



# CAMBRIDGE LICENSE COMMISSION

831 Massachusetts Avenue, First Floor, Cambridge, Massachusetts 02139

## License Commission Hearing Agenda Wednesday, August 21, 2019 at 3:00 p.m.

Michael J. Lombardi Building  
831 Massachusetts Avenue  
Carmelia M. Vicente Conference Room (Basement Level)  
Cambridge, Massachusetts

### Public Testimony Matters

*The following are matters which the Chair reasonably anticipates will be discussed, and for which public testimony will be taken, as of 3:00 p.m.*

1. Application Juldex Guerrier, for a new Cambridge Hackney Driver's License.
2. Application Mosseye Alemaw, for a new Cambridge Hackney Driver's License.
3. Application Gezahegn Tegegn, for a new Cambridge Hackney Driver's License.
4. Application Ewinetu Bogal, for a new Cambridge Hackney Driver's License.
5. Disciplinary Verizon, Inc., 10 Ware Street, for alleged violation of Cambridge Municipal Code (CMC) 8.16.060.
6. Application #31871 Continued from June 12, 2019. Verizon, Inc.'s request to further extend/amend Special Noise Variance at 10 Ware Street, to test the generator on August 27, 2019, September 27, 2019 and October 25, 2019, per FCC regulation. Also, to test while implementing sound attenuation baffling to be in compliance with Cambridge Municipal Code (CMC) 8.16.060(E).
7. Disciplinary Loyal Nine, LLC d/b/a Loyal Nine, 660 Cambridge Street, Common Victualler All Alcohol License #11514, for alleged violations of failing to comply with the Crowd Control Manager requirements on July 26, 2019, in violation of 527 C.M.R. 1.00, §§ 20.1.5.6.1 – 20.1.5.8.4, M. G. L. c. 138, §§ 23 and 64, and Board's Rules 2.3, 2.5, 5.1, 5.7, 8.3, 9.3, 9.4, and 14 and for being over capacity on July 26, 2019, in violation of M. G. L. c. 138, §§ 23 and 64, and Board's Rules 2.2, 2.3, 2.5, 2.7, 5.1 and 9.

8. Application #53129 Loyal Nine, LLC d/b/a Loyal Nine, 660 Cambridge Street, Common Victualler All Alcohol License #11514, for a Change of Opening Hour from 8:00 a.m. to 7:00 a.m. Monday through Friday, and an increase of the patio occupancy from 35 to 65.
9. Disciplinary A.A. Flori Realty Trust, 64 Dudley Street, Open Air Parking Lot License #14215, for failure to respond to License Commission correspondence of April 25, 2019, and parking more than 9 vehicles on the lot.
10. Disciplinary Jet-A-Way Recycling & Waste Disposal, for failure to comply with the Cease and Desist Order of May 20, 2017, by allegedly loading and/or unloading a dumpster on June 12, 2019 at 5:00 a.m. and July 3, 2019 at 3:40 a.m. at 1680-1682 Massachusetts Avenue in violation of Cambridge Municipal Code 8.16.080 E. and operating without a license in violation of Cambridge Municipal Code 5.24.010.
11. Disciplinary Nicolazzo & Sons Landscape, LLC, for failure to comply with the Cease and Desist Order of December 12, 2018, allegedly operating without a permit in violation of Cambridge Municipal Code 8.16.081.1(1)(b) and 8.16.081.2(c), and allegedly operating on June 19, 2019 at 11:00 a.m. at 14 Craigie Street during a prohibited period in violation of Cambridge Municipal Code 8.16.081.2(a).
12. Application #50551 Interstate Management Co., LLC d/b/a The Charles Hotel, 1 Bennett Street, All Alcohol Innholder License #10894, for an Increase of Capacity/Occupancy of Noir to 43 seats inside, an inside occupancy of 68, and 24 patio seats on private property.
13. Application #51506 Grafton, Inc. d/b/a Park Restaurant and Bar, 59 JFK Street, Common Victualler All Alcohol License #11699, to amend the Entertainment License to include a DJ.
14. Application #53343 Harvard Square BBQ Co., LLC d/b/a Smoke Shop, 8 Holyoke Street, has applied for a Common Victualler All Alcohol License. The proposed hours of operation are 10:00 a.m. to 2:00 a.m. all days with seating for 137 inside, and a total occupancy of 162. Andrew Husbands as Proposed Manager of Record of a premise described as: Approx. 5,100 sq. ft. First floor consists of dining, kitchen, storage and bar. Lower level consists of dining, kitchen, storage, and restrooms.
15. Application #52757 Transfer of the Wine & Malt Package Store License held by Fresh Pond Market Co., d/b/a Fresh Pond Market, 358 Huron Avenue, to FP Market, LLC d/b/a Formaggio Kitchen, at the same address. Valerie Gurdal as Proposed Manager of Record of a premise described as: Ground floor retail food store selling beer and wine, containing approximately 4,000 sf with one exit and one entrance.

