

CAMBRIDGE LICENSE COMMISSION HEARING

CITY OF CAMBRIDGE

IN RE: LICENSE COMMISSION HEARING

LICENSE COMMISSION BOARD MEMBERS:

CHAIR NICOLE MURATI FERRER

FIRE CHIEF GERALD REARDON

POLICE COMMISSIONER CHRISTOPHER BURKE

STAFF: EXECUTIVE DIRECTOR ELIZABETH LINT

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

DATE: August 24, 2016

TIME: 4:00 p.m.

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VIOLATION

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AGENDA MATTERSPAGE**ADMINISTRATIVE MATTERS:**

THE BOARD OF LICENSE COMMISSIONERS WILL HAVE FURTHER DISCUSSION REGARDING THE NECESSITY OF ADVERTISING THE FOLLOWING LICENSED CATEGORIES AS THERE IS NO STATUTORY REQUIREMENT TO DO SO:  
COMMON VICTUALER, CHANGE OF COMMON VICTUALER HOURS, INCREASE OF SEATS, VENDOR/PEDDLER, ANTIQUE, SECONDHAND GOODS, USED CAR DEALERS

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ENTERTAINMENT LICENSES ONLY

DANIEL MYERS

MARK JOHNSON

AMANDA CHEN

MALLORY BAZINET

JACQUELINE LIU

JULIE BARRY

CHERYL MAYNARD

**VENDORS**

REBECCA HARROLD

GERRY FINNERTY

RICHARD CORTESE

P R O C E E D I N G S

August 24, 2016, 4 p.m.

CHAIR NICOLE MURATI FERRER: If anyone is here for CoffeeShop, LLC d/b/a UpperWest, that matter has been continued.

If anyone is here for Cambridge Motor Car Company d/b/a Cambridge Honda, that also has been continued.

EXECUTIVE DIRECTOR ELIZABETH LINT: If anyone is here for T.T. The Bears, that's off the agenda, as is the Hackney appeal.

CHAIR NICOLE MURATI FERRER: For the record the Hackney is off the agenda because the gentleman has withdrawn his appeal and T.T. The Bears has paid the fee. Okay.

Dunster Street Restaurant, if you can start moving up. Dunster Street? Thank you.

EXECUTIVE DIRECTOR ELIZABETH LINT: Okay, if anyone has a phone on we would appreciate if you put it on silent.

This is the License Commission agenda for Wednesday, August 24th at 3:11 p.m.

We are in the Michael J. Lombardi Building, 831 Mass Ave, Basement Conference Room.

Before you are Commissioners Chair Nicole Murati Ferrer, Fire Chief Gerald Reardon and Police Commissioner Christopher Burke:

#### DUNSTER STREET

EXECUTIVE DIRECTOR ELIZABETH LINT: The first matter is Dunster Street Restaurant Corporation doing business as Dunster Street Restaurant holder of a common victualler all alcoholic beverages license has applied for a change of d/b/a to The Hourly Oyster House.

CHAIR NICOLE MURATI FERRER: For the

record, we are being audio and tape recorded.

Good afternoon. Please state your names for the record.

ATTY JAMES RAFFERTY: Surely. Thank you. Good afternoon, Madam Chair and Members of the Commission.

For the record, James Rafferty with an address at 675 Massachusetts Avenue in Cambridge and seated to my left is Patrick Lee, L-E-E. Mr. Lee is the manager and a principal of Dunster Street Restaurant Corporation.

This is a licensee restaurant that is about to open early next month at 15 Dunster Street, the last license was Kennedy's On The Square.

The Commission may recall they approved a transfer there last year, and there's -- the concept and the restaurant has become finalized,

there's a change of name to The Hourly Oyster House.

And Mr. Lee has authorized me to provide a free plate of oysters if anyone understands the meaning behind The Hourly Oyster House.

It is a historical piece of trivia involving Cambridge and I think even Chief Reardon is not going to know what the "hourly" means.

CHAIR NICOLE MURATI FERRER: Shame on you.

FIRE CHIEF GERALD REARDON: Okay, I'm not interested.

ATTY JAMES RAFFERTY: I knew you knew what the word "oyster" meant. It is the word before it that surprised me.

FIRE CHIEF GERALD REARDON: I think that's when they shuck on the hour down at the --

ATTY JAMES RAFFERTY: I thought that.

That's a close answer but --

CHAIR NICOLE MURATI FERRER: I figure you would, you know, have a like happy hour special every hour. That's what I was hoping for.

ATTY JAMES RAFFERTY: Shame on you, Madam Chair, happy hours in Massachusetts?

CHAIR NICOLE MURATI FERRER: Happy on food is permissible. Shame on you for not knowing that.

ATTY JAMES RAFFERTY: I don't miss much when it comes to food.

I grew up with a different concept of happy hour, I guess.

But do you want to tell the Commission -- we are wrapping up. And I know you are busy but it is something worth knowing and The Hourly Oyster House.

PATRICK LEE: "Hourlies" were a form of transportation like a horse-drawn wagon that would actually go from the top of Dunster Street down Mass. Ave and over the now Longfellow Bridge into Boston.

So it is just a form of transportation that originated around that area, so the previous way to get to Boston, was on the other side of Dunster Street, they had a ferry that went over to Allston, what is now Allston, but at the time it was Cambridge.

CHAIR NICOLE MURATI FERRER: So we are going to see pictures of that in the place and everything?

PATRICK LEE: No pictures, no. Maybe something subtle. But we like all of the --

CHAIR NICOLE MURATI FERRER: Like hourlies taking her oysters from the bar to the

table.

Just a name. Just a name.

PATRICK LEE: Exactly.

ATTY JAMES RAFFERTY: One can imagine 100 years from now someone will open The Uber House and talk about this new form of transportation that exists in Cambridge.

FIRE CHIEF GERALD REARDON: Will you still have the same concept?

ATTY JAMES RAFFERTY: That's right. Wrong place. Zip Car.

But that's our story. Thank you for hearing us.

I know it's -- no change or anything else. Just strictly change of d/b/a.

And we have a d/b/a certificate on file, thanks to the attentive oversight of the Commission's Executive Officer. We were kindly

notified our file was a little deficient on that one. So saved us the embarrassment in front of our client today.

CHAIR NICOLE MURATI FERRER: Anyone in favor of this petition?

(No response.)

Anyone in opposition to this petition?

(No response.)

I would vote to grant.

POLICE COMMISSIONER CHRISTOPHER BURKE: I agree.

FIRE CHIEF GERALD REARDON: I agree.

CHAIR NICOLE MURATI FERRER: Vote to grant.

GODEN STREET, LLC

D/B/A THE RISING

CHAIR NICOLE MURATI FERRER: Goden Street, LLC, d/b/a The Rising holder of a common

victualler all alcohol license at 1172 Cambridge Street has applied for a change of closing hour from 1 a.m. to 2 p.m. on Thursdays, Fridays, Saturdays and the night before a legal holiday.

An application has also been made for an entertainment license to include live music and/or vocalists without amplification, two performers max, and audio tape machine, cd, computerized automatic amusement device digital media playing music below or at conversation level and two TVs, video screens of film projector screens.

CHAIR NICOLE MURATI FERRER: Good afternoon.

Please state and spell your names for the record.

ATTY SCOTT WOLF: Good morning. Scott Wolf, W-O-L-F, with an address at 35 Braintree

Hill Office Park in Braintree.

I am an attorney for Goden Street, petitioner, and I'm joined by Kevin Treanor, T-R-E-A-N-O-R, who is the principal shareholder and manager of the premises.

CHAIR NICOLE MURATI FERRER: Counsel, tell us a little about the public need for the change in license hours.

