



# CAMBRIDGE LICENSE COMMISSION

831 Massachusetts Avenue, First Floor, Cambridge, Massachusetts 02139

## License Commission Hearing Agenda

Wednesday, November 7, 2018 at 3:00 p.m.

Michael J. Lombardi Building

831 Massachusetts Avenue

Carmelia M. Vicente Conference Room (Basement Level)

Cambridge, Massachusetts

Amended

***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) Disciplinary Coffeeshop, LLC d/b/a UpperWest, 1 Cedar Street B, holder of General On Premise All Alcohol License #11587, for alleged violations of: Failure to comply with the Massachusetts Comprehensive Fire Safety Code, § 20.1.5.2.4(2); G. L. c. 148, § 28, G. L. c. 138, §§ 23 and 64, and Board's Rules 2.2-2.3, 2.5-2.6, 5.1-5.2, and 13.1; Failure and/or refusal to cooperate with agents of the Fire Department, and/or hindering an investigation, and/or the enforcement of the law, in violation of G. L. c. 138, § 23, 63-63A and 64, and Board's Rules 2.2-2.3, 2.5-2.6, 5.1-5.2, 13.1, 13.3, and 13.5; Threatening/intimidating a witness, to wit, public official(s), in violation of G. L. c. 268, § 13B, G. L. c. 138, §§ 23 and 64, and Board's Rules 2.3, 2.5, 5.1-5.2, 13.1, 13.3 and 13.5; Threatening public official(s), in violation of G. L. c. 275, §§ 2-4, G. L. c. 138, §§ 23 and 64, and Board's Rules 2.3, 2.5, 5.1-5.2, 13.1, 13.3 and 13.5.

2) Violation Continued from October 3, 2018 and October 24, 2018. Bob Bassill, Local Motion of Boston, for violation of Cambridge Municipal Code 8.16.060(B) - Noise in residential areas or affecting residential property, and 8.16.060(E) – Area noise standards.

3) Application Bowery Cambridge, LLC d/b/a The Sinclair, 52 Church Street, holder of Entertainment License #11172, application #23748 to amend the existing Entertainment License to include three pinball machines and trivia.

4) Application 50 Binney Street, LLC d/b/a Lily P's, 50 Binney Street, has applied for a new Common Victualler All Alcohol License. The proposed hours are 10:00 a.m. to 1:00 a.m. Sundays; 11:00 a.m. to 1:00 a.m. Monday through Wednesday; 11:00 a.m. to 2:00 a.m. Thursday and Friday; and 10:00 a.m. to 2:00 a.m. Saturday with seating for 176 inside, 246 occupancy and 54 patio seats on private property. Christopher Parsons as Proposed Manager of Record of a premise described as: Approximately 5,000 sf ground floor restaurant containing kitchen, two dining rooms and two bars with entrance and exit located along Binney Street. Patio seating located on private property. Applicant is also applying for

an Entertainment License to include: recorded music above conversation level; dancing by patrons; live music with amplification; DJ; karaoke; six (6) TV's; and two (2) video game and/or pinball machines.

5) Application JH Restaurant Cambridge, LLC d/b/a John Harvard's Brew House, 33 Dunster Street, holder of Common Victualler All Alcohol License #11649, application #24207 for Change of Beneficial Interest and Transfer/Issuance of Stock.

6) Disciplinary Hoppy, LLC d/b/a The Boat House, 49 Mount Auburn Street, holder of Common Victualler All Alcohol License #11371, for alleged violation of permitting disorder, disturbance, or illegality on a licensed premise, to wit, Overcapacity on October 20, 2018, in violation of M. G. L. c. 138, §§ 23 and 64 and Rules and Regulations of the City of Cambridge Board of License Commissioners Rule 2.3, 2.5, 5.1, and 9.

7) Disciplinary Third Street Associates, Inc., Russell House Tavern, 14 JFK Street, holder of Common Victualler All Alcohol License #11420, for alleged violation of permitting disorder, disturbance, or illegality on a licensed premise, to wit, Overcapacity on October 19, 2018, in violation of M. G. L. c. 138, §§ 23 and 64 and Rules and Regulations of the City of Cambridge Board of License Commissioners Rule 2.3, 2.5, 5.1, and 9.

8) Disciplinary Chazumba, LLC d/b/a Felipe's Taqueria, 21 Brattle Street, holder of Common Victualler All Alcohol License #11516, for alleged violation of permitting disorder, disturbance, or illegality on a licensed premise, to wit, Overcapacity on October 19, 2018, in violation of M. G. L. c. 138, §§ 23 and 64 and Rules and Regulations of the City of Cambridge Board of License Commissioners Rule 2.3, 2.5, 5.1, and 9.

