

CAMBRIDGE LICENSE COMMISSION HEARING

CITY OF CAMBRIDGE

IN RE: LICENSE COMMISSION GENERAL HEARING

LICENSE COMMISSION BOARD MEMBERS:

CHAIR ANDREA JACKSON

SUPERINTENDENT CHRISTOPHER BURKE

ASSISTANT FIRE CHIEF GERARD MAHONEY

STAFF: EXECUTIVE DIRECTOR ELIZABETH LINT

AT: Michael J. Lombardi Building
Basement Conference Room
831 Massachusetts Avenue
Cambridge, Massachusetts 02139

DATE: December 10, 2013

TIME: 6:00 p.m.

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P R O C E E D I N G S

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EXECUTIVE DIRECTOR ELIZABETH LINT: Okay, good evening. This is License Commission's general hearing Tuesday, December 10, 2013 at 6:08 p.m. We are in the Michael J. Lombardi Building, 831 Mass. Ave Basement Conference Room.

Before you are the commissioners: Chair Andrea Jackson, Assistant Chief Gerard Mahoney, and Superintendent Chris Burke.

If anyone is here for the matter of Streets, LLC, doing business as Night Market, that has been continued.

It is not the agenda, so you won't find it. It was continued before that but it was advertised.

The first matter is disciplinary.

DISCIPLINARY: WINDING ROAD, LLC

EXECUTIVE DIRECTOR ELIZABETH LINT:

Winding Road, LLC d/b/a Abigail's, James Ludwig, manager holder of all alcoholic beverages as a restaurant license at 291 Third Street due to a request from the Fire Department because of violations at 527 CMR 11.02 - failure to comply with the requirements of the adopted reference standard NFPA 96-2008; 527 CMR 11.03(2) - failure to have entire exhaust system inspected in accordance with NFPA 96; 527 CMR 10.13 (2)(d) - failure to reply with crowding manager requirements.

SARAH MURNANE: Hello, I'm Sara Murnane, co-owner of Abigail's.

CHAIR ANDREA JACKSON: Would you speak up and spell your name for the record.

SARAH MURNANE: I'm Sarah Murnane

M-U-R-N-A-N-E.

I'm co-owner of Abigail's.

CAPTAIN CAHILL: Captain Cahill,
Cambridge Fire Department. C-A-H-I-L-L.

CHAIR ANDREA JACKSON: Captain Cahill, I
think I would like to hear from you first,
please.

CAPTAIN CAHILL: We conducted a random
task force inspection of Abigail's on May 23,
2012 that was done by Deputy Fire Chief
Bokuniewicz. And we found extinguishers had been
expired five months prior and they were
non-compliant with the New Crowd Manager Program,
which had been in place for two years.

We brought this to the attention of
manager on duty, acknowledged it in writing and
gave them a copy the inspection report.

We conducted another random task force

inspection on March 27, 2013 by myself and found that the hood system had expired.

This was again acknowledged by the manager on duty and documented in writing on an inspection report.

We conducted a certificate of inspection on November 17, 2013 by myself -- that was conducted by myself. And we found that the hood again had been expired for three months. And the next scheduled cleaning was January 21, 2014.

That, at that point, that would have been put it five months' overdue.

I'm concerned that the establishment is dismissing our fire concerns.

I expressed that to the manager on the second and the third visit. And I was told that basically the cleaning would be too expensive and they needed to find a new cleaning company.

I explained that wasn't acceptable. It wasn't acceptable in March on the fire inspection. And it is not acceptable now.

We have multiple and chronic violations of NFPA 96 that we feel present a danger to the occupants of a residential highrise.

And in the event of a duct fire, that the duct work goes up through a blind, unprotected shaft. Meaning that the shaft that the ducts go in, doesn't have fire protection. There's no sprinkler protection. And there's no smoke detection. That's the way those are designed.

So by not having, not complying with NFPA 96 and not having regularly-scheduled cleanings, the potential is there for a disaster.

It is a residential building, a highrise, and we had a similar situation occur in almost an identical building in Harvard Square within the

past three or four months.

It does happen.

And our primary concern are the occupants. The residents and businesses.

I feel that the manager on duty at the time, which at the time, which has been a different person each time, is dismissive of our concerns.

CHAIR ANDREA JACKSON: I would like to hear from Abigail's before I have questions for Captain Cahill.

SARAH MURNANE: I agree. It is completely unacceptable. I left this with my manager to oversee. He handles all the hood inspections.

We did have a program set up with the former people -- when we first opened, we had a rotating schedule that was adhered to. And we

did since change, I believe -- I spoke to my manager today. And he told me that the last fire inspection would've been the 17th.

Is that what you said? He said there was one scheduled for the following day when you came in.

I did furnish the License Commission with a copy of that to show it has been done.

I believe you also didn't get to see the last time we came in, I did actually have this.

There's always a crowd control manager on duty. We lost an employee last week who was also certified as a fire control manager.

I took my certification last year. This is an employee who has been with us a year and a half, who is also certified. And I absolutely -- I live in the building myself with my children.

So I mean, I would -- I'm very upset with

my manager. And I'm upset with myself that I haven't followed up with it and made sure it was being monitored in accordance with the law.

It will never, ever happen again.

I can assure of that. I will be taking matters into my own hands and overseeing this myself and making sure there's a schedule followed.

The last violation we did have someone scheduled, it was new company that was starting with another day, and like I said, we do have a copy to show the inspection was completed.

And I did not know it was three months' overdue. And I'm horrified.

There's no explanation for it. It shouldn't happen.

But currently I have three people on staff who are crowd control certified. And one

is always present.

ASSISTANT FIRE CHIEF GERARD MAHONEY:

What is the capacity of your restaurant?

SARAH MURNANE: We have 112 seats.

The official capacity is 140.

We never reach capacity, though.

ASSISTANT FIRE CHIEF GERARD MAHONEY: And
so when was the hood last serviced?

SARAH MURNANE: November 18.

ASSISTANT FIRE CHIEF GERARD MAHONEY: The
Captain said they were there on November 27.

SARAH MURNANE: It was the day after.

ASSISTANT FIRE CHIEF GERARD MAHONEY: So
November 17 you conducted a CI inspection.

CAPTAIN CAHILL: And the manager at the
time showed me a contract with her scheduled
cleaning on January 21, so it seems like
something was done on the 18th.

ASSISTANT FIRE CHIEF GERARD MAHONEY: So on the 18th someone came and you furnished copies.

SARAH MURNANE: I spoke to my manager and after I heard about the violation and --

ASSISTANT FIRE CHIEF GERARD MAHONEY: Did you furnish copies to the Fire Prevention Bureau as well?

SARAH MURNANE: No.

I brought one up here because I had to renew my license, and I brought a copy with me and gave it to Chris.

ASSISTANT FIRE CHIEF GERARD MAHONEY: I think you should perhaps, in light of this matter, I think you should also furnish copies to the Fire Prevention Bureau as well.

Do you understand the severity of the concern he's raising?

SARAH MURNANE: I absolutely do.

I live in the building with my children.

ASSISTANT FIRE CHIEF GERARD MAHONEY:

Even though it is fairly new construction and a well-built construction there's been fires in identical conditions in other highrise buildings around the country.

SARAH MURNANE: Yes.

ASSISTANT FIRE CHIEF GERARD MAHONEY:

Often with tragic consequences.

SARAH MURNANE: I agree with you 150 percent. It shouldn't have happened twice. It shouldn't have happened once. It will not happen again.

SUPERINTENDENT CHRISTOPHER BURKE: Can you tell me what contributed to the break-down in communication between you and the manager?

