



# CAMBRIDGE LICENSE COMMISSION

831 MASSACHUSETTS AVE, CAMBRIDGE, MA 02139

NICOLE MURATI FERRER  
CHAIRPERSON | BOARD MEMBER

CHRISTINE A. ELOW  
POLICE COMMISSIONER | BOARD MEMBER

THOMAS CAHILL, JR.  
FIRE CHIEF | BOARD MEMBER

## BOARD OF LICENSE COMMISSIONERS' MEETING AGENDA

Wednesday, August 24, 2022, 10:30 a.m.

By Remote Participation

Link: [https://cambridgema.zoom.us/webinar/register/WN\\_Jvtio9ZbSm6EXYEGtIT8Tw](https://cambridgema.zoom.us/webinar/register/WN_Jvtio9ZbSm6EXYEGtIT8Tw)

*This meeting is held remotely in accordance with Chapter 107 of the Acts of 2022 signed into law on July 16, 2022.*

### Public Testimony Matters

*The following are matters which the Chair reasonably anticipates will be discussed, and for which public testimony may be taken. The public may also submit comments on any of the below via email at [license@cambridgema.gov](mailto:license@cambridgema.gov) (please reference the application number in your email).*

- 1. Informational/Follow-Up** Chazumba LLC, d/b/a Felipe's Taqueria, 21 Brattle Street, Common Victualler All Alcohol License #11516, with regard to the use of the back stairway pursuant to the Board's vote of July 1, 2022 that stated, in part, "...you cannot use the back stairway as a form of egress and ingress until such time as you receive something in writing from Cambridge Fire Department, Inspectional Services Division, and the License Commission allowing you to do so. The stairs can currently only be used as emergency egress."
- 2. Application #185250** New Mulan Restaurant, LLC d/b/a Mulan Restaurant, 228 Broadway, has applied for a New Common Victualler Wine & Malt Beverages License with proposed hours of 8:00 a.m. to 1:00 a.m. Monday through Saturday and 11:00 a.m. to 1:00 a.m. Sunday with seating for 86, and an occupancy of 100. Zhi Chao Shi as proposed Manager of Record of a premises described as: Approximately 3,656 sq. ft. with separate kitchen and dining room, restrooms, 1 entrance and 3 exits.
- 3. Application #184594** DW PROPCO I, LLC, 151 North First Street, has applied for a Garage License with additional Flammables License for 240 parking spaces, 10 gallons of Class 1, and 660 gallons of Class 2 Fuel Oil.
- 4. Application #187352** HSA Food Park, LLC, LLC d/b/a Naco Taco, 297 Massachusetts Avenue, Common Victualler All Alcohol License #11549, has applied for an Alteration of Premises to include an outdoor patio on private property. The proposed premises description is: In two main areas: Interior dining area and approximately 2,130 sq. ft. annual outdoor patio on private property. In the interior dining area bar located in center of dining area; seating in interior dining area with kitchen and walk-in cooler to the right of the dining area entrance. Outdoor patio with seating located throughout the patio with food service being from kitchen housed within stationary food truck trailer located on the right side of the main entrance. Main entrance and exit on Massachusetts Avenue. Additional outdoor patio on private property in the private way (Village Street).