9) Disciplinary 1071 Cambridge Street, LLC d/b/a Bisq, 1071 Cambridge Street, holder of Common Victualler Wine & Malt License #11495, for alleged violation of permitting disorder, disturbance, or illegality on a licensed premise, to wit, Overcapacity on October 12, 2018, in violation of M. G. L. c. 138, §§ 23 and 64 and Rules and Regulations of the City of Cambridge Board of License Commissioners Rule 2.3, 2.5, 5.1, and 9.

10) Disciplinary Club Desportivo Faialense, Inc., 1121 Cambridge Street, holder of All Alcohol Club License #11628, for alleged violations of permitting disorder, disturbance, or illegality on a licensed premise, to wit, employee on patron assault and battery, in violation of, but not limited to, 204 CMR 2.05(2); M. G. L. c. 138 §§ 23 and 64; and Rules and Regulations of the City or Cambridge Board of License Commissioners 2.5, 2.6, 5.1, and 8.1.

11) Application Clifton Glezil has applied for a new Cambridge Hackney Driver's License.

12) Application Toni Zoghayb has applied for a new Cambridge Hackney Driver's License.

13) Disciplinary NStar Electric & Gas, Co., 161 Alewife Brook Parkway, Flammables License #14295, Disciplinary for Failure to Renew Flammables License and Operating Without a License, in violation of M. G. L. c. 148, § 1, et. seq. and Cambridge Municipal Code 8.08.

14) Disciplinary NStar Electric & Gas, Co., 265 Wheeler Street, Flammables License #14296, Disciplinary for Failure to Renew Flammables License and Operating Without a License, in violation of M. G. L. c. 148, § 1, et. seq. and Cambridge Municipal Code 8.08.

### **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](mailto:License@cambridgema.gov).*

15) Richard Cambriello, on behalf of Daddy's Bone Town Burgers, has applied for an annual hawker peddler license on private property at 1 Alewife Brook Parkway, on Mondays from 11:30 a.m. to 2:00 p.m. Application #24001

16) Shore Gregory, on behalf of Bennett Street Eatery, LLC, holder of Common Victualler All Alcohol License #11997, has surrendered their license to the License Commission.

17) Joe Toomey, on behalf of Walsh Brothers, Inc. has applied for a special noise variance on November 17, 2018 from 12:00 a.m. to 9:00 a.m., 6:00 p.m. to 9:00 a.m. and on November 18, 2018 from 6:00 p.m. to 11:00 p.m. at 189 Vassar Street for a tower crane installation.

18) Matt Burnham, on behalf of McCourt Construction, has applied for a special noise variance at 389 Binney Street on November 17, 2018 from 6:30 a.m. to 9:00 a.m. for a loader, excavator, generator and pumps.

19) Board Discussion: Whether alcohol licensees should be given a grace period to complete their renewal applications.

20) Eliot Management Services, Inc., d/b/a Paradise Café, has notified the License commission that the establishment has closed, and they are actively pursuing new locations.

21) Attorney Douglas Clarke, on behalf of Medallion Bank and Freshstart Venture Capital Corp, has notified the License Commission that the following medallions will be offered at a secured party's public

auction sale scheduled for November 15, 2018 at 11 a.m. at the Sheraton Needham Hotel, 100 Cabot Street, Needham, Massachusetts 02494:

<u>Medallion No.:</u>	<u>Owner:</u>
Cambridge Medallion No. 135	Dash Cab, Inc.
Cambridge Medallion No. 47	GCF Taxi Inc.
Cambridge Medallion No. 150	GCF Taxi Inc.
Cambridge Medallion No. 247	GCF Taxi Inc.
Cambridge Medallion No. 155	Pafou Cab, Inc.
Cambridge Medallion No. 212	MGF Taxi, Inc.
Cambridge Medallion No. 219	Lynn Maha Taxi, Inc.
Cambridge Medallion No. 216	Sam Taxi, Inc.
Cambridge Medallion No. 194	Desdunes Cab, Inc.
Cambridge Medallion No. 129	Patrick Cab, Inc.
Cambridge Medallion No. 157	Hope-Lynn Cabworks, Inc.
Cambridge Medallion No. 106	CAF Taxi, Inc.
Cambridge Medallion No. 137	CAF Taxi, Inc.
Cambridge Medallion No.112	Emilys Taxi, Inc.
Cambridge Medallion No.229	Emilys Taxi, Inc.
Cambridge Medallion No.199	Matthews Taxi, Inc.
Cambridge Medallion No 237	Matthews Taxi, Inc.
Cambridge Medallion No 169	Olivias Taxi, Inc.
Cambridge Medallion No 179	Olivias Taxi, Inc.
Cambridge Medallion No 120	OMF Taxi, Inc.
Cambridge Medallion No 18	Drumman Trans., Inc.
Cambridge Medallion No 41	OMF Taxi, Inc.
Cambridge Medallion No 56	MGF Taxi, Inc.