SARAH MURNANE: The past months I have

been dealing with health issues, so I haven't been at work. About five or six weeks. And then I stop in. We do have weekly meetings and we discuss all concerns and inspections and anything of that nature every week as a team. This I missed. I haven't been there the last five or six weeks.

CHAIR ANDREA JACKSON: But if the hood was expired for three months --

SARAH MURNANE: I will have to speak to my manager about that.

That's not what I was told by him.

He told me we were overdue. He didn't say it was three months.

As I said, we always stuck to a schedule with our former hood inspectors. And this is a new company.

The company we used prior to that was

kind hard to track down and get them out when we needed then to.

ASSISTANT FIRE CHIEF GERARD MAHONEY: So I believe you introduced yourself as a co-owner or one of the owners.

How about the other principals in the company, do they have any interaction or oversight on the day-to-day operations?

SARAH MURNANE: My partner is recently paralyzed. So it happened a few weeks before we were supposed to open. He does the attend weekly manager meetings as well.

CHAIR ANDREA JACKSON: The documentation you see today you are satisfied with what you have seen today?

CAPTAIN CAHILL: This is a confirmation that there are crowd managers.

One of the stipulations of the crowd

manager law is that there's always a crowd manager on duty. So I tend to recommend -- it is easy for someone to step out for a few minutes, so if you have your bartenders take the class, it is a short class, the bartenders aren't going anywhere. They will always be there, so...

SARAH MURNANE: I will make sure that happens.

CAPTAIN CAHILL: So they do have crowd manager. They have to be there from the minute the doors open and until they are locked for the night whether there's one patron or 144 patrons.

CHAIR ANDREA JACKSON: Is your manager aware of that requirement?

SARAH MURNANE: Yes.

My general manager actually took the class himself today and became certified.

CHAIR ANDREA JACKSON: Additional

questions?

ASSISTANT FIRE CHIEF GERARD MAHONEY: No.

CHAIR ANDREA JACKSON: Any additional
questions?

SUPERINTENDENT CHRISTOPHER BURKE: No.

CHAIR ANDREA JACKSON: In terms of
disciplinary, what are the levels that we can
look at?

EXECUTIVE DIRECTOR ELIZABETH LINT: So
the Commission is required by statute to do --
the ABCC, rather, progressive discipline.

So could you place the matter on file.

You can issue a warning.

You can issue suspensions.

So based on the level of severity. There
are no prior incidents with this establishment of
any nature.

CHAIR ANDREA JACKSON: Okay.

ASSISTANT FIRE CHIEF GERARD MAHONEY: I do have one additional question.

The company you now -- that you have since retained for your hood service, are they, as far as you are concerned, a company with which you are familiar or a reputable company.

CAPTAIN CAHILL: I don't know anything about that, Chief.

I was told that day by the manager that the inspection was January 21st, so the fact that something was done the day after we issued this, is news to me.

I don't know if they are licensed by the Fire Marshal's Office.

If you want to provide that information, I can look into that.

If you told me the name of the company, I could probably tell you right now.

SARAH MURNANE: I don't have the name of the company on me, but I can find that out and let you know.

CAPTAIN CAHILL: That's a report that they are required to forward to us also.

So as of -- we have not received it since 11-18.

SARAH MURNANE: Do you have a card?

CAPTAIN CAHILL: I do.

SARAH MURNANE: I'll have it go right to the station.

(Forwarding card.)

CHAIR ANDREA JACKSON: Based on what I have heard this evening, I would like to make a motion that we take this matter under advisement.

Seconded?

All in favor?

SUPERINTENDENT CHRISTOPHER BURKE: Aye.

ASSISTANT FIRE CHIEF GERARD MAHONEY:

Aye.

CHAIR ANDREA JACKSON: Any opposed?

We'll take the matter under advisement.

EXECUTIVE DIRECTOR ELIZABETH LINT: You will let us know everything is as it should be?

CAPTAIN CAHILL: Yes. If you can forward me by email or drop it off the station and we'll confirm everything is in order.

SARAH MURNANE: Do I need to come back?

EXECUTIVE DIRECTOR ELIZABETH LINT: For a decision you are not required to come back. You may, if you like. And we send no decisions out regardless. But it is the 19th, 10 a.m. right here.

SARAH MURNANE: Thank you very much.

CHAIR ANDREA JACKSON: Thank you.

APPLICATION: LEGAL SEA FOODS, LLC

EXECUTIVE DIRECTOR ELIZABETH LINT:

Application: Legal Seafood LLC, holder of three all alcoholic beverages as a restaurant license located at 5 Bennett Street, 5 Cambridge Center and 20 University Road has applied for a change of beneficial interests.

Richard W. Anderson will be replacing Jan A. Miller on the Board of Managers of the LLC.

ATTY RICHARD HELLER: My name is Richard Heller, senior vice president and general counsel.

CHAIR ANDREA JACKSON: Spell your name.

ATTY RICHARD HELLER: H-E-L-L-E-R.

This is a matter at the corporate level whereby the LLC is governed by a Board of Managers and we replaced one of the members of the Board of Managers with another person.

It was approved by the ABCC. We did a

reverse filing, and they approved it, and then they sent it back to the local jurisdiction for hearing.

CHAIR ANDREA JACKSON: And why was Jan Miller replaced?

ATTY RICHARD HELLER: He was resigned as a member of the board.

CHAIR ANDREA JACKSON: Any questions?

ASSISTANT FIRE CHIEF GERARD MAHONEY: I have none.

SUPERINTENDENT CHRISTOPHER BURKE: None.

EXECUTIVE DIRECTOR ELIZABETH LINT: I have an issue.

CHAIR ANDREA JACKSON: Okay.

EXECUTIVE DIRECTOR ELIZABETH LINT: We need the \$175 hearing and advertising fee.

ATTY RICHARD HELLER: I didn't know that. We'll pay that. I'll get that check to you next

week.

EXECUTIVE DIRECTOR ELIZABETH LINT: Okay.

CHAIR ANDREA JACKSON: I make a motion to approve the change of beneficial interest.

SUPERINTENDENT CHRISTOPHER BURKE:

Seconded.

CHAIR ANDREA JACKSON: All in favor?

SUPERINTENDENT CHRISTOPHER BURKE: Aye.

ASSISTANT FIRE CHIEF GERARD MAHONEY:

Aye.

CHAIR ANDREA JACKSON: None opposed.

Thank you.

ATTY RICHARD HELLER: Thank you very much.

APPLICATION: EVELYN & ANGEL'S, LLC

EXECUTIVE DIRECTOR ELIZABETH LINT:

Application: Evelyn & Angel's LLC, Yalonda

Howze, manager, has applied for a common victualer license to be exercised at 1702 Massachusetts Avenue.

Said license, if granted, would allow food and nonalcoholic beverages to be sold and served and consumed on said premises with a seating capacity of 20.

Proposed hours of operation of 7 a.m. to 11 p.m. seven days per week.

CHAIR ANDREA JACKSON: Good evening.

Please state your name and spell it for the record.

YALONDA HOWZE: Y-A-L-O-N-D-A H-O-W-Z-E.

So I'm back before the Board because at the last hearing there were three things I needed to do.

One is I needed to get signatures from Fire, Building and Sanitary, which I did.

And I needed to bring the green cards from the notice that was placed in the newspaper.

CHAIR ANDREA JACKSON: Yes.

YALONDA HOWZE: I needed to pay a -- not a property tax. A tax bill?

EXECUTIVE DIRECTOR ELIZABETH LINT: Yes.

YALONDA HOWZE: Which I did pay. And it should be in the file.

I brought copies of the green cards.

EXECUTIVE DIRECTOR ELIZABETH LINT: I need the -- I'll take that. I need the receipts for the green cards, the green cards, and the affidavit.

