# CAMBRIDGE LICENSE COMMISSION HEARING <br> CITY OF CAMBRIDGE 

IN RE: LICENSE COMMISSION HEARING

## LICENSE COMMISSION BOARD MEMBERS:

## CHAIR NICOLE MURATI FERRER

POLICE COMMISSIONER BRENT B. LARRABEE
STAFF: EXECUTIVE DIRECTOR ELIZABETH LINT

AT: Michael J. Lombardi Building 831 Massachusetts Avenue Cambridge, Massachusetts 02139

DATE: March 1, 2017
TIME: 3:07 p.m.

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COMPLIMENTS FOOD TRUCK BOSTON BEST ICE CREAM

ANTIQUE AND SECONDHAND GOOD STORE

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P R \quad O C E E D D N G S
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March 1, 2017, 3:07 p.m.

CHAIR NICOLE MURATI FERRER: We'11 start a 1ittle out of order. We' 11 take the Hong Kong matter first.

Anyone here for the Hong Kong matter, if you would come up, I would appreciate it.
(No response.)

CHAIR NICOLE MURATI FERRER: Officers, actually, can -- I think Hong Kong hasn't arrived yet.

EXECUTIVE DIRECTOR ELIZABETH LINT: I don't see them.

CHAIR NICOLE MURATI FERRER: We'11 cal1 you as soon as we see them. I didn't realize.

EXECUTIVE DIRECTOR ELIZABETH LINT: Good afternoon. It is a meeting of the License Commission, Wednesday, March 1, 2017 and we are
in the Michael J. Lombardi Building, 831 Mass Ave, Basement Conference Room.

Before you are the Commissioners Chair Nicole Murat Ferrer and Police Commissioner Brent Larrabee. The meeting is being audio taped and videotaped.

APPLICATION: CHECKRAISE, LLC

LORD HOBO

## EXECUTIVE DIRECTOR ELIZABETH LINT:

Application: Checkraise, LLC, doing business as Lord Hobo, holder of a common victualler all alcohol 1 incense at 92 Hampshire Street has applied for a change of closing hour to 2 abm. seven days a week.

CHAIR NICOLE MURATI FERRER: Good afternoon.

Could you please state and spell your name for the record?

NICHOLAS GARDNER: Nicholas Gardner

N-I-C-H-O-L-A-S G-A-R-D-N-E-R.
CHAIR NICOLE MURATI FERRER: Thank you.
And Mr. Gardner, can you tell us what is your relation to Lord Hobo.

NICHOLAS GARDNER: I'm the general manager.

CHAIR NICOLE MURATI FERRER: And can you tell us what the public need for the change in hours?

And just to clarify, you, right now, have a 1 a.m. Sunday through Wednesday. And then a 2 a.m. Thursday through Saturday.

So it would be extended to 2 a.m. from Sunday through Wednesday?

NICHOLAS GARDNER: Yes.

CHAIR NICOLE MURATI FERRER: And can you tell us what is the need for the change of hours.

NICHOLAS GARDNER: We noticed -- I have
been actually employed, I was down at Cambridge Brewing Company, a few blocks away, prior to Lord Hobo, and that's a total of about six years and we noticed, and $I$ think it is relatively objective, that the landscape surrounding us has changed pretty dramatically in the last four, five, six years and there's a much larger number of other hospitality locations.

Lots of new restaurants.

The late hours that we serve are actually primarily frequented by other industry workers. And it is the late night service of food actually that brings them in.

And the weekends are not really when they join us. It is when they are getting done Mondays, Tuesdays, Wednesdays when they can finish up and go out and have a bite to eat and drink afterwards.

So we are hoping to extend that beyond
the Thursday, Friday and Saturday.

CHAIR NICOLE MURATI FERRER: When would you close the kitchen.

NICHOLAS GARDNER: That's part of it.

Our kitchen -- again, since Lord Hobo has been seven and a half years open now, since the date it opened, has always offered food service up until last call.

So that's sort of why we are hoping to make it available the rest of the week.

CHAIR NICOLE MURATI FERRER: Questions?

POLICE COMMISSIONER BRENT LARRABEE: No questions.

CHAIR NICOLE MURATI FERRER: I notice that you do not have any issues, you have not had any issues with the board, is that correct?

NICHOLAS GARDNER: No.
CHAIR NICOLE MURATI FERRER: Anyone in favor of this petition?

| 1 | (No response.) |
| :---: | :---: |
| 2 | CHAIR NICOLE MURATI FERRER: Anyone in |
| 3 | opposition to this petition? |
| 4 | (No response.) |
| 5 | CHAIR NICOLE MURATI FERRER: Ready? |
| 6 | POLICE COMMISSIONER BRENT LARRABEE: Yes. |
| 7 | CHAIR NICOLE MURATI FERRER: I would vote |
| 8 | to grant. |
| 9 | POLICE COMMISSIONER BRENT LARRABEE: |
| 10 | Grant. |
| 11 | CHAIR NICOLE MURATI FERRER: Granted. |
| 12 | Thank you. |
| 13 |  |
| 14 | APPLICATION: 298 HARVARD STREET CONDO ASSOCIATION |
| 15 | EXECUTIVE DIRECTOR ELIZABETH LINT: |
| 16 | Application: 298 Harvard Street Condominium |
| 17 | Association has applied for a garage 1 icense for |
| 18 | six parking spaces at 298 Harvard Street. |
| 19 | CHAIR NICOLE MURATI FERRER: Good |

afternoon.

Please state and spell your name for the record.

MATTHEW CASEY: Matthew Casey, M-A-T-T-H-E-W C-A-S-E-Y.

CHAIR NICOLE MURATI FERRER: And Mr.
Casey, what is your relation to the condo association.

MATTHEW CASEY: I'm a resident owner and HOA board member.