- 5. Application #166619** Stoked Pizza Cambridge, LLC, d/b/a Stoked Pizza, 1611 Massachusetts Avenue, Common Victualler All Alcohol License #52551, has applied for an Alteration of Premises to include an outdoor patio on public property. The proposed premises description is: Approximately 2,375 sq. ft. located on first floor of building, including dining room, bar, three (3) restrooms, kitchen, storage, one (1) entrance, three (3) means of egress. 493 square foot seasonal patio on private property and 378 sq. ft. seasonal patio on public property on the sidewalk curbside and into the parking lane.
- 6. Disciplinary** Boston Carting, holder of Solid Waste Hauler License #65459, for alleged violation of CMC 8.16.080(e) – Loading and unloading, on July 27, 2022 at approximately 3:13 a.m. in the vicinity of 15 Notre Dame Avenue.
- 7. Disciplinary** Casella Waste Services, holder of Solid Waste Hauler License #14070, for alleged violations of CMC 8.16.080(e) – Loading and Unloading, on August 6, 2022 at approximately 6:30 a.m. and August 13, 2022 at approximately 7:30 a.m., in the vicinity of 2235 Massachusetts Avenue.
- 8. Disciplinary** John’s Landscape Service, holder of Leaf Blower Permit #10678, for alleged violations of CMC 8.16.081.2(a) – operating a leaf blower during a prohibited period, on June 30, 2022 and July 28, 2022, both at approximately 1:15 p.m. in the vicinity of 334 Harvard Street, and on August 11, 2022 at approximately 2:40 p.m. in the vicinity of 931 Massachusetts Avenue [Rescheduled from 8/11/22].
- 9. Disciplinary** Smith Landscaping Plus for alleged violations of CMC 8.16.081.1(c) & 8.16.081.2(b) – operating without a permit, and 8.16.081.2(a) – operating leaf blowers during a prohibited period [failure to adhere to May 16, 2022 cease and desist], on June 24, 2022 at approximately 2:30 p.m. and July 1, 2022 at approximately 1:00 p.m., in the vicinity of 2203 Massachusetts Avenue. [Matter was heard and decided 8/11/22; Smith Landscaping Plus did not appear at that hearing].
- 10. Disciplinary** Paiva Landscape Masonry for alleged violations of CMC 8.16.081.1(c) & 8.16.081.2(b) – operating without a permit, and 8.16.081.2(a) – operating leaf blowers during a prohibited period on May 3, 2022, in the vicinity of 52 Concord Avenue, and on July 22, 2022, in the vicinity of 47 Trowbridge Street. [May 3, 2022 matter was heard and decided on 6/9/22, Paiva Landscape Masonry did not appear at that hearing; July 22, 2022 is a new matter].
- 11. Disciplinary** Park Landscape Associates for alleged violations of CMC 8.16.081.1(c) & 8.16.081.2(b) – operating without a permit, and 8.16.081.2(a) – operating leaf blowers during a prohibited period [failure to adhere to June 24, 2020 cease and desist order], and on June 22, 2022, at approximately 1:45 p.m. in the vicinity of 143 Pleasant Street.
- 12. Disciplinary** J. Mosca Landscape and Design for alleged violations of CMC 8.16.081.1(c) & 8.16.081.2(b) – operating without a permit, and 8.16.081.2(a) – operating leaf blowers during a prohibited period [failure to adhere to July 21, 2022 cease and desist order], and on August 8, 2022, at

approximately 4:38 p.m. in the vicinity of 292 Harvard Street.

**13. Special Noise Variance Application #189269** Marcus Gonzalez on behalf of Commodore Builders for 8/30/22 (Alt. 8/31/22) at 1 Rogers Street, from 3:00 a.m. to 3:00 p.m., to install a rooftop exhaust fan and utility connections, using a crane and grinders. The variance is sought in the interest of minimizing impacts to business operations.

### **Administrative Matters**

*All the below listed matters are considered and voted upon by the Board without public testimony at the meeting. Anyone wishing to comment on the below must send written comment to [license@cambridgema.gov](mailto:license@cambridgema.gov), and identify by number the item on the agenda that it relates to. The Board may consider any statements received prior to the meeting.*

**14. Application #187477** Reds Kitchen, Inc., Max Reeves, has applied for an annual Hawker/Peddler License to operate a mobile food truck on public and private property.

**15. Application #187104** TeaDo, 84 Massachusetts Avenue, has applied for a Common Victualler License with 120 seats and proposed hours of 10:00 a.m. to 10:00 p.m. All Days. Shin Poon as manager of a premises described as: 84 Mass Avenue Bldg W20 (student center). Room 100 (operating business/1,819 sq. ft.), room 002 (basement storage 518). Business location front of building. Restrooms within W20.

**16. Correction/Clarification of Board Vote [Disciplinary Matter Heard 7/28, Voted 7/28 & 8/11]** New England Development for alleged violations of Cambridge Municipal Code 8.16.080(f) - Construction activity outside of the allowable hours at approximately 2:57 a.m. on June 14, 2022 in the vicinity of 100 Cambridgeside Place, and again at approximately 6:25 a.m. on June 29, 2022 in the vicinity of 41 Land Boulevard.

**17. Correction of Board Vote [Disciplinary Matter Heard and Decided 8/11/22]** Smith Landscaping Plus, alleged violations of Cambridge Municipal Code 8.16.081.1(c) & 8.16.081.2(b) – operating leaf blower without a permit (failure to adhere to Cease and Desist Order of May 22, 2022), and 8.16.081.2(a) – operating blower during a prohibited period on June 24, 2022, at approximately 1:00 p.m. and July 1, 2022, at approximately 1:00 p.m., in the vicinity of 2203 Massachusetts Avenue.