ATTY SCOTT WOLF: Yes. When we came before this board approximately seven months ago, we did request a 2 a.m. closing time.

At that time, I won't presume to say what the sense of the board was, but there was concern, this being a new establishment, that there be a sort of probation period for six months.

So at that time we accepted the 1 a.m. closing time.

It has been seven months since we have been open, since the bar has been open, and the public need for a 2 a.m. closing is partly, mostly economic.

This is a growing area of town.

CHAIR NICOLE MURATI FERRER: Let's skip that. Economic for your client. That's not part of -- so let's skip that one.

ATTY SCOTT WOLF: Okay.

The public in Cambridge has dining and drinking options throughout the city, and this area of town, the only 2 a.m. licensees are actually in the heart of Central Square primarily The Atwood, The Druid and Bukowski's.

By adding this establishment a bit further up Cambridge Street, it would be serving the needs of the public for an additional option that does not require the -- going to the

congested part of Central Square -- I'm sorry,  
Inman Square.

CHAIR NICOLE MURATI FERRER: Can you tell  
us a little more about the entertainment?

I saw that the -- I'm assuming the two  
people max was because of the zoning issue.

KEVIN TREANOR: Yes.

CHAIR NICOLE MURATI FERRER: I also  
notice they put once per week only. Is that your  
understanding?

KEVIN TREANOR: No, that was not my  
understanding.

CHAIR NICOLE MURATI FERRER: Counselor,  
have you reviewed the inspection approvals?

ATTY SCOTT WOLF: I have not.

CHAIR NICOLE MURATI FERRER: While your  
counsel reviews that, was it your intent to do it  
more than once per week?

KEVIN TREANOR: We were hoping to do a jazz brunch, an Irish session in the afternoon, and Saturday and Sunday, and maybe acoustic night during the week.

ATTY SCOTT WOLF: Madam Chairperson, I would need the opportunity to look at the zoning bylaw to see if this was the preference of the zoning specialist or direct reference to the bylaw.

CHAIR NICOLE MURATI FERRER: Yeah. And, quite frankly, when I reviewed the application, I saw you applied for two performers max, so I thought this was all in one, otherwise, I would have flagged it before rather than a confirmation, which is what my question was meant to be.

So certainly I would encourage you to talk to ISD and maybe get a more detailed

response with regard to that.

When this was presented to ISD, was this presented as an ancillary or was it presented this is going to be a total change?

KEVIN TREANOR: Ancillary.

CHAIR NICOLE MURATI FERRER: So the live music would be for the jazz brunch. And then you said Irish session and acoustic night at some point?

KEVIN TREANOR: Yeah, during the week. Some of the quieter nights, Monday, Tuesday.

CHAIR NICOLE MURATI FERRER: Definitely no amplification?

KEVIN TREANOR: No amplification, no.

CHAIR NICOLE MURATI FERRER: And where exactly -- counsel, the other thing I flagged in this application was that -- I'll give it to you now, but I need also the floor plan.

Where exactly would you set up this area?

KEVIN TREANOR: It would be in the front area.

We had a one-day entertainment for the 100-year anniversary of The Rising in Ireland, and we took out the booth in the main bar area and it comes out completely, and we set up the two musicians in there. It worked great.

So it is in the main bar to the left.

CHAIR NICOLE MURATI FERRER: Okay.

KEVIN TREANOR: I'll get you a plan.

I'll make sure you get it by tomorrow.

CHAIR NICOLE MURATI FERRER: Any questions?

FIRE CHIEF GERALD REARDON: What is the entertainment license including right now? This is all in addition to?

KEVIN TREANOR: We have the TVs and the music over the background music, not above conversation level.

CHAIR NICOLE MURATI FERRER: No, they have it background not as low or at conversation.

So that would change with regard to the TV stuff and then the music and then the live music. They don't have that right now.

ATTY SCOTT WOLF: Madam Chairperson, this isn't filed, I take it.

CHAIR NICOLE MURATI FERRER: This was filed but it was not filled out.

EXECUTIVE DIRECTOR ELIZABETH LINT: I had emailed you a few weeks ago to stop in and complete that.

KEVIN TREANOR: I didn't get it so ...

ATTY SCOTT WOLF: We'll fill this out promptly after the hearing.

CHAIR NICOLE MURATI FERRER: That's fine.  
And also the floor plan delineating where the --  
I mean, you can go upstairs and it should be the  
-- floor plan for the current Rising operation is  
in our files so you can get a copy and do it  
right there.

KEVIN TREANOR: Okay. It is just that  
one area.

FIRE CHIEF GERALD REARDON: How many  
seats does this affect, if any?

KEVIN TREANOR: It would take out four  
seats.

FIRE CHIEF GERALD REARDON: One booth and  
four seats?

KEVIN TREANOR: One booth, four seats.

We reached out to the neighborhood  
because of other things that have gone on, so we  
provided a letter to everybody on Tremont Street

and invited them over to the bar and I think we have a copy to give you and we invited them for appetizers and we had a bit of a gathering with the neighborhood and we reached out way before this hearing.

And also we have the postal to the abutters as well, which I have the receipts.

ATTY SCOTT WOLF: Unfortunately, we have not received the green cards back yet.

We have all the receipts.

KEVIN TREANOR: There's one in that area as well.

CHAIR NICOLE MURATI FERRER: For the record, we have received five letters in support and three in opposition, that's not counting -- what did we get today? One or two?

EXECUTIVE DIRECTOR ELIZABETH LINT: One last night and one today.

CHAIR NICOLE MURATI FERRER: I'm sure there are people here to speak.

Anything else, counselor?

ATTY SCOTT WOLF: No, Madam Chair.

CHAIR NICOLE MURATI FERRER: Mr. Treanor?

KEVIN TREANOR: No.

CHAIR NICOLE MURATI FERRER: Anyone in favor of this petition?

If you could please -- anyone who is going to speak either in favor or in opposition if you could start getting up because I know this is kind of a little tight and start making a line over here.

And also, please state your name and spell it for the record, and if you can give us your street address, that would be great.

Thank you.

We'll start with people speaking in

support first.

AMY WITHERBEE: A-M-Y W-I-T-H-E-R-B-E-E.

I'm at 61 Tremont Street. Same block a little further down.

I'm speaking in favor both as a resident. Actually, let me start with that. I have already been patronizing The Rising as a resident. It is a good way to escape from the teenagers in the house.

It is, to my experience, a place that's well kept, that's quiet and very welcoming to neighborhood comment.

And that leads me to my second point, which is, I'm also a board member for Cambridge Local First and we are working very hard to try and support Inman Square.

Inman Square is doing really well with hot spots late at night, with restaurants that

are only open at night, and with rents that are rising rapidly because of the pressure from Kendall.

And what it is not doing well is anything that goes onto the daytime.

We have had decreased foot traffic throughout the area. We already have had a couple businesses go out of business, some have been pushed out and others are on the edge right now.

I'm deeply concerned that this is the best neighborhood in Cambridge, and it is going to use some of that character and balance between fantastic residents and business owners that are fundamentally attached to The Square.

The reason that I'm in support of The Rising is because first of all, their commitment to be open during the day for lunchtime service,

despite the fact that I know that financially that's not always a good thing for them.

It is very important to us.

Also the efforts to -- they know the area well. I believe that Kevin, I don't know him well, but I believe he started The Druid.

We know him as a business owner because of his other interests in Cambridge.

And as a business owner I have confidence that the management and ownership of The Rising will continue to work with the neighborhood to try and strengthen what we have instead of dramatically shifting it into some kind of neighborhood that doesn't work for the residents. That's my comment.