CHAIR NICOLE MURATI FERRER: Thank you.

And these six parking spaces, these are new?

MATTHEW CASEY: No.

So the building was rebuilt or remodeled in 2010, and the parking spaces were built then. The builders, for whatever reason, didn't properly complete the permitting, so $I$ moved in last year and we have been taking this up to
rectify the issue.

CHAIR NICOLE MURATI FERRER: And,
therefore, just for the residents.

MATTHEW CASEY: That's right, just for the residents, yeah.

EXECUTIVE DIRECTOR ELIZABETH LINT: This
was the one $I$ was hunting down for the last
several years and they were very gracious in getting it done when the architect should have had it done.

MATTHEW CASEY: Yeah.

CHAIR NICOLE MURATI FERRER: I note you have the sign-offs from fire and everything, is that right.

MATTHEW CASEY: Yeah, that's my understanding.

CHAIR NICOLE MURATI FERRER: Anyone in
favor of this petition?
(No response.)

CHAIR NICOLE MURATI FERRER: Anyone in opposition to this petition?
(No response.)

CHAIR NICOLE MURATI FERRER: Do you have
any questions?

POLICE COMMISSIONER BRENT LARRABEE: No.

CHAIR NICOLE MURATI FERRER: I vote to grant.

POLICE COMMISSIONER BRENT LARRABEE:

Yeah.

CHAIR NICOLE MURATI FERRER: Granted.

Thank you.

APPLICATION: ROXTAR FOODS LIMITED

D/B/A THRESHER

EXECUTIVE DIRECTOR ELIZABETH LINT:

Application: Roxtar Foods Limited, doing
business as Thresher, holder of a common victualler all alcohol 1 icense at 924-928

Massachusetts Avenue has applied for an
alteration of premise description to, on the first floor and basement of a one-story building.

First floor, 2,177 square feet, dining area, 730 square feet with seating for 57 and bar area, 440 square feet with seating for 29.

Kitchen 835 square feet located in the rear, storage 80 square feet located in the basement, 2, 185 .

Main entrance/exit on Massachusetts Avenue.

Application has also been made for a change of $d / b / a$ as Pammy's.

CHAIR NICOLE MURATI FERRER: Good afternoon.

Could you please state and spel 1 your names for the record?

ATTY KAREN SIMAO: Karen Simao, K-A-R-E-N S-I-M-A-0.

CHRISTOPHER WILLIS: Christopher Willis,

C-H-R-I-S-T-O-P-H-E-R W-I-L-L-I-S.

CHAIR NICOLE MURATI FERRER: Thank you.

ATTY KAREN SIMAO: Thank you, Madam

Chair.

We're here on a request to amend the description of premise and change the d/b/a. As is often the case, once construction starts on a premise, we find that the floor plan changes, which is all that is happening here, none of the other information the board has been given, in terms of the operation as it is proposed, is changing.

This is really just a small change in the actual 1 ayout.

It continues to be, of course, a dining area and the bar. There was a slight increase in the number of seats at the bar, from 24 to 29.

And the dining seating, a slight reduction, from 61 to 57.

The square footage of the kitchen is
about 200 square feet 1 arger than it was originally proposed.

And other than that, storage and those things remain unchanged.

So it really is just the logistics of how the flow is and the floor plan is. And then the d/b/a change is, just before we open for business, we would 1 ike all of the records to be consistent and correct.

CHAIR NICOLE MURATI FERRER: Okay.

And Pammy's, kind of like the same concept presented to the board?

ATTY KAREN SIMAO: Exactly the same concept.

CHAIR NICOLE MURATI FERRER: Okay.

And the overal 1 capacity is staying the same or we're just changing the number of --

ATTY KAREN SIMAO: That's correct.

CHAIR NICOLE MURATI FERRER: And,

Counselor, I was under the impression that Roxtar was there on a lease. But on the application it says that they own the premises.

ATTY KAREN SIMAO: I think --

CHRISTOPHER WILLIS: It is a 1ease.

CHAIR NICOLE MURATI FERRER: So we'11
make a note on our -- on what we send up to the ABCC so it doesn't raise any red flags, to try to not raise any red flags.

ATTY KAREN SIMAO: I appreciate that. That's a clerical error.

CHAIR NICOLE MURATI FERRER: Okay.

And then what is the email address that we're gonna be using?

Is it the -- I'm going to spell it -ghaisahibayahoo.com.

CHRISTOPHER WILLIS: No. Definitely not.

For now, you can use my personal email.

CHAIR NICOLE MURATI FERRER: Okay.

CHRISTOPHER WILLIS: Which is chris, b as
in boy, willis 1, as in the number 1, at gmail.com.

ATTY KAREN SIMAO: Any licensing matters,
our email should be as the contact for that.

CHAIR NICOLE MURATI FERRER: It is.

It is just that the other email that $I$
mentioned is actually the email under your
information as manager. And then also for all
the people with beneficial interest, so we had never seen the email so we kind of flagged it because we weren't sure what it was.

A11 right. Anything else?
Anyone in favor of this petition?
(No response.)

CHAIR NICOLE MURATI FERRER: Anyone in opposition to this petition?
(No response.)

CHAIR NICOLE MURATI FERRER: I would vote to grant.

POLICE COMMISSIONER BRENT LARRABEE:

Granted.

ATTY KAREN SIMAO: Thank you for your
time. Have a nice day.

CHAIR NICOLE MURATI FERRER: You, too.

APPLICATION: BTNM ASSOCIATION, LLC

D/B/A AL'S CAFE

EXECUTIVE DIRECTOR ELIZABETH LINT:

Application: BTNM Association, LLC, doing
business as Al's Cafe, has applied for a common victualler license at 600 Technology Square, unit 140, with a seating capacity of 23 inside and 24 seasonal patio seats on private property with proposed hours of 10:30 a.m. to 3 p.m., Monday through Friday.

