



CAMBRIDGE LICENSE COMMISSION

831 Massachusetts Avenue, First Floor, Cambridge, Massachusetts 02139

MEETING MINUTES

For Meeting of Wednesday, February 7, 2018 at 3:00 p.m.
Michael J. Lombardi Building, 831 Massachusetts Avenue
Carmelia M. Vicente Basement Level Conference Room

Meeting Started at 3:04 p.m.

Board of License Commissioners Board Members Present: Nicole Murati Ferrer and Branville G. Bard.

Staff Present: Elizabeth Y. Lint, Executive Director.

Public Testimony Matters:

1) Application Ima Pizza Store 22, LLC d/b/a &Pizza, has applied for a new Common Victualler License at 3-8 Brattle Street with a seating capacity of 42 inside, 16 patio seats on the public sidewalk, and an occupancy of 60 with proposed hours of 7:00 a.m. to 2:00 a.m. seven days per week. Michael Fry as proposed manager of record of a premise described as: 1,212 SF restaurant with tables, banquets, kitchen, and bathrooms on ground level. Outside patio on public sidewalk.

Decision: Per the applicant's request, this was continued to the February 28, 2018 hearing.

2) Application One Linkage, LLC d/b/a One, has applied for a new Common Victualler License at 1759 Massachusetts Avenue with a seating capacity of 19 and proposed hours of 11:00 a.m. to 10:00 p.m. Sunday through Thursday and 11:00 a.m. to 11:00 p.m. Friday and Saturday. Yan Lin as proposed manager of record of a premise described as: 996 SF on the first floor with kitchen and one dining room.

Present: Attorney Russell Chin, Yan Lin and Jian Song Zhu, husband and wife and co-owners.

Documents Considered: Application submitted and documents attached thereto.

Summary: Applicant stated that they will be keeping the same type of cuisine and the same hours as Super Fusion, which is currently at this location. They will be making cosmetic changes, such as paint. There will be one TV.

Decision: Granted (2-0), new CV license and entertainment license for 1 TV.

3) Application Chrismarc [sic] Louis has applied for a new Cambridge Hackney Driver's License.

Present: Officer Benny Szeto and Chris Marc Louis, applicant.

Documents Considered: Application submitted, background check and driving history.

Summary: Mr. Louis stated that he has never had a hackney driver's license. He does not have a job yet or a medallion to lease. He stated that his Massachusetts driver's license was last suspended in July 2017 as he had not completed the drivers' safety class. His driver's license has been suspended several times during the years for moving violations and unpaid tickets. He has been ordered to take classes multiple times for reinstatement of his license. During the last four (4) years he has at least four (4) moving violations.

Decision: Denied (2-0) because of his driving record.

Administrative Matters

All the below listed matters are considered and voted upon by the Board without public testimony. Unless otherwise indicated, all the matters are decided upon by the individual review of the papers/applications before the Board members and each member votes upon the matter. The summary of what is considered by the Board, unless otherwise indicated, is the identifying information of the matter as listed on the agenda.

4) Continued from 1/24/18: Richard Foote, on behalf of Turner Construction, has applied to extend the Special Noise Variance at 25 Hayward Street until April 31, 2018 to work between 6:00 a.m. and 9:00 a.m.

Decision: Per the applicant's request, this matter was continued to the February 28, 2018 hearing.

5) Kline & Sanders, LLP has notified the License Commission that Medallion No. 162 will be sold at Public Auction on February 1, 2017.

Summary: This is the Second Notice of Default on the loan attached to the medallion and the first received by the License Commission. The letter is from the attorney that represents the lender on the loan. The medallion has not been turned in to the License Commission. Officer Szeto or Ms. Lint have not heard whether the auction occurred or if an agreement had been reached between the lender and holder of the medallion.

Decision: Board acknowledged (2-0) receipt of the letter. Officer Szeto and Ms. Lint will follow up and report back to the Board as to whether the auction took place and/or if the medallion is still in use.

6) Joseph Capobianco, on behalf of the Richmond Group, has applied for a special noise variance to be exercised from February 10 through February 11, 2018 from 1AM to 9AM at Building 600/700 One Kendall Sq., for crane and delivery vehicles and backup alarms.

Decision: Granted (2-0), contingent upon the applicant obtaining a Sunday work permit.

7) Martha Doyle on behalf of EFEKTA Three, Inc., has applied for a special noise variance from July 1, 2018 through October 31, 2018 from 3:30 pm to 10:30 pm at 10 North Point Blvd., for a lattice boom crawler crane and tractor deliveries of materials.