**18. Board Discussion** Implementing a \$100 hearing fee on any disciplinary matter where the person, business, permittee, or licensee cited fails to appear.

**19. Consideration of Statement of Reasons**

- Kirie, Inc. d/b/a Shay's Pub and Wine Bar, 58 JFK Street, Common Victualler All Alcohol License #11273, heard and decided July 14, 2022: violation of G. L. c. 138, §§ 23 and 64 and Board's Rules 2.3, 2.5, 5.1, and 9, for operating over the licensed capacity on May 27, 2022, warning issued.

- BL 27 Brattle MA, LLC d/b/a Bluestone Lane, 27 Brattle Street, Common Victualler All Alcohol License #51281, heard and decided July 14, 2022: violation of G. L. c. 138, §§ 12, 15A, 23, 26, 60, 62, 63A, 64, and G. L. c. 140, § 20, and Board's Rules Board's Rules 2, 5.2, 5.4, 5.5, 9.1, 9.2, 13, 13.5 and 14 for: operating unlicensed outdoor area from April 2, 2022 through June 6, 2022; serving, selling or delivering food, beverages and/or alcohol in an unlicensed area; allowing patrons to consume food, beverages and/or alcohol outside of the licensed premises; failing to comply with the provisions of the license; failing to comply with the approved floor plan; failure to have manager of record in control of the premises; failing to be in control of licensed premises or of the business; changing manager of record without approval; and failing to timely respond to orders, request for information or inquiries made by the License Commission or other City staff. License indefinitely suspended until such time as the corrective application for the change of manager is filed, which was mandated to be within five (5) days of the hearing; follow up disciplinary hearing scheduled. Follow up hearing of July 28, 2022, Board found corrective application filed, licensee was operating within the confined of the license, hence matter closed and no further disciplinary action taken. The indefinite suspension was administratively lifted on July 22, 2022.
- DMG Food Enterprises, LLC., d/b/a 730 Tavern Kitchen + Patio, Holder of Common Victualler All Alcohol License #11613, 730 Massachusetts Avenue, heard and decided July 28, 2022: violation of G. L. c. 138 & 140 and Rules of the Board for operating over the licensed capacity on June 2, 2022, and failure to keep, maintain or complete crowd safety manager records, checklists, or reports, issued 1 day suspension to be held in abeyance for 9 months.
- New England Development, heard and decided July 28, 2022, violation of Cambridge Municipal Code 8.16.080(e) on June 14, 2022 at 100 Cambridgeside Place, \$300 fine issued; and violation of 8.16.080(f) on June 29, 2022 at 41 Land Boulevard, warning issued. Matter was reconsidered on August 11, 2022, where the Board found no violation. Board vote corrected on August 24, 2022 to: vacate the vote of July 28 as to the June 29 incident, and affirm the vote taken on that matter on August 11, 2022, to find no violation; and to vacate the vote taken on August 11 as to the incident of June 14, and reinstate and affirm the vote taken on July 28, finding a violation and issuing a \$300 fine.
- Anchorline Partners, heard July 28, 2022, and decided August 11, 2022, no violation of Cambridge Municipal Code 8.16.080(f) on June 28 and 29, 2022 at 60 First Street.
- The Richmond Group, heard July 28, 2022, and decided August 11, 2022, no violation of Cambridge Municipal Code 8.16.080(f) on June 28, 29 and 30 2022, at One Canal Park.
- Burns Landscape & Snow Management, heard and decided August 11, 2022, violations of Cambridge Municipal Code 8.16.081.1(c) & 8.16.081.2(b) on July 6, 2022, at 145 Brattle Street, issued \$300 fine.
- Craigie Bistrot, LLC d/b/a Craigie on Main, 853 Main Street, Common Victualler All Alcohol License #11387, heard and decided August 11, 2022: license is not in use in violation of G. L. c. 138,

§§ 23, 64, and 77, licensee is provided six months to transfer, move or put the license to use, otherwise, there will be a cancellation hearing for non-use pursuant to G. L. c. 138, § 77.