Toni McGee as proposed manager of record.

Premise is described as approximately 2,200
square feet, first floor food establishment, in one room with kitchen, storage and office in the rear. Outdoor seasonal patio on private property.

CHAIR NICOLE MURATI FERRER: Good afternoon.

Please state and spe11 your names for the record.

TONI MCGEE: Hello. My name is Toni T-O-N-I, McGee, M-C-G-E-E.

BRIAN MCGEE: And I'm Brian McGee, B-R-I-A-N M-C-G-E-E.

CHAIR NICOLE MURATI FERRER: And A1's Cafe, do you want to tell us a ittle about it --

TONI MCGEE: Sure. Al's has been in business over 16 years. The location is on State Street and by South Station in Boston.

He used to have a location over in

Harvard Square but the university took that location back.

And we have been looking for, gosh, over a year now for the right location, which we found over at Technology Square.

The space was larger than we anticipated and so we get to do different things with Al's since he has done in his other locations.

And so we're excited to be able to serve dining in, which is not what his typical business model has been.

So we're keeping his basic menu the same but we're gonna do a little bit more once we are up and open. And we're excited to be able to serve the citizens of Cambridge.

CHAIR NICOLE MURATI FERRER: And you are closed during the weekends?

TONI MCGEE: We are, for right now. If we see a demand or a need with students or anyone
else, we'11 come back to visit you to maybe change that.

CHAIR NICOLE MURATI FERRER: Are you going to have background music or any type of music.

BRIAN MCGEE: We don't have anything in place right now.

CHAIR NICOLE MURATI FERRER: That's fine.

Sometimes people don't know to apply for the entertainment 1 incense, so when $I$ remember, I try to ask it and $I$ don't see it.

TONI MCGEE: That's a separate process?

CHAIR NICOLE MURATI FERRER: It would be an application, a separate application.

TONI MCGEE: Okay, good to know.

BRIAN MCGEE: Would that be for the interior of the building or exterior or both?

CHAIR NICOLE MURATI FERRER: So the interior. If you were going to apply for the
exterior, there might be some zoning issues there, but yes.

TONI MCGEE: So for interior?

CHAIR NICOLE MURATI FERRER: Yes.

Anyone in favor of this petition?

TONI MCGEE: I gave her a iist of signatures that we collected.

CHAIR NICOLE MURATI FERRER: Okay. I saw the affidavit. I didn't see these.

So, for the record, we have about 101, if I did my math correctly, people, it says, in support of the application.

Anyone else?
(No response.)

CHAIR NICOLE MURATI FERRER: Anyone in opposition to this petition.
(No response.)

CHAIR NICOLE MURATI FERRER: I vote to grant.

POLICE COMMISSIONER BRENT LARRABEE:

Grant.

CHAIR NICOLE MURATI FERRER: Granted.

Thank you very much.

TONI MCGEE: Thank you.

APPLICATION: CCLLH, LLC,

D/B/A COURTYARD BOSTON CAMBRIDGE

EXECUTIVE DIRECTOR ELIZABETH LINT:

Application: CCLLH, LLC, doing business as

Courtyard Boston Cambridge, has applied to transfer the innholder's license at 777 Memorial Drive to Highgate Hotels, LP, doing business as Courtyard Boston Cambridge.

Robert Rosenblatt as manager of record of a premise described as a meeting rooms, lobby, lounge on the first floor, meeting/function rooms and restaurant/lounge on the second floor, ballroom and function rooms on the third floor.

Pool area on the fifth floor. Floors

2-15 are guest rooms.

Highgate Hotels, LP has also made application for an entertainment 1 icense to include dancing by patrons, DJ, live music with and without amplification, 1 radio, 5 TVs, audio tape machine, $C D$, digital media playing music below, at or above conversation level.

CHAIR NICOLE MURATI FERRER: Good afternoon.

Could you please state and spel 1 your names for the record?

COREY WILK: Corey Wilk, C-O-R-E-Y W-I-L-K.

ROBERT ROSENBLATT: Robert Rosenblatt, R-O-B-E-R-T R-O-S-E-N-B-L-A-T-T.

CHAIR NICOLE MURATI FERRER: Thank you.

I'11 start with you.

COREY WILK: Thank you, Madam Chair.

This is the application that was just presented.

Highgate Hotel currently manages the
hotel and so this is the manager.

CCLLH, LLC is the incensee.

Highgate is now going to be managing the hotel, as well as the 1 iquor operations, pursuant
to this application in connection with the
acquisition of the hotel potentially by another
entity Halifax Holdings, Inc., who will be the
landlord as disclosed on the 1 icense.

The operations will be staying the same under the same management.

Robert actually was previously at this hotel and was, in fact, the licensee of record.

He switched to take a job as the hotel manager at the Park Plaza in Boston and he's coming back to this asset.

CHAIR NICOLE MURATI FERRER: Not iicensee but the manager.

COREY WILK: The manager of record.

Thank you. As the individual manager.

CHAIR NICOLE MURATI FERRER: So is
this -- this is not a purchase of Highgate?

This -- Highgate is not purchasing CCLLH, correct.

COREY WILK: Correct.

Highgate is taking a transfer of the 1 icense from CCLLH and assignment of the 1 ease.

It is a ittle confusing because of the fact that Highgate is already there.

But effective1y Highgate -- the only difference is Highgate presently does not own the physical building and is not the 1 iquor 1 icense holder.

CHAIR NICOLE MURATI FERRER: And this is both for the alcohol and the innholder license.

COREY WILK: Yes.

Highgate will now be managing 100 percent
of the space as well as 1 easing the food and beverages operations.

It will be the party responsible -- it
wil1 be retaining the revenue, which it wasn't before as the manager.