16. Application #49414 Sweet Touch, Inc. d/b/a Sweet Touch Café, 241 Cambridge Street, Common Victualler License #12164, for a change to the closing hour from 5:00 p.m. to 11:00 p.m. all days.
17. Application # 51900 Sweetcream Foods, Inc. d/b/a Café Luna, 612 Main Street, Common Victualler Wine, Malt and Cordials License #11602, for Pledge of License to Stoneham Bank.
18. Application # 53160 Highgate Hotels, LP d/b/a Courtyard Boston Cambridge, 777 Memorial Drive, All Alcohol innholder License #10744, for a Change of Manager to Mohamed Hashesh.
19. Application #46117 Yoki Express-Porter, LLC d/b/a Yoki Express, 1876 Massachusetts Avenue, for a new Common Victualler License with proposed hours of 11:00 a.m. to 9:00 p.m. Monday through Friday and 12:00 p.m. to 9:00 p.m. on Saturday and Sunday, seating for 45, total occupancy of 50, and an Entertainment License for background music and four (4) TV's, to be used mostly as digital menus. Nick Tran as proposed manager of record of a premise described as: 2,000 sq. ft. on the first floor (ground level) and about 1,300 sq. ft. in the basement. Storage on first floor and basement.
20. Application #46097 Chazumba, LLC d/b/a Felipe's Taqueria, 21 Brattle Street, Common Victualler All Alcohol License, has applied for an Alteration of Premise to expand the existing roof deck patio by approximately 1,800 square feet with a total seating of 144 and total occupancy of 259. The proposed premise would be: Food preparation and storage in basement; approx. 2,350 square foot first floor cooking and seating. Approximately 700 square foot mezzanine seating, approximately 3,067 square foot roof deck and 100 square foot seasonal outside patio on the city sidewalk. Applicant is also applying for additional Entertainment to include: recorded music above conversation level; live music with amplification; dancing by patrons; and DJ.
21. Application #49620 Hult International Business School, Inc., 10 North Point Boulevard, has applied for a Lodging House License for 292 rooms with 500 occupants. Applicant also has dining space with inside seating for 231, a total occupancy of 257, outside seating for 75, and an outside occupancy of 80.
22. Application #52145 Hult International Business School, Inc., 10 Education Circle, has applied for a Common Victualler License and Entertainment License to include: recorded music above conversation level without amplification; dancing by patrons; live music without amplification; DJ; karaoke; trivia; and 3 TV's. The proposed premise is: Lobby- coffee bar with 35 inside seats, 41 occupancy, and 30 patio seats on private property. Clubhouse- 4th floor student dining café with 196 inside seats, 216 occupancy, 75 outdoor patio terrace seats, with a total occupancy of 80.

23. Application #53474 The Veggie Grill, Inc. d/b/a The Veggie Grill, 57 JFK Street, Common Victualler Wine & Malt License (pending approval), has applied for a Change of Manager to Jivar Vatandoust.
  
24. Application #19063 Fort Point Investments, LLC d/b/a Atmark, 80 Fawcett Street, has applied for a new Garage and/or Flammables License for 250 parking spaces, 2500 gallons of gasoline in the tanks of automobiles, and 20 gallons of Class I.