YALONDA HOWZE: There are five copies.

EXECUTIVE DIRECTOR ELIZABETH LINT: I just need one. I don't need the copies.

This application had been approved February 12, 2013, but the abutter notification

was the main issue, so it was approved subject to submitting all this documentation.

CHAIR ANDREA JACKSON: And that documentation you just received is in order?

EXECUTIVE DIRECTOR ELIZABETH LINT: Yes.

CHAIR ANDREA JACKSON: Okay.

Any questions?

SUPERINTENDENT CHRISTOPHER BURKE: No questions.

ASSISTANT FIRE CHIEF GERARD MAHONEY: I have nothing.

CHAIR ANDREA JACKSON: I have one quick question.

I notice when I was looking through, it said your lease expires December 31st.

Have you renewed your lease?

YALONDA HOWZE: It doesn't really expire.

It is one of those three years and then

you get two-years' option.

CHAIR ANDREA JACKSON: Okay.

YALONDA HOWZE: So I'm staying.

CHAIR ANDREA JACKSON: Just wanted to
make sure.

Are there any members of the public who
would like to be heard on this matter?

Please come forward.

DENISE JILLSON: Hi. Good evening.

Denise Jillson, J-I-L-L-S-O-N. Executive
Director for Harvard Square Business Association
of which Yalonda Howze is member and has been
before they opened.

We are very much in favor of this
application. So I know that you often require
overwhelming neighborhood support, and even
though they are slightly out of the Harvard
Square neighborhood, they are certainly members,

very active members, involved our various events.

And have been just a delight to work with.

And you know, we really hope that this will make a difference in their business. They are in need of some foot traffic up there. And I think the addition of little cafe would be amazing.

If you haven't been to this location, you really to go inside and see how beautiful it is. And they have done an amazing job and hope they benefit from this additional feature and look for their presence and continued good work in the community.

CHAIR ANDREA JACKSON: Thank you.

ASSISTANT FIRE CHIEF GERARD MAHONEY: You were the former Brigham's?

YALONDA HOWZE: Exactly.

ASSISTANT FIRE CHIEF GERARD MAHONEY: I

knew you looked familiar.

(Laughter.)

DENISE JILLSON: It's all about the ice cream.

CHAIR ANDREA JACKSON: I make a motion to reapprove.

ASSISTANT FIRE CHIEF GERARD MAHONEY:
Seconded.

CHAIR ANDREA JACKSON: All in favor?

SUPERINTENDENT CHRISTOPHER BURKE: Aye.

ASSISTANT FIRE CHIEF GERARD MAHONEY:
Aye.

CHAIR ANDREA JACKSON: No opposition.

Thank you very much and good luck to you.

APPLICATION: TATTE BAKERY & CAFE

EXECUTIVE DIRECTOR ELIZABETH LINT:

Application: Tatte Bakery, LLC d/b/a Tatte

Bakery & Cafe, Tzurit Or, manager, has applied for a common victualer license to be exercised at 101 Main Street.

Said license, if granted, would allow food and nonalcoholic beverages to be sold, served, and consumed on said premises with a seating capacity of 323.

The hours of operation will be at 7 p.m. to 8 p.m. Monday through Friday and at 9 a.m. to 6 p.m. on Saturdays and Sundays. Applicant is also applying for an entertainment license to include streaming media.

CHAIR ANDREA JACKSON: Good evening.

TZURIT OR: Hi.

CHAIR ANDREA JACKSON: Please state your name for the record and spell it.

TZURIT OR: First name is T-Z-U-R-I-T.
Last name is O-R.

CHAIR ANDREA JACKSON: So this is a third location for you?

TZURIT OR: Yeah.

CHAIR ANDREA JACKSON: Tell us a little about the plan and your operation.

TZURIT OR: On the 101 Main Street?

CHAIR ANDREA JACKSON: Yes.

TZURIT OR: We needed a bigger kitchen for our holiday season and for next year we have some plans, and we were offered by the landlord this amazing space and we decided to take it and do another Tatte.

CHAIR ANDREA JACKSON: Will you be keeping the other two Cambridge locations as well?

TZURIT OR: Yes.

It is the building that Amazon took. Amazon and CAC took the building, and the

landlord wanted to give them something better to serve the building.

So they contacted me and wanted me in the building. Yeah. Yeah. That's what happened.

CHAIR ANDREA JACKSON: And who will be managing it day to day?

TZURIT OR: We have Mike Brooklier (phonetic). He is the director of operation. And our manager on site is Trisha Scott. And we have three supervisors.

CHAIR ANDREA JACKSON: All experienced in the hospitality industry.

TZURIT OR: Yes.

CHAIR ANDREA JACKSON: And the seating capacity is 3s?

TZURIT OR: 28.

CHAIR ANDREA JACKSON: And your hours are of operation are the same as your other two in

Cambridge.

TZURIT OR: Yes. Yes.

If it changes, be we might be closed on
Sundays.

CHAIR ANDREA JACKSON: Right now it is
showing hours of operation will be 7 a.m. to 8
p.m. Monday through Friday. And 9 and a.m. to 6
p.m. on Saturday and Sundays.

TZURIT OR: Yeah. We just don't know the
location yet.

CHAIR ANDREA JACKSON: I'm sorry?

TZURIT OR: The third location is very
busy for us on the weekend, but I think 101 Main
Street will be slow Saturday and Sunday because
the building is empty.

EXECUTIVE DIRECTOR ELIZABETH LINT: If I
may, the licensee has to be open the hours that
they are approved for.

So if there's going to be -- if they are not going to be open, they need to amend the application.

CHAIR ANDREA JACKSON: Are you aware of that requirement?

TZURIT OR: Yes.

CHAIR ANDREA JACKSON: How will you handle for that particular location deliveries? Will deliveries be made in the front of the building? How is that done?

TZURIT OR: What kind the deliveries? Suppliers?

CHAIR ANDREA JACKSON: Yes.

TZURIT OR: There's a loading dock in that building that the landlord gave us permission to use 24/7.

We have access from the back door straight to our kitchen. And have supply from

the front of the house. From the front.

CHAIR ANDREA JACKSON: Any questions?

SUPERINTENDENT CHRISTOPHER BURKE: Do you anticipate this kitchen supporting your other locations in another way or is it just for this location?

TZURIT OR: Just for this location.

ASSISTANT FIRE CHIEF GERARD MAHONEY:
What is -- your entertainment license to include streaming media, is that --

TZURIT OR: When we applied, I always apply with Chris and someone else was there and she asked me I'm going play music. I said we put iPod with Pandora and that's it. She said that I need entertainment license. I was never asked to apply for one, but okay, that's what it is.

CHAIR ANDREA JACKSON: Would this location, other than your larger kitchen, be any

different?

I know when I went out to look at the website, it mentioned you were going to be using this location to do cooking classes, is that correct?

TZURIT OR: There's a large demand for us to do cooking classes, baking classes. We were thinking with a big kitchen we thought we could support that.

So after hours when we close the kitchen we can allow people to come in and run classes and then they can wait for whatever in the oven out front.

SUPERINTENDENT CHRISTOPHER BURKE: After hours, is that after the listed business hours or do you close the kitchen?

TZURIT OR: We close the kitchen.

SUPERINTENDENT CHRISTOPHER BURKE: But is

the business still open?

TZURIT OR: I separate. I don't let anybody in the kitchen with street clothes.

So we separate it on the days that are slower for us in the kitchen. 5 p.m. we gonna do classes for three hours in the kitchen and it's not gonna mix with -- we are not going to do classes while we bake, yeah.

CHAIR ANDREA JACKSON: Any other questions.

