



**City of Somerville
Licensing Commission**

Regular Meeting

**Monday
February 27, 2023
6:00pm**

Published February 23, 2023 at 1:30pm

Pursuant to Chapter 107 of the Acts of 2022, this meeting of the Licensing Commission will be conducted via remote participation. We will post an audio recording, audio-video recording, transcript, or other comprehensive record of these proceedings as soon as possible after the meeting on the City of Somerville website.

Copy & paste the following link into your internet browser to view this meeting live:

<https://attendee.gotowebinar.com/register/1166256809595097691>

If you wish to submit comments on any item on this agenda, you may send written comments by US mail to the Secretary of the Licensing Commission, 93 Highland Avenue, Somerville, MA, 02143, or by email to licensing@somervillema.gov. Your comments must arrive no later than 12 Noon on the day of the meeting, in order to be sure they are conveyed to the Commission.

COMMUNICATIONS

1. Minutes of the Regular Licensing Commission Meeting of 1/23/23
2. Communication from Chair Lynch: That the SLC discuss the Licensing Commission fees associated with Adult Use Recreational Marijuana (application fee and renewal fee) Continued from the 10/17/22 and 1/23/23 Licensing Commission Meeting
3. Commissioner Allen conveying proposed changes to the Rules and Regulations of the Licensing Commission: 1.18 Extension of Premises to Patio and Outdoor Area's:
 - h. The permit for patio seating in the public way will be seasonal, from April 1st to no later than November 30th. All tables, chairs, and accessories used in the outdoor seating area must be removed during all other time periods. This restriction is not applicable to private patio seating permits. The dates of use for each establishment may be reviewed and reduced by the Licensing Commission for any reason.



4. Communication from the City Clerk conveying proposed changes to the Rules and Regulations of the Licensing Commission based upon the administration's Outdoor Seating Proposal: 1.18 Extension of Premises to Patio and Outdoor Area's:
 - h. The permit for service of alcoholic beverages at outdoor seating will be seasonal, from April 1st through no later than November 30th. All tables, chairs and accessories used in the outdoor seating area must be removed during all other time periods. The dates of use for each establishment may be reviewed and reduced by the Licensing Commission for any reason.
 - i. Any violation of these rules and regulations may result in fines, suspension and revocation of the license, and other punitive actions as determined by the Licensing Commission.
 - j. Licenses are not transferable.
 - k. For Public Street Seating only:
 - (1) Licensee shall provide & maintain trash receptacle and/or provide bussing service during all hours of operation.
 - (2) Licensee shall post a conspicuous sign requiring patrons to not rearrange seating or relocate seating into the sidewalk or other *accessible* walks, routes, ramps or aisles.
 - (3) Licensee's operation in the licensed area may not begin earlier than 6:00 AM and may not extend beyond Midnight (12:00AM), inclusive of time to setup, breakdown and clean the area. Operation must not exceed the hours of the master license.
 - (4) Licensed areas in the public street shall only be authorized from April 1 to November 30. All seats, tables, barriers, signs, stands, etc. shall be removed from the public street by December 1.
 - (5) Parklet Seating shall include reflective tape or reflective markers to the traffic facing sides of the Parklet structure or railings.
 - (6) Parklet Seating platforms and other temporary structures shall include removable sections to access all utility manholes and access structures. Licensee shall remove sections when requested by City. At least 24 hours verbal notice will be provided. Emergencies may require shorter or immediate notification.
 - (7) Parklet Seating platforms and other temporary structures shall maintain a clear drainage path beneath the structure. Licensee shall clean beneath the structures on a monthly basis to clear debris and blockages from the drainage path.
 - l. For Dog Areas only:
 - (1) Licensees shall prohibit animals, except service animals, from all outdoor seating areas unless their license explicitly allows dogs in such areas.
 - (2) Licensees with a license that allows dogs shall ensure that every dog in the outdoor seating area is licensed and leashed, shall prohibit employees from touching or handling dogs, and shall provide bowls of water for the sole use of dogs.
 - (3) Licensees with a license that allows dogs shall post a conspicuous sign to designate the outdoor dog area, and to prohibit dogs from sitting or standing on any furniture and from eating anything, including scraps, from plates, drinkware, or utensils. Dogs may not be seated on the laps of patrons at any time.

