

COMMONWEALTH OF MASSACHUSETTS
CITY OF CAMBRIDGE

IN RE: LICENSE COMMISSION
DECISION-MAKING HEARING

LICENSE COMMISSION BOARD MEMBERS:
MICHAEL GARDNER, Chairman
ROBERT C. HAAS, Police Commissioner
CHRISTOPHER BURKE, Superintendent

STAFF:
ELIZABETH Y. LINT, Executive Officer

AT: Michael J. Lombardi Municipal Building
831 Massachusetts Avenue
Basement Conference Room
Cambridge, Massachusetts 02139

DATE: Thursday, December 2, 2010

TIME: 10:00 a.m.

REPORTERS, INC.
CAPTURING THE OFFICIAL RECORD
617.786.7783/FAX 617.639.0396
www.reportersinc.com

INDEX OF AGENDA PROCEEDINGS

<u>AGENDA MATTERS</u>	<u>PAGE</u>
Minutes Accepted	3
Marie Charles	4

P R O C E E D I N G S

ELIZABETH LINT: This is the License Commission decision-making hearing Thursday, December 2, 2010.

Before you are the Commissioners, Chairman Michael Gardner, Commissioner Robert Haas and Superintendent Chris Burke.

So I think first matter of business would be to make a motion to accept the minutes of October 26th which both of you can do.

CHRISTOPHER BURKE: CHECK I would make that motion and second it.

ROBERT HAAS: Seconded. Don't need a motion.

CHRISTOPHER BURKE: Make a motion.

ROBERT HAAS: Seconded.

MICHAEL GARDNER: I'll second that motion and call for the vote. Those in favor?

CHRISTOPHER BURKE: Aye.

MICHAEL GARDNER: Aye. Okay, so the minutes of October 26th are approved.

ELIZABETH LINT: I think that's the

only one that we can do. We don't have November 23rd back as of yet.

The only matter for decision was the application of D&D Food Express Restaurant Incorporated, Marie Charles. She did come in and submit two new stops.

I can't read her writing. Ballot Street near the Charles Hotel. Ballot, is that --

CHRISTOPHER BURKE: Doesn't ring a bell.

ELIZABETH LINT: Okay, I bet it's Bennett, that's not what she wrote. It must be Bennett.

ROBERT HAAS: Is that for the --

ELIZABETH LINT: My only concern is that's the Harvard Square vending area and I would think that's right in the heart of it.

ROBERT HAAS: Uh-huh.

ELIZABETH LINT: The other street she was wanted to stop at is Berkeley near the Sheraton, and if she stops on Berkeley, she is just outside of the Harvard vending zone. However I would think, knowing the

people that live on that street in that general vicinity are very vocal, would want notice of this and I would think it would have to be readvertised.

ROBERT HAAS: For both stops?

ELIZABETH LINT: Really just the Berkeley Street. But I am concerned about Bennett because I think that's the vending zone.

MICHAEL GARDNER: Could you just give me a little summary of what the vending zone is?

ELIZABETH LINT: I have to look at the map. It's actually in our rules and regs. It has what the street boundaries are. But it's basically Harvard Square up to -- Berkeley would be outside of it, but if you were on --

MICHAEL GARDNER: I'm more interested in what it means as opposed to the exact location.

ELIZABETH LINT: You can't vend within Harvard Square.

ROBERT HAAS: It's a vending-free

zone.

MICHAEL GARDNER: Okay.

ELIZABETH LINT: Per ordinance.

I have concerns about that.

ROBERT HAAS: So it seems to me, I don't know if we can take any action on this, because it's pretty much determined that the two stops she was initially was proposing was within the 300 feet of a restaurant and now it would seem to me also , based on your comments, that we probably need to give advance notice of advertisement of these stops.

ELIZABETH LINT: Especially Berkeley Street. We know we have vocal residents there.

MICHAEL GARDNER: So can the matter be either deferred to the next scheduled meeting of the Commission?

ELIZABETH LINT: Uh-huh.

MICHAEL GARDNER: Okay. And just it just simply lays on the table until then?

ELIZABETH LINT: Yes.

And we can get in touch with her and

tell her she needs to try again.

MICHAEL GARDNER: Okay. You would speak to her about the fact that the first location isn't --

ELIZABETH LINT: Correct.

MICHAEL GARDNER: -- appropriate?

ELIZABETH LINT: Correct.

MICHAEL GARDNER: I would entertain a motion to defer to the next scheduled meeting of the Commission.

ROBERT HAAS: I make a motion to continue this motion to the next License Commission Hearing.

ELIZABETH LINT: That would be December 14th.

ROBERT HAAS: December 14th.

MICHAEL GARDNER: I'll second that and call for the vote.

ROBERT HAAS: Aye.

MICHAEL GARDNER: Aye. So we'll defer this matter until the next scheduled hearing of the Commission on December 14th.

Any other business before us?

ELIZABETH LINT: No other business.

MICHAEL GARDNER: Then I would entertain a motion to adjourn.

ROBERT HAAS: Make a motion to adjourn.

MICHAEL GARDNER: All right. Those don't have to be seconded, I don't think. All those in favor?

ROBERT HAAS: Aye.

MR. GARDNER: Aye. Thank you.
(Whereupon the meeting was adjourned at 10:08 a.m.)

CERTIFICATE

COMMONWEALTH OF MASSACHUSETTS

MIDDLESEX, ss.

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

I am not related to any of the parties in this matter by blood or marriage and that I am in no way interested in the outcome of this matter.

I further certify that the testimony hereinbefore set forth is a true and accurate transcription of my stenographic notes to the best of my knowledge, skill and ability.

IN WITNESS WHEREOF, I have hereunto set my hand this 2nd day of December 2010.

Jill Kourafas, Notary Public
Certified Shorthand Reporter
License No. 14903
My Commission Expires:
February 2, 2017