



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

Friday, July 23, 2021, 9:00 a.m.
By Remote Participation Via Zoom

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.

Board Members Present: Nicole Murati Ferrer (present), Gerard E. Mahoney (present), and Branville G. Bard (absent).

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

All votes were by roll call vote, 2-0.

Public Testimony Matters

1. Application #74610 The Boiling Crab Restaurant Group, LLC d/b/a The Boiling Crab Restaurant, 96 Winthrop Street, has applied for a new Common Victualler All Alcohol Beverages License. The proposed hours of operation are 3:00 p.m. to 10:00 p.m. Monday through Friday and 12:00 p.m. to 10:00 p.m. Saturday and Sunday with proposed seating for 218. Randall Nuguid as Proposed Manager of Record of a premise described as: 6,024 square feet on three floors with 2 Entrances, 2 Exits. Lower Level Dining Room w/ one unisex accessible restroom, kitchen, and elevator to access upper level (except for the employee only Mezzanine). Upper level dining with 2 restrooms and employee only Mezzanine and employee restroom. Number of rooms with public access: 2 rooms not including 3 restrooms. Kitchen located on the main level. Freezer & Cooler located on the lower level.

Present: David Nguyen and Andrew Upton attorney.

Documents Considered: Application and documents attached thereto.

Summary: This is a nation-wide operation with over 20 locations with liquor licenses, with no disciplinary issues. This will be a full-service restaurant with a unique concept of communal tables and boiled shellfish based on the Texas Louisiana area – you eat with your hands, it is the crab boil experience. They have a policy to card all persons regardless of appearance. David Nguyen has extensive experience, especially with this company. He will be the “placeholder” manager until they open in December and hire a new general manager. He has signed up for TIPS. This location had a liquor license before, so there is a presumption of public need.

Decision: Granted.

2. Application #121004 Donut Villa Diner, Inc. d/b/a Donut Villa Diner, 20 Prospect Street, holder of a Common Victualler License, has applied to transfer the Common Victualler All Alcoholic Beverages License held by Coleman Murray, Inc. d/b/a The Field, 20 Prospect Street. The applicant

currently operates 6:00 a.m. to 3:00 p.m. Monday through Wednesday and 6:00 a.m. to 1:00 a.m. Thursday through Sunday with seating for 60 inside, an inside occupancy of 70, 24 patio seats on private property and an outside occupancy of 29. Erin Bashllari as Proposed Manager of Record of a premises described as: 1750 sq. Ft, 1 floor For kitchen, bar and dine-in, patio area with seats in summer. basement used for storage. public access only in 1st floor and Patio. 1 main entrance, 3 safety exits, 1 door to access to the patio, 1 door in Patio to exit property. Speakers In the dine in for background music and band for music in the Patio area in summer time.

Decision: Matter moved to the August agenda since the applicant failed to notice abutters.

3. Application #127269 Clube Desportivo Faialense, Inc., 1121 Cambridge Street, All Alcohol Club License #11628, has applied for an Entertainment License to include: live music with amplification; DJ; light show; and dancing by patrons.

Present: Francisco Correia, Rui Maciel, Alex Maciel, and James Erb.

Documents Considered: Application and documents attached thereto. Correspondence received relating to the application.

Summary: The club has always operated music for its members, it was not aware it did not have the proper licensing. This is meant to provide the amenity as part of their culture to experience music with their food. It is not meant to open up the club for others. This is for the members, the older crowd, nothing too amplified and it is meant to be cultural, light dance music. The concerns regarding trash – they have someone that cleans inside and outside every day. However, nips and scratch tickets come from the patrons of the nearby liquor store. They will sound proof the door. They were also informed to be pro-active and reach to their neighbors so that the neighbors feel free to contact them with any noise or other disruptive issues.

Decision: Granted.

4. Application #126266 Hot Chix Boston, Inc. d/b/a Hot Chix Boston, 1220 Cambridge Street, has applied for a new Common Victualler Wine & Malt Beverages License. The proposed hours of operation are 11:00 a.m. to 10:00 p.m. Sunday through Thursday and 11:00 a.m. to 12:00 a.m. Friday and Saturday with proposed seating for 16 and an occupancy of 40. Alex Nystedt as Proposed Manager of Record of a premise described as: approximately 4,135 sq ft of the building located in 1220 & 1224 including the basement. Business will be on the main floor and the public will only have access to one room. The location of the kitchen and storage are both behind a wall separate from the public. There is one main entrance and a back door exit through the kitchen. There is a basement which will not be used.

Present: Alex Nystedt.

Documents Considered: Application and documents attached thereto.