22) August Rodrigues, on behalf of the New England School of English, holder of a Lodging House License at 36 JFK Street, has applied for a change of manager to Matthew Russell. Application #25379

#### **Renewal Matters**

23) Lamplighter Brewing Co., Inc., 284 Broadway, holder of malt license #11567-3, has applied for a New Year's Eve extension to their license.

24) Puffydude, Inc., d/b/a Wits End, 1248 Cambridge Street, holder of Common Victualler all Alcohol License #11615-2, has applied for a New Year's Eve extension to their license.

25) 0912, Inc. d/b/a Forage, 5 Craigie Circle, holder of Common Victualler All Alcohol License # 11566-2. Has applied for a New Years Eve extension to their license.

## One Day License 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).*

26) Camiren Carter, has applied for an entertainment license to be exercised at Harvard University, 52 Oxford Street, on 11/17/18 from 10:00 p.m. – 2:00 a.m. for a party with patrons dancing, recorded music, dj and amplification system. Expected attendance – 650 people. Applicant # 24355

27) JonRobert Bagley, has applied for a malt with entertainment license to be exercised at Science Center Plaza, 1 Oxford Street, on 11/17/18 from 8:00 a.m. – 11:30 p.m. for a party with patrons dancing, dj and live music. Expected attendance – 5000 people. Applicant # 24298

28) Paul Clark, has applied for a malt with entertainment license to be exercised at Forest City, 64 Sidney Street, on 12/2/18 from 10:00 a.m. – 12 noon for a road race with recorded music and amplification system. Expected attendance – 2200 people [Approved by Special Events Committee] Applicant # 24173

29) Jason Alves, on behalf of East Cambridge Business Association, has applied for an all alcohol with entertainment license to be exercised at Cambridgeside, 100 Cambridgeside Pl, on 11/18/18 from 8:00 a.m. – 2:00 p.m. for the Cambridgeside 10K with patrons dancing, recorded/live music, dj and amplification system. Expected attendance – 3000 people. Applicant # 23999

30) Aleksandar Vljakovic, 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 11/17/18 from 8:00 p.m. – 12 midnight for a fundraiser dinner with patrons, performers/entertainers dancing, live music and amplification system. Expected attendance – 200 people. Applicant # 23611

31) Edward O'Connor, has applied for a malt with entertainment license to be exercised at ProPark parking lot, 41 Church Street, on 12/9/18 from 5:00 a.m. – 3:00 p.m. for a road race with patrons dancing, recorded music, dj and amplification system. Expected attendance – 3500 people. [Approved by Special Events Committee] Applicant # 23558

32) Kristin Healy, has applied for a malt and wine with entertainment license to be exercised at Royal Sonesta, 40 Land Blvd, on 12/15/18 from 6:00 p.m. – 11:00 p.m. for a holiday party w/casino tables and live music. Expected attendance – 250 people. Applicant # 24787