CHAIR NICOLE MURATI FERRER: Thank you.

Anyone in support of that petition?

Please come up.

MAUREEN O'NEIL: Maureen O'Neil

O'-N-E-I-L. I'm 6 Ellsworth Ave in Cambridge.

I've lived in the Inman Square area for  
25 years.

And I'm here to support Kevin's  
application for an additional hour and certainly  
an acoustic entertainment license, which, I  
think, will add a lot of atmosphere to the  
neighborhood especially on Saturdays and Sundays.

Thanks.

CHAIR NICOLE MURATI FERRER: Thank you.

Anyone else in support of this petition?

Anyone in opposition to this petition?

TIM STEIN: Tim Stein, S-T-E-I-N. 71

Tremont. Lived there about 15, 16 years.

CHAIR NICOLE MURATI FERRER: Mr. Stein,  
I'm sorry, did you say Tim or --

TIM STEIN: Tim. Timothy.

My biggest concern is about the hours extension which, as I said, is not at all like a fit or tone of Inman Square.

Almost all of the other establishments in Inman Square close at 11:00, 10:00 some on week nights.

This is a large extension beyond that. Especially since the place is right next to a residential area. It abuts a house next to it on both sides. There's a residential place across the street. There are children in the neighborhood.

I'm concerned about late night noise when people leave the establishment.

We feel -- we already felt the 1:00 closing was too late. We prefer you to reduce the closing time, but we are definitely against the extension of hours.

CHAIR NICOLE MURATI FERRER: And you are not a resident on either side, correct?

TIM STEIN: I live at 71, so I'm halfway down the block, yep.

So we get -- what we get is the people leaving the restaurant and talking and laughing. They are excited, right, walking down the street but it's obviously a detriment to the neighborhood.

CHAIR NICOLE MURATI FERRER: Thank you. Anyone else?

JEANNE GARRISON: Hi. I'm Jeanne Garrison, J-E-A-N-N-E G-A-R-R-I-S-O-N. I live at 71 Tremont.

I had two concerns.

One was that in the letter that Mr. Treanor sent to us as neighbors, which I did appreciate, and I wasn't able to go to the open

house, I was sorry about that, he mentioned that there would be an opportunity for young DJs to put together records and spin them. I don't know how that will happen without amplification. That was a question that I had.

And if that could be answered, that would be great.

The difference between the heart of congested Inman Square, The Druid, and Bukowski's are and our neighborhood is that we are at a greater removal from the, what I would call, the center of restaurant activity, and I'm opposed to the extension of the hours because we already have considerable additional noise since The Rising went in.

I can't absolutely swear that the people who come down the street late at night to get in their cars and are boisterous have all come from

The Rising.

But since The Rising went in, it's been much more noticeable and I just think working people need their sleep.

I would like to comment that working people find it hard to come to a 3 p.m. hearing and there might be other people here if the hearing had been held in the evening hours.

So that's a concern in terms of the procedures of the board.

That's it.

Thank you.

CHAIR NICOLE MURATI FERRER: Thank you.

Do you want to address anything, I'm sorry anyone else?

ATTY SCOTT WOLF: With respect to the DJ question in the letter, Mr. Treanor is not asking for a DJ. That was a mistake on his part. He

thought it was allowed under current zoning. We recognize it is not. So there will be no DJ if this petition is allowed.

CHAIR NICOLE MURATI FERRER: Okay. Thank you.

And for the record Ms. Lint received two more letters and they were both in support.

KEVIN TREANOR: In support?

CHAIR NICOLE MURATI FERRER: In support.

KEVIN TREANOR: I would like to say one thing regarding Tremont Street. I have been out there many, many nights at 1:00. People from our establishment, most people get an Uber.

I don't see people going down Tremont from The Rising.

Most people seem to grab an Uber and get out of there. And they're leaving early because we are closing early.

I have been very vigilant stopping people going down Tremont from The Rising.

CHAIR NICOLE MURATI FERRER: Thank you.

Do you want to take this under advisement while we get some clarification with regard to the ISD?

I will say for the record that I do think there's a public need for a 2 a.m. for Thursday, Friday and Saturday.

I visited the area, and I looked at our licenses and looked around, and with regard to hours, and I think this is a very limited request. I think the licensee has proven to be a good licensee in the area.

And quite frankly, I think a lot of problems we have when we don't give patrons the option, is that they leave at 12:45 to get into the other place right before last call, so they

can get that drink until 2 a.m. because everyone, especially in young cities like Cambridge, complain about 2 a.m. being too early.

That's just my take on it.

FIRE CHIEF GERALD REARDON: I don't have an issue extending this to 2 a.m. based upon the track record of the operator and the other licensees in the area.

POLICE COMMISSIONER CHRISTOPHER BURKE: I agree with the Chief's assessment.

We'll take it under advisement.

CHAIR NICOLE MURATI FERRER: We can vote on the hours if you want to do the hours and then hold off on the entertainment until we get more clarification on that. Is that good?

POLICE COMMISSIONER CHRISTOPHER BURKE:  
Sure.

CHAIR NICOLE MURATI FERRER: So granted

as to 2 a.m. on Thursday, Fridays and Saturdays.

POLICE COMMISSIONER CHRISTOPHER BURKE:

Agreed.

CHAIR NICOLE MURATI FERRER: And we'll

defer our vote on the entertainment until we get clarification.

ATTY SCOTT WOLF: We'll take care of

that.

CHAIR NICOLE MURATI FERRER: Thank you.

KEVIN TREANOR: Thank you, Madam Chair.

CAMBRIDGE PARK LIMITED PARTNERSHIP

EXECUTIVE DIRECTOR ELIZABETH LINT:

Application: 88 Cambridge Park Limited

Partnership has applied for a garage license at

88 Cambridge Park Drive for 541 parking spaces

and 5,410 gallons of gasoline in tanks of autos

only.

CHAIR NICOLE MURATI FERRER: Good afternoon. Please state and spell your name for the record.

JAMIE ASBURY: Good afternoon. My name is just Jamie, J-A-M-I-E Asbury.

I'm here on behalf of 88 Cambridge Park Limited Partnership to obtain a garage license for a 541 space three house garage we are constructing.

CHAIR NICOLE MURATI FERRER: Thank you.

I think originally I had a question because in your other parking registration forms where it seemed like there was more than 541, but I think it was answered because not everything is constructed yet, is that right?

JAMIE ASBURY: Correct.

We're gonna be building the residential building and those have podium parking which

makes up the excess of what is going to be located in the garage.

CHAIR NICOLE MURATI FERRER: And the 541 spots in the garage, is that underground garage?

JAMIE ASBURY: No. It is all above ground.

CHAIR NICOLE MURATI FERRER: All above ground.

And is it park for fee or is it --

JAMIE ASBURY: No. It will be used to service the offices at 125, 150 and 100 Cambridge Park Drive, and additionally, there will be shared parking for some of the residential -- free residential use.

FIRE CHIEF GERALD REARDON: Is this a three-story garage?

JAMIE ASBURY: No. It is seven stories.

FIRE CHIEF GERALD REARDON: Seven?

JAMIE ASBURY: Yes.

FIRE CHIEF GERALD REARDON: So the podium part is, what, two stories?

JAMIE ASBURY: Well, it is one of parking.

FIRE CHIEF GERALD REARDON: Okay.

JAMIE ASBURY: Yeah, on either side.

FIRE CHIEF GERALD REARDON: So there's no generators or anything going in in conjunction with the garage itself?

JAMIE ASBURY: There's a generator but it is electrical. It is not gas.

FIRE CHIEF GERALD REARDON: So it is a diesel generator.

JAMIE ASBURY: All electric.

