



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 MINUTES

Tuesday, July 25, 2023, 10:00 a.m.

By Remote Participation Via Zoom

This meeting was held remotely in accordance with Chapter 2 of the Acts of 2023 adopted by Massachusetts General Court and approved by the Governor.

Board Members (All Present): Nicole Murati Ferrer, Christine A. Elow, and Thomas Cahill, Jr.

Staff Member Present: Christopher O'Neil.

Decisions: All decisions were 3-0, unless otherwise indicated, and by roll call.

Public Testimony Matters

1. Application #228379 95-99 Elmwood Street LLC, 95 Elmwood Street, has applied for a new Garage License for 34 parking spaces and 340 gallons of fuel in the tanks of autos only.

Present: No one appeared for the applicant.

Decision: Continue.

2. Application #231053 Rutu, Inc. d/b/a Tanjore, 878 Massachusetts Avenue, Common Victualler All Alcohol License #132251, for a Change of Officers/Directors, Change of Stock Interests, Change of Manager to Prabhjot Kaur.

Present: Sunil Nepali; Pushkar Neupane; Davinder Bedi; and Prabhjot Kaur.

Documents Considered: Application and documents attached thereto.

Summary: Of the current ownership only Sunil Nepali remains part of the corporation. Nirmal Lama and Mamita Lama remain on the corporate documents as directors but they too will no longer be part of the operation. They need to change the corporate documents to reflect the change.

Prabhjot Kaur has experience in the food and beverage industry and has four other restaurants. Has been the manager of record on a liquor license in Somerville and has had no issues with the local board or ABCC. Kaur is familiar with the rules and regulations of the Board, the ABCC and the laws of the Commonwealth of Massachusetts with regard to the sale and service of alcohol, and provided TIPS certification as proof of training in the safe service, sale and delivery of alcohol.

Decision: Granted, pending updated corporate documents to match submission of ABCC application (page 8, question 6) to match the and with the condition that the applicant must provide the name, email and phone number of manager on duty while Prabhjot Kaur is not on the premises.

3. Application #217143 Cillstifiann, Inc. d/b/a The Druid, 1357 Cambridge Street, Common Victualler All Alcohol License #11667, has applied for an Alteration of Premises to include a seasonal outdoor patio on city property. The proposed premises is: Approximately 1152 square feet on the first floor with kitchen, dining and storage. Approximately 1152 square foot basement for storage. Approximately 250 square foot seasonal patio on city property on the sidewalk.

Present: Sam Kachmar and Tiffany Frary.

Documents Considered: Application and documents attached thereto.

Summary: The area sought is much smaller than what was approved during COVID-19 due to the new bike path. They are seeking 17 seats. Depending on where standing inside the premises, the outdoor area is visible from inside. The operating hours are intended to be the same as indoors (food – Sunday, 11:00 a.m. – 2:00 a.m., Monday-Saturday 8:00 a.m. - 2:00 a.m.; alcohol – Sunday, 11:00 a.m. – 2:00 a.m., Monday – Saturday 10:00 a.m. – 2:00 a.m.). The SSBU has issued.

Decision: Granted with the condition that while the outdoor area is open and operating, it must be staffed and managerial staff must be monitoring it.

4. Application #231029 Top Mix Flagship, LLC d/b/a/ Top Mix Bar & Kitchen Cambridge, 50 Cambridgepark Drive, has applied for a new Common Victualler All Alcoholic Beverages License with proposed seating for 221 inside, an inside occupancy of 234, and 84 seats outside on a patio on private property. The proposed hours of operation are 11:00 a.m. to 2:00 a.m. all days. Joseph Correia as proposed Manager of Record of a premises described as: Approximately 7067 Sq/Ft on the first floor and will include a bar room, dining room, kitchen, 3 bathrooms, office, trash room, Liquor room, and a "speakeasy" room. There will also be an outdoor area where we will have dining. Applicant is also applying for an Entertainment License to include amplified recorded music above conversation level; dancing by patrons; dancing by entertainers; amplified live music; theatrical exhibitions; floor show; light show; dynamic performances; DJ; comedy show; karaoke; acrobatic show; beauty contest; talk show; and six TV's.

Present: Joseph Correia.

