALTERING YOUR EXISTING PREMISES OR OUTDOOR SEATING?	No
ARE YOU ADDING, OR ENDING, THE SERVICE OF CORDIALS AND LIQUEURS?	No
ARE YOU CHANGING YOUR HOURS OF OPERATION?	No
ARE YOU CHANGING YOUR ENTERTAINMENT?	No
Total Devices indoors	0
Total Devices Outdoors	0.0
Have you ever received a Notice of Violation?	No
alIn the last 5 years, have you been found guilty, liable, or responsible, in any judicial or administrative proceeding, for any violation of the City Wage Theft Ordinance or any State or Federal laws or regulations regulating the payment of wages?
City Wage Theft Ordinance	No
You must read and accept the above stated terms & conditions	Yes
You must read and accept the above stated terms & conditions	Yes

LICENSING COMMISSION LICENSE APPLICATION

City of Somerville, Commonwealth of Massachusetts

Application #: ALM21-000090

File #: 20-015969

Business Name: RF O'Sullivan's Saloon, LLC**Amendment Type:** Changing Manager**Location:** 282 BEACON ST**APPLICANT****Company Name:** Ford Law PC**Business Address:**245 Sumner Street
Boston, MA 02128

Enter your current business license #	05851-RS-1130
Do you currently serve alcohol?	Yes
ARE YOU TRANSFERRING/ISSUING/PLEDGING STOCK, OR ARE YOU CHANGING DIRECTORS/OFFICERS/PARTNERS/TRUSTEES?	No
ARE YOU CHANGING THE NAME OF YOUR BUSINESS?	No
ARE YOU CHANGING YOUR MANAGER?	Yes
Name of old manager	Julius Sokol
Name of new manager	Brianna Michelle Classen
ARE YOU ALTERING YOUR EXISTING PREMISES OR OUTDOOR SEATING?	No
ARE YOU ADDING, OR ENDING, THE SERVICE OF CORDIALS AND LIQUEURS?	No
ARE YOU CHANGING YOUR HOURS OF OPERATION?	No
ARE YOU CHANGING YOUR ENTERTAINMENT?	No
Total Devices indoors	0
Total Devices Outdoors	0.0
Have you ever received a Notice of Violation?	No
alIn the last 5 years, have you been found guilty, liable, or responsible, in any judicial or administrative proceeding, for any violation of the City Wage Theft Ordinance or any State or Federal laws or regulations regulating the payment of wages?	No
href=https://www.citizenserve.com/Documents/149/201924WageTheft.pdf target=NEW>City Wage Theft Ordinance	
You must read and accept the above stated terms & conditions	Yes
You must read and accept the above stated terms & conditions	Yes

LICENSING COMMISSION LICENSE APPLICATION

City of Somerville, Commonwealth of Massachusetts

Application #: ALM21-000092

File #: 17-013274

Business Name: Holiday Inn**Amendment Type:** Changing Manager**Location:** 30 WASHINGTON ST**APPLICANT****Company Name:** Holiday Inn Boston/Somerville**Business Address:**30 Washington Street
Somerville, MA 02143**Enter your current business license #** AL17-000148**Do you currently serve alcohol?** Yes**ARE YOU TRANSFERRING/ISSUING/PLEDGING STOCK, OR ARE YOU CHANGING DIRECTORS/OFFICERS/PARTNERS/TRUSTEES?** No**ARE YOU CHANGING THE NAME OF YOUR BUSINESS?** No**ARE YOU CHANGING YOUR MANAGER?** Yes**Name of old manager** Jim Harvey**Name of new manager** Ryan Burkart**ARE YOU ALTERING YOUR EXISTING PREMISES OR OUTDOOR SEATING?** No**ARE YOU ADDING, OR ENDING, THE SERVICE OF CORDIALS AND LIQUEURS?** No**ARE YOU CHANGING YOUR HOURS OF OPERATION?** No**ARE YOU CHANGING YOUR ENTERTAINMENT?** No**Total Devices indoors** 0**Total Devices Outdoors** 0.0**Have you ever received a Notice of Violation?** No**al**In the last 5 years, have you been found guilty, liable, or responsible, in any judicial or administrative proceeding, for any violation of the City Wage Theft Ordinance or any State or Federal laws or regulations regulating the payment of wages?
<https://www.citizenserve.com/Documents/149/201924WageTheft.pdf>
target=NEW>City Wage Theft Ordinance No**You must read and accept the above stated terms & conditions** Yes**You must read and accept the above stated terms & conditions** Yes