FIRE CHIEF GERALD REARDON: You're back-up generator? You may not need one for this.

JAMIE ASBURY: Yes, we have a generator, it is located on the roof, but it is -- like I said, it is an electrical generator. They don't use diesel. You are telling me "no."

FIRE CHIEF GERALD REARDON: Is it in conjunction with this particular structure?

JAMIE ASBURY: Yes, it is. It is located on the top story.

FIRE CHIEF GERALD REARDON: And this hasn't been constructed yet?

JAMIE ASBURY: We are under construction right now.

I can get you the specs on the generator.

FIRE CHIEF GERALD REARDON: If it's upstairs, it's probably the new generator and probably has tanks somewhere else in the building with a day tank on the roof. It can't be natural gas. It can't be electric if it is a back-up

generator.

JAMIE ASBURY: I'm not sure. I have to check on it. I don't want to tell you something that's --

FIRE CHIEF GERALD REARDON: That's not a problem. You can turn around and -- if it will be added and not installed, you can add that and do it afterwards.

JAMIE ASBURY: Okay.

FIRE CHIEF GERALD REARDON: Generally, most of the time, they try to put the generators in the garage.

JAMIE ASBURY: This one, like I said, is located on the roof of the garage. It is not there yet so ...

CHAIR NICOLE MURATI FERRER: I note for the record that you have the Fire Department sign-off.

Any other questions?

FIRE CHIEF GERALD REARDON: No.

CHAIR NICOLE MURATI FERRER: Questions?

POLICE COMMISSIONER CHRISTOPHER BURKE:

All set.

CHAIR NICOLE MURATI FERRER: Anyone in favor of this petition?

(No response.)

Anyone in opposition to this petition?

(No response.)

I vote to grant.

FIRE CHIEF GERALD REARDON: Agreed.

POLICE COMMISSIONER CHRISTOPHER BURKE:

Agreed.

CHAIR NICOLE MURATI FERRER: Granted.

JAMIE ASBURY: Thank you.

Also I have another quick question.

We're -- we have applied for a noise

variance, should I stay until you discuss that later.

CHAIR NICOLE MURATI FERRER: If you want if you have to know the outcome immediately, otherwise you'll get a notice via email.

JAMIE ASBURY: Thank you so much.

CHAIR NICOLE MURATI FERRER: Thank you.

SWEETGREEN BOSTON, LLC

EXECUTIVE DIRECTOR ELIZABETH LINT:

Application: SweetGreen Boston, LLC doing business as SweetGreen has applied for a common victualer license at 39 JFK Street with a capacity of 40 inside and proposed hours of 7 a.m. to 12 a.m. seven days per week. Jason Hopkins is proposed manager of record.

Premises is described as portion of the first floor of 39 JFK Street. Kitchen and prep area in rear of the space and serving line and

seating up front and storage in the basement.

JASON HOPKINS. Jason Hopkins, J-A-S-O-N  
H-O-P-K-I-N-S.

CHAIR NICOLE MURATI FERRER: Good  
afternoon, Mr. Hopkins.

JASON HOPKINS: Good afternoon.

CHAIR NICOLE MURATI FERRER: So I did  
have a question with regard to the application.

You have proposed a seating capacity of  
32 and then number of seats 40, so I'm confused.

JASON HOPKINS: I think that 40 is  
maximum. I'm not sure on the exact -- I can  
definitely find out for you on that.

CHAIR NICOLE MURATI FERRER: So maximum  
would be 40 seats?

JASON HOPKINS: Exactly.

CHAIR NICOLE MURATI FERRER: Okay.

FIRE CHIEF GERALD REARDON: How many

seats are there?

CHAIR NICOLE MURATI FERRER: Huh?

FIRE CHIEF GERALD REARDON: How many  
seats are we talking?

CHAIR NICOLE MURATI FERRER: 40.

Right?

JASON HOPKINS: 40.

CHAIR NICOLE MURATI FERRER: Then 7 a.m.  
to 12 a.m. seven days a week?

JASON HOPKINS: Correct.

CHAIR NICOLE MURATI FERRER: And then  
remind me, you guys do like the smoothies and  
stuff like that and you have the salads and stuff  
like that?

JASON HOPKINS: Fast casual signature  
salads, one-grain bowls and drinks that are made  
in-house. No alcoholic beverages.

FIRE CHIEF GERALD REARDON: What was the

former use of that place?

JASON HOPKINS: It used to be a CVS.

CHAIR NICOLE MURATI FERRER: Would this be -- I know you have one in Brighton. Would this be the first one in Cambridge?

JASON HOPKINS: First one in Cambridge, yeah.

CHAIR NICOLE MURATI FERRER: Questions?

POLICE COMMISSIONER CHRISTOPHER BURKE:  
All set.

FIRE CHIEF GERALD REARDON: So are you doing a full build-out?

JASON HOPKINS: Yes.

FIRE CHIEF GERALD REARDON: So you are doing a kitchen?

JASON HOPKINS: Yes.

FIRE CHIEF GERALD REARDON: Not doing fryolators?

JASON HOPKINS: No.

FIRE CHIEF GERALD REARDON: How far along are you in terms of starting it?

JASON HOPKINS: We started construction, so the goal is we open by the end of October.

FIRE CHIEF GERALD REARDON: You still need all your sign-offs?

JASON HOPKINS: I believe so.

FIRE CHIEF GERALD REARDON: All set.

POLICE COMMISSIONER CHRISTOPHER BURKE:  
All set.

CHAIR NICOLE MURATI FERRER: Anyone in favor of this petition.

(No response.)

Anyone in opposition to this petition.

(No response.)

I vote to grant.

POLICE COMMISSIONER CHRISTOPHER BURKE:

Agreed.

FIRE CHIEF GERALD REARDON: Agreed.

CHAIR NICOLE MURATI FERRER: Granted.

JASON HOPKINS: Thank you.

CHAIR NICOLE MURATI FERRER: Thank you.

COLLIERS

EXECUTIVE DIRECTOR ELIZABETH LINT:

Violation hearing. Colliers at One Hampshire Street due to alleged violation of Cambridge municipal code 8.16.060 (B).

CHAIR NICOLE MURATI FERRER: Good evening.

Please state and spell your names for the record?

ATTY DENNIS CALLAHAN: Dennis,  
D-E-N-N-I-S C-A-L-L-A-H-A-N, with Colliers International.

MORGAN GAGER: Morgan M-O-R-G-A-N

G-A-G-E-R with Colliers International, property manager.

CHAIR NICOLE MURATI FERRER: Thank you.

Now I know -- I know Chief Investigator Boyer was going to testify. She's unexpectedly out this week but I do have the paper trail with regard to what has been going on.

I think there's no contention here there's a violation. There's two fans that need to be changed, is that correct?

MORGAN GAGER: They've actually approved changing all of them.

DENNIS CALLAHAN: There are four strobic fans on the roof of this building where the noise is emanating, so we've been approved by the board to purchase new fan motors and housing, complete rebuild of those four units.

We are in contract negotiations now with

a vendor to install that. It's a 14-, 16-week time between today and install.

We believe this will solve the problem.

So I think we would be asking for an extension of that time frame to have this work done.

CHAIR NICOLE MURATI FERRER: So we're looking at a minimum of 16 weeks?

DENNIS CALLAHAN: I would say so, yes.

MORGAN GAGER: That's some concern with inclement weather which is why we're kind of, just to make sure -- also being this would push us into February, January/February, with any nasty snowstorms we get with the high winds. It is a tight spot. They are all right next to each other. There's a little bit of concern with that.