Documents Considered: Application and documents attached thereto.

Summary: Traditional bar food with Caribbean twist. Establishing a restaurant that has live entertainment, the area is up and coming in which they are building 2,000 new residential units and within the building itself about 400 units. They want to become a flagship restaurant for the area. In terms of the entertainment, they are just trying to leave options open; the area where the DJ is identified on the plans, that is where some of the entertainment would take place, but it may need to be updated and an alternate configuration may be required. They are seeking an 11:00 p.m. closing hour for your food Sunday - Thursday and 1:00 a.m. Friday and Saturday and have a closing hour of 2:00 a.m. all days for alcohol. For the outdoor area, the opening hours would be the same as indoors but would close at 10:00 p.m. Sunday – Thursday and 12:00 a.m. Friday and Saturday. The application also seeks a pledge to Eastern Bank. Plans are pre-construction, some details may need to change.

funds missing.

Joseph Correia has experience in the food and beverage industry and is an approved manager of record on two other liquor licenses outside of the City with no disciplinary issues with the local Board or ABCC. Correia intends to divide time between the locations. Correia is familiar with the rules and regulations of the Board, the ABCC and the laws of the Commonwealth of Massachusetts with regard to the sale and service of alcohol, and provided your TIPS certification as proof of training in the safe service, sale and delivery of alcohol.

Decision: Granted pending submission of proof of funds and the condition that the applicant must provide name, email and phone number of manager on duty while Joseph Correia is not on premises.

5. Application #229574 Jamie's Ice Cream Co., LLC d/b/a Jamie's Ice Cream Co., 86 Kirkland Street, for a New Common Victualler License with hours of 7:00 a.m. to 10:00 p.m. all days and seating for 25 inside and 15 patio seats on public and private property. Jamie Siracusa as manager of a premises described as: 1,200 sq. ft., left side unit, handicap access and front door access, kitchen in back of space. Includes outdoor seating on the sidewalk on the front and side.

Present: Jamie Siracusa. Sarah Morland, abutter. Manny Ramirez, resident and business owner.

Documents Considered: Application and documents attached thereto; and correspondence with regard to the application.

Summary: Looking to bring business concept already established in Brookline to Cambridge. They make everything from scratch. General build out is done. Will provide an updated plan with seating configuration. In response to concern regarding operation and trash raised by Morland, they explained they understand it. They will have the trash tucked away on the back of the building. They will coordinate 2-3 pick-ups a week, none during the weekend. Hope to work with the same company (midday pickup). Get a once-a-week delivery, besides milk which comes daily in the morning. Load through the back with the handicap ramp. Manny spoke in support of the application.

Decision: Granted – the total numbers and plan will be approved and accepted once the construction ends and prior to the issuance of the license. Any required changes will be made administratively so long as within the parameters of what was heard and approved today.

6. Application #228964 Remnant Brewing, LLC d/b/a Remnant Brewing Satellite, 877 Cambridge Street, has applied to transfer the existing Common Victualler All Alcoholic Beverages held by Atwoods Corner, LLC at the same location. The proposed hours are 8:00 a.m. to 1:00 a.m. Sunday through Wednesday (with alcohol sales starting after 10:00 a.m. on Sunday) and 8:00 a.m. to 2:00 a.m. Thursday through Saturday with seating for 66 inside, an inside occupancy of 99 and 40 patio seats on private property. Brittany Lajoie as proposed Manager of Record of a premises described as: Kitchen and Single Room consisting of Dining area and Bar on First Floor; Storage in Basement. Includes outdoor patio on private property. Kitchen located in rear of building. There are two points of egress, with one ingress

(main entrance). There is a kitchen door exit but it is not an emergency egress as it is staff only. Applicant is also applying for an Entertainment License to include: Dancing by patrons, comedy show, trivia, and 1 TV.

Present: Mark Borenstein, attorney; Joel Prickett; and Brittany Lajoie.

Documents Considered: Application and documents attached thereto.

Summary: There is a presumption of need for this license at this location as it currently licensed. They intend to operate as an ongoing food establishment and adding coffee and lunch service. They will be very similar to what Atwood's offered. This operation has been in Somerville for over 5 years with no issues. They seek a similar layout to Atwood's, although with a little more indoor capacity. There is also an indication that there is a stage; the TV will be at the bar.