ASSISTANT FIRE CHIEF GERARD MAHONEY: I have nothing further.

CHAIR ANDREA JACKSON: Questions?

SUPERINTENDENT CHRISTOPHER BURKE: All set.

CHAIR ANDREA JACKSON: Anyone from the public have anything that they would like to comment on it this?

Seeing none, I make a motion to approve the common victualer license for Tatte Bakery located at 101 Main Street.

ASSISTANT FIRE CHIEF GERARD MAHONEY:

Seconded.

CHAIR ANDREA JACKSON: All in favor?

SUPERINTENDENT CHRISTOPHER BURKE: Aye.

CHAIR ANDREA JACKSON: None opposed.

All set. Thank you very much.

APPLICATION: HOTEL VERITAS

& BELLTREE VERITAS

EXECUTIVE DIRECTOR ELIZABETH LINT:

Application: Veritas in the Square, LLC, doing business as Hotel Veritas.

Christopher Slomiak, proposed manager, has applied to transfer the all alcoholic beverages as a hotel license currently held by

Veritas at Harvard Square, LLC, doing business as
Hotel Veritas, Christopher Slomiak, manager at
1131 Mass. Ave.

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EXECUTIVE DIRECTOR ELIZABETH LINT:

Application: Belltree Veritas, LLC, doing
business as Hotel Veritas, has applied for an
innholder's license at 1131 Mass. Ave for 31
rooms and is seeking exception from the
requirement for having a residential manager.

Applicant is also applying for an
entertainment license to include music below
conversation level and a TV.

ATTY ANTHONY GALLUCCIO: Good evening,
Madam Chair and Honorable members.

My name is Anthony Galluccio,
G-A-L-L-U-C-C-I-O. I'm a partner with Galluccio
& Watson at 1498 Cambridge Street.

CHRISTOPHER SLOMIAK: My name is
Christopher Slomiak S-L-O-M-A-I-A-K.

I'm the general manager at the Hotel
Veritas currently. I have been for the past
year.

ATTY ANTHONY GALLUCCIO: Through you to
the Executive Director, Madam Chair, are we
taking both items up at once or one before the
other?

We have the innkeeper and the alcohol
transfer.

EXECUTIVE DIRECTOR ELIZABETH LINT: How
do you want to handle it?

ATTY ANTHONY GALLUCCIO: Since there's
some housekeeping with the alcohol transfer, I'll
do that first so I make sure submit all this.

If I could through you, Madam Chair, JUST
submit the affidavit relating to abutter

notification along with two abutters and schools and churches as well as the returned cards.

For the record, I did only receive one phone call today from someone out in Illinois who was trying to get clarification. We got another call from someone else, who I left a message with, I'm assuming was sufficient unless that person is here.

I gave a brief explanation and I didn't get a call back. SO it has been generally quiet.

As you indicated, this is an application for alcohol transfer for what is commonly known as the Hotel Veritas.

We are seeking a transfer of the alcohol license as it currently stands and I'm joined, as he introduced himself, by Chris Slomiak, who is the current manager under the former ownership and will be the manager going forward under the

new management structure as well.

We seek no changes to the license by way of hours of operation.

We seek the same entertainment. It is not actually entertainment for purposes of zoning but some of the minor entertainment approvals we've also included in this license just for clarification.

The hotel, as you may know, it is a small boutique, 31-room hotel at the corner of Remington and Mass. Ave.

And it has -- I actually live around the corner. I think it has been an nice amenity to the neighborhood.

It is a fairly quiet use given the size of that hotel, but I think it has been generally well received and I'm not aware of any issues or complaints with respect to the existing

operation.

If I may, I might ask Chris to give you, if the Commission would like, I'd ask the manager to give a brief description as well maybe of your prior history as manager and your position now going forward.

CHRISTOPHER SLOMIAK: Sure.

Just some quick credentials I started in Guest Services at the Boston Hotel Buck Minster right by Fenway Park. I was there six years.

Following that, I was the assistant general manager at the Nantasket Beach Resort in Hull.

We did have a liquor license there. I wasn't direct manager.

But as the assistant GM, I was an acting manager or on duty manager.

And then after the Nantasket Beach Resort

a year ago, I received the position of general manager at the Hotel Veritas.

That's where I am now.

ATTY ANTHONY GALLUCCIO: And through you, Madam Chair, I think Ms. Lint was giving me an evil eye. I did have another a house --

EXECUTIVE DIRECTOR ELIZABETH LINT: No.

ATTY ANTHONY GALLUCCIO: That's how I took it.

EXECUTIVE DIRECTOR ELIZABETH LINT: Oh, no. No.

ATTY ANTHONY GALLUCCIO: I have a housekeeping matter I should have done first. That's what I thought was the --

EXECUTIVE DIRECTOR ELIZABETH LINT: I knew you were going to get there.

ATTY ANTHONY GALLUCCIO: I'm still surprised how young he is. I walked by him on

the way of the door and completely ignored him.

I guess I'm getting old quickly.

But there's one corporate change I was asked to bring to the Commission's attention. There was a corporate change that was actually filed yesterday and was approved today which removes Paula Trumble and Renee McCarthy as managers and it adds Chris Slomiak as the sole manager and makes Paula Trumble the treasurer and signatory and I wanted to make sure that note because it is a change to the corporate organizational papers as they were filed. And I want to just make sure that if and when, a vote a taken on this matter, it is taken to reflect those changes.

CHAIR ANDREA JACKSON: Why was the change made?

ATTY ANTHONY GALLUCCIO: Just a change in

structure.

Actually, the operating agreement that we filed was correct. They filed the corporate LLC paperwork before that. And, quite honestly, I think they didn't give it the amount of thought they should have. So we brought the corporate filing up to be consistent with the operating agreement.

And the transfer petition for transfer is accurate and I see no reason to believe that that change has any impact on the Board's ability to approve the matter tonight.

CHAIR ANDREA JACKSON: Any questions?

SUPERINTENDENT CHRISTOPHER BURKE: None.

CHAIR ANDREA JACKSON: Any questions?

ASSISTANT FIRE CHIEF GERARD MAHONEY: No.

CHAIR ANDREA JACKSON: Any members of the public who wish to be heard?

Come forward please.

CAPTAIN CAHILL: Captain Cahill,
Cambridge Fire Department.

This project was completed and a certificate of occupancy was issued based on the plans that were submitted to the Fire Department and to the Building Department.

After the certificate of occupancy was issued, changes were made to landscaping and some railing designs on the outside of the building which limit our access to the Fire Department connection. We don't have a clear access to that connection. It's now blocked by landscape and railings.

Hotels have quarterly inspections by fire companies. They had noticed that a permanent ironing press was blocking what had been a marked egress certificate of occupancy inspection that

conducted prior to issuing that.

They have been met, the company that do these quarterly inspections, have been met with resistance by the manager, who is telling us that the egress is not a required egress and that the Fire Department connection issue will be dealt with.

It has been a lengthy problem. It has been going on over a year. And I would ask the Commission to take that into consideration.

CHAIR ANDREA JACKSON: Thank you.

ATTY ANTHONY GALLUCCIO: If I could, Madam Chair; Mr. Cahill, do you know who exactly you met with on site?

CAPTAIN CAHILL: I didn't meet.

There are inspections conducted every three months by local the fire company, and I don't have that paperwork, but it was

acknowledged by the manager in writing on each occasion.

ATTY ANTHONY GALLUCCIO: Madam Chair, I represent the management company and the real estate group who takes their relationship with the Fire Department very seriously.

I'm happy to have that noted for the record, and I will call Mr. Cahill tomorrow and connect the two parties immediately.

I imagine that it was not Mr. Slomiak because he's not aware of it. So I apologize that for that, and we are happy to meet on site and resolve that.