- Zen Associates, Leaf Blower Permit #168363, heard and decided August 11, 2022, violation of Cambridge Municipal Code 8.16.081.2(a) on June 23, 2022, at 20 Berkeley Street, issued \$300 fine.
- D. Muzzioli Associates, Leaf Blower Permit #10707, heard and decided August 11, 2022, violations of Cambridge Municipal Code 8.16.081.2(a) on June 20, 2022, at 23 Healy Street, and June 26, 2022, at 19 Fayette Street; and violation of 8.16.081.2(f) on June 20, 2022 at 23 Healy Street, issued \$300 fine/violation for a total fine of \$900.00.
- Smith Landscaping Plus, heard and decided August 11, 2022, violations of Cambridge Municipal Code 8.16.081.1(c), 8.16.081.2(b), and 8.16.081.2(a) on June 24, 2022, and July 1, 2022, at 2203 Massachusetts Avenue, four violations of the Ordinance and issued a \$300 fine for each violation for a total fine of \$1,200.
- Riverside Services, heard and decided August 11, 2022, violations of Cambridge Municipal Code 8.16.081.1(c), 8.16.081.21(b) and 8.16.081.2(a) on July 12, 2022, at 258 Harvard Street, issued \$300 fine/violation for a total fine of \$600.00.
- Garrick Santo Landscape Co., Leaf Blower Permit #10681, heard and decided August 11, 2022, violations of Cambridge Municipal Code 8.16.081.2(a) and 8.16.081.2(e) on July 26, 2022, at 222 Third Street, issued \$300 fine/violation for a total fine of \$600.00.
- Brightview Landscape, Leaf Blower Permit #43662, heard and decided August 11, 2022, violation of Cambridge Municipal Code 8.16.081(a) on July 20, 2022, at approximately 8:10 a.m. at 88 Sherman Street, issued \$300 fine.
- Republic Services, Solid Waste Hauler License #14078, heard and decided August 11, 2022, violations of Cambridge Municipal Code 8.16.080(e) on June 22, 2022 at 5:30 a.m. and June 30, 2022 at 6:30 a.m., at 1575 Cambridge Street; and June 23, 2022 at 6:52 a.m., at 80 Trowbridge Street, issued \$300 fine/violation for a total fine of \$900.00.
- Landscape Collaborative, holder of Leaf Blower Permit #10704, heard and decided August 11, 2022, violations of Cambridge Municipal Code 8.16.081.2(a) on June 20, 2022, at Lakeview Avenue, and on June 24, 2022, at 4 Berkeley Place, issued \$300 fine/violation for a total fine of \$600.00.

**20. Consideration of Meeting Minutes** July 14, 2022; July 28, 2022; and August 11, 2022.

**One Day License Applications**

*The following are matters which the Chair reasonably anticipates will be discussed without accepting, soliciting, or taking public testimony at the hearing. Anyone wishing to be heard on the below should contact the Board at least 24 hours prior to the hearing and/or submit your statement in writing to [License@cambridgema.gov](mailto:License@cambridgema.gov).*

- 21. Application #189717** Miguel Tejada for an entertainment license to be exercised at Harvard Old Yard - 1 Harvard Yard, on 9/2/22 from 3:00 p.m. – 9:00 p.m. for a concert with patrons dancing, performers/entertainers dancing, recorded music, live music, amplification system and light show. Expected attendance – 5,000 people.
- 22. Application #189707** Paul Clark for a malt and entertainment license to be exercised at 64 Sidney Street, on 9/18/22 with rain date of 9/25/22 from 10:00 a.m. – 12:00 p.m. for a road race with recorded music, live music and amplification system. Expected attendance – 1,800 people.
- 23. Application #189669** Bill Manley, on behalf of the Harvard Square Business Association, for an entertainment license to be exercised at Palmer Street, on 9/10/22 from 10:00 a.m. – 7:00 p.m. for a Reading and Ukranian awareness event with patrons dancing, performers/entertainers dancing, recorded music, live music and amplification system. Expected attendance – 100 people.
- 24. Applications #189463 & 189469** Matthew Nelson, on behalf of the City of Cambridge, for an entertainment and one day temporary amusement license to be exercised at Danehy Park 99 Sherman Street, on 9/17/22 with rain date of 9/18/22 from 11:00 a.m. – 3:00 p.m. for a Family Day fair with performers/entertainers dancing, live music, amplification system and rides and games. Expected attendance – 5,000 people.
- 25. Application #189450** Jesus Gonzalez for a malt and wine and entertainment license to be exercised at St. John’s Church, 2254 Massachusetts Avenue, on 8/27/22 from 5:00 p.m. – 11:00 p.m. for a party with patrons dancing, recorded music, dj, live music and amplification system. Expected attendance – 100 people.
- 26. Application #189340** Fr. Aleksandar Vlajkoic, on behalf of St. Sava Serbian Orthodox Church, for a malt and wine and entertainment license to be exercised at 41 Alewife Brook Pkwy, on 9/17/22 & 9/18/22 from 12:00 p.m. – 10:00 p.m. and 11:00 a.m. – 3:00 p.m. for a Serbian Festival with patrons dancing, performers/entertainers dancing, live music, and amplification system. Expected attendance – 1,000 people.
- 27. Application #188443** Guerlancia Laurent, on behalf of Margaret Fuller House, for an entertainment license to be exercised at Clement Morgan Park, 71 Cherry Street, on 9/10/22 with rain date of 9/17/22 from 9:00 a.m. – 5:00 p.m. for a picnic with dj. Expected attendance – 200 people.
- 28. Application #187105** Ben Jamieson, on behalf of Just A Start, for an entertainment license to be exercised at Donnelly Park- 61 Willow Street, on 9/13/22 & 9/14/22 with rain date of 9/15/22 from 3:00 p.m. – 6:30 p.m. for a graduation celebration with recorded music and amplification system. Expected attendance – 60 people.
- 29. Application #186753** Nicola Williams, on behalf of the Cambridge Carnival International, Inc., for an entertainment license to be exercised at University Park 38 Sidney Street, on 9/11/22 with rain