Brittany Lajoie has experience in the food and beverage industry, has been a manager of record on a liquor license, and has had no issues with the local board or ABCC. Lajoie is familiar with the rules and regulations of the Board, the ABCC and the laws of the Commonwealth of Massachusetts with regard to the sale and service of alcohol, and will provide TIPS as proof of training in the safe service, sale and delivery of alcohol.

The Board acknowledged receipt of letter informing Remnant's intent to surrender its former brewery and former series pouring permits upon approval for the pouring license.

Decision: Granted.

7. Application #232126 Overlind Industries, LLC d/b/a The Red House, 98 Winthrop Street, Common Victualler All Alcohol License #111650, to Add Live Music without Amplification.

Present: Molly Lindbergh. Dr. Carolyn Rieder, abutter. Investigator Tyler Bubenik and Joseph Kelley.

Documents Considered: Application and documents attached thereto.

Summary: The live music intended to be added is for a maximum of 2 persons and a guitar. The intent is to have it to help bring people in during the winters when the street is dead and it is less lively in Harvard Square. Dr. Rieder spoke in opposition to the application. Dr. Rieder explained she is a small business owner, a psychotherapist, in the building next to Red House. She operates 7:00 a.m. – 10:00 p.m. and the noise would gravely affect her practice. Dr. Reider raised concerns of past grievances, and the current outdoor music; the Board noted all of the complaints seemed to align with the previous operation.

Decision: Granted with the condition that while the entertainment is operating, the windows and doors must be closed to contain the noise inside the premises.

8. Application #230895 Lupo Partners, Inc. d/b/a Gufo, 660 Cambridge Street, Common Victualler All Alcohol License #174713, has applied to add Outdoor Background Music and One TV.

Present: Edward Hawkins; and James Cochner.

Documents Considered: Application and documents attached thereto; and correspondence regarding application.

Summary: The application says background music but the details of the application state they seek music above conversation level. It was confirmed they are only seeking background music (which is something they already have as all Common Victualler licenses are automatically granted background music). However, they are seeking background music on the outdoor area, which is something not automatically granted. The TV would be inside at the bar.

Correspondence from neighbor in opposition of application stated the amplified sound would be detrimental. They claimed the area is like an echo chamber, and thus there should be no music outside. Gufo acknowledged understanding the complaint and reiterated the background music for outdoors is to provide ambience. They are investing a lot of resources in making the outdoor area an amenity. They are a new restaurant and want to start off on the right foot with their neighbors.

Decision: Granted adding the TV inside; as to outside, defer until have an opportunity to investigate the allegation of the echo chamber.

9. Disciplinary Casella Waste Services, holder of Solid Waste Hauler License #14070, for alleged violations of CMC 8.16.080(e) – Loading and Unloading, on July 8, 2023 (4:30 a.m.), in the vicinity of 2235 Massachusetts Avenue.

Documents Considered: Hearing notice and documents attached thereto; file; and waiver of hearing.

Summary: On July 25, 2023, John Casella filed a waiver of hearing admitting to the violations as noticed.

Decision: Violation, \$300 fine. If noise complaints at the location persist, notice of hearing to respond to allegations will also be sent to the property owners.

10. Disciplinary Ciro Carbone Landscaping for allegedly operating a leaf blower without a permit, in violation of CMC 8.16.081.1(b) & 8.16.081.2(c), and during a prohibited period, in violation of 8.16.081.2(a) on June 29, 2023 (12:30 p.m.) in the vicinity of 700 Huron Avenue.

Present: Investigator Tyler Bubenik; no one appeared for Ciro Carbone.

Documents Considered: Hearing notice and documents attached thereto; and file.

Summary: On June 29, 2023, a report was submitted via SeeClickFix alleging that Ciro Carbone Landscaping out of Belmont was operating a leaf blower at 12:30 p.m. at 700 Huron Avenue. This landscaper was previously permitted to operate leaf blowers in 2020, but did not renew the permit in subsequent years, including 2023.

Decision: Violation, 2 counts, \$300 fine per count = \$600 fine + \$100 hearing fee and notification to property owner.