CHAIR NICOLE MURATI FERRER: And the fans

have been ordered? Or the approval to order them has been --

DENNIS CALLAHAN: We represent One Hampshire Kendall Square Condominium Trust.

The board approved this expenditure which is about \$500,000 to do this work.

We are contract -- we had bids and we are in contract negotiations with the vendor and hope to have that done shortly within the next week or so.

CHAIR NICOLE MURATI FERRER: After ordering, that's where the timeline of the 16 weeks starts? Or does -- or is that --

DENNIS CALLAHAN: That's included.

CHAIR NICOLE MURATI FERRER: That's included?

DENNIS CALLAHAN: Yes, uh-huh.

CHAIR NICOLE MURATI FERRER: Okay.

Anyone else here to speak on this?

Okay, if you could please step up and state your names and spell them for the record that would be great.

Thank you.

ALAN GREENE: My name is Alan, A-L-A-N G-R-E-E-N-E. I live at 82 Fifth Street in East Cambridge.

I am here because I had sent some emails to Ms. Boyer about what I perceived as a problem.

In summer, when we open the windows, all of a sudden we suddenly hear the ambient noise emanating from all the rooftop mechanicals in Kendall Square.

That noise is really impossible to deal with in the city because you can't locate the source because it is collective.

This year there was a strange noise, a

cycling noise and it is like (imitating noise), so when there's an ambient sound, that continual sound, it goes to the background.

But this year -- and I live on the top of the hill over there in East Cambridge where my bedroom is basically on a line with the rooftop mechanicals in Kendall Square.

So this year there's the continuous sound going (imitating noise).

I just walked over there before this meeting, and I can tell you for sure it is coming from this building, One Hampshire Street at Kendall Square.

And so, anyway, contacted Ms. Boyer about it, she wrote me back and let me know that she thought it was that particular address.

I was out of the country, I have only been back a few days, so I wasn't able to double

check when she told me that, but I did today and it is for sure that building.

So they mentioned getting new fans hopefully remedying that problem. I'm happy with that. What can I say? That's great.

I understand it is the end of the summer now, and our issue really is in the summer when we open our windows, so I would say there are regards concerning January and February with the snow and all that, I understand that completely.

So I would say provided that they get it done by May, let's say, when we open our windows up, I'm happy to hear.

It certainly is going to be an improvement over what is there now because it is really annoying and constant.

CHAIR NICOLE MURATI FERRER: Thank you.

Sir?

JOHN MCGUIRE: John J-O-H-N

M-C-G-U-I-R-E. My wife is working, Judith Whiting, asked me to come by.

She can't sleep at night because of the noise he described.

My wife lived there 40 years. She knows it is noisier than it used to be and it is.

I went with Andrea Boyer after -- I filed a complaint as well.

We went over there at 5:30 in the morning, pointed at it. My question is: It is making noise, why don't you shut it off?

And the second question is: If it is making noise and it's -- it sounds like an old fan belt on a car (imitating noise), it levels out and it comes back again.

It is making noise. Please stop it.

And the second question is: If it is

malfunctioning, is it cleaning the air it is sending out?

Thank you.

CHAIR NICOLE MURATI FERRER: Thank you.

Anyone else?

DENNIS CALLAHAN: Do we have to answer that?

CHAIR NICOLE MURATI FERRER: If you want to answer it.

FIRE CHIEF GERALD REARDON: I'll ask the question.

Is there any maintenance that can be done now that would somewhat mitigate the noise until such time they are replaced?

MORGAN GAGER: I can give you the answer for that.

Every year we PM the fans, it's changing its belts. That is done through JM Service. We

did that within the last two months. All the belts get changed.

That particular strobic fan housing has an impeller, it has a motor and an electrical switch gear. There's really no other components to that.

The motor itself is completely enclosed. Outside the belt -- if your motor is going, your motor is going, you can attempt to rebuild it, but it is just the cost of it and getting the crane and lift and getting everything up there to do it is cost prohibitive.

So shutting -- to answer the question further, shutting one of them down requires the other ones to reach maximum capacity, so they ramp up to 100 percent.

It runs into a bit of a problem because once I take one off line, and I'm running three

at 100 percent, I have no buffer so when the building tries to balance itself with four running, it has an ability to ramp them all up to 100 percent versus running them at what they currently run at, about 70 percent.

CHAIR NICOLE MURATI FERRER: For the record, these are for what kind of building? What is the business?

MORGAN GAGER: It's actually, they got offices, they got labs, they got life science.

FIRE CHIEF GERALD REARDON: Are these cooling fans for HVAC?

MORGAN GAGER: Just building exhaust, literally everything.

So they bring any work in the labs, they bring the air out with the exception of a kitchen fan that's independent, which is a separate regular fan.

FIRE CHIEF GERALD REARDON: Restroom fans?

MORGAN GAGER: Yes. I definitely can't shut them off because the building would be imbalanced. I would have trouble opening doors and closing doors.

FIRE CHIEF GERALD REARDON: Do you know if one is more of an offender than the others?

MORGAN GAGER: They've all -- we identified that more than one is an issue, which is why we have been given-- they have approved the placement of four.

It could be any one of the four by shutting one down, another noisier one may now be more prominent. And not to mention it is now running at 100 percent versus 75 percent.

So there's some issues. Again, there's no buffer.

If I shut one down, the other three go to 100 percent. Then if I need to get more exhaust out of the building, I've got nowhere to go. I've shut it down. And then -- yeah.

FIRE CHIEF GERALD REARDON: You can potentially program first on first off or something.

If there's one that seems to be more offensive, you can put it on as last on first off.

MORGAN GAGER: That would require -- without getting into a whole lot of detail, that would require major system upgrades because of the different points that are in the building management system. So the building management system has a certain number of constructions that can take, if we will, and we maxed that out. And so it would require additional professional --

upgrading building management systems.

DENNIS CALLAHAN: To answer your question, we don't believe it is just one of these exhaust fans.

We believe there are three contributing to this one, and there's one we believe to be in better condition. But given the age of ten to 12 years, we are going to replace them all.

And we do have a preventive maintenance program in place, as Morgan said, we change the belting and do the greasing and balancing of the impellers, so it's -- we are sorry this is an issue. We are going to replace all four of them with new units.

FIRE CHIEF GERALD REARDON: You are saying there's nothing that can be done between now and then potentially?

DENNIS CALLAHAN: In our opinion, no,

sir.

CHAIR NICOLE MURATI FERRER: Any questions?

POLICE COMMISSIONER CHRISTOPHER BURKE: No.

CHAIR NICOLE MURATI FERRER: Anything else?

FIRE CHIEF GERALD REARDON: All set.

DENNIS CALLAHAN: One question I have, as you know, we represent a condominium trust, I don't know if you can answer this question or not, but in this case we are the messenger.

And the CFO is asking this question. We believe this is the solution to this work, to this issue, to replace these with new motor fans and housing and so on.

In your experience with these issues, or these types of issues, how do we determine now

before we do this work?

FIRE CHIEF GERALD REARDON: Excuse me, you have to leave that door open.

DENNIS CALLAHAN: So that we don't do this work and we have this issue, given the environment we're in, that, where there are a number of contributing buildings to sound issues.

FIRE CHIEF GERALD REARDON: There's basically no guaranty.

Obviously, there's baseline noise that exists, daytime and nighttime.

If these are that far above the baseline and a major contributor, I would assume whomever is replacing these things could give you a rough idea about replacing them compared to what an older model is, and you, as the consumer, have to make an intelligent judgment on whether you think that you would be in better shape than

you were before. I don't think there's any guaranty.

MORGAN GAGER: If the baseline is already above what is required -- or what it states in the statute or in the chapter, is the building in risk of being deemed not compliant even though they've just replaced it with, you know, brand-new -- every piece of mechanical equipment that is in that fan housing is being replaced?