ASSISTANT FIRE CHIEF GERARD MAHONEY: Is the hotel currently in operation with respect to guest rooms and stuff?

CHRISTOPHER SLOMIAK: Yes.

ASSISTANT FIRE CHIEF GERARD MAHONEY: Are

you aware of this issue with the egress being blocked?

CHRISTOPHER SLOMIAK: I'm not aware.

ASSISTANT FIRE CHIEF GERARD MAHONEY: So if we were to go there this evening we would find no egress blocked?

CHRISTOPHER SLOMIAK: I guess so.

ASSISTANT FIRE CHIEF GERARD MAHONEY: You guess so? You guess it would be blocked or wouldn't be blocked?

CHRISTOPHER SLOMIAK: I guess it would be blocked according to the reports. I would have to go back and pull the reports and see who signed the reports.

ATTY ANTHONY GALLUCCIO: Are you familiar with the egress?

CHRISTOPHER SLOMIAK: That specific egress, no. I'm not sure which one he's

referring to.

ASSISTANT FIRE CHIEF GERARD MAHONEY:

With respect to the issue of the Fire Department, Captain, is the Fire Department -- what is it? Is it blocked by landscaping or by this railing that was erected?

CAPTAIN CAHILL: Both.

You have to climb over the railing to get to it, and there had been a path designated to the Fire Department connection prior to us issuing the certificate of occupancy.

Once that was issued, the landscaping design was changed.

And you really wouldn't know that connection was there unless you didn't specifically know that's where it was located.

ATTY ANTHONY GALLUCCIO: We were not aware of that.

As long as there are no other code issues that would be impacted, I would commit on behalf of the owner and manager that we would adjust that railing and landscaping to meet your needs. Again, unless there's another code issue that I'm not aware of. If it's a matter of cost, I would commit to that tonight.

And, again, I would reach out to Mr. Cahill tomorrow and set up a meeting on site so we can agree as to what needs to be done.

My client wasn't aware of it.

EXECUTIVE DIRECTOR ELIZABETH LINT: I also have an issue.

The lease agreement gives the address at 1 Remington, but the legal address for city purposes is 1131 Mass. Ave.

That needs to be amended as well.

ATTY ANTHONY GALLUCCIO: I'll get that.

ASSISTANT FIRE CHIEF GERARD MAHONEY:

That actually brings up another issue regarding public safety is how does the address -- how is the address represented at E911? We have to make sure that reflects the proper city address.

CHRISTOPHER SLOMIAK: 1 Remington is the address. All of our permits are 1131.

ATTY ANTHONY GALLUCCIO: Through you, Madam Chair, I guess the address they use is 1 Remington/1131 Mass. Ave.

Could we take that matter up when we meet with the Fire Department and see if we can't clarify that issue as well?

ASSISTANT FIRE CHIEF GERARD MAHONEY:

Yeah.

I would recommend if you meet with them, Captain, that that be on your list of -- bullet list, bullet items to be addressed.

In all honesty, that's a frequent thing with some developments in the city. They want to use a catchy address as opposed to a real address.

CHRISTOPHER SLOMIAK: I understand.

I think that was something pursued by the previous manager.

To be honest, 1131 is easier to find, Mass. Ave than 1 Remington.

If we were went back, it wouldn't be a big deal.

EXECUTIVE DIRECTOR ELIZABETH LINT: I think it is also because the Mass. Ave entrance says "entrance around the corner on Remington Street." So it is confusing. But it does face on Mass. Ave.

ATTY ANTHONY GALLUCCIO: The garage is on Remington and Remington is a one-way.

ASSISTANT FIRE CHIEF GERARD MAHONEY:

So long as -- I believe counsel when he says he'll make an effort to cooperate with the Fire Department concerns and address those concerns.

I want to stress these are significant concerns. We take this very seriously. Blocked egress is a very serious matter.

CHRISTOPHER SLOMIAK: Yes.

ATTY ANTHONY GALLUCCIO: Thank you.

CHAIR ANDREA JACKSON: Are you prepared to act on this this evening?

ASSISTANT FIRE CHIEF GERARD MAHONEY: I guess so. I think I am as long as these issues are addressed.

CHAIR ANDREA JACKSON: Are there any members from the public that would like to be heard on this matter?

Should we do these two
separation actions?

EXECUTIVE DIRECTOR ELIZABETH LINT: Yes,
because you didn't hear the other one yet.

ASSISTANT FIRE CHIEF GERARD MAHONEY:
Actually, I know we're doing -- why the exemption
from the resident manager?

EXECUTIVE DIRECTOR ELIZABETH LINT: We
didn't get to that one yet.

ASSISTANT FIRE CHIEF GERARD MAHONEY: I
thought we were discussing both of them.

Strike that.

CHAIR ANDREA JACKSON: I make a motion to
approve the transfer all alcoholic beverages as a
hotel license currently held by Veritas.

ASSISTANT FIRE CHIEF GERARD MAHONEY:
Seconded.

CHAIR ANDREA JACKSON: All in favor?

SUPERINTENDENT CHRISTOPHER BURKE: Aye.

ASSISTANT FIRE CHIEF GERARD MAHONEY:

Aye.

CHAIR ANDREA JACKSON: None opposed.

EXECUTIVE DIRECTOR ELIZABETH LINT: I

assume it is subject to --

CHAIR ANDREA JACKSON: Subject to approval of the Fire Department.

ASSISTANT FIRE CHIEF GERARD MAHONEY: Why the desire to be exempt from the resident manager requirement?

ATTY ANTHONY GALLUCCIO: That question may be above my pay grade.

I might ask Ms. Lint. That was something that was new to me that was brought to my attention by the License Commission.

I believe it related to a former requirement that no longer is necessary and why

it falls under --

ASSISTANT FIRE CHIEF GERARD MAHONEY: Is
it a city or state statute?

I, honestly -- and I'm familiar with the
term, but not its origins.

EXECUTIVE DIRECTOR ELIZABETH LINT: I'm
not sure of the origins.

It is something that we have always done.
I think goes back to dormitories and the smaller
inns.

ASSISTANT FIRE CHIEF GERARD MAHONEY:
House master?

EXECUTIVE DIRECTOR ELIZABETH LINT: Like
a house master type of thing. So someone that
was overseeing the property at all times. In a
hotel situation, there's always a manager on duty
day and night.

ASSISTANT FIRE CHIEF GERARD MAHONEY: But

not a resident necessarily?

EXECUTIVE DIRECTOR ELIZABETH LINT: So it is not necessary to have a resident because there's somebody there responsible at all times.

ASSISTANT FIRE CHIEF GERARD MAHONEY: There will always be someone there responsible --

CHRISTOPHER SLOMIAK: Yes.

CHAIR ANDREA JACKSON: And I note when this application came before the Commission in 2009, I believe, it was the same thing.

ASSISTANT FIRE CHIEF GERARD MAHONEY: Okay.

CHAIR ANDREA JACKSON: Any questions?

SUPERINTENDENT CHRISTOPHER BURKE: No questions.

ASSISTANT FIRE CHIEF GERARD MAHONEY: The entertainment license, how big an area? Is there like a lounge? Bar?

CHRISTOPHER SLOMIAK: Lobby music.

ASSISTANT FIRE CHIEF GERARD MAHONEY:

Okay.

CHRISTOPHER SLOMIAK: We are playing
lobby music.

ASSISTANT FIRE CHIEF GERARD MAHONEY: But
the alcohol?

ATTY ANTHONY GALLUCCIO: It is one TV and
both music at or below conversation, so it
doesn't -- when one applies for these licenses,
we're encouraged to deal with all entertainment,
even if it is below the threshold of zoning
entertainment, so that's why we included it.