11. Disciplinary Landscape Collaborative, holder of Leaf Blower Permit #10704, for allegedly operating a leaf blower during a prohibited period, in violation of CMC 8.16.081.2(a) on July 18, 2023 (9:30 a.m.) in the vicinity of 4 Berkeley Place.

Documents Considered: Hearing notice and documents attached thereto; file; and waiver of hearing.

Summary: On July 20, 2023, Catherine Hanns, Managing Director of Landscape Collaborative filed a Waiver of Hearing admitting to the violations as noticed.

Decision: Violation, \$300 fine.

12. Application #232377 Samantha Lennon, on behalf of MTP Communications, 8/1/23 to 8/7/23, at 301 Binney St. 6:00 p.m. to 3:00 a.m. Will be performing rod and rope work in various manholes using trucks and air blowers. The variance is needed due to critical network infrastructure work for Cambridge customers that can only be performed safely in off evening hours, due to high traffic volume during the day. (Alternative date 8/7/23 to 8/13/23).

Present: Investigator Joseph Kelley; and Samantha Lennon. Aaron Harrington, in support.

Documents Considered: Application and documents attached thereto.

Summary: The variance is sought as doing the work outside allowable hours would be more safe for crews and motorist. They intend to use it the first week of August. It is six days long running into the weekend (Tuesday - Monday). The hours are 6:00 p.m. to 3:00 a.m. on Binney St. Have not received complaints about this project, but have about that area in the past. Harrington spoke in support (the work is being performed for them) and stated this is the highest reputed contractor.

Decision: Granted with the condition that a Sunday work permit is required.

13. Application #232714 Regina Olivieri- on behalf of Shawmut Design and Construction, 8/5/23 to 8/6/23 (Alternative date 8/12/23-8/13/23), at 134 Massachusetts Avenue, 1:00 a.m. to 11:00 p.m. (Saturday into Sunday). Working on the installation of tower crane. This requires the street shut down on Vassar St side of the building. Work will be done using a Mobile Crane. The reason for the variance request is this operation requires a weekend shut down. There is no other laydown location.

Present: Investigator Joseph Kelley; Regina Olivieri, Alan Hartshorn and Nicole Bernabei.

Documents Considered: Application and documents attached thereto.

Summary: They need to leave the equipment on the road for 6-7 hours to set up work Saturday night 9:00 p.m. stay on the street, next shift on 6:00 a.m. until crane is complete and be off the street by 11:00 p.m. It is crane work which they hope to be complete by 8:00 p.m. on Sunday although they are requesting additional hours in the event of any unintended delays.

Decision: Granted for 1:00 a.m. – 9:00 a.m. and 6:00 p.m. – 9:00 p.m. on Saturday, and on Sunday from 6:00 a.m. – 9:00 a.m. and 6:00 p.m. – 11:00 p.m. with the condition that a Sunday work permit is required.

Administrative Matters

14. Board Vote [Matter Heard on July 13, 2023] Disciplinary Four Seasons Foods Service, Inc. d/b/a Koreana, All Alcohol Common Victualler License #11494, 158 Prospect Street, for allegedly not complying with Board's Rule 5B.10, requiring training in the safe service, sale and delivery of alcohol, G. L. c. 138, §§ 23 and 64, G. L. c. 140.

Summary: The certificates of staff training were provided to us the same day of the meeting.

Decision: Violation, warning.

15. Application #233392 Hailu Fereja, for a new Cambridge Hackney Driver's License.

Decision: Granted.

One Day License Applications

16. Application #230647 Kimberly Wilson for a temporary amusement license at 71 Rogers Street, on 8/16/23 with rain date of 8/23/23 for a field/game day from 9:00 a.m. – 5:00 p.m. with 2 games.

Decision: Granted.

17. Application #231202 Justin Burdon, Heartbreak Hill Running Company, for a malt and wine license at 35 Landsdowne Street, on 8/10/23 with rain date of 8/11/23 from 8:30 p.m. – 11:00 p.m. for a race gathering. Expected attendance – 200.

Decision: Granted with the condition that the alcohol cannot be donated.