#### **Administrative Matters**

***The following are matters which the Chair reasonably anticipates will be discussed without accepting, soliciting or taking public testimony at the hearing. Anyone wishing to be heard on the below, please contact the Board at least 24 hours prior to the hearing and/or submit your statement in writing to License@cambridgema.gov.***

25. La Fabrica Central, LLC d/b/a La Fabrica, 450 Massachusetts Avenue, Common Victualler All Alcohol License #11595, has filed an appeal to the Alcoholic Beverages Control Commission of the two days suspension issued to it on May 22, 2019, for the matter heard on April 24, 2019. La Fabrica has also requested a stay of the 2-days suspension until the appeal is resolved.
  
26. Middle East Restaurant, Inc. d/b/a Middle East Restaurant/Zuzu/Sonia's ("Middle East"), 472 Massachusetts Avenue, Common Victualler All Alcohol License #11691, has filed an appeal to the Alcoholic Beverages Control Commission of the four days suspension issued to it on May 22, 2019, for the matter heard on March 27, 2019. Middle East has also requested a stay of the 4-days suspension until the appeal is resolved.
  
27. Benedetto, Inc. d/b/a Benedetto, 1 Bennett Street, Common Victualler All Alcohol License #11576, has submitted additional information for the Board's consideration regarding their disciplinary hearing held on July 31, 2019.
  
28. Application #46303 Eddie Lakkis, on behalf of G&G Corp., Inc. d/b/a Alewife Mobil, has applied for a Garage and/or Flammables license at 2615 Massachusetts Avenue. This is an existing business that is doing a change in ownership only.

29. Application #46304 Eddie Lakkis, on behalf of Lakkis Corp. d/b/a Fresh Pond Mobil, has applied for a garage and/or flammables license at 343 fresh Pond Parkway. This is an existing business that is doing a change in ownership only.
30. Application #53019 Mark Johnson, on behalf of the President and Fellows of Harvard College, d/b/a The Harvard Film Archives, 24 Quincy Street, Annual Entertainment License #10989, has applied for a one-day extension of their current closing hour of 11:00 p.m. to 8:00 a.m. on August 31, 2019 into September 1, 2019 for a special all-night film series.
31. Reconsideration Application #31133 Consideration of resubmission and affirmation of Board's approval of Improvisation Center of Boston, Inc., 40 Prospect Street, Common Victualler All Alcohol License #11264, change of license type, change of manager and change of officers and directors. The Board will have to consider whether to administratively approve the updated officers and directors which changed after the Board's approval of February 13, 2019 and during Alcoholic Beverages Control Commission's review of the application.
32. Consideration of Statement of Reasons:

*Matters heard and decided on July 17, 2019:*

Denials of: Application # 43910, CoffeeShop, LLC d/b/a UpperWest, for a new All Alcohol Package Store License to be exercised at 1 Cedar Street, B; and Application # 43911, CoffeeShop, LLC d/b/a UpperWest, 1 Cedar Street, B, holder of All Alcohol General On Premise License #11587, for an Alteration of Premise.

DMG Food Enterprises, LLC d/b/a 730 Tavern Kitchen + Patio, 730 Massachusetts Avenue, Common Victualler All Alcohol License #11613, for 1-day license suspension to be held in abeyance of six months for operating over the licensed capacity on June 12, 2019.

*Matters heard and decided on July 31, 2019:*

Nookie, LLC d/b/a Commonwealth Restaurant, 11 Broad Canal Way, Common Victualler All Alcohol License #11473, for 1-day license suspension to be held in abeyance of six months for failure to comply with the Crowd Control Manager requirements on April 5, 2019, and May 10, 2019.

Benedetto, Inc. d/b/a Benedetto, 1 Bennett Street, Common Victualler All Alcohol License #11576, for 1-day license suspension to be held in abeyance of six months for failure to comply with the Crowd Control Manager requirements on April 5, 2019, and May 10, 2019.

Sandeep, Inc. d/b/a Martin Brothers Liquor Store, 1144 Cambridge Street, All Alcohol Package Store License #11322, for two-days licenses suspension for sale of alcohol to minor on June 27, 2019.