Summary: This is a national brand born out of Tennessee and now across the country. It is spicy, hot, fried chicken. All three partners have about 30 years of experience. Beer is the perfect accompaniment of fried hot chicken. All servers will be TIPS certified. Alex Nystedt has experience and is working on his TIPS certification.

Decision: Granted.

5. Disciplinary General Landscape Corporation, Leaf Blower Permit #32124, due to allegations that you or employees of General Landscape Corporation were operating leaf blowers on July 1, 2021, at approximately 11:30 a.m. in the vicinity of 8 St. John's Road in violation of CMC 8.16.081.2(a) – operating leaf blowers during a prohibited period.

Decision: There were outlook issues with the delivery of the hearing notice, therefore, matter is moved to August.

6. SNV Application #129436 Michael Carucci on behalf of John Moriarty & Associates for 7/24/21 – 10/30/21 (No alternate specified), at 441 Morgan Avenue, from 7:00 a.m. to 10:00 p.m. on all days, excluding Sundays, to perform concrete pours and placement, using concrete pumps, trucks, and support equipment. The variance is sought to provide coverage for concrete pours in the event of complications, as the process cannot stop once it has begun.

Present: Michael Carucci, and Investigator Tyler Bubenik.

Documents Considered: Application and documents attached thereto.

Summary: There are no recent noise complaints but the Board received 3 letters in opposition. They are aware of the concerns of the neighbors and because of that chose to do the slurry wall foundation. The issue with that is that although less noisy and disruptive, once you start you cannot stop. They do not intend to pour until 10 p.m. but it can be an issue. This variance is needed as it rises to a safety issue with the construction.

Decision: Granted.

7. Disciplinary Loyal Cleaning Solutions, Leaf Blower Permit #34103, due to allegations that you or employees of Loyal Cleaning Solutions were operating a non-compliant leaf blower on July 1, 2021, at approximately 3:00 p.m. in the vicinity of 115 Pacific Street in violation of CMC 8.16.081.2(a) – operating leaf blowers during a prohibited period, and 8.16.081.2(e) – Noise emissions limited to 65 dBA.

Present: Investigator Tyler Bubenik.

Documents Considered: Hearing notice and documents attached thereto.

Summary: Mynor Salvatierra confirmed receipt to Investigator Bubenik of receipt of notice but failed to appear at the hearing. Investigator Bubenik presented the case as noticed.

Decision: Violation on two counts, \$300 fine for each for a total \$600 fine.

8. Disciplinary Cosco Landscape Co., Leaf Blower Permit #10682, due to allegations that you or employees of Cosco Landscape Co. were operating multiple leaf blowers on July 1, 2021, at approximately 2:00 p.m. in the vicinity of 9 Wendell Street in violation of CMC 8.16.081.2(a) – operating leaf blowers during a prohibited period, and 8.16.081.2(f) – Limit of one blower per 10,000 square feet.

Documents Considered: Hearing notice and documents attached thereto; and email from permittee.

Summary: Permittee indicated via email it was accepting the violation and waiving the hearing. It explained they used an alternate crew and forgot to train them on the regulations or explain blowers could not be used. The permittee has a history of similar violations.

Decision: Violation on two counts, \$300 fine for each for a total \$600 fine.

9. Application #125776 McCabe's Porter, LLC d/b/a Shine Square Pub, 2046 Massachusetts Avenue, Common Victualler All Alcohol License #11498, for a Change of Manager to David Wells.

Present: Tom Covert and Dave Wells.

Documents Considered: Application and documents attached thereto.

Summary: David Wells has experience and is TIPS certified.

Decision: Granted.

10. Application #128734 6 Prentiss Street, LLC d/b/a Boston Real Estate Collaborative, 6 Prentiss Street, has applied for an Innholder License for 21 bedrooms, 25 beds, and a total of 45 occupants and a restaurant/lounge area with 20 seats and an occupancy of 30. Applicant is also applying for an outdoor patio on private property with 30 seats and an occupancy of 50 with proposed hours of 7:00 a.m. to 10:00 p.m. all days.

Present: Amanda Smalley and Brent Berc.

Documents Considered: Application and documents attached thereto.

Summary: They are taking over the business and operating it the same way. They are making minor cosmetic changes and keeping it open while they make these. The new amenity of an outdoor area is for the guests' use not meant to make this a destination. Rather they are adding an amenity for the guests. There will be no music outside.

The Board also considered their application #134174 for a garage for 7 parking spaces at this location.

Decision: Granted as to both.

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.

11. Ratification of Temporary Extension: Permit # 112195 Whisnant A & MacLean R d/b/a Zuzu's Petals, holder of Common Victualler with Malt, Wines and Liqueurs License # 109172, 18 seats on the sidewalk curbside directly in front of the licensed premises, with the condition that the closing hour of the outdoor area is 11:00 p.m.