18. Application #231274 Joel Holder for an entertainment license at Riverside Press Park, Blackstone Street, on 7/29/23 with rain date of 8/5/23 from 4:00 p.m. – 10:00 p.m. for a birthday/anniversary event with recorded music, DJ, live music and amplification system. Expected attendance – 75.

Decision: Granted.

19. Application #231830 & 232958 Tara Flanagan, Phillips Healthcare, for a malt and wine, entertainment and temporary amusement license at 222 Jacobs Street, on 8/3/23 with rain date of 8/10/23 from 9:30 a.m. – 4:00 p.m. for a corporate party with DJ and amplification system and carnival games. Expected attendance – 600.

Decision: Granted with amended hours of 11:00 a.m. – 3:00 p.m. per permission letter.

20. Application #231980 Erik Sarno, Central Square Business Improvement District, for an entertainment license at Jill Brown Rhone Park, 877 Main Street, on 8/10/23 from 5:00 p.m. – 7:00 p.m. for a party with patrons dancing, performers/entertainers dancing, recorded music, live music and amplification system. Expected attendance – 100.

Decision: Granted with the condition that the Park Permit needs to be amended to include sound check hours, otherwise, the sound check needs to be within the hours allowed in the Park Permit.

21. Application #232026 Larry Ward, MIT, for a malt and wine and entertainment license at 120 Massachusetts Avenue, on 7/28/23 from 5:00 p.m. – 10:00 p.m. for a gala/fundraiser with patrons dancing, performers/entertainers dancing, live music and amplification system. Expected attendance – 250.

Decision: Granted with police detail required.

22. Application #232079 Claudia Zarazua, Dance Complex, for an entertainment license at 449 Broadway, on 8/10, 8/17, 8/24, 8/31 with rain date of 8/27/23 from 5:00 p.m. – 8:00 p.m. for a dance class with patrons dancing, performers/entertainers dancing, recorded music and amplification system. Expected attendance – 40.

Decision: Granted.

23. Application #232382 Rachael Glaws, RGI Events, for an entertainment license at Cambridge Common Park, 1500 Massachusetts Avenue, on 7/30/23 from 8:00 a.m. – 11:00 a.m. for a walk with DJ and amplification system. Expected attendance – 100.

Decision: Granted with amended start time of 9:00 a.m. per Park Permit.

24. Application #232478 Raesia Straker, Diaspora, for a malt and wine and entertainment license at 33 Dunster Street, on 7/28/23 from 6:00 p.m. – 12:30 a.m. for a B2B Networking event with patrons dancing, recorded music, DJ and amplification system. Expected attendance – 200.

Decision: Granted.

25. Application #232814 Jennifer McManus, MIT, for a hawker/peddler license at 292 Main Street, on 9/21/23 with rain date of 10/4/23 from 8:30 a.m. – 1:30 p.m. to sell plants.

Decision: Granted.

26. Application #232992 Anthony Cammarano, LifeMine Therapeutics, for a malt and wine license at 30 Acorn Park Drive, on 7/25/23 from 4:00 p.m. – 5:30 p.m. for a company BBQ. Expected attendance – 50.

Decision: Granted.

27. Application #233108 Deborah Avant, Cambridge Jazz Foundation, Inc., for a hawker/peddler license at 99 Sherman Street, on 7/29 & 7/30/23 from 12:00 p.m. – 6:00 p.m. to sell clothing, paintings, jewelry, art and literature etc.

Decision: Granted.

28. Application #233114 JJ Gonson, Cuisine en Locale, for a malt and wine license at St. James Church Parish, 1991 Massachusetts Avenue, on 8/2/23 from 4:00 p.m. – 11:00 p.m. for a dinner party. Expected attendance – 100.

Decision: Granted.

29. Application # 233185 Olivia Toso, Lamplighter Brewing Co., for a malt license at The Picnic Grove Park at Cambridge Crossing, 320 Morgan Avenue, on 7/29/23 with rain date of 8/5/23 from 3:00 p.m. – 8:00 p.m. for a patio party with live music. Expected attendance – 200.

Decision: Granted with the condition that the area where the alcohol is being served and consumed must be enclosed and separated from the public way.