CHAIR NICOLE MURATI FERRER: So they are -- so basically any profits are now Highgate profits?

COREY WILK: 100 percent, yes.

CHAIR NICOLE MURATI FERRER: For both the innholder and alcohol.

COREY WILK: For the food and beverage operations.

CHAIR NICOLE MURATI FERRER: So is this more a management agreement type of thing?

COREY WILKS: This is not.

There's a separate management agreement, which is already in place.

CHAIR NICOLE MURATI FERRER: Actually, it
can't be, you're right, because if they are taking the profits of the 1 iquor, they can't being the manager.

COREY WILK: That's why I was saying the employees don't change and the management of the hotel doesn't change, the real difference is now that Highgate will actually be taking in the revenues on food and beverage and is applying to be the license holder.

CHAIR NICOLE MURATI FERRER: And who is going to be basically the, quote/unquote, owner of the hotel.

COREY WILK: The owner of the hotel is Halifax Holdings, LLC.

CHAIR NICOLE MURATI FERRER: That sounds
familiar. Did $I$ see that in the application?

COREY WILK: Yeah, Halifax Holdings, LLC and that was disclosed in the application.

CHAIR NICOLE MURATI FERRER: A11 right.

That makes sense.

And, Mr. Rosenblatt --

POLICE COMMISSIONER BRENT LARRABEE: Do you understand all this?

COREY WILKS: I tried to make it as easy as possible. I'm not sure $I$ succeeded.

POLICE COMMISSIONER BRENT LARRABEE: Who is on first?

CHAIR NICOLE MURATI FERRER: Mr.

Rosenblatt, $I$ do note for the record that you have been a manager of record and that you have had no disciplinary issues with this local or any other local board or the $A B C C$, is that correct?

ROBERT ROSENBLATT: That's correct.

CHAIR NICOLE MURATI FERRER: And then this has right now -- so $I$ saw in the CV application, you have the closing hours as 1 a.m.

Is that also going to be the closing on the alcohol?

ROBERT ROSENBLATT: Yes.

CHAIR NICOLE MURATI FERRER: Any
questions?

POLICE COMMISSIONER BRENT LARRABEE: You understand it.

CHAIR NICOLE MURATI FERRER: Go ahead, ask them. I'm fine with you asking them. Go ahead.

POLICE COMMISSIONER BRENT LARRABEE: I'm fine if you understand it. I'm okay with it.

CHAIR NICOLE MURATI FERRER: Are you sure?

POLICE COMMISSIONER BRENT LARRABEE:

Positive.

CHAIR NICOLE MURATI FERRER: Anything e1se?

COREY WILK: No.
CHAIR NICOLE MURATI FERRER: Anyone in favor of this petition?
(No response.)

CHAIR NICOLE MURATI FERRER: Please come up, and if you are a resident, please state your name and your address and --

NITO MELENDEZ: Do I stand here?

CHAIR NICOLE MURATI FERRER: Yeah, that's fine. Your name please.

NITO MELENDEZ: My name is Nito Melendez.

CHAIR NICOLE MURATI FERRER: What was your first name?

NITO MELENDEZ: Nito N-I-T-0, Me1endez.

CHAIR NICOLE MURATI FERRER: Melendez M-E-L-E-N-D-E-Z?

NITO MELENDEZ: Yes. I'm here for the hearing on this 1 iquor 1 icense extension. And I have been a door guy at a few different places by Lord Hobo was my --

CHAIR NICOLE MURATI FERRER: Oh, Lord Hobo, that was the first.

NITO MELENDEZ: This is a different one?

CHAIR NICOLE MURATI FERRER: Yeah, this one is for the Marriott Hotel.

NITO MELENDEZ: Marriott?

CHAIR NICOLE MURATI FERRER: Yeah.

NITO MELENDEZ: So this is the one near

Kendall?

CHAIR NICOLE MURATI FERRER: So this is the hotel, the Courtyard Marriott at 777 Memorial Drive.

NITO MELENDEZ: I'm trying to make sure I get the right one.

COREY WILK: Where the Bisuteki is located, the Japanese restaurant.

NITO MELENDEZ: I can always say something for that.

CHAIR NICOLE MURATI FERRER: Okay, go ahead.

NITO MELENDEZ: So I'11 be in favor of
this liquor 1 icense.

And it would be -- it is pretty close to
where I am.

I do like to be able to get a drink after hours, later 1 ike that, and as a door guy at several different establishments, $I$ hear very often, $I$ just -- people would just prefer to have a later 1 icense all the time.

So I'm basically speaking for all these people $I$ always hear from.

CHAIR NICOLE MURATI FERRER: Thank you.
Anyone else in favor of this petition?
(No response.)
CHAIR NICOLE MURATI FERRER: Anyone in opposition to this petition?
(No response.)

CHAIR NICOLE MURATI FERRER: I vote to grant.

POLICE COMMISSIONER BRENT LARRABEE:

1

Grant.

CHAIR NICOLE MURATI FERRER: Granted.

CANCELLATION: AMANDEEP INCORPORATED D/B/A SHALIMAR

EXECUTIVE DIRECTOR ELIZABETH LINT:

Cancellation: Amandeep, Incorporated doing
business as Shalimar, holder of a common
victualler all alcohol 1 icense at 546

Massachusetts Avenue pursuant to General Laws
Chapter 138, Section 77 and General Laws Chapter

140, Section 9 for nonuse of 1 icense.
CHAIR NICOLE MURATI FERRER: Good afternoon.

Could you please state and spellyour name for the record?

GURWINDER SINGH: Gurwinder Singh G-U-R-W-I-N-D-E-R S-I-N-G-H.

CHAIR NICOLE MURATI FERRER: Thank you.

And Mr. Singh, can you give -- I know we had an initial hearing on this.

Can you give us an update what has been going on?