But I believe it is one television and
music at or below conversation.

ASSISTANT FIRE CHIEF GERARD MAHONEY:
Quieter than this fan probably.

EXECUTIVE DIRECTOR ELIZABETH LINT:

Probably.

ASSISTANT FIRE CHIEF GERARD MAHONEY: Is there a cocktail area or lounge area?

CHRISTOPHER SLOMIAK: The lobby area acts as a cocktail area but it is mostly for guest use. We don't advertise.

ASSISTANT FIRE CHIEF GERARD MAHONEY: You don't have transients? It's usually your guests that are using it?

CHRISTOPHER SLOMIAK: That's correct.

ASSISTANT FIRE CHIEF GERARD MAHONEY: Okay. Thank you.

CHAIR ANDREA JACKSON: Any questions?

SUPERINTENDENT CHRISTOPHER BURKE: I'm all set.

CHAIR ANDREA JACKSON: Any members of the public that would like to be heard on this?

I make a motion to approve the

innholder's license at 1131 Mass Ave for 31 rooms
and to grant the exception for the requirement
for having a resident manager.

Is there a second?

ASSISTANT FIRE CHIEF GERARD MAHONEY:

Second.

CHAIR ANDREA JACKSON: All in favor
signify saying aye.

SUPERINTENDENT CHRISTOPHER BURKE: Aye.

ASSISTANT FIRE CHIEF GERARD MAHONEY:
Aye.

CHAIR ANDREA JACKSON: No opposed.

EXECUTIVE DIRECTOR ELIZABETH LINT: And
making note of the corporate change.

CHAIR ANDREA JACKSON: That's correct.
And making note of the corporate change.

APPLICATION: MIT GAMING/ENTERTAINMENT

EXEMPTION

EXECUTIVE DIRECTOR ELIZABETH LINT: On behalf the Massachusetts Institute of Technology, nonprofit corporation, a student group has applied for an exemption to the Attorney General's regulation of 940 CMR 13.00, which prohibits gaming.

Applicant is also seeking exemption from the Cambridge Rules and Regulations with regard to the entertainment/gaming policy prohibiting casino nights, passed March 23, 2006.

CHAIR ANDREA JACKSON: Please state your name for the record and spell it.

UZOMA ORJI: U-Z-O-M-A. Last name O-R-J-I.

CHAIR ANDREA JACKSON: Can you tell us about it plan for casino night?

UZOMA ORJI: An MIT student group wanted to hold a social event centered around casino gaming with fake money and fake chips used. And at most, maybe the top three winners can win a prize at the end the day.

Mostly it is a social gathering centered around casino games.

ASSISTANT FIRE CHIEF GERARD MAHONEY:

What does the university itself say?

UZOMA ORJI: I asked Detective Lauren Montgomery of the MIT Police Department and she said because it was wasn't real money, the police department would be okay with it.

I asked the Campus Activities Complex, they said they would be okay hosting the event so long as the Licensing Commission is okay with it.

So pretty much -- and then, obviously, we would apply for any liquor license or

entertainment license we would need.

But for the most part this ban is what is really holding us from holding the event on the MIT campus.

SUPERINTENDENT CHRISTOPHER BURKE: Is it a one-time event?

UZOMA ORJI: One time.

SUPERINTENDENT CHRISTOPHER BURKE: When is it scheduled?

UZOMA ORJI: First weekend in March because we need to apply for funding.

SUPERINTENDENT CHRISTOPHER BURKE: Is there a specific company who is going to set up the games of chance?

UZOMA ORJI: Yes. Boston Rent-a-Casino we spoke and they said they've hosted events with MIT fraternities but in Boston.

CHAIR ANDREA JACKSON: Do you have

anything in writing from the MIT police?

UZOMA ORJI: No, I don't.

I can get it, if it is required, and also from the MIT Campus Activities.

ASSISTANT FIRE CHIEF GERARD MAHONEY: Is there a profit from this event going to a --

UZOMA ORJI: No.

So based on the cost of any food, obviously, the tables, if the funding we get does not cover it, we would have charge a game admission only to cover the cost of the event. There will be no profits made.

ASSISTANT FIRE CHIEF GERARD MAHONEY: Okay. I mean they have casino nights sometimes to raise funds for a charity or something.

UZOMA ORJI: No. This is a social event.

SUPERINTENDENT CHRISTOPHER BURKE: Is it just MIT-affiliated individuals?

UZOMA ORJI: Yes. MIT grad students.

CHAIR ANDREA JACKSON: It is invitation-only, not open to the public?

UZOMA ORJI: Invitation only.

CHAIR ANDREA JACKSON: You said that there would be nothing of value but there would be prizes. Do you have an idea what type of prizes?

UZOMA ORJI: That depends on the funding.

I mean, it could be simple as maybe an iPod or something like that. A small iPod.

But the prizes were just to give a incentive for people to partake in the games and have some fun.

But if there's not enough funding for prizes, there will be no prizes.

CHECK CHAIR ANDREA JACKSON: You are contemplating having liquor available as well?

UZOMA ORJI: Yes. And because of that,
MIT requires having police presence at the event.
So there will be MIT police.

CHAIR ANDREA JACKSON: Any questions?

SUPERINTENDENT CHRISTOPHER BURKE: That's
it for me.

CHAIR ANDREA JACKSON: Any questions?

ASSISTANT FIRE CHIEF GERARD MAHONEY: No.

CHAIR ANDREA JACKSON: Anyone from the
public who would like to be heard on this matter?

Seeing none.

I would like to make a motion that we
take this matter under advisement to give him the
opportunity to submit the letter from MIT police
and facilities.

SUPERINTENDENT CHRISTOPHER BURKE: I
second that motion.

CHAIR ANDREA JACKSON: All in favor say

aye.

ASSISTANT FIRE CHIEF GERARD MAHONEY:

Aye.

SUPERINTENDENT CHRISTOPHER BURKE: Aye.

CHAIR ANDREA JACKSON: Any opposed?

EXECUTIVE DIRECTOR ELIZABETH LINT: For the record, I think it is important that this gentleman understand that the Attorney General's regulation applies to having these casino-type nights specifically for charitable purposes and not just for a fun evening.

So you may want to read the regulations carefully.

UZOMA ORJI: Okay.

CHAIR ANDREA JACKSON: So Director Lint, that means that means it has to be for charitable purposes?

EXECUTIVE DIRECTOR ELIZABETH LINT:

That's my understanding for charitable, fraternal nonprofit.

CHAIR ANDREA JACKSON: Okay.

And so you have the date for the Decision hearing?

EXECUTIVE DIRECTOR ELIZABETH LINT: Oh, right. December 19th at 10 a.m.

UZOMA ORJI: Here in this room?

EXECUTIVE DIRECTOR ELIZABETH LINT: Yes.

POLICY: TEMPORARY AMENDMENT TO TAXICAB

FLAT RATES

EXECUTIVE DIRECTOR ELIZABETH LINT: The Board of License Commissioners will consider a temporary amendment to the flat rates to the airport for approximately three months commencing December 27, 2013.

The taxicab industry is requesting meter-only during this time period.

This is due to the closing of the Callahan Tunnel for repairs.

LAWRENCE PRIFT: Good evening. I'm Lawrence P-R-I-F-T. I blame my father for such an awkward last name.

First of all, Madam Chair, congratulations on your appointment.

CHAIR ANDREA JACKSON: Thank you.

LAWRENCE PRIFT: You have a very long and distinguished history to uphold and I'm sure you're doing quite well.

Well, the issue comes down to the closing the Callahan Tunnel, which may be three months, if not more, and the Cambridge Taxicab Advisory Committee, which meets at least once a month, with Ms. Lint as our chair it has been discussing

this topic. We are not without precedent here.