The only thing left is basically an aluminum stack and a silencer. Nonremovable parts.

As the ownership has asked, are they at risk of being noncompliant?

CHAIR NICOLE MURATI FERRER:

Unfortunately, that's a hypothetical and we can't -- it has to be on a case-by-case basis,

and depending on what circumstances, what is the surrounding and everything, you know, there are places that do have special variances.

But I do note for the record that immediately when this was -- when this was determined to be the possible noise contributor, we received immediate response and Ms. Boyer received an immediate response from One Hampshire, and I think originally the statement was that this may have to be approved, so knowing it has been approved to actually go beyond what is needed and do all fans, even though I think there's a violation here, I think the One Hampshire Street is doing everything they can, and that it would be reasonably expected under our ordinance, and I would vote to revisit this in 16 weeks.

POLICE COMMISSIONER CHRISTOPHER BURKE:

Agreed.

CHAIR NICOLE MURATI FERRER: Okay.

Thank you.

JOHN MCGUIRE: I have a question. Is it too late for a question?

CHAIR NICOLE MURATI FERRER: Go ahead.

JOHN MCGUIRE: Sir, is it possible -- is the building used for full capacity day and night? Does it need to be on day and night? And if it is noise, is there fines?

CHAIR NICOLE MURATI FERRER: We did not vote for a fine, sir.

JOHN MCGUIRE: How do you vote for a fine?

CHAIR NICOLE MURATI FERRER: We didn't find that there was sufficient for a fine at this point.

Thank you.

ALAN GREENE: Given the noise that's been there all summer, some sort of fine is in order here.

But I would ask you, with your decision here about the 16 weeks, is that to say they are just to come back in 16 weeks? Are we just saying in 16 weeks, oh, the problem has been fixed? Because the problem needs to be fixed.

CHAIR NICOLE MURATI FERRER: We'll revisit by sending our investigator out 16 weeks.

ALAN GREENE: But she already determined --

CHAIR NICOLE MURATI FERRER: Sir, that's how we voted.

ALAN GREENE: I'm just telling you.  
Thank you.

CHAIR NICOLE MURATI FERRER: Thank you.  
Administrative matters.

EXECUTIVE DIRECTOR ELIZABETH LINT:

Moving to administrative.

THE BOARD OF LICENSE COMMISSIONERS WILL HAVE  
FURTHER DISCUSSION REGARDING THE NECESSITY OF  
ADVERTISING THE FOLLOWING LICENSED CATEGORIES AS  
THERE IS NO STATUTORY REQUIREMENT TO DO SO:  
COMMON VICTUALER, CHANGE OF COMMON VICTUALER  
HOURS, INCREASE OF SEATS, VENDOR/PEDDLER, ANTIQUE,  
SECONDHAND GOODS, USED CAR DEALERS.

EXECUTIVE DIRECTOR ELIZABETH LINT: The  
Board will have further discussion regarding the  
necessity of advertising following license  
categories as there's no statute requirement to  
do so: Common victualer, change of common  
victualer hours, increase of seats,  
vendor/peddler, antique, secondhand goods, used  
car dealers. This was discussed on July 7 and  
again on August 4.

CHAIR NICOLE MURATI FERRER: I think at this point, this would be my recommendation, so any CV at the same location with the same hours, we put on for a hearing.

Any CV at the same location with any type of change, we require the affidavit of notice to abutters.

Any CV at a new location, we require the notice to abutters.

And then any changes of hours or increase in seats, used car dealers, secondhand good stores, the affidavit of notice to abutters. And vendor/peddler and farmer winery, just a hearing.

I would not recommend advertising for any of these because, one, quite frankly, I think even though this is important to advertise we have to do this anyways for the open meeting law.

And I think there's sufficient

information and access out there.

And I don't think that Cambridge -- we advertise in the Cambridge Chronicle and I don't think that reaches everyone as sufficiently as every other way. So that would be my recommendation.

There's also not a legal requirement. And quite frankly, it is very expensive to advertise and sometimes the advertisement ends up being more than the license fee and so I don't think this is appropriate. That would be my vote.

POLICE COMMISSIONER CHRISTOPHER BURKE:

Agreed.

FIRE CHIEF GERALD REARDON: Agreed.

CHAIR NICOLE MURATI FERRER: Okay.

That's it.

EXECUTIVE DIRECTOR ELIZABETH LINT: You

can give me all of those that I didn't get.

CHAIR NICOLE MURATI FERRER: Yeah.

THE BOARD OF LICENSE COMMISSIONERS WILL DISCUSS  
AND POSSIBLY VOTE ON CHANGES TO ALL CATEGORIES OF  
ALCOHOL-RELATED ANNUAL LICENSING FEES FOR 2017

EXECUTIVE DIRECTOR ELIZABETH LINT: The  
Board will discuss and possibly vote on changes  
to all categories of alcohol-related annual  
licensing fees for 2017.

The Board may discuss changes to all  
other license fees as well.

CHAIR NICOLE MURATI FERRER: So based on  
the hearings that we had with regard to the  
changes on rules, obviously the fees was a hot  
button that we said we will discuss at a later  
date and try to look at before 2017 renewals.

The reason I wanted it on the agenda is  
so that we start looking at it and kind of

digesting and thinking about it because they have to implement them into the electronic system before November, so we're obviously running against the clock here.

I think consistent with our vote on the rules, I think the 40-plus licenses that are currently out there as nontransferable, no value license, the ones that were created after 2008 that have that higher fee, I think they should keep that higher fee as they phase out because that's how we voted that those licenses would continue and we would phase out with time.

So I think the license fee that's attached to those licenses should stay as-is.

With regard to our other fees, I think currently the ones -- the fees implemented prior to 2008 have not changed since 1993, so I think they are ripe for a change at this point.

And I would suggest making them all uniform as well.

So rather than having four different fees for all alcohol licenses, we would have just one fee for all alcohol licenses.

Right now we have four different fees because it depends on the time that they close and how many days they are open.

Right now, we have two categories that don't even have licenses that exist, so it's really-- we're only talking about two seven-day all alcoholic beverages licenses, and I would propose to just make those a uniform fee of 4,000 rather than \$3,905 and \$3,160.

Same with the wine and malt, just make them \$2,200. Both of them just the same.

And then also any new license that we granted after the adoption of our rules, a/k/a

meaning the licenses that are -- that no longer have that no transferable, no value license would be in this same category.

We had voted that we would keep the new license fee for all licenses through 2016. I think all of those should go to -- you know, to the structure of the \$4,000.

And then I propose some slight increases with regard to the package store and the clubs. Again, all of these increases, even if you do, like, a cost of living increase per year since 1993, these don't even get to like a two percent increase with that if it were -- if it would have been done yearly.

So I have given you the schedule, digest, look at it and we can discuss it. I wanted to put it out there while we look at this stuff.

One thing I wanted to raise, we prorate

our liquor license fee.

We don't prorate the fees for any other license.

So, for example, a CV that is handed out will pay the full annual fee whether they get it today or whether they got it in January.

So that would be another thing for us to discuss in terms of fees.

I think some of our fees are very minimal in terms of what it takes and the administrative cost and whatnot.

Even prorating, I don't think would be a good outcome. So maybe if we think a baseline of -- if it is a fee that's, I don't know, if it is 100 or more, if it is 100 or less, it cannot be prorated. If it is more than 100, it can be prorated. I don't know. Maybe that's something to also juggle in your heads about in terms of

what we're doing. That's my spiel. I don't know if you guys want to say anything.

FIRE CHIEF GERALD REARDON: I don't have any problem with it.