Decision: Granted (2-0).

8) Bill Wilbur on behalf of John Moriarty and Assoc. has applied for a special noise variance from February 3, 2018 through September 1, 2018 on Saturdays from 7:00 am to 9:00 am at 250 North Street (Northpoint) for mobile cranes, tools and saws.

Decision: Granted (2-0).

9) Himalayan Arts & Crafts, 8 Bow Street, was approved for a second-hand goods/antiques license on July 25, 2017. Investigation reveals that this license is not needed as they only sell new items.

Summary: The owner of the shop does not believe she needs a license even though she and her counsel represented to the Board that she would be selling second hand goods and antiques. The attorney who represented her at the hearing has been unable to properly communicate with her.

Decision: Board deferred taking any action on this matter to ensure we receive clarification. The matter as represented to the Board was very clear on the operation and it is clear, based on that presentation, that a license is needed. The Board will wait to hear back from the attorney prior to acting.

10) Cancellation of Exchange Coffee House, Inc., 1295 Cambridge Street, for non-use of license which was approved but never issued.

Summary: This was a common victualler license that was approved but never issued. It was not renewed and the grantee has informed the Board that the license would not be used.

Decision: License cancelled/file closed (2-0).

11) Firebox BBQ, d/b/a Amigos Locos, has applied for a Hawker/Peddler License to be a participant in the food truck pilot program.

Summary: This matter was taken off the agenda prior to the hearing as the application submitted was incomplete.

12) Sunset Café restaurant, Inc. d/b/a Sunset Café Restaurant, holder of a common victualler all alcohol with entertainment license at 851 Cambridge Street is requesting to have entertainment one night per week rather than one time per month [sic].

Summary: The licensee had previously been approved for live acoustic music one time per month due to zoning restrictions. Licensee filed an application seeking live music and/or karaoke four to

eight times per month. However, the zoning sign-off only approves live music/karaoke/entertainment once a week.

Decision: Board denied request (2-0) as made. The Board granted (2-0) live music, entertainment, or karaoke once per week as stated in the zoning approval. Fados and karaoke cannot happen on the same week.

One Day License Applications

These applications are also considered administratively and there is no public testimony taken or requested. Unless otherwise indicated, all the matters are decided upon by the individual review of the papers/applications before the Board members and each member votes upon the matter. The summary of what is considered by the Board, unless otherwise indicated, is the identifying information of the matter as listed on the agenda. In addition, the documents considered by the Board are the one-day application submitted by the applicant and any other supporting document attached thereto. Police detail is required on some based on the recommendation of the signing-off police department.

13) Ian Jackson, has applied for a malt and wine with entertainment license to be exercised at Student Organization Center at Hilles (SOCH), 59 Shepard Street, on 2/9/18 from 8:00 p.m. – 2:00 a.m. for a party with patrons dancing and amplification system. Expected attendance – 120 people.

Decision: Granted (2-0), with the condition that police detail is required.

14) Kelly Hyles, has applied for an entertainment license to be exercised at Northwest Labs, 52 Oxford Street, on 2/16/18 from 10:00 p.m. – 2:00 a.m. for a party with patrons dancing and amplification system. Expected attendance – 400 people.

Decision: Granted (2-0).

15) Akash Modi, has applied for a malt and wine license to be exercised at 45 Prospect Street, on 2/15/18 from 5:00 p.m. – 7:00 p.m. for a demo night/consumer electronics exhibition. Expected attendance – 50 people.

Decision: Granted (2-0), with the condition that alcoholic beverages must be sold.

16) JPatrick Brown, has applied for a malt and wine with entertainment license to be exercised at the Garment District, 200 Broadway, on 2/8/18 from 6:00 p.m. – 9:00 p.m. for a meet and greet/birthday party with recorded/live music. Expected attendance – 200 people.

Decision: Granted (2-0), with the condition that the alcoholic beverages must be sold.

17) Trey Anastasio [sic], has applied for a vendor's license to be exercised at Sanders Theatre, 45 Quincy Street, on 2/10/18 to sell posters, t-shirts, records and cd's.

Summary and Decision: Ryan Vangel is the actual applicant. Trey Anistasio is the name of the event. Granted (2-0).

18) Ashley Hopper, has applied for a malt and wine with entertainment license to be exercised at 10 Akron Street, on 2/9/18 from 8:00 p.m. – 10:00 p.m. for a party with patrons dancing, recorded/live music and amplification system. Expected attendance – 100 people.

