



**City of Somerville
Licensing Commission**

Regular Meeting in City Council Chamber and Via Remote Participation

**Monday
Regular Licensing Commission Meeting
May 15, 2023
6:00pm**

DRAFT MINUTES

NOTICE: This is NOT the official version of the Licensing Commission's Minutes. While reasonable efforts have been made to assure the accuracy of the data provided, do not rely on this information without first checking with the Secretary to the Licensing Commission.

The meeting was called to order by Chair Lynch at 6:05pm.

The Commission entered into recess at 7:44pm and reconvened at 7:47pm.

Attendance:

Chair Joseph Lynch – present

Commissioner Christopher Allen – absent

Commissioner Jacques Thomas, Jr. – present

Others present: Bernabe Rodriguez – Assistant City Clerk; Lori Jean Batzek – Secretary to the Commission; Timothy Mitsakis – Police Lieutenant; Francis A. Otting – Fire Acting Captain; Brian Postlewaite – Director of Engineering

COMMUNICATIONS

1. Minutes of the Regular Licensing Commission Meeting of 4/10/23

The Commission approved the minutes on a Roll Call Vote: 2 in favor (Lynch, Thomas), 0 opposed, 1 absent (Allen).



2. Licensing Commission requesting a status report on the use of All-Forms Alcohol License:

| License # | Business Name | Address | License Type | Category |
|-------------|---------------------------|-----------------|--------------|---------------|
| AL17-000027 | Nucleo Sportinguista Inc. | 282 McGrath Hwy | All Forms | Private- Club |

Continued from the 10/17/22, 1/23/23 and 4/10/23 Licensing Commission Meeting

The Commission continued this status report to the 6/5/23 Licensing Commission Meeting on a Roll Call Vote: 2 in favor (Lynch, Thomas), 0 opposed, 1 absent (Allen).

| License # | Business Name | Address | License Type | Category |
|-------------|-------------------------|-----------------|--------------|----------|
| AL17-000075 | The 99 Restaurant & Pub | 20 Cummings St. | All Forms | Private |

Continued from the 1/23/23 Licensing Commission Meeting

The Commission continued this status report to the 6/5/23 Licensing Commission Meeting on a Roll Call Vote: 2 in favor (Lynch, Thomas), 0 opposed, 1 absent (Allen).

3. Licensing Commission requesting a status report on the use of Wine and Malt Package Store License:

| License # | Business Name | Address | License Type | Category |
|-------------|-----------------------|---------------|--------------|----------|
| AL20-000017 | Top Shelf at Assembly | 365 Canal St. | W&M Package | Private |

Continued from the 11/21/22 Licensing Commission Meeting

The Commission continued this status report to the 6/5/23 Licensing Commission Meeting on a Roll Call Vote: 2 in favor (Lynch, Thomas), 0 opposed, 1 absent (Allen).



SPECIAL ALCOHOL LICENSES

4. Somerville Education Foundation, 18 Hamilton Rd., requesting approval of a Special Alcohol License for the purpose of dispensing and/or selling alcoholic beverages for a Taste of Somerville to be held Outdoors at Baxter Park on Wednesday, June 14, 2023, from 5pm–8pm with a Rain Date of 6/15/23 (Alcohol Service)
(PEL23-000080)

Greg Nadeau, President of the Somerville Education Foundation, and Steve Mackey, Somerville Chamber of Commerce, appeared for this application. Mr. Mackey described the food and alcohol to be served for this annual event for 1,000 people. The event will be surrounded by a fence with a VIP and general admission gate staffed by a Police detail, event security and ticket takers. Over-21 bracelets will be used, and alcohol will be served in a separate enclosed area. Chair Lynch asked if written permission had been received for this park, as it is Department of Conservation and Recreation (DCR) property. Mr. Mackey stated the DCR permit is pending for the Somerville Education Foundation. Chair Lynch requested a copy of that permit be sent to the Licensing Commission. Chair Lynch reminded Mr. Nadeau and Mr. Mackey that all servers must be TIPS Certified and suggested carding individuals if unsure of their age. Commissioner Thomas asked if propane tanks will be used, and Mr. Mackey confirmed a Flammables License request has been submitted to the Somerville Fire Department and is pending. Chair Lynch asked for confirmation that Baxter State Park is Americans with Disabilities Act (ADA) accessible, and Mr. Mackey confirmed that it is. Chair Lynch requested Acting Captain Otting apprise Captain Bakey of the imminent Flammables License request. Captain Otting confirmed that the request would be reviewed promptly, and the Fire Department will work with other city departments in a coordinated effort. Mr. Mackey informed the Commission that the Massachusetts Department of Public Health will permit the tents and they are working in collaboration with the Somerville Fire Department. Chair Lynch advised copies of anything received from the State of Massachusetts be sent to the Licensing Commission, the Police Department, and the Fire Department.

