



CAMBRIDGE LICENSE COMMISSION

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NICOLE MURATI FERRER
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POLICE COMMISSIONER | BOARD MEMBER

GERARD E. MAHONEY
FIRE CHIEF | BOARD MEMBER

ELIZABETH Y. LINT
EXECUTIVE DIRECTOR

BOARD OF LICENSE COMMISSIONERS' MEETING MINUTES

Tuesday, February 23, 2021 at 10:30 a.m.

The meeting was held by remote participation through Zoom, pursuant to Governor Baker's Executive Order of March 12, 2020, suspending certain provisions of G. L. c. 30A, due to the COVID-19 Pandemic.

Meeting started at approximately 10:36 a.m.

Board members in attendance: Chair Nicole Murati Ferrer (present); Commissioner Branville Bard (present); and Chief Gerard Mahoney (present).

Staff member in attendance: Christopher O'Neil, Administrative Assistant.

Note: All decisions/votes were by roll call vote, and 3-0, unless otherwise specified.

PUBLIC TESTIMONY MATTERS

The Board, when appropriate and in accordance with the manner in which it conducts its meeting, solicited public testimony and may have considered it when deciding.

1) Application #105942 Greek Kitchen 3, LLC d/b/a Saloniki, 1350 Massachusetts Avenue, Common Victualler All Alcohol License #15852, for a Change of Manager to Jody Adams. [Time stamp 1:09.]

Present: Jody Adams.

Documents Considered: Application and documents attached thereto.

Summary: Jody Adams intends to be at the premises and manage but the general manager and say-to-day operations manager is Tattiana Gomez. Adams will provide the contact information for Gomez. Adams has extensive experience in the industry, has been the approved manager of record before with no disciplinary history. Currently aware of the rules and regulations and will remain up to date. Will also provide updated proof of alcohol training.

Decision: Granted, pending submission of proof of training and information on day to day manager.

2) Application #105130 The Black Donkey Project, LLC d/b/a Bonde Fine Wine, 54 Church Street, has applied for a new Wine & Malt Package Store License. Tracy Jean-Chronberg as Proposed Manager of Record of a premise described as: Approximately 455 square feet on ground level. [Time Stamp 4:52.]

Present: James Rafferty, attorney; and applicants, Tracy Jean-Chronberg and, Bertil Jean-Chronberg.

Documents Considered: Application and documents attached thereto; and letters in support of application.

Summary: The store is at the corner of Church Street, it is replacing a jewelry store. It is a relatively small space and the intent is to sell a wide variety of curated wines (80-100), and to offer and experience that promotes and expands people's knowledge and understanding of wines. The applicants propose to host speakers, tastings and create a concept that is a departure from the typical beer and wine store. It will be literally be mom and pop store, where husband and wife run it together. The store is needed to inject activity to the corner of Harvard Square. Tracy Jean-Chronberg, proposed manager, has limited experience in alcohol but has a great deal of experience in managing a business and day to day operations. Bertil Jean-Chronberg is the somalier and he will be concentrate in that area of the business. Tracy Jean-Chronberg has become familiar with the rules and regulations regarding sale of alcohol and will take a training and provide proof of certification. Proposed hours of operation are 10:00 a.m. – 10:00 p.m., with the idea that the store may close earlier (around 8) and the remaining two hours will be dedicated to a class or tasting. Since the space is small, the retail business cannot be ongoing while there is a class or tasting.

Decision: Granted.

3) Application #101983 Shoji Central, Inc. d/b/a Chom Mit, 425 Massachusetts Avenue, Unit 4B, has applied for a new Common Victualler All Alcoholic Beverages License with proposed hours of operation of 11:00 a.m. to 12:00 a.m. Sunday through Thursday and 11:00 a.m. to 1:00 a.m. Friday and Saturday with proposed seating for 50 inside, an occupancy of 66, and 10 outdoor seats on private property. Robert Tran as Proposed Manager of Record of a premise described as: Approximately 1,500 sf on ground floor, main entrance on Massachusetts Avenue; bar area and dining area seating with kitchen and storage in rear of premises. Seasonal outdoor seating on private property. Applicant is also applying for an Entertainment license to include dancing by patrons; live music without amplification; DJ; juke box; and 6 TV's. **[Time Stamp 14:39.]**

Present: Kristen Scanlon, attorney; and applicants, Robert Tran, Shin Poon and Brian Moy.

Documents Considered: Application and documents attached thereto.