Decision: Granted (2-0), with the condition that only one drink can be provided with the price of admission. Thereafter, the alcoholic beverages must be sold/purchased.

19) Leen Al Kassab has applied for an entertainment and vendor's (to sell water bottles) license to be exercised at Harvard's Northwest Building, 52 Oxford Street on 2/23/18 from 6:00pm – 10:00pm for a cultural event with patrons dancing, performers dancing, recorded/live music, amplification system, floor show, light show and dynamic audio/visual show live/recorded. Expected attendance – 400.

Decision: Granted (2-0).

20) Alexander Zhang, has applied for an entertainment license to be exercised at Quincy House, 58 Plympton Street, on 2/16/18 from 8:30 p.m. – 10:00 p.m. for a banquet with performers/entertainers dancing, recorded/live music and amplification system. Expected attendance – 200 people.

Decision: Granted (2-0), with the condition that police detail is required.

21) Minutes of November 29, 2017 and January 10, 2018.

Decision: Minutes of November 29, 2017 were approved. The minutes for January 10, 2018 were not voted upon.

22) **[Late submission/addition to the agenda]** The Chicken & Rice guys are seeking to vend on Fridays from 11-2 at 75 Moulton Street, in addition to their current location at 3rd and Binney.

Decision: Granted (2-0), only Fridays from 11 a.m. – 2 p.m., from February 23 through December 28, 2018.

23) **[Late submission/addition to the agenda]** Hervens JeanBaptiste, has applied for a malt and wine license to be exercised at Capital One Bank – 24 JFK Street, on 2/8/18 from 6:00 p.m. – 9:00 p.m. for a community appreciation & networking mixer. Expected attendance – 50 people.

Decision: Granted (2-0).

24) **[Late submission/addition to the agenda]** Jacqueline Ng, has applied for an entertainment license to be exercised at Capital One Café, 24 JFK Street, on 3/20/18 from 6:30 p.m. – 8:30 p.m. for a movie screening with theatrical exhibition/play/moving picture show. Expected attendance – 20 people.

Decision: Granted (2-0).

25) **[Late submission/addition to the agenda]** Jennifer Goodman, on behalf of the Fayerweather Street School, has applied for an entertainment license to be exercised at Cambridge City Hall, 795 Massachusetts Avenue, on 2/14/18 from 4:30 p.m. – 6:00 p.m. for a rally with recorded/live music and amplification system. Expected attendance – 150 people.

Decision: Granted (2-0). The Board waived (2-0) the license fee.

26) **[Late submission/addition to the agenda]** Leigh-Ana Rossitto, has applied for an entertainment license to be exercised at MIT Stata Center, 32 Vassar Street, on 2/16, 2/17 from 8:00 p.m. – 10:00 p.m. and 2/18 from 2:00 p.m. – 4:00 p.m. for a play with performers/entertainers dancing and theatrical exhibition/play/moving picture show. Expected attendance – 300 people.

Decision: Granted (2-0).

27) **[Late submission/addition to the agenda]** Paul Clark, has applied for a malt with entertainment license to be exercised at Forest City, 64 Sidney Street, on 4/22/18 from 8:00 a.m. – 12:00 p.m. for a road race with amplification system. Expected attendance – 2800 people.

Decision: Board deferred vote until the applicant appears before the Special Events Committee.

28) **[Late submission/addition to the agenda]** Andrea Campbell has applied for an entertainment license to be exercised at M.I.T.'s Kresge Auditorium at 48 Massachusetts Avenue on 3/25/18 from 4:00 p.m. – 7:00 p.m. for a concert (Cambridge Symphony Orchestra) with live music. Expected attendance – 400 people.

Decision: Granted (2-0).

29) **[Late submission/addition to the agenda]** Shelley Neill has applied for a wine license to be exercised at the Multicultural Arts Center, 41 2nd Street on 2/14/18, 2/15/18, 2/16/18, 2/17/18 from 7:00 p.m. – 10:00 p.m. for a play. Expected attendance – 100 people.

Decision: Granted (2-0).

30) **[Late submission/addition to the agenda]** Patrick Martin on behalf of Phoenix Communications has applied for a special noise variance from February 7 through February 9, 2018 from 8:00 pm to 6:00 am at Main Street, Ames Street and Memorial Drive for fiberoptic splicing.

Decision: Granted (2-0).

Board's Approval of Minutes:

NMF

BGB

GEM

Date Minutes Approved: _____

'APR 11 2018

Date Approved Minutes Were Posted: _____

'APR 12 2018