



CAMBRIDGE LICENSE COMMISSION

831 MASSACHUSETTS AVE, CAMBRIDGE, MA 02139

NICOLE MURATI FERRER
CHAIRPERSON | BOARD MEMBER

BRANVILLE G. BARD, JR.
POLICE COMMISSIONER | BOARD MEMBER

GERARD E. MAHONEY
FIRE CHIEF | BOARD MEMBER

ELIZABETH Y. LINT
EXECUTIVE DIRECTOR

BOARD OF LICENSE COMMISSIONERS' MEETING AGENDA

Wednesday, April 28, 2021, 1:00 p.m.
By Remote Participation

The meeting was held by remote participation through Zoom, pursuant to Governor Baker's Executive Order of March 12, 2020, suspending certain provisions of M.G.L. c. 30A, due to the COVID-19 Pandemic. Meeting started at approximately 1:00 p.m.

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

Staff member in attendance: Elizabeth Y Lint.

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

1) Informational Coleman Murray, Inc. d/b/a The Field, 20 Prospect Street, Common Victualler All Alcohol License #11677, for non-use pursuant to, but not limited to, M. G. L. c. 138, §§ 23, 64, and 77.

Present: Jeremiah Coleman was expected to appear for The Field, but he did not appear.

Documents considered: Hearing notice, and file.

Summary: Board was aware that the previous time Coleman did not show up was due to medical issues. The Board discussed just providing the 6 months that are required per the current case law or reaching out to the licensee and obtaining an update.

Decision: Deferred – the Board, through the License Commission staff, will reach out to the licensee and obtain an update.

2) Application #107483 Juicy Peach, LLC d/b/a Viale, 502 Massachusetts Avenue, Common Victualler All Alcohol License #11506, has applied for Change of LLC Managers, Change of Beneficial Interest, and Change of Manager to Greg Reeves.

Present: Greg Reeves and Attorney Matthew Solomon.

Documents considered: Application and documents attached thereto.

Summary: Buying out Mark Young, nothing in terms of the operation is changing. Licensee reminded that the 85% remainder of the renewal fee will need to be paid by May 31, 2021. Reeves has never been the manager of record on a liquor license but has extensive experience and has managed

this location collectively with Young. Reeves is familiar with the rules, regulations, and laws regarding the sale and service of alcohol. Will provide certificate of training, 21 Proof.

Decision: Granted.

3) Application #111658 Tomolly, Inc. d/b/a Charlie's Kitchen/The Red House Restaurant, 10 Eliot Street, Common Victualler All Alcohol License #11679, for an Alteration of Premises, Change of Manager to Jacobus Overgaag, and Change of d/b/a to Charlie's Kitchen. The proposed premises description is: Approximately 4,000 square feet including First floor dining area with bar and bathrooms; Second floor dining area with bar and bathrooms; Ground floor patio on public property; Beer garden on private property.

Present: James Rafferty, attorney, and applicants Paul and Jaap Overgaag.

Documents considered: Application and documents attached thereto; file.

Summary: Application interrelated with next one on the agenda. Jacobus Overgaag has managed the business collectively with Paul, has extensive experience in the business, and is familiar with the rules, regulations, and laws regarding the sale and service of alcohol. Will provide certificate of training, 21 Proof. The intent is to continue operating Charlie's as is and there will be no changes to the operation.

Decision: Granted.

4) Application #111650 Overlind Industries, LLC d/b/a The Red House, 98 Winthrop Street, has applied for a new Common Victualler All Alcohol License with proposed hours of operation of 10:00 a.m. to 11:00 p.m. all days with proposed seating for 44 inside, an occupancy of 50, and 50 outdoor seats on public and private property. Molly Overgaag as Proposed Manager of Record of a premises described as: First Floor: 2 dining rooms and a bar, kitchen, bathroom and outdoor patio on public and private property. Second floor: storage space and bathroom.

Present: James Rafferty, attorney, and applicant Molly Overgaag.

Documents considered: Application and documents attached thereto.

Summary: Molly Overgaag, will be taking over the operation along with her husband. They will have their own kitchen. Has never been the manager of record but she has been around the restaurant for many years, has experience working at the restaurant, and is familiar with the rules, regulations, and laws regarding the sale and service of alcohol. Has provided proof of training in alcohol service.

Decision: Granted.

5) Application #111632 Devonshire Restaurant Group, LLC d/b/a Drifter's Tale, 1281 Cambridge Street, has applied for a new Common Victualler All Alcohol License with proposed hours of operation of 8:00 a.m. to 1:00 a.m. Monday through Wednesday, 8:00 a.m. to 2:00 a.m. Thursday through Saturday, and 10:00 a.m. to 1:00 a.m. Sunday with proposed seating for 99 and an occupancy of 99. Aron Freeman

as Proposed Manager of Record of a premises described as: Approximately 2,400 square feet on ground level. Main entrance/exit on street level; one dining room with kitchen. Separate bar area. Approximately 2,000 square foot basement for storage.

Present: Attorney Peter Pasciucco, and applicants Jairo Dominguez, Barry Rafferty and Aron Freeman.

Documents considered: Application and documents attached thereto.