33. Application #52934 Joshua Nitso, on behalf of Whiting Turner, has applied for a special noise variance from August 26 to 27, 2019, with an alternate date of September 4 to 5, 2019 from 10:00 p.m. to 6:00 a.m. for a crane lift.
34. Application #53477 Christiana Imbriano, on behalf of Bond brothers, has applied for a special noise variance from August 23, 2019 from 1 to 7 a.m., with an alternate date of August 24, 2019 from 1 to 9 a.m. for a concrete truck for the MBTA Mt. Auburn Street area.
35. Klye McKenna, on behalf of Shawmut Construction, holder of Special Noise Variance # 44442, had requested and was granted an extension to the variance until September 25, 2019 with crane hours amended to 12:00 a.m. to 6:00 a.m. Per the Board's vote of July 17, 2019, Shawmut must provide an update with any issues as to the variance and hours by August 2, 2019. The update included a specific business access issue.
36. Application #54012 Bill Wilbur, on behalf of John Moriarty and Associates, has applied for a special noise variance at 350 Water Street on Saturday, September 7, 2019, with an alternate date of Saturday, September 14, 2019 from 12:00 a.m. to 9:00 a.m. and 6:00 p.m. to 11:00 p.m. for concrete trucks and pumps.
37. Application #30823 and 53124 Clarification from hearing of July 31, 2019- this is one property with two addresses. The premises requires two licenses as they are not connected internally.
38. Application #52714 Arianne Rucky, on behalf of Chubby Chick Pea, LLC has applied for a hawker/peddler license to operate Wednesdays at 3rd and Binney Streets from 9a.m. to 9 p.m. and Saturdays at North Point Park from 4p.m. to 9 p.m.
39. Application #53929 Patrick Conte, on behalf of Grafton, Inc. d/b/a Park restaurant & Bar, holder of all alcohol common victualler license #11699, has applied to increase their standing capacity on their patio located on private property to 23.
40. License #21826 Attorney Kevin Crane has advised the License Commission that construction for Mex Taqueria and Bar is at 500 Technology Square is taking longer than expected.

41. O2 Yoga Studios Cambridge, LLC, holder of Common Victualler License #12233 at 1001 Massachusetts Avenue, has notified the License Commission that they closed permanently as of April 28, 2019.
42. Ed Goyette, on behalf of BeanTowne Coffee, holder of Common Victualler License # 12183, has notified the License Commission that they permanently closed on August 1, 2019.
43. Discussion of 21 Proof/TIPS Certification audit during alcohol license renewals.
44. Discussion of taxi hailing application Waave in light of Cambridge Municipal Code section 5.20.280 – Taximeter Required.
41. Minutes for the Board of License Commissioners Hearing of July 17, 2019 and July 31, 2019.

### **One Day Applications**

***The following are matters which the Chair reasonably anticipates will be discussed without accepting, soliciting or taking public testimony at the hearing. Anyone wishing to be heard on the below should contact the Board at least 24 hours prior to the hearing and/or submit your statement in writing to [License@cambridgema.gov](mailto:License@cambridgema.gov).***

45. Application # 49094 Jackie Jones has applied for an entertainment license to be exercised at Cooper Square Park, Hancock Street, on 8/23/19 from 4:00 p.m. – 7:00 p.m. for a block party with patrons dancing, performers/entertainers dancing, recorded music, dj, live music, amplification system, theatrical exhibition/play/moving picture show, floor show and dynamic audio/visual show live/recorded. Expected attendance – 150 people. [Deferred from 7/31 hearing]
46. Application # 51754 Branko Gilisovic, on behalf of St. Sava Church, has applied for a malt and wine with entertainment license to be exercised at 41 Alewife Brook Parkway, on 9/21/19 from 11:00 a.m. – 10:00 p.m. & 9/22/19 11:00 a.m. – 5:00 p.m. for a festival with patrons dancing, performers/entertainers dancing, recorded music, live music and amplification system. Expected attendance – 500 people. [Defer from 7/31 hearing]
47. Application # 50941 Jennifer Lawrence, on behalf of the City of Cambridge, has applied for an entertainment license to be exercised in front of 73 Ames Street, on 9/20/19 from 7:00

a.m. – 7:00 p.m. for a parking day event with patrons dancing, performers/entertainers dancing, recorded music, dj, live music, amplification system, theatrical exhibition/play/moving picture show and floor show. Expected attendance – 500 people.