GURWINDER SINGH: So they come to a settlement. But - -

CHAIR NICOLE MURATI FERRER: By "they" you mean?

GURWINDER SINGH: We come to an amount of money due to me.

CHAIR NICOLE MURATI FERRER: You mean the insurance company and you guys, that was what was holding you guys up?

GURWINDER SINGH: Yeah, but they only paid me half the money so far.

So $I$ can't get -- I want to start renovations, but $I$ can't start it because they only paid me half the money, and $I$ can't get rid of the stuff in my restaurant otherwise they

1
might not pay me the other half.
CHAIR NICOLE MURATI FERRER: So, okay, this letter we have here is from --

GURWINDER SINGH: It is basically from the people that represented me, my public adjusters.

CHAIR NICOLE MURATI FERRER: Okay, and it says there's a settlement agreement.

GURWINDER SINGH: Uh-huh.
CHAIR NICOLE MURATI FERRER: But the settlement hasn't been released.

GURWINDER SINGH: Yeah. Basically they
owe me a certain amount of money and they have only given me half. And, you know, I'm waiting for it, but it is getting tiring and my business got destroyed. So I don't know what to do really.

We might wait one more month and might just move forward without the money.

CHAIR NICOLE MURATI FERRER: It says
here, so the half payment that you received, was it before they gave you this letter?

I'm only asking because it says here that they hoped between February and March you will get the money.

GURWINDER SINGH: Yeah, they gave it to me in segments. Sometimes they gave me $\$ 20,000$ or $\$ 40,000$.

CHAIR NICOLE MURATI FERRER: When did they give you the half that you are talking about?

When was the settlement reached, let's start with that?

GURWINDER SINGH: Probably last week.

CHAIR NICOLE MURATI FERRER: Okay, so it is a pretty new settlement.

GURWINDER SINGH: Pretty new settlement.

CHAIR NICOLE MURATI FERRER: This
explains why you haven't gotten the money.
GURWINDER SINGH: I want to renovate and get things going but if $I$ throw it all away in my restaurant, then they can come back at me and say they won't pay me the rest. So I'm like stuck.

POLICE COMMISSIONER BRENT LARRABEE: What
is your estimated timeline? Can you give us some parameters?

GURWINDER SINGH: You know, my family and I decided we'll wait one month and we'll start either way. It will take me three to six months just to renovate.

POLICE COMMISSIONER BRENT LARRABEE: So give six months to come back.

GURWINDER SINGH: That's, like, trying to do it fast.

CHAIR NICOLE MURATI FERRER: I was going to suggest three months.

POLICE COMMISSIONER BRENT LARRABEE: If
you can do it in three months.

GURWINDER SINGH: Three months, I'11 be
in the same spot because I've got to apply for permits.

CHAIR NICOLE MURATI FERRER: But then we'11 actually have concrete information because I'11 tell you what my problem is right now.

Something will happen somewhere along the 1 ine at some point, during some year, during some month.

We want a ifttle more information.

I understand that maybe in three months you tell us, 1 isten, we finally got the settlement. We just started hiring contractors and this and that, but at least we'11 have more concrete information, and quite frankly, to be honest, it helps you with your adjusters if you have a timeline and you say to them this is what I need. It helps and it also helps the person that's helping you out kind of put pressure on
them.

CHAIR NICOLE MURATI FERRER: I would have a cancellation hearing in three months.

POLICE COMMISSIONER BRENT LARRABEE:

Agreed.

CHAIR NICOLE MURATI FERRER: Good 1uck.
Let's call it. I note it is 4:30.

DISCIPLINARY: HONG KONG RESTAURANT, INCORPORATED

## EXECUTIVE DIRECTOR ELIZABETH LINT:

Disciplinary: SLW\&P Hong Kong Restaurant Incorporated, holder of a common victualler all alcoholic beverages 1 icense at 1238 Massachusetts Avenue pursuant to, but not 1 imited to General Laws Chapter 138, Section 23 and 64 and rules and regulations of the City of Cambridge Board of License Commissioners 5.1, 5.2 and 8.1.

Specifically, it is alleged that an employee of or contractor of the Hong Kong Restaurant
assaulted a patron on January 15, 2017.
CHAIR NICOLE MURATI FERRER: So I note
for the record that this matter was noticed for 3 p.m. And it is now 3:30 p.m. -- $3: 28$ p.m. and the 1 icensee has not shown up.

We do note that they did receive notice.
It didn't get returned to us.
Why don't we go ahead and state your
name -- actually can you swear them in.
(Officers sworn)
CHAIR NICOLE MURATI FERRER: Thank you.
Please state your names for the record?
SERGEANT MARK MCHALE: Mark, M-A-R-K, $M-C-H-A-L-E$.

OFFICER JOHN DREWICZ: John Drewicz, J-O-H-N D-R-E-W-I-C-Z.

CHAIR NICOLE MURATI FERRER: Thank you. Who wants to start telling us what happened? OFFICER JOHN DREWICZ: Do you want me to
read the report?

CHAIR NICOLE MURATI FERRER: It is up to you.

OFFICER JOHN DREWICZ: I will read the report.
"I was working at the front desk on the 15th of January, which was a Sunday. At approximately 2:15 a.m., Sunday, January 15, 2017, Colin McCarthy, 66 Adams Street, Somerville, came to the front desk of the police station to report that at around 1:50 a.m. of the same date, he was assaulted by a staff member of the Hong Kong Restaurant located at 1238 Massachusetts Avenue, Cambridge. That he, quote/unquote, wanted it on record.

Mr. McCarthy was accompanied by three other persons, an Asian female, who refused to supply any of her information to this officer, a Mr. Devin LaFrance (phonetic) and Mr. Greg Brown.

And I spoke to Mr. McCarthy, LaFrance and the Asian female, and briefly with Mr. Brown.