date of 9/25/22 from Set up 7:00 a.m.; Festival time: 11:00 a.m. – 5:00 p.m.; Parade starts at 12:30 p.m. for a festival and parade with patrons dancing, performers/entertainers dancing, recorded music, dj, live music and amplification system. Expected attendance – 35,000 people.

**30. Application #184530** Beryl Lipton, on behalf of the Homeless Empowerment Project, for a malt and wine license to be exercised at Cambridge Masonic Hall, 1950 Massachusetts Avenue, on 9/24/22 from 4:00 p.m. – 10:00 p.m. for a gala fundraiser. Expected attendance – 100 people.

**31. Application #190406** Michael Monestime, on behalf of Central Square Bid, for an all alcohol and entertainment license to be exercised at Starlight Square – 84 Bishop Allen Drive, on 8/12 7:00 p.m. – 9:00 p.m.; 8/13 6:30 p.m. – 9:00 p.m.; 8/14 1:00 p.m. – 3:00 p.m.; 8/16 1:00 p.m. – 3:00 p.m. & 7:00 p.m. – 9:00 p.m.; 8/17 7:00 p.m. – 9:00 p.m.; 8/18 7:00 p.m. – 9:00 p.m.; 8/19 7:00 p.m. – 9:00 p.m.; 8/20 7:00 p.m. – 9:00 p.m.; 8/23 7:00 p.m. – 9:00 p.m.; 8/24 7:00 p.m. – 8:00 p.m.; 8/25 6:00 p.m. – 9:00 p.m.; 8/26 6:00 p.m. – 9:00 p.m.; 8/28 1:00 p.m. – 3:00 p.m.; 8/30 6:00 p.m. – 9:00 p.m.; 9/1-3 7:00 p.m. – 9:00 p.m.; 9/4 1:00 p.m. – 3:00 p.m.; 9/8 7:00 p.m. – 9:00 p.m.; 9/9 6:00 p.m. – 9:00 p.m. & 9/10 7:00 p.m. – 9:00 p.m. for starlight programming with patrons dancing, performers/entertainers dancing, recorded music, dj, live music, amplification system and theatrical exhibition/play/moving picture show. Expected attendance – 1000 people.

**32. Application #190455** Shauna Ottina, 450 Kendall Hospitality LLC d/b/a Glass House, Common Victualler All Alcohol License (11553), for an entertainment license to be exercised at 450 Kendall Street, on 9/10/22 from 2:00 p.m. – 10:30 p.m. for a wedding with patrons dancing, recorded music, dj and amplification system. Expected attendance – 60 people.

**33. Application #190538** Ken Barrett-Sweet, on behalf of Harvard Art Museums, for a malt and wine license to be exercised at 32 Quincy Street, on 8/25/22, 9/29/22 & 10/27/22 from 5:00 p.m. – 9:00 p.m. for a museum event. Expected attendance – 1,500 people.

**34. Application #189010** Anna Hill, on behalf of Moderna, Inc., for a malt and wine and entertainment license to be exercised at 300 Technology Square courtyard/lawn, on 9/8/22 with rain date of 9/9/22 from 5:00 p.m. – 8:00 p.m. for a networking event with performers/entertainers dancing, dj and amplification system. Expected attendance – 200 people.



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Administrative Assistant