48. Application # 50942 Jennifer Lawrence, on behalf of the City of Cambridge, has applied for an entertainment license to be exercised at Church Street, on 9/20/19 from 7:00 a.m. – 10:00 p.m. for a parking day event with patrons dancing, performers/entertainers dancing, recorded music, live music and amplification system. Expected attendance – 500 people.
49. Application # 52013 Eric Spicuzza has applied for a malt and wine with entertainment license to be exercised at Cambridge Masonic Hall, 1950 Massachusetts Avenue, on 12/31/19 from 9:00 p.m. – 1:00 a.m. (soundcheck-7:00 p.m.) for a social dance with patrons dancing, recorded music, dj, amplification system and light show. Expected attendance – 350 people.
50. Application # 52542 Emily Doll, on behalf of Blueprint Medicines, has applied for a malt and wine license to be exercised at 45 Sidney Street (courtyard), on 8/23/19 from 2:00 p.m. – 7:00 p.m. for a party/company cornhole tournament. Expected attendance – 200 people.
51. Application # 52770 Richard Diranian, on behalf of Holy Trinity Armenian Church, has applied for a malt and wine with entertainment license to be exercised at 145 Brattle Street, on 9/15/19 from 12:00 p.m. – 5:00 p.m. for a festival with patrons dancing, live music and amplification system. Expected attendance – 200 people.
52. Application # 52905 Cindy Moore has applied for a malt and wine license to be exercised at Cambridge Masonic Hall, 1950 Massachusetts Avenue, on 10/19/19 from 4:00 p.m. – 8:00 p.m. for a wedding reception. Expected attendance – 100 people.
53. Application # 52885 Bruce Kaplan has applied for an entertainment license to be exercised at Cambridge Masonic Hall, 1950 Massachusetts Avenue, on 9/7/19 from 5:00 p.m. – 10:00 p.m. for a wedding rehearsal dinner with patrons dancing, recorded music, amplification system and theatrical exhibition/play/moving picture show. Expected attendance – 100 people.
54. Application # 53199 Rich Kraby, on behalf of Total Entertainment, has applied for a one day temporary amusement license (games), to be exercised at Sennott Park, 310 Broadway, on 9/7/19 from 11:00 a.m. – 3:00 p.m. with rain date 9/8/19 for a community event. Expected attendance – 100 people.

55. Application # 53394 Kathryn Fenneman, on behalf of Tutoring Plus of Cambridge, has applied for an entertainment license to be exercised at Clement Morgan Park, Columbia Street, on 9/6/19 from 4:00 p.m. – 8:00 p.m. with rain date 9/7/19 for a community celebration with patrons dancing, recorded music, dj and amplification system. Expected attendance – 50 people.
56. Application # 53397 Jason Alves, on behalf of East Cambridge Business Association, has applied for a malt and wine with entertainment license to be exercised at Cambridge Street between Fulkerson and Fifth Street, on 10/6/19 from 8:00 a.m. – 5:00 p.m. for a smoke this rib fest with patrons dancing, recorded music, live music and amplification system. Expected attendance – 5000 people.
57. Application # 53497 Ellie Durbin, on behalf of Kimpton Marlowe Hotel, has applied for an entertainment license to be exercised at Lechmere Canal park, 25 Land Blvd., on 8/24/19 from 4:00 p.m. – 7:00 p.m. for a wedding ceremony with dj and amplification system. Expected attendance – 130 people.
58. Application # 53715 Deidra Ruvido, on behalf of Rev Clinics, has applied for an entertainment license to be exercised at 541 Massachusetts Avenue, on 10/3/19 from 10:00 a.m. – 8:00 p.m. for an open house with performers/entertainers dancing, dj and live music. Expected attendance – 200 people.
59. Application # 53828 Magdalena Siwek has applied for a malt and wine with entertainment license to be exercised at Lehman Hall, 8 Harvard Yard, on 8/30/19 from 6:00 p.m. – 1:00 a.m. for a welcome event with patrons dancing, recorded music, dj and amplification system. Expected attendance – 200 people.
60. Application # 54027 Marcus Graly has applied for an entertainment license to be exercised at Cambridge Masonic Hall, 1950 Massachusetts Avenue, on 9/1/19, 9/15/19, 10/6/19, 10/20/19, 11/3/19, 11/18/19, 12/3/19 & 12/17/19 from 7:00 p.m. – 11:00 p.m. for a social dance with patrons dancing, live music and amplification system. Expected attendance – 125 people.



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Elizabeth Lint, Executive Director