Mr. McCarthy stated that he and the aforementioned parties were drinking at the Hong Kong Restaurant on the evening of the 14 th into the 15 th when he was assaulted by a bouncer known to him as Derek.

And $I$ asked for a description of Derek, and he said he was an African-American male, about 30 years of age, weighed approximately 200 pounds.

And he stated -- Mr. McCarthy states after drinking in the bar section of said location, then went downstairs to get something to eat and they were told they had to leave the premises by Derek.

Mr. McCarthy continued and he stated that they were in the process of doing so when Derek grabbed him by the throat and thrown him into a
door.

Mr. McCarthy was asked at this point if he needed medical attention and he refused.

And Mr. LaFrance stated that he did witness these events. And Mr. Brown, also identified as a witness, stated that he had a video on his phone of the immediate aftermath. Not the actual event but the actual aftermath of the alleged assault.

And Mr. Brown was advised to save the video on his phone for the viewing of the investigating officer.

I asked the parties of the aforementioned if they called the police when this occurred and they stated someone else did. Someone else had called the police but they took an Uber to the police station to file a report.

I did speak briefly to the Asian female that wouldn't give me information. She said
earlier in the evening she had tripped and fallen and she thinks maybe that might have been why the bouncer went over because she saw -- Mr. McCarthy helped her up and he thought maybe the bouncer thought she was drunk, which she assured me she was not."

And that's pretty much it.

I asked him again if he needed any
medical attention. I didn't notice any injuries to him. He didn't seem injured at all.

I think his main contention was that he wanted it on the record.

Nobody else, other than the three other persons, Mr. Brown, LaFrance, or the Asian female complained of any injuries whatsoever. They said they were not assaulted.

CHAIR NICOLE MURATI FERRER: Thank you. Sergeant?

SERGEANT MARK MCHALE: I don't have much
to add, other than, by the time $I$ was notified of the incident and then went to the Hong Kong to speak to someone up there, the establishment was closed.

It was followed up by one of our
detectives because a crime was committed, and he reached out to the victim. And the victim said, listen, we don't want nothing to do with. We just wanted it, he said, on the record. So the case was closed as far as they went.

CHAIR NICOLE MURATI FERRER: And did the detective go back to --

SERGEANT MARK MCHALE: The criminal aspect was closed. The victim was not coming forward, there was nothing further for them to do, so the criminal case was closed.

CHAIR NICOLE MURATI FERRER: Thank you.
POLICE COMMISSIONER BRENT LARRABEE: You said someone followed up. Did anybody talk with
this guy Derek?

SERGEANT MARK MCHALE: No, I don't
believe Derek was ever identified.

CHAIR NICOLE MURATI FERRER: Thank you.

I would actually inke to defer this
matter only because it's - I'm confused as to
why the Hong Kong isn't here. They are pretty
responsive as far as that information.
POLICE COMMISSIONER BRENT LARRABEE: All
right.
CHAIR NICOLE MURATI FERRER: Okay.

Thank you.
SERGEANT MARK MCHALE: Thank you.

ADMINISTRATIVE MATTERS
TAMY TIONGSON
EXECUTIVE DIRECTOR ELIZABETH LINT: Tamy
Tiongson has notified the License Commission that Night Market located at 75 Winthrop Street,
holder of a CV 1 icense No. 10202 will be closed on March 25, 2017.

CHAIR NICOLE MURATI FERRER: Board acknowledges.

TONY MO

EXECUTIVE DIRECTOR ELIZABETH LINT: Tony

Mo, on behalf of Sumiao Chen, located at 270 Third Street, has applied for an entertainment 1icense for 1 TV and media playing music below conversation 1eve1.

CHAIR NICOLE MURATI FERRER: We were waiting for the floor plan on this and it had been deferred and we obtained it, so granted.

MICHAEL MINICHIELLO

## EXECUTIVE DIRECTOR ELIZABETH LINT:

Michael Minichiello, on behalf of Clover Food Lab holder of 1 icense $A C H 10017$ has requested that the vote on the transfer of the license from 7 Holyoke Street to 1326 Mass. Ave.

The vote was deferred on Apri1 5, 2016, as there was an existing alcohol 1 icense at that location, which has since been transferred to a new location.

CHAIR NICOLE MURATI FERRER: So just for the record, this is a matter that we heard, we had approved it, but we deferred officially sending it up to the $A B C C$ because there was stil a license at that location, a 1 iquor 1 icense and it had to transfer out before.

So $I$ just reaffirm the previous vote and grant and go to the $A B C C$.

MANOJ KUMAR

EXECUTIVE DIRECTOR ELIZABETH LINT: Manoj

Kumar, on behalf of Indulge India, holder of 1icense No. PED10056 is requesting a change of location from 150 Park Drive to Third and Binney.

CHAIR NICOLE MURATI FERRER: Granted.

DEBBIE PELKIE

EXECUTIVE DIRECTOR ELIZABETH LINT:

Debbie Pelkie, on behalf of Whole Foods Market

Group, holder of 1 icense No. PED10015 is
requesting a change of location from 1 0xford
Street to the MIT campus at the corner of Pacific Street and Albany Street.

CHAIR NICOLE MURATI FERRER: Granted.

MALT AND WINE LICENSES WITH OR WITHOUT

ENTERTAINMENT LICENSE

JEREMIAH TRACY

EXECUTIVE DIRECTOR ELIZABETH LINT:
Jeremiah Tracy has applied for a one-day wine and malt 1 icense to be exercised at 84 Winthrop Street on March 29 from 6:30 to 9 for a product launch/media party with 25 expected.

CHAIR NICOLE MURATI FERRER: Granted.