LICENSING COMMISSION LICENSE APPLICATION

City of Somerville, Commonwealth of Massachusetts

Application #: AL21-000044

File #: 21-018001

Business Name: HK Food Group 515, LLC d/b/a Josephines**Application Type:** Restaurant (with alcohol)**Location:** 515 SOMERVILLE AVE**APPLICANT****Company Name:** Smokeshop**Business Address:**325 assembly row
somerville, ma 02145**Legal Name of the Proposed Licenseholder (Name of Corporation, LLC, Partnership/LLP, Trust, Sole Proprietor, Other)** HK Food Group 515, LLC**DBA Name** Josephine's**In the last 5 years, have you been found guilty, liable, or responsible, in any judicial or administrative proceeding, for any violation of the City Wage Theft Ordinance or any State or Federal laws or regulations regulating the payment of wages?** No**Manager of your establishment** Michael Scelfo**Will you offer seating for the consumption of food on premises? (Food includes non-alcoholic beverages)** Yes**Number of floors on the premises** 1**Name of floor (Basement, balcony, Main, 2nd floor, etc.)¹** first floor**Number of rooms¹** 1**Square footage¹** 4140**Number of seats (enter 0 if you are not serving food on premises)¹** 136**Square footage²** 0**Number of entrances into the indoor premises** 1**Number of exits from the indoor premises** 1**Will you offer seating outdoors?** On private property**Are you installing any large tents (larger than 10' X 12')** No**Are you installing any domes or dome-like structures** No**Are you installing any barriers or perimeters around the outdoor seating** On private property**Describe each barrier or perimeter on private property, including its length and width** We intend to install metal railings to act as a barrier at the perimeter for our outdoor private dining area (see attached plan)**Number of seating areas bounded by barriers or perimeters on private property** 98**Are you installing any heating elements** On private property

Describe each electrical heating element to be used on private property	see
Number of rooms indoors	1
Total square footage indoors	4140
Total seating capacity indoors	136
Total square footage outdoors	2584
Total seating capacity outdoors	98
Total seating capacity	234
Are you an Educational Institution?	No
Are you a Farmer Plover?	No
Are you a Package Store?	No
Are you a Private Club?	No
Are you a Restaurant/Common Victualer?	Yes
Are you an Inn?	No
Days and hours of operation to serve, sell or distribute alcohol indoors	M-F 11am-1am, Sat 10:30am-1am Sunday 10:30am-1am
Days and hours of operation to serve food indoors	M-F 11am-1am, Sat 10:30am-1am Sunday 10:30am-1am
Days and hours of operation to serve food outdoors on private property	M-F 11am-1am, Sat 10:30am-1am Sunday 10:30am-1am
Describe your food services (table service, counter service, cafeteria, packaged food only, etc)	table service
Will you serve alcohol?	All Forms
Do you want to open Sundays to serve, sell or distribute alcohol between 10:00 AM and 11:59 AM?	Yes
Opening time on Sundays to serve, sell or distribute alcohol	10:30am
Do you want to open on New Years Eve until 2 AM? (contingent on Licensing Commission approval)	Yes
Will you serve alcohol outdoors in season?	On Private Property
Days and hours of operation to serve alcohol outdoors on private property	M-F 11am-1am, Sat 10:30am-1am Sunday 10:30am-1am
Will you offer Entertainment indoors(recorded music, tvs, performers, djs, dancing, etc.)?	Yes
Describe the types of entertainment you will offer indoors	three TV's, and background music.
Will the entertainment indoors be accessible to all ages and all classes of the public?	Yes
Will you have entertainment devices indoors? (Stereos, TVs, movie screens, video games, etc.)	Yes
Describe the devices	3 televisions
# of Movie Theater Screens indoors new	0
# of Televisions indoors new	3
# of Audio Systems indoors new	1
# of Other Devices indoors new	0

Describe the other indoor devices	n/a
Total Devices indoors	4
Will you have live performers indoors? (Musicians, comedians, actors, athletes, contests, DJs, etc.)	No
Will the patrons perform indoors? (dancing, darts, karaoke, etc.)	No
Will you offer Entertainment outdoors(recorded music, tvs, performers, djs, dancing, etc.)?	On private property
Will the entertainment outdoors be accessible to all ages and all classes of the public?	Yes
Describe the types of entertainment you will offer outdoors on private property	recorded music
Will you have entertainment devices outdoors on private property? (Stereos, TVs, movie screens, video games, etc.)	Yes
Describe the devices outdoors on private property	speakers
# of Movie Theater Screens outdoors on private property	0
# of Televisions outdoors on private property	0
# of Audio Systems outdoors on private property	1
# of Other Devices outdoors on private property	0
Describe the other outdoor devices on private property	n/a
Total Devices outdoors on private property:	1.0
Will you have live performers outdoors on private property? (Musicians, comedians, actors, athletes, contests, DJs, etc.)	No
Will the patrons perform outdoors on private property? (dancing, darts, karaoke, etc.)	No
Will the patrons perform outdoors on public property? (dancing, darts, karaoke, etc.)	No
Describe any other businesses serving alcohol on the premises	n/a
Have you obtained an alcohol license before?	Yes
List each license with the city, state, and year first licensed	see attached ABCC application
Have you ever had a license denied, revoked, or suspended?	No
Have you ever received a Notice of Violation?	No
Describe your outreach to the Ward of Alderman and the neighborhood	we have sent an email to the Alderman
You must read and accept the above stated terms & conditions	Yes