Decision: Ratified.

12. Ratification Dow Enterprises, LLC d/b/a Judy's Bay, 279A Broadway, Common Victualler All Alcohol License #118197, for the amended outside patio plan on the city sidewalk for 416 square feet and 20 seats.

Decision: Ratified.

13. Application #132287 Gourmet Kreyòl, LLC, for a Hawker Peddler License to operate a mobile food truck on public and private property.

Decision: Granted.

14. Application #133062 Lavash Bar & Grille Inc. d/b/a Lavash Grille, 26 New Street, for a new Common Victualler License with proposed hours of 11:00 a.m. to 12:00 a.m. all days and seating for 90 inside, and 50 patio seats on private property. Mesut Kara as proposed manager of a premise described as: 1500 square feet on the first floor, 1 entrance/3exits. Approximately 400 square foot outdoor patio on private property.

Summary: The patio floor plan has been updated to show that it is 32 seats with 18 standing.

Decision: Granted, with amendment that patio occupancy is 32 seats 18 standing.

15. Notification that Pentagon Federal Credit Union will dispose of its collateral as to Hackney Medallion 368, issued to Metro Cab, Inc., by private sale on July 29, 2021.

Decision: Acknowledged.

16. Application #133074 Joe's Kwik Marts MA LLC, 287 Prospect Street, for a Flammables License for 40,000 gallons of Class 1 in UST's. This is an existing licensed location that has transferred ownership.

Decision: Granted, pending submission of lease/deed of land.

One Day License Applications

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.

17. Application # 127401 Jessica Green, on behalf of Pentecostal Tabernacle church, has applied for an entertainment license to be exercised at Dana Park 70 Magazine Street, on 7/24/21 from 9:00 a.m. – 5:00 p.m. for a vacation bible school with recorded music and amplification system. Expected attendance – 50 people.

Decision: Granted.

18. Application # 128831 & 133175 Tamine son has applied for an entertainment and hawker/peddler license (to sell apparel) to be exercised at Hoyt Field 12 Gilmore Street, on 8/8/21 with rain date of 8/15/21 from 12:00 p.m. – 5:00 p.m. for a roller skating community event and craft vendor pop-up with patrons dancing and dj. Expected attendance – 100 people.

Decision: Granted.

19. Application # 130051 Bill Manley, on behalf of Harvard Square Business Association, has applied for an entertainment license to be exercised at Deguglielmo Plaza on 7/30/21 from 5:00 p.m. – 12:00 a.m. (actual event 7:00 p.m. – 10:00 p.m.) for a salsa dance party with patrons dancing, recorded music, dj and amplification system. Expected attendance – 300 people.

Decision: Granted.

20. Application # 131135 Nicole Badia has applied for a malt and wine license to be exercised at Tech Square lawn 300 Technology Square, on 8/18/21 from 12:00 p.m. – 6:00 p.m. for a summer field day. Expected attendance – 75 people.

Decision: Granted.

21. Application # 131447 Shauna Ottina, on behalf of 450 Kendall Hospitality d/b/a Glass House, holder of Common Victualler All Alcohol License #11553 at 450 Kendall Street, has applied for an

entertainment license on 7/24/21 from 5:00 p.m. – 12:00 a.m. for a wedding with patrons dancing, recorded music, dj and amplification system. Expected attendance 80 people.

Decision: Granted.

22. Application # 131655 Pardis Saffari, on behalf of the City of Cambridge-Community Development Department has applied for an entertainment license to be exercised at Dana Park 70 Magazine Street, on 8/8/21 from 11:30 a.m. – 12:30 p.m. for a yoga in the park with amplification system. Expected attendance – 30 people.

Decision: Granted, no license fee – City event.

23. Application # 131695 Shauna Ottina, on behalf of 450 Kendall Hospitality d/b/a Glass House, holder of Common Victualler All Alcohol License #11553 at 450 Kendall Street, has applied for an entertainment license on 8/28/21 from 2:30 p.m. – 10:00 p.m. for a wedding with patrons dancing, live music and amplification system. Expected attendance 85 people.

Decision: Granted.

24. Application # 131846 Pardis Saffari has applied for an entertainment license to be exercised at Joan Lorenz Park 449 Broadway, on 8/15/21 with rain date of 8/22/21 from 11:30 a.m. – 12:30 p.m. for a yoga in the park with amplification system. Expected attendance – 40 people.

Decision: Granted, no license fee – City event.