RACHEL CIRINEO

## EXECUTIVE DIRECTOR ELIZABETH LINT:

Rachel Cirineo has applied for a malt and wine license with entertainment license to be exercised at Northwest Labs at 52 Oxford Street on March 4 from 7 p.m. to 12 a.m. for a gala, with patrons dances, performers dancing, recorded 1 ive music and 1 ight show with 300 expected.

CHAIR NICOLE MURATI FERRER: Granted. Police detail required.

SANDRA RAND

EXECUTIVE DIRECTOR ELIZABETH LINT:

Sandra Rand has applied for a malt and wine 1 icense to be exercised at Workbar, 45 Prospect Street on March 14 from 6 to 8:30 for a networking event with 50 people expected.

CHAIR NICOLE MURATI FERRER: Granted.

ALEXANDRA PHOTOPOULOS

EXECUTIVE DIRECTOR ELIZABETH LINT:

Alexandra Photopoulos has applied for a malt and wine 1 incense to be exercised at Gallery 263, 263

Pear 1 Street on March 4 from 5 to 10 p.m. for a fundraiser with 50 expected.

CHAIR NICOLE MURATI FERRER: Granted.

MATTHEW AUGER

EXECUTIVE DIRECTOR ELIZABETH LINT:

Matthew Auger has applied for a malt and wine 1 incense to be exercised at Workbar, 45 Prospect Street on April 18 from 6 to 9 for an engineering presentation on industrial automation with 30 expected.

CHAIR NICOLE MURATI FERRER: Granted.

BEN PERTER

EXECUTIVE DIRECTOR ELIZABETH LINT: Ben Pertler has applied for a malt and wine license to be exercised at MIT Museum, 265 Mass. Ave on March 4 from 6 to 9 pm. for a reception of 185 people expected.

CHAIR NICOLE MURATI FERRER: Granted.

Police detail required.

LUISA KENAUSIS

EXECUTIVE DIRECTOR ELIZABETH LINT: Luisa

Kenausis has applied for a malt and wine license with an entertainment 1 icense to be exercised at MIT Media Lab Atrium on March 11 from 6:30 to 10:30 for a banquet, patrons, performers, entertainers, dance, recorded/1ive music and amplification system with 140 people expected.

CHAIR NICOLE MURATI FERRER: Granted. Police detail required.

KALINA SCHLONEGER

## EXECUTIVE DIRECTOR ELIZABETH LINT:

Kalina Schloneger has applied for two malt and wine 1 icense to be exercised at MIT Museum, 265 Mass. Ave on Apri1 15 from 6 to 8 p.m. and Apri 1 18 from 7 to $9 \mathrm{p} . \mathrm{m}$. for a lecture and party with 100 expected.

CHAIR NICOLE MURATI FERRER: Granted.

Police detail required.

## BEN PERTLER

EXECUTIVE DIRECTOR ELIZABETH LINT: Ben

Pertler has applied for a malt and wine license to be exercised at MIT, 100 Main Street on March

2, from 5:30 to 9 for a reception with 53 expected.

CHAIR NICOLE MURATI FERRER: Granted.

BEN PERTLER

EXECUTIVE DIRECTOR ELIZABETH LINT: Ben Pertler has applied for a malt and wine license to be exercised at MIT, 100 Main Street on March 9 from 5 to 7 for a reception with 40 expected.

CHAIR NICOLE MURATI FERRER: Granted.

LINDSEY WHITFORD

## EXECUTIVE DIRECTOR ELIZABETH LINT:

 Lindsey Whitford has applied for a malt and wine license to be exercised at the Cambridge| 1 | Community Center, 5 Callendar Street on April 28 |
| :---: | :---: |
| 2 | from 8 to 11 p.m. for a fundraiser with 225 |
| 3 | expected. |
| 4 | CHAIR NICOLE MURATI FERRER: Granted. Is |
| 5 | this the Special Events matter? |
| 6 | EXECUTIVE DIRECTOR ELIZABETH LINT: That |
| 7 | was not. They are not closing the street. |
| 8 |  |
| 9 | ALL ALCOHOL LICENSE WITH OR WITHOUT ENTERTAINMENT |
| 10 | LICENSE |
| 11 | KALINA SCHLONEGER |
| 12 | EXECUTIVE DIRECTOR ELIZABETH LINT: |
| 13 | Kalina Schloneger has applied for an all alcohol |
| 14 | 1 icense to be exercised at MIT Museum, 265 Mass |
| 15 | Ave on March 17 from 7 to 9 for a lecture/party |
| 16 | with 15 people expected. |
| 17 | CHAIR NICOLE MURATI FERRER: Granted. |
| 18 | Police detail required. |
| 1 |  |

## EXECUTIVE DIRECTOR ELIZABETH LINT:

Kalina Schloneger has applied for an all alcohol
license to be exercised at MIT Museum, 265 Mass

Ave on April 22 from 7 to 9 p.m. for a
lecture/party with 125 people.
CHAIR NICOLE MURATI FERRER: Granted.

Police detail required.

CHRISTABEL NARTH

EXECUTIVE DIRECTOR ELIZABETH LINT:
Christabel Narth has applied for an entertainment
license to be exercised at Northwest Labs, 52
Oxford Street on March 25 from 7 to 9 p.m. for a cultural event with performers dancing
recorded/live music and light show, attendance 150.

CHAIR NICOLE MURATI FERRER: Granted.

Police detail required.
CHRISTINE PILCAVAGE
EXECUTIVE DIRECTOR ELIZABETH LINT:

Christine Pilcavage has applied for an
entertainment 1 icense to be exercised at Kresge

Auditorium, 48 Mass Ave on March 2 from 4 to 5:30 p.m. for a 1 ive Taiko drum and dance performance with dancing recorded/live music and amplification system with 600 people.

CHAIR NICOLE MURATI FERRER: Granted. Police detail required.