CHAIR NICOLE MURATI FERRER: Okay.

JAMIE ASBURY

HANOVER RS CONSTRUCTION

EXECUTIVE DIRECTOR ELIZABETH LINT:

Jamie Asbury on behalf of Hanover RS Construction has applied for a special noise variance to be exercised on September 3, 2016 through November 17, 2016 on Saturdays from 7 a.m. to 5 p.m. for heavy excavation for underground work.

CHAIR NICOLE MURATI FERRER: It is for 7 a.m. rather than the 9 a.m.?

EXECUTIVE DIRECTOR ELIZABETH LINT: Yeah.

CHAIR NICOLE MURATI FERRER: We do have the notice to the abutters and we have the

sign-offs on all the other departments. I would vote to grant.

FIRE CHIEF GERALD REARDON: Agreed.

POLICE COMMISSIONER CHRISTOPHER BURKE:  
Agreed.

CHAIR NICOLE MURATI FERRER: Granted.

ACKNOWLEDGEMENT: ADAM JANKAUSKAS

CITY COMPOST, LLC

EXECUTIVE DIRECTOR ELIZABETH LINT:

Acknowledgement: Adam Jankauskas doing business as City Compost LLC, holder of disposal license No. DSP10004 has paid his past due license fee as well as the administrative fee and to cancel said license as he no longer operates from Cambridge.

CHAIR NICOLE MURATI FERRER: Do we have the letter here -- his letter or email?

So I would just acknowledge and make sure we cancel the license. I think we already did.

MALT & WINE LICENSE WITH OR WITHOUT ENTERTAINMENT

STACY GROSSMAN

EXECUTIVE DIRECTOR ELIZABETH LINT: One days.

Stacy Grossman on behalf of Harvard Law School has applied for a wine and malt license, entertainment, recorded, live music and theatrical performances to be exercised at Harvard Law School Wasserstein Hall, 1585 Mass. Ave, Cambridge on September 10, 2016.

CHAIR NICOLE MURATI FERRER:

Commissioner, do you have any public safety concerns with regard to this?

I only ask because we don't have a police sign-off.

POLICE COMMISSIONER CHRISTOPHER BURKE:

No.

CHAIR NICOLE MURATI FERRER: None? Okay.

Granted.

PAUL CLARK

EXECUTIVE DIRECTOR ELIZABETH LINT: Paul

Clark has applied for a malt license to be exercised at 64 Sidney Street on September 18, from 8 a.m. to noon for a road race with 2,750 expected. And this was a Special Event.

CHAIR NICOLE MURATI FERRER: Granted.

Police detail required.

ARLYN DEPAGTER

EXECUTIVE DIRECTOR ELIZABETH LINT: Arlyn

dePagter has applied for a malt and wine license to be exercised at 100 Main Street on September 8 from 7 p.m. to 9 p.m. for a reception with 450 expected.

CHAIR NICOLE MURATI FERRER: Granted.

Police detail required.

CRAIG HILL

EXECUTIVE DIRECTOR ELIZABETH LINT: Craig

Hill has applied for a wine and malt license to be exercised at 38 Sidney Street on August 25 from 4 p.m. to 7 p.m. for a fundraiser with 60 expected.

CHAIR NICOLE MURATI FERRER: Granted.

KARA JANSONS

EXECUTIVE DIRECTOR ELIZABETH LINT: Kara

Jansons has applied for a malt and wine license to be exercised at Novartis, 181 Mass. Ave on September 28, from 4 to 6:30 for a reception with 200 expected.

CHAIR NICOLE MURATI FERRER: Granted.

ARLYN DEPAGTER

EXECUTIVE DIRECTOR ELIZABETH LINT: Arlyn

dePagter has applied for a malt and wine license to be exercised at MIT, 75 Amherst Street on September 12 from 3 p.m. to 7:30 for a reception.

CHAIR NICOLE MURATI FERRER: Granted.

Police detail required.

FAUD MUKARKER

EXECUTIVE DIRECTOR ELIZABETH LINT: Faud Mukarker has applied for a wine and malt license to be exercised at Harvard University, Maxwell-Dworkin, 33 Oxford Street --

CHAIR NICOLE MURATI FERRER: Who?

EXECUTIVE DIRECTOR ELIZABETH LINT: You don't have that? Fuad Mukarker.

CHAIR NICOLE MURATI FERRER: Let's skip that one for now.

EXECUTIVE DIRECTOR ELIZABETH LINT: That's the one that you signed off on this afternoon.

CHAIR NICOLE MURATI FERRER: Okay, there was an event that was today.

EXECUTIVE DIRECTOR ELIZABETH LINT: Yes, because it is today.

CHAIR NICOLE MURATI FERRER: It has already been previously granted?

EXECUTIVE DIRECTOR ELIZABETH LINT: Sorry it just came to my head.

NARE JANVELYAN

EXECUTIVE DIRECTOR ELIZABETH LINT: Nare Janvelyan has applied for a malt and wine license to be exercised at Harvard University, Dudley House, Lehman Hall on August 26 from 7 a.m. to 1 a.m. for a welcome party for graduate students, 200 expected.

CHAIR NICOLE MURATI FERRER: Granted.

PATRICK MAGEE

EXECUTIVE DIRECTOR ELIZABETH LINT:

Patrick Magee on behalf of East Cambridge  
Business Association has applied for a wine and  
malt license with entertainment for patrons  
dancing, performers/entertainers, dancing,  
recorded/live music and amplification system  
license to be exercised at Cambridge Street  
between Fulkerson and Fifth Street on August 2  
(sic) from 12 p.m. to 4 p.m. for the annual Rib  
Fest. Expected 7,000. Special event.

CHAIR NICOLE MURATI FERRER: October 2.

EXECUTIVE DIRECTOR ELIZABETH LINT: Yes.

Sorry.

CHAIR NICOLE MURATI FERRER: This went  
through Special Events?

EXECUTIVE DIRECTOR ELIZABETH LINT: Yes.

CHAIR NICOLE MURATI FERRER: Granted.

JOSH BERNOFF

EXECUTIVE DIRECTOR ELIZABETH LINT: Josh

Bernoff has applied for wine and malt license to be exercised at Workbar, 45 Prospect Street on September 13 from 6:30 to 8 for a reading/book signing with 100 expected.

CHAIR NICOLE MURATI FERRER: Granted.

ARLYN DEPAGTER

EXECUTIVE DIRECTOR ELIZABETH LINT: Arlyn dePagter has applied for a wine and malt license to be exercised at MIT, 100 Main Street on August 29 and August 30 from 11 a.m. to 2 p.m. and 4:30 p.m. to 9:30 p.m. for a lunch and reception with 55 expected.

CHAIR NICOLE MURATI FERRER: Granted.

ZACH WEATHERFORD

EXECUTIVE DIRECTOR ELIZABETH LINT: Zach Weatherford has applied for a wine and malt license to be exercised at Urban Outfitters, 11 JFK Street on August 26 from 8 p.m. to 11 p.m.

for a concert with 75 expected.

CHAIR NICOLE MURATI FERRER: I'm sorry, Ms. Lint, I may not be as fast as you. The last we approved for Arlyn dePagter was August 29? Yes?

EXECUTIVE DIRECTOR ELIZABETH LINT: It says August 29 and August 30.

CHAIR NICOLE MURATI FERRER: Okay, they are two different applications. Okay. Granted. Then Outfitters?

EXECUTIVE DIRECTOR ELIZABETH LINT: Yes.

CHAIR NICOLE MURATI FERRER: Granted.