30. Application #233255 Emily Ediger, BXP, for a malt license at Urban Park Roof Garden, 325 Main Street, on 8/1, 9/5, 10/3, 11/7 with rain date of 8/8/23 from 5:00 p.m. – 8:00 p.m. for a fundraiser/charity event. Expected attendance – 400.

Decision: Granted.

31. Application #233259 & 233260 Ryan Montbleau, East End House, for an entertainment and one day temporary amusement license at 105 Spring Street, on 8/16/23 with rain date of 8/17/23 from 5:00 p.m. – 9:00 p.m. for a block party with patrons dancing, performers/entertainers dancing, recorded music DJ, live music, amplification system and bounce house. Expected attendance – 500.

Decision: Granted pending submission of permit/permission letter and subject to any conditions and modifications therein.

32. Application #233513 Jose da Silva, Patagonia Cambridge, for a wine license at 39 Brattle Street, on 7/28, 8/4, 8/18 & 9/1/23 from 7:00 p.m. – 8:30 p.m. for mending workshops. Expected attendance – 8.

Decision: Granted.

33. Application #233472 Sasha Fried-Snoad, MIT Open Space Programming, for an all alcohol and entertainment license at Kendall/MIT Open Space, 292 Main Street, on 8/19/23 from 6:00 p.m. – 10:00 p.m. for a community gathering with patrons dancing, performers/entertainers dancing, recorded music, DJ, live music, amplification system and theatrical exhibition/play/moving picture show. Expected attendance – 500.

Decision: Granted with police detail required.

34. Application #233463 Sasha Fried-Snoad, MIT Open Space Programming, for an entertainment license at Kendall/MIT Open Space, 292 Main Street, on 8/12/23 from 11:00 a.m. – 12:00 p.m. for a story hour with patrons dancing, performers/entertainers dancing, recorded music, and amplification. Expected attendance – 200.

Decision: Granted.

35. Application #233599 Tesfaye Sileshi, Massachusetts Ethiopian Support Association, Inc., for an entertainment license at Danehy Park, 99 Sherman Street, on 8/5/23 with rain date of 8/6/23 from 12:00 p.m. – 8:00 p.m. for a community get together with patrons dancing, recorded music, DJ and amplification system. Expected attendance – 150.

Decision: Granted.

36. Application #229987 Tamine Son, Roll Bounce 3, for an entertainment license at Hoyt Field Basketball Court, 12 Gilmore Street, on 8/5/23 from 12:00 p.m. – 8:00 p.m. for a community roller skating event with DJ and amplification system. Expected attendance – 75.

Decision: Granted pending submission of permit/permission letter and subject to any conditions and modifications therein.

37. Application #233791 Renee Meehan, Homeowners Rehab Inc., for a temporary amusement license at Riverside Press Park, 2 Blackstone Street, on 7/31/23 from 4:00 p.m. – 8:00 p.m. for a bounce house.

Decision: Granted with amended start time of 5:00 p.m. and end time of 9:00 p.m. per the Park Permit.

[Matters Considered at the Meeting – Not Previously Posted on the Agenda]

38. Application #234239 Renee Meehan, Homeowners Rehab Inc., for an entertainment license at Riverside Press Park, 2 Blackstone Street, on 7/31/23 from 4:00 p.m.- 8:00 p.m. for a National Night Out & Rise Up event with a DJ. Expected attendance – 100.

Summary: Same as the last one heard but this one is for the entertainment portion of the event.

Decision: Granted with amended start time of 5:00 p.m. and end time of 9:00 p.m. per the Park Permit.

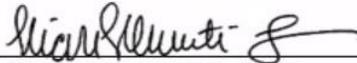
39. Application #234492 Denise Jillson, Harvard Square Business Association, for a hawker/peddler license at Brattle Plaza, 2 Brattle Square, on 7/28/23 from 7:00 p.m. – 10:00 p.m. to sell Vintage Aprons.

Decision: Granted.

Minutes Approved: August 22, 2023

Minutes Posted: August 22, 2023

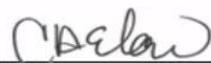
By the Board of License Commissioners



Nicole Murati Ferrer, Chair



Thomas Cahill, Jr., Fire Chief



Christine Elow, Police Commissioner