KALINA SCHLONEGER

EXECUTIVE DIRECTOR ELIZABETH LINT:

Kalina Schloneger has applied for an
entertainment 1 icense to be exercised at Wong

Auditorium at MIT, 70 Memorial Drive on March 26
from 4 to 7 p.m. for a concert with recorded/1ive music and amplification system with 30 people expected.

CHAIR NICOLE MURATI FERRER: Granted.

BILL MANLEY

EXECUTIVE DIRECTOR ELIZABETH LINT: Bi11

Manley has applied for an entertainment license to be exercised at Winthrop Park on March 5 from 12 to 2 p.m. for Chinese New York with performers and entertainers and dancing for 75 people.

CHAIR NICOLE MURATI FERRER: Granted.

JENNIFER SMITH

EXECUTIVE DIRECTOR ELIZABETH LINT:
Jennifer Smith has applied for an entertainment
license to be exercised at Kresge Auditorium, 48
Mass Ave, March 26 from 3 to 6 for performers, entertainers, dancing, recorded/live music with an amplification with 850 expected.

CHAIR NICOLE MURATI FERRER: Granted. Police detail required.

VENDORS

NILADRI SINHA

## EXECUTIVE DIRECTOR ELIZABETH LINT:

Niladri Sinha has applied for a vendor's license
to se11 T shirts at Sanders Theatre, 45 Quincy Street on March 11 from 8 to 10 p.m.

CHAIR NICOLE MURATI FERRER: Granted. EDWARD O'CONNOR

CHAIR NICOLE MURATI FERRER: For the record, this is Edward 0 'Connor, he's asking for a malt and wine license, patrons dancing and recorded or live music at Cambridgeside Galleria and we heard it last time but we didn't know where exactly this was going to take place and whether it had gone through Special Events.

EXECUTIVE DIRECTOR ELIZABETH LINT: It has now gone through Special Events.

You have a floor plan in there.

All the malt and wine will be inside the garage. Music will be inside the garage.

The only thing they are looking for outside is half an hour on Thorndike Street for the announcements of the race and pump-up music,
as they described it.
CHAIR NICOLE MURATI FERRER: I would vote to grant.

TOPSFIELD BAKE SHOP

## EXECUTIVE DIRECTOR ELIZABETH LINT:

Topsfield Bake Shop holder of license No.
PED10010 is requesting permission to vend on
April 15 at 44 Broadway for the Cambridge Science Festival.

CHAIR NICOLE MURATI FERRER: Granted.
EXECUTIVE DIRECTOR ELIZABETH LINT:
Actually, that went to Special Events on Monday as well.

ROADIES DINER
EXECUTIVE DIRECTOR ELIZABETH LINT:
Roadies Diner, holder of license PED10063 is requesting to vend on Wednesday from 11:30 to 1:30 p.m. at 159 Cambridge Park Drive.

CHAIR NICOLE MURATI FERRER: That's for

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March 1 through September 30, 2017, an annual
license is granted.
COMPLIMENTS FOOD TRUCK
EXECUTIVE DIRECTOR ELIZABETH LINT:
Compliments Food Truck, holder of license No.
PED10032 is requesting permission to vend on
Wednesday from 11 a.m. to 2:30 at 150 Cambridge Park Drive.
CHAIR NICOLE MURATI FERRER: This is from
the present through August 31. It is an annual license granted.
BOSTON BEST ICE CREAM
EXECUTIVE DIRECTOR ELIZABETH LINT:
Boston Best Ice Cream, doing business as Freshens
Yogurt has applied for a new CV license at the Cambridgeside Galleria Food Court.
CHAIR NICOLE MURATI FERRER: This is kind of a clean up from --
EXECUTIVE DIRECTOR ELIZABETH LINT: Yes.
```

Mike Pinnock, manager with hours 7 a.m. to 9 p.m.

CHAIR NICOLE MURATI FERRER: He's taking over the space.

EXECUTIVE DIRECTOR ELIZABETH LINT: Yes. Everything else is the same.

CHAIR NICOLE MURATI FERRER: Granted.

EXECUTIVE DIRECTOR ELIZABETH LINT:

That's all $I$ have.

ANTIQUE AND SECONDHAND GOOD STORE LICENSES

CHAIR NICOLE MURATI FERRER: Antique and secondhand good store 1 icenses are currently, right now, 1 isted as separate licenses, but it is the same type of 1 icense under the same code in the general laws, so this came up because we are cleaning -- the city is cleaning up the City's website, and so $I$ realized that we have 1 isted as two different 1 icenses and also two different fee schedules, so what $I^{\prime} m$ proposing to do is that we put them all under the same category and also

1
have the fee be the flat rate, $\$ 100$ fee, for secondhand stores and antique 1 icenses. So just think about that for --

POLICE COMMISSIONER BRENT LARRABEE:

Okay.

CHAIR NICOLE MURATI FERRER: I wanted to let you know about that. That's it. We had some minutes that you sent us.

EXECUTIVE DIRECTOR ELIZABETH LINT:
February 8 and February 15.
CHAIR NICOLE MURATI FERRER: I read both of them and I'm fine with them.

They are approved. Thank you.
(Hearing adjourned.)

## ERRATA SHEET

INSTRUCTIONS: After reading the transcript, note any change or correction and the reason therefor on this sheet. Sign and date this errata sheet.

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I have read the foregoing transcript, and except for any corrections or changes noted above, I hereby subscribe to the transcript as an accurate record of the statement(s) made by me.

## CERTIFICATION

Commonwealth of Massachusetts Norfolk, ss.

I, Jill Kourafas, a Notary Public in and for the Commonwealth of Massachusetts, do hereby certify:

That the hearing herein before set forth is a true and accurate record of the proceedings.

IN WITNESS WHEREOF, I have hereunto set my hand this 5th day of March 2017.

Ji11 Kourafas
Certified Shorthand Reporter License No. 14903
Notary Public

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