- 33) Manish Gupta, has applied for an all alcohol with entertainment license to be exercised at Cambridge Masonic Temple, 1280 Massachusetts Avenue, on 11/11/18 from 11:30 a.m. – 4:30 p.m. for a birthday party with dj. Expected attendance – 85 people. Applicant # 24600
- 34) Kosuke Yoshinaga, has applied for an entertainment license to be exercised at MIT Morss Hall, 142 Memorial Drive, on 11/14/18 from 5:00 p.m. – 8:00 p.m. for a party with live music. Expected attendance – 300 people. Applicant # 24840
- 35) Inaara Shiraz, has applied for a hawker/peddler license for (10) vendors to be exercised at Student Organization Center at Hilles, 59 Shepard Street, on 11/9/18 from 8:00 p.m. – 11:00 p.m. to sell clothes, henna, Pakistani arts and crafts. Applicant # 24632
- 36) Lauren Schexnayder, has applied for an entertainment license to be exercised at MIT La Sala de Puerto Rico, 84 Massachusetts Avenue, on 11/9-11/11 & 11/15-11/17 from 8:00 p.m. – 11:00 p.m. on 11/11 2:00 p.m. – 5:00 p.m. for a musical with performers/entertainers dancing and theatrical exhibition/play/moving picture show. Expected attendance – 120 people. Applicant # 24871
- 37) Jessie Cherofsky, on behalf of Cultural Survival, has applied for a hawker/peddler license for (50) vendors to be exercised at Cambridge Rindge & Latin School, 459 Broadway, on 12/15/18 & 12/16/18 from 10:00 a.m. – 6:00 p.m. to sell arts, crafts, clothes, jewelry and accessories. Applicant # 24342
- 38) Jeffrey Fitzgerald, has applied for a malt and wine license to be exercised at MIT Museum, 265 Massachusetts Avenue, on 11/16/18 from 6:00 p.m. – 10:00 p.m. for a party. Expected attendance – 250 people. Applicant # 25008
- 39) Yoo Kyung Lee, has applied for a hawker/peddler license to be exercised at Paine Hall, 3 Oxford Street, on 11/11/18 from 3:00 p.m. – 5:00 p.m. to sell t-shirts and phone wallet sleeves. Applicant # 24856
- 40) Joyce Seok, has applied for an entertainment license to be exercised at Quincy House Dining Hall, 58 Plympton Street, on 11/9/18 from 7:00 p.m. – 11:00 p.m. for a cultural celebration with performers/entertainers dancing, recorded/live music, amplification system, theatrical exhibition/play/moving picture show and floor show. Expected attendance – 100 people. Applicant # 24903
- 41) Benjamin Palmer, has applied for an entertainment license to be exercised at Holden Chapel, 14 Harvard Yard, on 11/9/18 from 7:00 p.m. – 10:00 p.m. for a concert with live music. Expected attendance – 60 people. Applicant # 25050

42) Kyle Lapatin, has applied for an entertainment license to be exercised at Cambridge Masonic Hall, 1950 Massachusetts Avenue, on 3/16/2019 from 1:00 p.m. – 5:00 p.m. for a group dance lesson with patrons dancing, recorded music and amplification system. Expected attendance – 70 people. Applicant # 22619

43) Laila Tauqeer, has applied for an entertainment license to be exercised at Student Organization Center at Hilles, 59 Shepard Street, on 11/9/18 from 6:00 p.m. – 11:00 p.m. for a cultural festival with performers/entertainers dancing, recorded/live music and amplification system. Expected attendance – 150 people. Applicant # 24050

44) Maura Dower, has applied for a malt and wine with entertainment license to be exercised at Studio 550, 550 Massachusetts Avenue, on 11/9/18 5:00 p.m. – 1:00 a.m. & 11/10 7:00 p.m. – 12:30 a.m. for a concert with patrons, performers/entertainers dancing, live music and floor show. Expected attendance – 32 people. Applicant # 24212

45) Peter DeVito, has applied for a wine license to be exercised at 100 Cambridgeside Place, on 12/4/18 & 12/5/18 from 5:30 p.m. – 7:30 p.m. for a social influencers and concierges event. Expected attendance – 50 people. Applicant # 24265

**Items Added to the Agenda After Posting on November 2, 2018**

46) Huanshuo Rao, on behalf of the MIT Asian American Association, has applied for a one day entertainment license on November 16, 2018 from 7:00 p.m. to 10:00 p.m. at 105 Massachusetts Avenue for a banquet/carnival with 350 expected. Applicant #25566

47) Marianne Marrone, on behalf of Pemberton Farms, 2225 Massachusetts Avenue, has applied for a one day wine and malt license on November 9, 2018 from 7:00 p.m. to 10:00 p.m. for a tasting event with music with 15 people expected. Applicant # 25370

48) Jamie Kalstead, on behalf of Gallery 23. Has applied for a one day wine and malt and entertainment license for a concert and reception with 25 expected. Applicant #25514

49) Johnny Powell, on behalf of the Harvard College Black Man's Forum, has applied for a one day entertainment license on November 17, 2018 from 9:30 p.m. to 2:00 a.m. at Northwest Labs building for music and a dj, with 750 expected. Applicant #25532

PLEASE NOTE THAT THE ORDER IN WHICH MATTERS ARE LISTED DOES NOT GUARANTEE IT IS THE ORDER WHICH THEY WILL BE CALLED. AS SUCH, PLEASE BE SURE TO ARRIVE AT THE NOTICED TIME OF 3:00 P.M.

*Elizabeth Y. Lint*

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Elizabeth Y. Lint, Executive Director