The Commission approved this Special Alcohol License on a Roll Call Vote: 2 in favor (Lynch, Thomas), 0 opposed, 1 absent (Allen).



Existing Common Victualler License
Public Parklet Seating

5. Rei Da Picanha & Events Inc. d/b/a Rei Da Picanha, 129 Broadway, requesting approval of a Public Parklet Seating License
Outdoor Public Parklet Seats: 26
(ALM23-000021)

Felipe Nonato appeared for this application. Mr. Nonato stated this is the same number of seats as in previous years. He also informed the Commission that no issues were reported last year. A bathroom will be shared with the business next door and proper signage will be posted. Brian Postlewaite, Director of Engineering, stated he reviewed the toilet seat count, and recommended approval.

The Chair opened the public hearing at 6:31pm.

There being no speakers, the Chair closed the public hearing at 6:32pm.

The Commission approved this Public Parklet Seating License on a Roll Call Vote: 2 in favor (Lynch, Thomas), 0 opposed, 1 absent (Allen).

6. Diesel Café Inc. d/b/a Diesel Cafe, 257 Elm St., requesting approval of a Public Parklet Seating License
Outdoor Public Parklet Seats: 16
(ALM23-000023)

Courtney Verhaalen appeared for this application. Ms. Verhaalen stated the parklet is located directly next to the curb with no more than ¼ inch of lip space. It is also 25% ADA accessible with a bridge plate to assist wheelchairs. A Jersey barrier will be employed on the traffic-facing side with reflective strips. Captain Otting clarified for all applicants that Chief Breen has expressed concern that fire apparatus may be unable to deploy stabilizers in congested areas with parklet seating on both sides of the street, and she noted approvals may be issued with conditions to allow for modifications needed. Chair Lynch advised Director Postlewaite to discuss this concern with the Fire Department. He also stated all outdoor licensees understand any city department has authority to move this dining in the case of an emergency. Director Postlewaite informed the Commission that the



Inspectional Services Division conducts field inspections prior to outdoor seating opening and will discuss this matter with the Fire Chief and make any adjustments necessary. Director Postlewaite recommended approval.

The Chair opened the public hearing at 6:42pm.

There being no speakers, the Chair closed the public hearing at 6:43pm.

The Commission approved this Public Parklet Seating License on a Roll Call Vote: 2 in favor (Lynch, Thomas), 0 opposed, 1 absent (Allen).

7. Kaizen Corp. IV d/b/a Anna's Taqueria, 236 Elm St., requesting approval of a Public Parklet Seating License
Outdoor Public Parklet Seats: 22
(ALM23-000045)

Gina Venezia, Construction Manager, appeared for this application. Ms. Venezia stated there will be four ADA accessible seats with a ramp in front of the location, surrounded by Jersey barriers and is the same as last year. Chair Lynch asked if landlord approval was received. Ms. Venezia confirmed that it was. Commissioner Thomas advised Ms. Venezia to be mindful of sanitation in the area. Director Postlewaite recommended approval.

The Chair opened the public hearing at 6:46pm.

There being no speakers, the Chair closed the public hearing at 6:46pm.

The Commission approved this Public Parklet Seating License on a Roll Call Vote: 2 in favor (Lynch, Thomas), 0 opposed, 1 absent (Allen).

Existing Common Victualler License
Public Sidewalk Seating

8. Restaurant Thai Hut Corp. d/b/a Thai Hut, 93 Beacon St., requesting approval of a Public Sidewalk Seating License
Outdoor Public Sidewalk Seats: 8
(ALM23-000025)



Nutthathida Thanakhun appeared for this application. Ms. Thanakhun stated she had outdoor seating last year and had no problems. Director Postlewaite recommended approval.

The Chair opened the public hearing at 6:59pm.