Summary: Applicants have extensive experience in the food and beverage industry (over 30 years) and hold or have held multiple licenses throughout the state. The proposed location is in the new Market Central Building and although this is on the same floor as two other retail spaces, it does not connect the public access areas with those spaces. The walkway between this space and the other one is separate by employee areas. The applicants requested a change of d/b/a to Shoji. They also requested a change of proposed hours of operation with a 10:00 a.m. opening and a 2:00 a.m. closing. The 2:00 a.m. is mostly to accommodate corporate parties during the week, and in the weekends for the usual patrons. The requested entertainment is not meant to host a separate area, but the Board saw an issue with the current floor plan and the requested entertainment. Additional floor plans were

requested/alternate floor plan showing where the DJ and dancing would be located. Robert Tran has been a manager of record before with some disciplinary history, last being in 2014. He no longer holds an interest in that license, but it was not due to disciplinary issues. He will upload proof of alcohol training certification. The storage location for the alcohol is not shared with any other retail space and it is not accessible by any other retail space.

Decision: Board deferred taking a vote on the matter until March 9, 2021, to provide an opportunity to the public to comment on the new proposed hours of operation, and also so that the applicant could update the application to change the d/b/a, hours of operation, and floor plans.

4) Application #101987 Tea Do Central, Inc. d/b/a TeaDo, 425 Massachusetts Avenue, Unit 4C, for a New Common Victualler License with proposed hours of 11:00 a.m. to 12:00 a.m. Sunday through Thursday and 11:00 a.m. to 1:00 a.m. Friday and Saturday with seating for 30 and an occupancy of 70. Robert Tran as proposed Manager of Record of a premises described as: 1,324sf in one main room on ground floor. Entrance/exit off Massachusetts Avenue; storage and kitchen located on Mass. Ave. TVs located at bubble tea bar; speakers located within 3 of 4 corners of space. Applicant is also applying for an Entertainment License to include 4 TV's and live music without amplification. **[Time stamp 32:36.]**

Present: Kristen Scanlon, attorney; and applicants, Robert Tran, Shin Poon and Brian Moy.

Documents Considered: Application and documents attached thereto.

Summary: This is the same concept as the other TeaDo locations. This is the retail space behind the Shojo space. The two seats called "counter" behind the glass partition are mostly for staff use and may have to be removed because of COVID-19.

Decision: Granted.

5) Application #104153 Shiny Shell, LLC d/b/a Momma's Grocery & Wine, 75 Dudley Street, has applied for a new Wine & Malt Package Store License. Danielle Pattavina as Proposed Manager of Record of a premise described as: Approximately 1074 square feet with 2 entrances and 2 exits at street level. Basement storage with locked storage area. Stairs at the back of the retail area leading to an elevated, split-level, employee-only area with a storage closet and full bathroom. Main entrance at 73 Dudley Street, secondary egress on Reed Street at street level. **[Time stamp 39:36.]**

Present: Danielle Pattavina.

Documents Considered: Application and documents attached thereto; and numerous letters in support of application.

Summary: Danielle Pattavina has extensive experience in the industry (~20 years) as an employee and as an interest holder in a license (Martha's Vineyard, seasonal license). She has also been manager of record on a liquor license with no disciplinary history. She is aware of the rules and is up to date. She has also already provided her Serve Safe alcohol training certification. The concept is meant to be the same as the previous retail operation at this location. It will be a convenience store that also

sells beer and wine (maybe some natural wine). The proposed hours for the market are 8:00 a.m. – 9:00 p.m. Sunday through Wednesday, and 8:00 a.m. – 9:30 p.m. Thursday through Saturday. Alcohol would be sold during those hours except Sunday when the sale of alcohol would be started at 10:00 a.m. The POS system will be programed to ensure no sales are done prior to that hour. Board raised issue with floor plan as it did not delineate the location of the alcohol aisles or coolers.

Decision: Granted, pending submission of updated floor plan, and also with the condition that during non-statutorily allowed hours, the alcohol aisles are secured with grates or made inaccessible and the alcohol coolers are locked.

ADMINISTRATIVE MATTERS

All the below listed matters are considered and voted upon by the Board without public testimony. Unless otherwise indicated, all the matters are decided upon by the individual review of the papers/applications before the Board members and each member votes upon the matter. The summary of what is considered by the Board, unless otherwise indicated, is the identifying information of the matter as listed on the agenda.

[Time stamp 46:54.]