Summary: This is a global comfort food and gastro bar tavern. The location used to be occupied by Bukowski. Barry Rafferty and Jairo Dominguez have over 20 years of experience in the industry. Aron Freeman has been manager of record on a liquor license for approximately 7 years with no disciplinary issues. Freeman is familiar with the rules, laws and regulations regarding the sale and service of alcohol and provided proof of alcohol training certification.

Decision: Granted.

6) Application #112519 Season to Taste Catering, LLC d/b/a Season to Taste, 2447 Massachusetts Avenue, Common Victualler Wine and Malt Beverages License #11427, for an Alteration of Premise to increase the patio from 160 square feet to 265 square feet. The proposed premises description is: Approximately 1,000 square feet that has an open kitchen, one bathroom and a rear emergency exit to a private back alley area that connects to the street. Approximately 265 square foot patio on the public sidewalk.

Present: Robert Harris.

Documents considered: Application and documents attached thereto; file.

Summary: Going from 8 seats to 20 seats. Harris represented he had been provided a sidewalk business use permit. The area to which Harris is seeking to expand is the same as the one approved through the temporary extension.

Decision: Granted, pending confirmation of sidewalk obstruction permit for the use of the area.

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.

7) Application #113216 Sam Posgrove, on behalf of PhinixBelmont, LLC, d/b/a Phinix Kitchen, has applied for a new Common Victualler License at 2378 Mass. Ave., with seating for 20 and hours Monday through Saturday from 7:00 a.m. to 11:00 p.m. Location was previously licensed.

Decision: Granted pending submission of Certificate of Inspection.

8) Application #101796 Rajinder Kumar, on behalf of Tanjore, Inc. d/b/a Punjab Express, has applied for a Common Victualler license at 18 Eliot St. with seating for 40, occupancy of 50 and hours from 11:00 a.m. to 11:00 p.m. all days. Location was previously licensed.

Decision: Granted pending submission of Certificate of Inspection and proof of workers' compensation insurance.

9) Application #116511 Mary Morilla, on behalf of Odyssey PropCo, LLC d/b/a Holiday Inn Express Cambridge, 250 Monsignor Obrien Highway, has applied for a garage and flammables license for 9 parking spaces. This is new ownership of a previously licensed location.

Decision: Granted.

Ratifications:

10) Permit #112586, Casa Portugal, 1200 Cambridge Street, Common Victualler All Alcohol License #11357, in front of the licensed premises on the curb side of the sidewalk and into the two adjacent metered spots (1212 and 1214), 16 seats, with conditions: (1) Closing hour of outdoor area is 11:00 p.m. (2) Must provide access to the manhole in the parking lane upon request.

11) Permit # 112695, Black Sheep Bagel Cafe, 56 JFK Street, Common Victualler Wine & Malt License #24438, on the two metered spots in front of the license premises, 20 seats, with conditions: (1) Must have managerial staff member monitoring outdoor area at all times. (2) Closing hour of outdoor area is the same as the food service hours - 4:00 p.m. Saturday and Sunday, and 3:00 p.m. Monday through Friday.

12) Permit # 110387, Shanghai Fresh, 735 Mass. Ave., Common Victualler Wine & Malt License #50491, extending from the currently approved outdoor area on the sidewalk in front of the licensed area towards 731 Mass. Ave., 30 seats, with conditions: Closing hour of outdoor area is: Sundays 10:00 p.m.; Monday-Thursday 11:00 p.m.; and on Fridays and Saturdays it can operate until 11:00 p.m. with a capacity of 30, and until 11:30 p.m. with a capacity of 15.

13) Permit #78133, Café Barada, 2269 Mass. Ave., Common Victualler All Alcohol License #11840, for an increase within the currently approved temporary private area to 48 seats, with conditions: (1) The outdoor areas can operate at the maximum combined capacity of 48 until 11:00 p.m., thereafter, the outdoor areas can operate at a combined maximum capacity of 24 until 1:00 a.m. (2) Dividers must be made of non-porous substance and at least 6 feet high.

Decision: Ratified as to all.

Statement of Reasons:

14) Matter heard on December 14, 2020, Nicolazzo & Sons, violations on November 19, 2020 of: CMC 8.16.081.1(b) and 8.16.081.2(c) – operating without a permit, \$300 fine; and CMC 8.16.081.2(e) operating a non-compliant leaf blower, \$300 fine.

Decision: Approved (2-0, Commissioner Bard did not vote as he was not present on December 14, 2020).

Acknowledgements:

- 15) Falda & Fountain of Theta, Inc. has purchased medallion #253A.

Decision: Acknowledged.

- 16) Nour trans, Inc. has purchased medallion #139.

Decision: Acknowledged.

- 17) Brookline Bank has amended their lien and security interest in Medallions #98 and 166.

Decision: Acknowledged.

- 18) Application #109832 Rashon Pearson has applied for a new Cambridge hackney driver's license.

Decision: Granted.

- 19) Application #115894 Kamal Nadir has applied for a new Cambridge hackney driver's license.

Decision: Granted.

Minutes Approved: May 13, 2021

Minutes Posted: May 13, 2021

By the Board of License Commissioners:


Nicole Murati Ferrer, Chair


Gerard Mahoney, Fire Chief