Continued from 11/21/22 and 1/23/23 Licensing Commission Meeting



5. Communication from Chair Lynch recommending a Change to the Rules and Regulations for Outdoor Seating, to require a Newspaper AD for All Outdoor Seating, due to recent changes to the Outdoor Seating Rules & Regulations.
Continued from the 1/23/23 Licensing Commission Meeting

6. Above and Beyond Catering, Inc., 42 Plympton St., Boston, MA 02118 notifying the Commission of an Event for approximately 100 Guests, to be held at Alta Revolution, 290 Revolution Dr., on Friday, February 24, 2023, from 6:30pm – 8:30pm (Alcoholic Beverages served from Above and Beyond Catering, Inc.)

SPECIAL ALCOHOL LICENSES

7. St. Anthony Parish, 12 Properzi Way requesting approval of a Special Alcohol License for the purpose of dispensing and/or selling alcoholic beverages for Baile Mother's Day to be held Indoors in the School Hall, 12 Properzi Way on Saturday, May 13, 2023, from 8:00pm –12:00pm (Alcohol Service)
(PEL23-000008)
8. St. Anthony Parish, 12 Properzi Way requesting approval of a Special Alcohol License for the purpose of dispensing and/or selling alcoholic beverages for Festa Junina 2023 to be held Outdoors in one of the parking lots, 12 Properzi Way on Saturday, June 24, 2023, from 5:00pm –11:00pm (Alcohol Service)
(PEL23-000009)
9. Licensing Commission Requesting a status report on the use of their All-Forms Alcohol License:

License #	Business Name	Address	License Type	Category
AL17-000035	The Dark Horse Public House	499 Broadway	All Forms	Private

Continued from the 10/17/22 and 1/23/23 Licensing Commission Meeting

Common Victualler **NEW**

10. Food Time Inc. d/b/a Tribos Peri Peri,, 431 Artisan Way requesting approval of a Common Victualler License
Indoor Seats: 54
Hours of Operation: Sun-Mon 9:00am-9:00pm
(AL22-000043)



Existing All Forms 7 Day Restaurant

Assembly Row License

Change of Manger

11. Papagayo Somerville Inc. d/b/a Papagayo, 331 Great River Rd. requesting approval of a Change of Manager from: Bradford Dalbeck to: Robert Murphy (ALM22-000114)

Existing All Forms Alcohol License

City Held – City Wide License

Alteration of Premises

PUBLIC PARKLET OUTDOOR SEATING

12. Rockwell Restaurant Group, LLC d/b/a Foundry on Elm, 255 Elm St. requesting approval for an Alteration of Premises for Outdoor Public Parklet Seating. Outdoor Public Parklet Seats: 24 (ALM22-000122)

This is the Notice of a Public Hearing for this Item. The Public is welcome to attend and be heard.

NEW

Wine and Malt 7 Day Restaurant License

City Quota License

13. X & W Papa Inc. d/b/a Papa Sushi, 499 Broadway requesting approval of a Wine and Malt 7 Day Restaurant City Quota License.
Hours of Operation for Food and Alcohol Service Indoors:
Mon-Sat: 11:30am-11:00pm & Sun: 12:00pm-10:00pm
Indoor Seats: 44 – same as current CV
Currently has a Common Victualler License #AL21-000030
Current Indoor Hours for Food Service: Mon-Thu: 11:00am-10:30pm, Fri-Sat: 11:00am-11:00pm & Sun: 11:00am-10:00pm
New Indoor Hours for Food and Alcohol Service: Mon-Sat: 11:30am-11:00pm & Sun: 12:00pm-10:00pm
(AL22-000031)
Continued from the 1/23/23 Licensing Commission Meeting

This is the Notice of a Public Hearing for this Item. The Public is welcome to attend and be heard.



Marijuana Establishment License
Amendment
Change of D/B/A

14. Northeast Select Harvest Corp., 378-380 Highland Ave. requesting approval for a Change of D/B/A to NESH
(MEA-000002)