



# CAMBRIDGE LICENSE COMMISSION

831 MASSACHUSETTS AVE, CAMBRIDGE, MA 02139

NICOLE MURATI FERRER  
CHAIRPERSON | BOARD MEMBER

CHRISTINE A. ELOW  
POLICE COMMISSIONER | BOARD MEMBER

GERARD E. MAHONEY  
FIRE CHIEF | BOARD MEMBER

## BOARD OF LICENSE COMMISSIONERS' MEETING AGENDA

Monday, May 16, 2022, 11:30 a.m.  
By Remote Participation

*This meeting was held remotely in accordance with Section 20 of Chapter 20 of the Acts of 2021, signed into law on June 16, 2021. Meeting started at approximately 9:00 a.m.*

**Board Members (all present):** Nicole Murati Ferrer, Gerard E. Mahoney, and Christine A. Elow.

**Staff Member Present:** Chris O'Neil, Administrative Assistant.

**Decisions:** All votes were by roll call vote, 3-0, unless otherwise stated.

### Public Testimony Matters

1. **Application #165840** Checkraise, LLC d/b/a Lord Hobo, 92 Hampshire Street, Common Victualler All Alcohol License #11365, has applied for an Alteration of Premises to include an outdoor seasonal patio on the public way on the sidewalk and into the parking lane with 64 seats. The proposed premises description is: In One Room with bar and table seating, kitchen in rear; office and storage in basement; Main Entry & Exit On Corner Of Hampshire And Windsor. Approximately 374 square foot patio on the city sidewalk and into the parking lane.

**Summary/Decision:** No one appeared for the applicant, therefore matter was not heard and no vote taken. Applicant will be provided a new hearing date after re-advertisement of the application.

2. **Application #169031** Giulia, Inc. d/b/a Giulia, 1682 Massachusetts Avenue, Common Victualler All Alcohol License #11465, has applied for an Alteration of Premises to include an outdoor seasonal patio on the public way on the sidewalk and into the parking lane with 16 seats. The proposed premises description is: Approximately 1,750 sq. ft. with kitchen, bar area and bathroom on the first floor and storage and office space in the basement. Front entrance on Massachusetts Avenue and two rear means of egress. Approximately 418 square foot patio on public property on the sidewalk and into the parking lane.

**Present:** Mike Pagliarini.

**Documents Considered:** Application and documents attached thereto.

**Summary:** This is meant to mirror Temporary Extension issued due to COVID-19 #113682. Proposed seating capacity is 16 and hours of operation are meant to mirror the ones for inside. The SSBU has issued, and abutter notifications uploaded.

**Decision:** Granted.

3. **Application #170105** Flying Toad, Inc. d/b/a Cambridge Common, 1667 Massachusetts Avenue, Common Victualler All Alcohol License #11696, has applied for an Alteration of Premises to add an outdoor seasonal patio on private property with 28 seats. The proposed premises description is: 1st Fl: Dining Rm W/Bar & Kitchen; Basement Function Rm W/ Bar & Storage. Approximately 321 square foot Outside Patio On City Sidewalk and approximately 464 square foot patio on private property.

**Present:** Holly Heslop.

**Documents Considered:** Application and documents attached thereto.

**Summary:** This is a new area, it is space on private sidewalk on the building one door down in front of the Leslie dormitory. Proposed seating capacity of 28 with the same hours of operation as indoors. They intend to have a host stand in between the existing patio in front of the licensed premises and the proposed new area. They have reached out to Bank of America to get a letter of non-opposition since the back and forth will be taking place within its entry pathway. In addition, the Department of Public Works was reviewing the proposed plan since the dimensions may encroach upon public sidewalk and the host stand where proposed in on the public way. The applicant did not apply to go onto the public parking lane because of the possibility of loss of the space once bike lanes are reconfigured. The Board also discussed whether the proposal was compliant with the Alcoholic Beverages Control Commission new patio guidelines, specifically #5.

**Decision:** Taken under advisement to: obtain confirmation from Department of Public Works that the proposed plan does not occupy any space in the public way and/or confirmation that there is approval for the host stand to be placed on the public way; pending the submission of a letter from Bank of America; and to allow the Board to further look into whether the new Alcoholic Beverages Control Commission patio guidelines, specifically number 5, would allow the proposed set up.

4. **Application #167834** Elm Street, LLC d/b/a Lone Star Taco Bar, 635 Cambridge Street, Common Victualler All Alcohol License #11505, has applied for an Alteration of Premises to expand their outdoor seasonal patio on the public sidewalk and go into the parking lane for an additional 22 seats. The proposed premises description is: Approximately 763 square feet on the first floor with dining/bar area, basement for storage; entrance in the front/side. Three patio areas on the public sidewalk of 69 square feet, 127 square feet, and 190 square feet and 173 square foot patio in the parking lane.

**Present:** Brian Beattie, and Max Toste. Residents who spoke in opposition: Damian Kuliunas; and Robert Kuliunas.

**Documents Considered:** Application and documents attached thereto. Correspondence received regarding application.

**Summary:** This is meant to mirror Temporary Extension issued due to COVID-19 #85077. It would be adding to the already approved 29 seats, and the total occupancy would increase to 59. The hours of operation for outside are meant to mirror the ones for inside. The SSBU has issued. The new proposed area would likely be permanently removed as of August 2022 due to construction in the area, at which time the patio would revert to its original approved patio. The opposition presented by the

Kuliunas was not centered on any matters that relate to the manner in which the business operates. In addition, a review of the emergency calls to the area and the disciplinary record shows that none of the safety concerns raised relate to the business.

**Decision:** Granted with the condition that while the outdoor area is open and operating there must be managerial staff dedicated to monitoring it.

5. **Application #169866** IBD Limited d/b/a Darwins Ltd., 313 Massachusetts Avenue, Common Victualler Wine and Malt with Cordials License #11588, for an Alteration of Premises to include a 132 square foot outdoor seasonal patio on public property on the sidewalk with 9 seats with no alcohol service.

**Present:** Steven Darwin.

**Documents Considered:** Application and documents attached thereto.

**Summary:** This is meant to mirror Temporary Extension issued due to COVID-19 #85470 but smaller in size and capacity. Proposed seating capacity is 9 and hours of operation for outside the same as inside. The SSBU has issued. The outdoor area is meant to add to the ambience and provide an amenity to the customers; there is no intent to have alcohol service outside which is why there is no application for it for the outdoor area.

**Decision:** Granted.

#### Administrative Matters

*All the below listed matters were considered and voted upon by the Board without public testimony. Unless otherwise indicated, all the matters were decided upon by the individual review of the papers/applications/matter before the Board members and each member voted 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.*

6. **Consideration of Meeting Minutes** April 14, 2022; April 21, 2022; April 27, 2022; and May 2, 2022; and May 9, 2022.

**Decision:** Approved as to all.

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By the Board of License Commissioners

**Minutes Approved:** May 24, 2022

**Minutes Posted:** May 24, 2022

  
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Nicole Murati Ferrer, Chair

  
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Christine Elow, Police Commissioner