In July 2006 a woman named Melina Del Valle was traveling to Logan Airport in the car driven by husband. As they were under the Williams tunnel, a massive, huge, cast concrete, as it turned out, ceiling panel supporting an air shaft, nothing more, fell on the vehicle crushing her to death instantly. The husband watched his wife die before his eyes.

The cabbie was from Jamaica Plain and two small children lost their mother. The concern was so great, and the issue so strong, that the then-governor Mitt Romney ordered closings of tunnels simply to inspect them all and the Callahan was, in fact, closed at that time.

What we did then may well work now. There is some precedent here, although under the precedent itself is that they are closing the

tunnel. And then on the hotel to Logan we had to put them on the meter.

The flat rate is based on time and distance from the hotel to the airport. What is the distance there. And the Callahan Tunnel is critical to that. If one travels on Storrow Drive, for example, you end up at the Callahan Tunnel. Memorial Drive, the same. Mass. Ave, you get to it. Broadway, Cambridge, even Somerville, they all go to Callahan Tunnel. And that is a key feature of the flat rate.

The time of day is a factor. The traffic. The key element, which is constant throughout, is the availability of the Callahan Tunnel, and that is to be soon denied, or perhaps for an indefinite period of time, at least three months.

So from now to then, perhaps we can

reinstate a practice we had then, which is to put the fares on the meters.

The more critical concern is how do we get to the airport.

And I think that's something that was an issue in the City of Cambridge cab industry, and all drivers in Cambridge, Somerville and Belmont because that group tends to go to the Callahan Tunnel.

Even if you come in on 93 South you end up there anyway.

The question comes down, would it be -- Longfellow Bridge has been closed since August. There's one lane open for Cambridge to Boston.

Now, would it be appropriate, would you think, that the City of Cambridge draft a letter to the Department of Transportation what do they think we should do.

They are charge in whole area. They have a really wide view. They see the big picture.

What do they suggest if the Callahan Tunnel closed. Do they have any specific routes in mind.

There was an article in the Boston Globe a month ago which specified how to get to the airport. But it addressed the Boston leadership and it was full of references to East Boston, which doesn't work here because we are not there, and we have to go through the Callahan Tunnel. So it seems odd.

But perhaps a letter to the appropriate state authority that this impacts not just the cab industry, the hotel guests of Cambridge but the entire city as well as Somerville and indeed Belmont. There's a very wide group being effected quite adversely by this.

And perhaps that's something they can come forward on with suggestions.

It is not something for us to resolve here.

They are solving a problem, perhaps deciding on the Callahan Tunnel, those all panels that collapsed a few months ago, but in solving that problem, they are creating another one. How do we gain access?

And it is not just the Callahan Tunnel. As you come out of it, there's a three-way split of road, the center is to the airport. To the right is East Boston. To the left is Route 1A Bennington Street going north.

So if you come through -- if you use either 1A north or you want to get to East Boston, that's how you would go, the Callahan Tunnel. That's the part of the same closure act.

I don't know what they have in mind but there's at least 12 days before they implement that plan. Perhaps they can come up with something.

Going a bit further.

We often don't have the opportunity to step back from regulations and then revisit, review and revise those regulations. But here is such an opportunity.

I have here the Cambridge flat rate book from 1993 amended 1999. As you can see, I never throw anything away. In this we have airport flat rates way back when.

From then to now, there's been virtually no examination or critique of the airport of the Logan -- of the Cambridge hotel to Logan airport plan, and under the leadership of Ms. Lint, the Cambridge Taxicab Advisory Subcommittee is really

eager do this.

We need to take a very long and critical look at this program. It has been well over ten years without a thorough and critical reexamination.

Assumptions are still being made that may not be valid. Expectations may be quite different. We want to better serve the public while at the same time benefit or industry.

And one way to do that is to take a look at what we have. Is this adequate for today? Perhaps it is not. Perhaps it is not.

But I think that simply to accept this and reinstate this after the reopening of the Callahan Tunnel, whenever that may be, perhaps may not be the best way to do it.

We were thinking, as the Advisory Subcommittee, and I have been a member of that

for several years, that the Callahan Tunnel is reopened and we are back to business as usual, when things are back to normal, quote/unquote, that may be a very good time to review all of this stuff and come up with some recommendations to be included.

And I'm wondering if that's acceptable to the Chair.

EXECUTIVE DIRECTOR ELIZABETH LINT: I would like to add something to that actually.

While the flat rate book has not been amended, the hotel flat rates to the airport have been amended.

I believe it was two or three years ago. But I know I was involved in it and I recall doing that.

So the flat rate book itself, the rates have not changed. But the hotel flat rates have

changed.

LAWRENCE PRIFT: May I comment?

If you -- I'll speak slower if you want.

You have been very prompt in passing along savings and benefits to the industry.

But I'm speaking of the program itself as a totality. Is this a wise thing? Does it make sense now? Can we take more than one passenger? That's not even in there. And sometimes we have to go to more than one hotel.

But a critical review, there's nothing wrong with the rates whatsoever. You are generous and we accept, but the program itself has to be looked at in totality.

CHAIR ANDREA JACKSON: So with everything that you said, I haven't heard you mention anything about the Ted Williams Tunnel.

LAWRENCE PRIFT: It may or may not be

involved here. But the Ted Williams Tunnel is how we get in there on the Mass. Pike. There's a separate entrance to the airport. There's two entrances to the airport from this side of the river.

One is to take the Callahan Tunnel, which is not to be for at least awhile. The other is to get on, say, the Mass. Pike inbound. The Mass. Pike goes to the Williams Tunnel and goes right to the airport.

There's a route we devised back in 2006 that enabled us to -- just to give a brief shorthand, if you go into Boston, go down Arlington Street, to Albany Street and then there was an entrance to the Mass. Pike tunnel.

What I'm saying is the Williams Tunnel apparently is not effected by this.

CHAIR ANDREA JACKSON: It is not.

It is just the Callahan Tunnel.

LAWRENCE PRIFT: Thus far. Again, while they are there, someone may add on to it. I don't know.

CHAIR ANDREA JACKSON: That's not correct.

It is just the Callahan Tunnel that's under construction.

It is for a defined period from December 27, 2013, give or take, to March 12, 2014.

So the Ted Williams Tunnel is certainly available.

LAWRENCE PRIFT: The Williams Tunnel is available but the accessibility is the issue.

If we take people on the Mass Turnpike, the fare would be higher.

I would think, just to describe the city, the Hyatt Regency Hotel is fairly accessible to

Allston and that's where the Mass. Pike inbound would go.

The Howard Johnson Hotel, now the Marriott Courtyard on the Memorial Drive is available as well. The Charles Hotel would be available as well. Anything else it's awkward. For example, Sheraton Commander Hotel leads right to Broadway. But that doesn't work because Broadway leads to the Callahan Tunnel.

CHAIR ANDREA JACKSON: But you can also leave the Sheraton Commander and quickly zip right down to Memorial Drive and hop over onto the Turnpike.

LAWRENCE PRIFT: If that's acceptable, we'll do that.

I think it is appropriate that the industry gets sense of what is and what can be and cannot be.

And that's perhaps what we are trying to arrive at tonight. There's nothing wrong with the idea. It's quite commendable.

I did notice in 2006, and I was driving then, while we had to take different routes and the Mass Pike to the Williams is one of them, most passengers from the hotels -- to Logan we are speaking of right now, were very concerned about getting there. Not really the rate. Can I get there in time? The way I usually go is unavailable to me. I'm running late. What can you do? That anxiety level of making the plane.

Sir?