There being no speakers, the Chair closed the public hearing at 6:59pm.

The Commission approved this Public Sidewalk Seating License on a Roll Call Vote: 2 in favor (Lynch, Thomas), 0 opposed, 1 absent (Allen).

Existing Common Victualler License
Public Parklet and Public Sidewalk Seating

9. Crispy Crepe LLC d/b/a Mr. Crepe, 51 Davis Sq., requesting approval of a Public Parklet Seating License and Public Sidewalk Seating License
Outdoor Public Parklet Seats: 16
Outdoor Public Sidewalk Seats: 10
(ALM23-000010)

Peter Creyf appeared for this application. Mr. Creyf stated this seating has been reduced from 40 parklet seats in previous years to 16 parklet seats to allow parking for the public while increasing the sidewalk seating from four seats to ten seats, as previously approved prior to the COVID-19 pandemic. Director Postlewaite recommended approval of both parklet and sidewalk seating.

The Chair opened the public hearing at 7:03pm.

There being no speakers, the Chair closed the public hearing at 7:03pm.

The Commission approved this Public Parklet Seating License and Public Sidewalk Seating License on a Roll Call Vote: 2 in favor (Lynch, Thomas), 0 opposed, 1 absent (Allen).



Existing Common Victualler License
Public Parklet and Private Patio Seating

10. Valles Inc. d/b/a Taqueria Montecristo, 144 Broadway., requesting approval of a Public Parklet Seating License and Private Patio Seating License

Outdoor Public Parklet Seats: 10

Outdoor Private Patio Seats: 11

(ALM23-000017)

Jose Martinez, Manager, appeared for this application. Mr. Martinez stated the previous owner had outdoor seating last year and did not know of any problems. The Jersey barrier has remained from last year. Chair Lynch reminded Mr. Martinez that the establishment is in a densely packed neighborhood and to be mindful of noise levels especially at night. Director Postlewaite noted this establishment has private seating, which is immediately adjacent to the sidewalk, but reiterated that it is private seating. Director Postlewaite recommended approval.

The Chair opened the public hearing at 7:07pm.

There being no speakers, the Chair closed the public hearing at 7:07pm.

The Commission approved this Public Parklet Seating License and Private Patio Seating License on a Roll Call Vote: 2 in favor (Lynch, Thomas), 0 opposed, 1 absent (Allen).

Existing All Forms Alcohol License
Public Parklet Seating

11. Sally O'Brien's LLC d/b/a Sally O'Brien, 335 Somerville Ave., requesting approval of a Public Parklet Seating License

Outdoor Public Parklet Seats: 28

(ALM23-000015)

Liam Mannion and Kevin Crowley, General Manager, appeared for this application. Mr. Crowley confirmed the seating is the same as in previous years with no issues reported. Director Postlewaite recommended approval.

The Chair opened the public hearing at 6:49pm.



There being no speakers, the Chair closed the public hearing at 6:49pm.

The Commission approved this Public Parklet Seating License on a Roll Call Vote: 2 in favor (Lynch, Thomas), 0 opposed, 1 absent (Allen).

12. MD Associates LLC d/b/a Elm Street Taproom, 256 Elm St., requesting approval of a Public Parklet Seating License
Outdoor Public Parklet Seats: 44
(ALM23-000027)

Dylan Welsh, Owner, appeared for this application. Mr. Welsh confirmed this is the same seating as the last three years, is ADA compliant, has a ramp and reported no issues. Director Postlewaite informed the Commission this parklet is directly across from the Diesel Café and Foundry on Elm parklets. He noted these parklets are raised but Elm Street Taproom's parklet isn't and this may allow some flexibility. He will work with the Fire Department to ensure safe operation in case of an emergency. Approval conditions will be implemented due to Elm St. and Holland St. sidewalk construction work scheduled for this summer and possibly next. Licensees will be notified at least two weeks in advance. Director Postlewaite recommended approval.

The Chair opened the public hearing at 7:13pm.

There being no speakers, the Chair closed the public hearing at 7:13pm.

The Commission approved this Public Parklet Seating License on a Roll Call Vote: 2 in favor (Lynch, Thomas), 0 opposed, 1 absent (Allen).