ALL ALCOHOLIC BEVERAGE LICENSE WITH OR WITHOUT

ENTERTAINMENT

FRANCISCO PACHECO

EXECUTIVE DIRECTOR ELIZABETH LINT:

Francisco Pacheco has applied for an all alcohol with entertainment license with recorded/live

music to be exercised at St. Anthony's Church in their parish hall, 400 Cardinal Medeiros Avenue, October 15 from 7 p.m. until midnight for a fundraiser with 250 expected.

CHAIR NICOLE MURATI FERRER: Granted.

ENTERTAINMENT LICENSES ONLY

DANIEL MYERS

EXECUTIVE DIRECTOR ELIZABETH LINT:

Daniel Myers on behalf of Loyal Nine, LLC, doing business as Loyal Nine has applied for an entertainment license to provide DJ service for a party at Loyal Nine, 660 Cambridge Street on October 1 from 6 p.m. to 1 a.m. with 100 expected.

CHAIR NICOLE MURATI FERRER: They are also requesting to have an approval for an alternate floor plan, which would include removal of the tables and chairs to make space for the

dancing. The tables and chairs will be placed in the basement storage area so as not to block any emergency egresses.

Any issues with this?

POLICE COMMISSIONER CHRISTOPHER BURKE:

No.

FIRE CHIEF GERALD REARDON: No.

CHAIR NICOLE MURATI FERRER: Granted.

MARK JOHNSON

EXECUTIVE DIRECTOR ELIZABETH LINT: Mark Johnson on behalf of President and Fellows of Harvard College d/b/a The Harvard Film Archive has applied for a one-day extension of their entertainment license for a film series of train films at the Harvard Film Archive at 24 Quincy Street on September 3 from 3 p.m. to 8 a.m. with 150 people expected. They have done this the last two or three years.

CHAIR NICOLE MURATI FERRER: And it is  
dark enough? 8 a.m.?

Granted.

AMANDA CHEN

EXECUTIVE DIRECTOR ELIZABETH LINT:

Amanda Chen has applied for an entertainment  
license to provide recorded, live music and  
amplification system for a fundraiser at  
University Park, 23 Sidney Street on August 26  
from 12 to 2 with 120 expected.

CHAIR NICOLE MURATI FERRER: They also  
have the open air festival license application.  
Granted.

MALLORY BAZINET

EXECUTIVE DIRECTOR ELIZABETH LINT:

Mallory Bazinet has applied for an entertainment  
license for patrons dancing, recorded, live music  
and amplification system for a band at

Commonwealth Cambridge on their outdoor patio, 11  
Broad Canal Way on August 30 from 6 to 11 p.m.  
with 125 expected.

CHAIR NICOLE MURATI FERRER: Granted.

MALLORY BAZINET

EXECUTIVE DIRECTOR ELIZABETH LINT:

Mallory Bazinet has applied for an entertainment  
license for patrons dancing and amplification  
system for a wedding at Commonwealth Cambridge,  
11 Broad Canal Way on September 4 from 6 p.m. to  
1 a.m. with 125 expected.

CHAIR NICOLE MURATI FERRER: Oh, they are  
all attached here. I'm sorry. So we signed and  
granted both September 4 and 1. Granted as to  
both.

JACQUELINE LIU

EXECUTIVE DIRECTOR ELIZABETH LINT:

Jacqueline Liu has applied for an entertainment

license for patrons dancing, recorded, live music and amplification system for residential exploration for first year MIT students at Simmons Hall, 229 Vassar Street on August 29 from 10 p.m. to 1 a.m., 100 expected.

CHAIR NICOLE MURATI FERRER: Granted.

Police detail required.

JULIE BARRY

EXECUTIVE DIRECTOR ELIZABETH LINT: Julie Barry on behalf of Cambridge Arts has applied for an entertainment license for patrons dancing, recorded, live music, amplification system and theatrical exhibition, play, moving picture show for a movie night at Northpoint Common, 1 Northpoint Boulevard on September 8 from 6 p.m. to 10:30 p.m. with 200 expected.

CHAIR NICOLE MURATI FERRER: Granted.

Fee waived.

CHERYL MAYNARD

EXECUTIVE DIRECTOR ELIZABETH LINT:

Cheryl Maynard on behalf of First Holy Church has applied for an entertainment license to provide recorded, live music and amplification system for a Back to School Festival at Sennott Park on September 3 from 12 p.m. to 3 p.m., 1,000 expected. That went through Special Events.

CHAIR NICOLE MURATI FERRER: I assume Special Events required the police details. Granted.

EXECUTIVE DIRECTOR ELIZABETH LINT: They usually have -- I think there's an officer that volunteers.

POLICE COMMISSIONER CHRISTOPHER BURKE:  
Yes.

REBECCA HARROLD

EXECUTIVE DIRECTOR ELIZABETH LINT:

Rebecca Harrold doing business as Mirabai Devi Foundation has applied for a vendor's license to sell books, dvds and cds at Lesley University, 34 Mellen Street on October 1 from 1 p.m. to 11 p.m.

CHAIR NICOLE MURATI FERRER: Granted.

GERRY FINNERTY

EXECUTIVE DIRECTOR ELIZABETH LINT: And I have a few add-ons.

Gerry Finnerty on behalf of Shaughnessy & Ahern has applied for a special noise variance to be exercised on Friday, September 2 through Saturday, September 3 from 7 a.m. to 5 p.m. on Portland Street between Main and Albany for cranes and trucks to hoist a generator to the roof.

Ms. Boyer said she could get the --

CHAIR NICOLE MURATI FERRER: Yeah, I did

talk to the other departments. They all know about it.

I would vote to grant.

RICHARD CORTESE

EXECUTIVE DIRECTOR ELIZABETH LINT:

Richard Cortese on behalf of Cavalieri Construction Company has applied for a special noise variance to be exercised on August 29 through September 1 from 8 a.m. to 5 p.m. at 270 Green Street for an air compressor, demo hammers, and gas-powered saws and occasional back-up alarms.

CHAIR NICOLE MURATI FERRER: Granted.

AMSALU ASNAKE

EXECUTIVE DIRECTOR ELIZABETH LINT:

Amsalu Asnake, a Cambridge resident, has requested a letter to be able to operate at Massport and the registration and license is

attached as well.

CHAIR NICOLE MURATI FERRER: Granted.

EXECUTIVE DIRECTOR ELIZABETH LINT:

That's all I have.

CHAIR NICOLE MURATI FERRER: So we got this -- they gave us this back to us.

EXECUTIVE DIRECTOR ELIZABETH LINT: I gave it back to you.

CHAIR NICOLE MURATI FERRER: Oh, you gave it back to me.

EXECUTIVE DIRECTOR ELIZABETH LINT: For our file.

CHAIR NICOLE MURATI FERRER: Oh. All right. That's it. Do you have any minutes?

EXECUTIVE DIRECTOR ELIZABETH LINT: I do. It is on a piece of paper on top of my -- July 7, July 11, July 18, and July 25.

CHAIR NICOLE MURATI FERRER: I'm fine

with all of them.

POLICE COMMISSIONER CHRISTOPHER BURKE:

Fine.

CHAIR NICOLE MURATI FERRER: Approved.

Thank you.

(Meeting 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.

PAGE	LINE	CHANGE:	_____
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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.

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## 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 29th day of August, 2016.

---

Jill Kourafas  
Certified Shorthand Reporter  
License No. 14903  
Notary Public

THE FOREGOING CERTIFICATION OF THIS TRANSCRIPT DOES NOT APPLY TO ANY REPRODUCTION OF THE SAME IN ANY RESPECT UNLESS UNDER THE DIRECT CONTROL AND/OR DIRECTION OF THE CERTIFYING REPORTER

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