ASSISTANT FIRE CHIEF GERARD MAHONEY: As you are talking about different hotels, I'm visualizing what, granted, is a little more lengthy route, but I don't think considering what's gonna happen with the tunnel, it is all

that extraordinary, so 93 South, South Station, Summer Street, in that way.

LAWRENCE PRIFT: That's a possibility as well. During rush-hour that may be more of a problem than say at this hour. It is an option. It is option.

ASSISTANT FIRE CHIEF GERARD MAHONEY: But at rush-hour the Callahan Tunnel is not exactly a day at the beach either.

LAWRENCE PRIFT: That's a predictable day at the beach. That's an option as well if you are going to downtown Boston, get us to South Station. Well, we have to go in through the tunnel -- not the tunnel. I'm saying that's another option as well. It is a good one as well.

I think part of this, we have to spell it out for some of the drivers who are newer and not

quite familiar with all this.

Maybe you have some sheet of some kind giving some suggestions, spelling in out in detail. I wouldn't mind preparation that for the License Commission or perhaps you'd care to do it by yourselves but some suggested routes. But some suggested routes.

Again, this is hotels only to Logan. And the hotels would be on a meter rate. And at the end of all this, to return to a prior discussion, a prior topic here, we would meet, the Advisory Subcommittee, with me to review the entire program. But that is a very excellent suggestion.

Again, it is quiet doable. Going down Summer Street, L Street -- well, not that far down. To the Convention Center.

ASSISTANT FIRE CHIEF GERARD MAHONEY:

Right after the Convention Center you hang a left and there's a sign for the airport right there.

LAWRENCE PRIFT: Perhaps making them aware of it would help solve the problem, help resolve the issues. I'm speaking only of hotels to Logan.

EXECUTIVE DIRECTOR ELIZABETH LINT: Well, I think part of the issue here is while I understand that the drivers may be looking for suggested routes from the city, it's not the function of the License Commission to provide them with that.

I know sometimes, say, with the Longfellow the police department puts something out that says Make sure you take alternate routes or know there's going to be traffic. But that's really as far as we can go.

We can't draw up routes and say you

should do this because we are not traffic coordinators and that's not our function.

LAWRENCE PRIFT: I fully agree with that.

Again, the problem is with the Department of Transportation, that while solving one problem they are creating another and believe -- they decide the wall panels at the Callahan Tunnel are the issue, and rightly so. I was there when one collapsed. Believe me, it's an issue.

What do they suggest we do? This is their idea. And it has a very wide ranging impact not only just Cambridge hotel guests but anyone traveling to the airport using the Callahan Tunnel. Again, all residents of Cambridge, Somerville, Belmont, and elsewhere. It has a very range of impact well beyond the hotels.

CHAIR ANDREA JACKSON: And if you go to

the mass dot website I believe they have come up with what they consider to be viable solutions and that would be the Ted Williams Tunnel, or quite frankly, public transportation is the option that they given, but the Ted Williams is available.

LAWRENCE PRIFT: Okay, that seems to be an agreeable option.

If they say we do it, we do it.

To make any sort of permanent change may be inadvisable because they are looking at a limited time span, three months or longer. This is not a permanent change in the city composition.

So, Madam Chair, what was the website?

CHAIR ANDREA JACKSON: Mass.gov. I should know.

LAWRENCE PRIFT: Are you a taxicab

driver?

CHAIR ANDREA JACKSON: I used to work at mass dot and I used to work in the highway division.

EXECUTIVE DIRECTOR ELIZABETH LINT:
That's the email. That's the --

CHAIR ANDREA JACKSON: It's the website. Mass.state.ma.us.

And you can simply click on the highway, the link to highway division, and then click on the links for projects and it will specify the Callahan Tunnel Project.

LAWRENCE PRIFT: Thank you, Madam Chair.

While we are on the subject, I noticed that I did not receive an email announcing this meeting and I have been informed that emails are no longer being sent. Would that be accurate?

CHAIR ANDREA JACKSON: I don't know.

EXECUTIVE DIRECTOR ELIZABETH LINT: The subcommittee is run differently than public hearings.

The subcommittee is -- there's a group making up the subcommittee and we notify them of meeting by email.

The License Commission publishes an agenda. It is on the city website. It is on the License Commission website. It is in the newspaper. And that's the notice that we give.

LAWRENCE PRIFT: May I ask what the websites would be?

EXECUTIVE DIRECTOR ELIZABETH LINT: It's License Commission website. The city website.

LAWRENCE PRIFT: Spell it.

EXECUTIVE DIRECTOR ELIZABETH LINT: It's cambridgema.gov and then click on Licensing. There's slash license, I believe.

LAWRENCE PRIFT: The second one?

EXECUTIVE DIRECTOR ELIZABETH LINT: The License Commission. It is on the city calendar which is on cambridgema.gov.

LAWRENCE PRIFT: Thank you.

CHAIR ANDREA JACKSON: Any questions?

SUPERINTENDENT CHRISTOPHER BURKE: None.

ASSISTANT FIRE CHIEF GERARD MAHONEY: No.

CHAIR ANDREA JACKSON: Any members of the public that would like to be heard on this?

Seeing none I make a motion that we deny the request for a temporary amendment to flat rates to the airport for approximately three months during the closing of the Callahan Tunnel for repairs is there a second.

ASSISTANT FIRE CHIEF GERARD MAHONEY:
Second.

CHAIR ANDREA JACKSON: All in favor

signify by saying aye.

SUPERINTENDENT CHRISTOPHER BURKE: Aye.

ASSISTANT FIRE CHIEF GERARD MAHONEY:

Aye.

CHAIR ANDREA JACKSON: None opposed.

Thank you.

LAWRENCE PRIFT: The decision is to not have flat rates from hotels to Logan, is that my understanding?

EXECUTIVE DIRECTOR ELIZABETH LINT:

Everything will stay as-is.

CHAIR ANDREA JACKSON: Stay as-is?

LAWRENCE PRIFT: As-is.

CHAIR ANDREA JACKSON: As-is.

LAWRENCE PRIFT: Flat rates to the airport?

CHAIR ANDREA JACKSON: Flat rates to the airport, yes.

LAWRENCE PRIFT: Okay. Thank you.

CHAIR ANDREA JACKSON: Sir, is there a matter here you would like to be heard on?

ANDY LISLE: No. Just taking it all in. Thank you.

CHAIR ANDREA JACKSON: I make a motion that we adjourn.

SUPERINTENDENT CHRISTOPHER BURKE: I second that.

CHAIR ANDREA JACKSON: All in favor say aye.

SUPERINTENDENT CHRISTOPHER BURKE: Aye.

ASSISTANT FIRE CHIEF GERARD MAHONEY: Aye.

CHAIR ANDREA JACKSON: None opposed.

Thank you.

(Whereupon the proceedings were adjourned.)

ERRATA SHEET

INSTRUCTIONS: After reading the transcript of this hearing, note any change or correction to and the reason therefor on this sheet. DO NOT make any marks or notations on the transcript volume itself. Sign and date this errata sheet (before a Notary Public, if required).

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I have read the foregoing transcript of the hearing, and except for any corrections or changes noted above, I hereby subscribe the transcript as an accurate record by me.

CERTIFICATE

Commonwealth of Massachusetts

Norfolk, ss.

I, Jill Kourafas, a Notary Public in and
for the Commonwealth of Massachusetts, do hereby
certify:

That the hearing herein before set forth
is a true and accurate record of the proceedings.

IN WITNESS WHEREOF, I have hereunto set
my hand this 29th day of December 2013.

Jill Kourafas
Certified Shorthand Reporter
License No. 14903
Notary Public
My Commission expires:
February 2, 2017

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