13. KB Investments Inc. d/b/a PJ Ryans, 239-241 Holland St., requesting approval of a Public Parklet Seating License
Outdoor Public Parklet Seats: 15
(ALM23-000026)

Connor Brennan, Owner, appeared for this application. Mr. Brennan explained the seating size was reduced from 32 seats to 15 seats. The seating will be entirely on the street. The parklet is wheelchair accessible with a floating platform. Director Postlewaite stated the application and plans have been reviewed and recommended approval.

The Chair opened the public hearing at 6:11pm.



Gotham Wall, a resident in Teele Sq. and patron of PJ Ryan's stated outdoor seating is a big part of the neighborhood and spoke in favor of this Public Parklet Seating License. The Chair closed the public hearing at 6:13pm

The Commission approved this Public Parklet Seating License on a Roll Call Vote: 2 in favor (Lynch, Thomas), 0 opposed, 1 absent (Allen).

14. MKJD LLC d/b/a Spoke, 89 Holland St., requesting approval of a Public Parklet Seating License
Outdoor Public Parklet Seats: 18
(ALM23-000034)

Mary Kurth, Owner, appeared for this application. Ms. Kurth stated she installed a floating platform and bridge plate for increased accessibility. Director Postlewaite informed the Commission that he had worked with the applicant to move the new bike lane while the parklet is operated, and the bike lane will return to the curb when the parklet is not operational and he recommended approval.

***The Chair opened the public hearing at 7:20pm.
There being no speakers, the Chair closed the public hearing at 7:20pm.***

The Commission approved this Public Parklet Seating License on a Roll Call Vote: 2 in favor (Lynch, Thomas), 0 opposed, 1 absent (Allen).

Existing All Forms Alcohol License
Public Parklet Seating and
Heating Elements (Propane)

15. Ambisco Inc. d/b/a Redbones, 55 Chester St., requesting approval of a Public Parklet Seating License and Heating Elements (Propane)



Outdoor Public Parklet Seats: 38
Heating Elements: 2 (Propane)
(ALM23-000022)

Rob Gregory appeared for this application. Mr. Gregory stated they reduced the seating from 40 seats to 38 seats based on their bathroom calculations and will have two, four-seat tables which will be ADA accessible. Acting Captain Otting will follow up with the applicant to ensure an application has been submitted for the propane heaters. Commissioner Thomas stated the area is tight and asked about considerations for emergency vehicles and if there were any problems reported last year. Mr. Gregory stated he is unaware of any issues. Commissioner Thomas asked Director Postlewaite about a follow-up notation from last year for emergency apparatus. Director Postlewaite informed the Commission that this was an issue with the adjacent parklet, and no concerns were raised from any tests for apparatus going down Chester St. Chair Lynch clarified there were issues with the corner placement of some of the outdoor seating and these seating areas were requested to move from the corner, and the width of Mr. Gregory's parklet was reduced due to Fire Department concerns. Captain Otting commented that they need to ensure both the turning radius and the width of clearance that would allow the Fire Department to safely deploy the stabilizers on any ladder truck or tower ladder truck and they can work with the applicants on this. Director Postlewaite indicated that if a non-substantial change is necessary for any of these licenses, plans will be updated by Engineering, because Engineering will not be in attendance for subsequent deployments of outdoor seating as these are permanent licenses. He recommended approval.

The Chair opened the public hearing at 7:29pm.

There being no speakers, the Chair closed the public hearing at 7:30pm.

The Commission approved this Public Parklet Seating License and Heating Elements (Propane) License on a Roll Call Vote: 2 in favor (Lynch, Thomas), 0 opposed, 1 absent (Allen).



Existing All Forms Alcohol License
Public Parklet Seating and
Heating Elements (Electrical)

16. Premier Restaurant Group LLC d/b/a Premier on Broadway, 519 Broadway, requesting approval of a Public Parklet Seating License and Heating Elements (Electrical)
Outdoor Public Parklet Seats: 44
Heating Elements: 11 (Electrical)
(ALM23-000040)

Koryn Zammuto appeared for this application. Ms. Zammuto stated this is the same seating setup as last year, the heating elements are new, and the Fire Department has approved these heating elements with conditions. Director Postlewaite recommended approval.

The Chair opened the public hearing at 7:40pm.

There being no speakers, the Chair closed the public hearing at 7:40pm.

The Commission approved this Public Parklet Seating License and Heating Elements (Electrical) License on a Roll Call Vote: 2 in favor (Lynch, Thomas), 0 opposed, 1 absent (Allen).