25. Application # 131535 Andrea Windhausen has applied for an entertainment license to be exercised at 350 Kendall Street, on 8/5/21 with rain date of 8/12/21 from 3:00 p.m. – 8:00 p.m. for a community event with patrons dancing, dj, live music and amplification system. Expected attendance – 300 people.

Decision: Granted, with opening hour of 4:00 p.m. per permission letter.

26. Application # 132826 Grendel's Den Inc. d/b/a Grendel's Den, Common Victualler All Alcohol license #11382, has applied for malt and wine and entertainment license to be exercised Winthrop park and JFK street, on 7/23/21, 8/20/21, 9/17/21 & 10/15/21 with rain date of 7/25/21 from 5:00 p.m. – 10:00 p.m. for a park sounds concert series/beer garden with patrons dancing, recorded music, dj, live music and amplification system. Expected attendance – 99 people.

Decision: Granted.

27. Application # 133181 & 133182 Julien Vasquez has applied for a malt and wine with entertainment license to be exercised at 645 Massachusetts Avenue, on 7/31/21 & 8/7/21 from 12:00 noon – 12 midnight for an open house with patrons dancing, dj, live music and amplification system. Expected attendance – 100 people.

Summary: This business is not even licensed or operating with proper licenses. They were caught operating an “after hours club” without licenses – where there was alcohol and music. They have applied for a license but it has not proceeded because of zoning issues. No sense on allowing an “open house” for a business which is not yet licensed or allowed to operate.

Decision: Denied.

28. Application # 133274 William Manley has applied for an entertainment license to be exercised at Palmer street, on 7/23/21 from 4:30 p.m. – 7:30 p.m. for musicians performing with patrons dancing and live music. Expected attendance – 25 people.

Decision: Granted with hours of 4:30-5:00 p.m. per City permit.

29. Application # 133289 Carolyn Edelstein has applied for a malt and wine with entertainment license to be exercised at Danehy Park, on 7/30/21 from 3:30 p.m. – 8:00 p.m. for a picnic with recorded music and amplification system. Expected attendance – 50 people.

Summary: There is not City permit attached, and the City does not allow the sale or service of alcohol at parks.

Decision: Denied.

30. Application # 132953 Tamara Small, on behalf of NAIOP Massachusetts, has applied for an entertainment license to be exercised at Baldwin Park, 222 Jacobs Street, on 8/11/21 from 5:00 p.m. – 7:00 p.m. for a networking event with dj. Expected attendance – 200 people.

Decision: Granted.

31. Application # 132977 Christopher Riegel has applied for a malt and wine license to be exercised at 222 Jacobs Street, on 8/11/21 from 5:00 p.m. – 7:00 p.m. for a corporate event. Expected attendance – 200 people.

Decision: Granted.

[Added after posting of agenda]

32. Ratification of 75906 Amelia’s Trattoria, 111 Harvard Street, CV All Alcohol, On the private area on the back of the brick and mortar in the private way inlet between the buildings on the Portland Street side, 32 seats with conditions (1) The outdoor areas can operate at the maximum combined capacity of 52 until 11:00 p.m., thereafter, the outdoor areas can operate at a combined maximum capacity of 20 until 1:00 a.m. (2) Outdoor area must be monitored by managerial staff at all times.

Decision: Ratified.

33. Special Noise Variance #133577 Austin Mackay on behalf of NEL Corporation for 7/25/21 – 9/5/21 (Alt. 8/1/21 – 9/12/21) at the intersection of Belmont and Mt. Auburn Streets, from 2:00 a.m. on Sunday mornings to 2:00 a.m. on Monday mornings, to perform critical bridge deck repairs using jackhammers. The variance is sought in the interest of minimizing impacts to the MBTA services.

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

34. Special Noise Variance #134057 Carl Howard on behalf of Newport Construction for 7/31/21 – 11/28/21 (Alt. 8/1/21 – 11/29/21) at Mt. Auburn Street and Fresh Pond Parkway, from 2:00 a.m. on Saturday mornings until 7:00 a.m. on Monday mornings, to perform road construction using trucks, heavy equipment, jackhammers, pavers, and rollers. The variance is sought as the work must be performed at non-commuter hours when MBTA catenary lines can be de-energized.

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

35. One day entertainment license application #134248, Bill Manley, HSBA, on 7/31/21 4:00 pm-10:30 pm on Palmer Street, honoring the life of Elsa Dorfman, expected attendance 50 people.

Decision: Granted, with amended hours of 4:00-6:30 p.m. per City permit.


Minutes Approved: August 17, 2021

Minutes Posted: August 18, 2021

By the Board of License Commissioners


Nicole Murati Ferrer, Esq., Chair


Police Comm., Branville Bard, Commissioner


Fire Chief, Gerard Mahoney, Commissioner