6) Application #105704 Sean Lee, on behalf of John Moriarty & Associates has applied for a special noise variance to be exercised Monday through Friday from 7:00 a.m. to 11:00 p.m. and 9:00 a.m. to 6:00 p.m. at 151 North First Street January 4, 2021 through January 5, 2022.

Present: Sean Lee, applicant; Ed LeFlore; Diane Stokes, Department of Public Works; and Investigator Tyler Bubenik.

Documents Considered: Application and documents attached thereto; amendments made to the application after filing it; records of past noise complaints; and email from abutter in opposition to variance.

Summary: The application request was changed after the posting of the agenda. The following was the matter as presented: Sean Lee on behalf of John Moriarty & Associates for 3/1/21 – 3/1/22 (Alt. 3/8/21 – 3/8/22) at 151 N. First St. from 6:00 a.m. on weekdays and 7:00 a.m. on weekends and holidays until 11:00 p.m. to add a second shift for materials delivery and phased exterior work using corded power tools and welding equipment. The variance is being sought for site safety amid the ongoing COVID 19 pandemic.

Board expressed that a year-long variance was too open ended and not narrowly tailored. It also expressed concerns about the times and need for the variance. Applicant explained that the work has to be done in two shifts to accommodate safety protocols due to COVID-19. Also, the schedule contemplates doing the pre-cast will be during a second shift 3:00 p.m. – 11:00 p.m. Lee explained the work to change the façade is very quiet. They anticipate putting 10 -12 pieces a night. There was also concern as to the lack of communication with the abutters on the activity (previous) so there is a need

to better communication. The earlier start time is mostly for the delivery of materials, some of which are coming out of state and the developer cannot control when they come in.

Decision: Granted, 6 months only, for weekday work only, and excluding holidays.

7) Application #106424 Josh Huggard, on behalf of RCH, LLC d/b/a Mr. Bartley's Gourmet Burgers, has applied for a Common Victualler License at 1246 Massachusetts Avenue with 78 indoor seats and 14 outdoor seats. Hours 11:00 a.m. to 11:00 p.m. all days.

Summary: This is a new corporation basically taking over the existing Bartley's. There are no changes to the type of operation or the total capacity being sought 78, 70 seats. The hours are basically the same with the exception that the closing hour would be 11 pm.

Decision: Granted.

[Late Submissions – these are applications which need to be voted upon by the Board prior to the next meeting but which were not known at the time of the posting of the agenda.]

8) Application #108042 Dan Martin on behalf of Big Indie Cold Front, Inc. for 3/2/21 - 3/5/21 (no alternate dates specified) at 99 Brattle St. from 6:00 a.m. to 9:00 p.m. for a film shoot using generators and trucks to load and unload production-related materials. The variance is being sought to accommodate the longer days necessary for filming and to expedite the process.

Summary: This is for a film shoot, the variance hours would be 6:00 a.m. – 7:00 a.m., and 6:00 p.m. – 9:00 p.m.

Decision: Granted.

2) Application #107850 Harrison Bond on Behalf of Turner Construction for 2/27/21 – 3/7/21 (Alt. 3/6/21 – 3/14/21) at 238 Main St. from 7:00 a.m. to 10:00 p.m. every day for material hoist removal using power tools, crane, and trucking. The variance is being sought in the interest of public safety.

Summary: The variance hours would be 7:00 a.m. – 9:00 a.m. Saturday and Sunday, and then 6:00 p.m. – 10:00 p.m. all days. DPW recommends due to the extended duration of work needed to remove the hoist, and also because having the work completed during off hours will be safer for the public.

Decision: Granted with the condition that a Sunday work permit from the Cambridge Police Department required.

3) Application #107803 Michael Pirrello on behalf of Turner Construction for 3/5/21 – 3/7/21 (Alt. 3/12/21 – 3/14/21) at 325 Main St. continuously from 4:00 p.m. on Friday to 6:00 p.m. on Sunday to dismantle and demobilize a crane using cranes and trucking. The variance is being sought in the interest of worker safety and to limit impacts to the neighborhood.

Summary: This a 24 hours job and requires the street to be closed in order to be able to perform it.

Decision: Granted with the condition that a Sunday work permit from the Cambridge Police Department required.

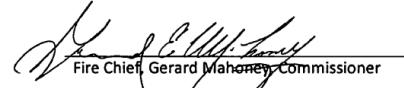
Minutes Approved: March 9, 2021

Minutes Posted: March 15, 2021

By the Board of License Commissioners


Nicole Murati Ferrer, Esq., Chair


Police Comm., Branville Bard, Commissioner


Fire Chief, Gerard Mahoney, Commissioner