Existing All Forms Alcohol License
Public Sidewalk Seating

17. Rincon Mexicano Inc. d/b/a Rincon Mexicano, 99 Broadway, requesting approval of a Public Sidewalk Seating License
Outdoor Public Sidewalk Seats: 22
(ALM23-000018)



Lorenzo Reyes, Owner appeared for this application. Mr. Reyes stated he had previously been approved for 16 sidewalk seats and last year was approved for 34 or 36 sidewalk seats. This year the sidewalk seating was reduced to 22 sidewalk seats due to the bathroom capacity. Director Postlewaite brought to the Commission's attention that this applicant was approved by the Board of Health for a variance for this calendar year only and will need to revise or amend this sidewalk seating next year once an acceptable solution has been made to meet the full criteria of the building code. He recommended approval. Chair Lynch stated that the Board of Health has the authority to issue a variance for the bathroom requirements for restaurants.

The Chair opened the public hearing at 7:37pm.

There being no speakers, the Chair closed the public hearing at 7:38pm.

The Commission approved this Public Sidewalk Seating License on a Roll Call Vote: 2 in favor (Lynch, Thomas), 0 opposed, 1 absent (Allen).

18. Galwegan Inc. d/b/a The Burren, 247 Elm St., requesting approval of a Public Sidewalk Seating License
Outdoor Public Sidewalk Seats: 30
(ALM23-000042)

Sean Cormican appeared for this application. Mr. Cormican stated this is the same setup as the last couple of years and they have not had any complaints. Director Postlewaite commended the applicant for providing drill holes to keep the posts in place, which helped resolve some of the concerns of minor encroachments in previous years. He recommended approval.

The Chair opened the public hearing at 7:43pm.

There being no speakers, the Chair closed the public hearing at 7:43pm.

The Commission approved this Public Sidewalk Seating License on a Roll Call Vote: 2 in favor (Lynch, Thomas), 0 opposed, 1 absent (Allen).



Existing All Forms Alcohol License
Public Parklet and Public Sidewalk Seating

19. SDH Corp d/b/a Five Horses Tavern, 400 Highland Ave., requesting approval of a Public Parklet Seating License and Public Sidewalk Seating License

Outdoor Public Parklet Seats: 28

Outdoor Public Sidewalk Seats: 8

(ALM23-000028)

Dylan Welsh, Owner, appeared for this application. Mr. Welsh stated this is the same setup as the last couple of years and has both parklet and sidewalk seating to accommodate ADA requirements. Director Postlewaite confirmed this is the same seating as last year with the ADA accessible seating on the sidewalk with a ramp available to access the parklet if needed. He recommended approval.

The Chair opened the public hearing at 7:50pm.

There being no speakers, the Chair closed the public hearing at 7:51pm.

The Commission approved this Public Parklet Seating License and Public Sidewalk Seating License on a Roll Call Vote: 2 in favor (Lynch, Thomas), 0 opposed, 1 absent (Allen).

Existing All Forms Alcohol License
Public Parklet and Public Sidewalk Seating
and Designated Dog Area

20. Terranova Inc. d/b/a Mike's Restaurant, 8 Davis Sq., requesting approval of a Public Parklet Seating License and Public Sidewalk Seating License and Designated Dog Area

Outdoor Public Parklet Seats: 35

Outdoor Public Sidewalk Seats: 10

Designated Dog Area

(ALM23-000012)

Attorney Anne Vigorito and Maria Terranova appeared for this application. Attorney Vigorito stated the Board of Health granted a variance for 50% of the previous years'



seating. She stated the setup will be done in a similar manner to the previous year, she has also spoken with Ward Councilor Lance Davis on this seating, and he has given his support. Chair Lynch requested Attorney Vigorito file the variance with the Licensing Commission. Director Postlewaite confirmed this application did receive the variance for the toilet capacity and is only good for one calendar year and an amendment would need to be filed for 2024. He recommended approval.

The Chair opened the public hearing at 7:56pm.

There being no speakers, the Chair closed the public hearing at 7:56pm.

The Commission approved this Public Parklet Seating License and Public Sidewalk Seating License and Designated Dog Area License on a Roll Call Vote: 2 in favor (Lynch, Thomas), 0 opposed, 1 absent (Allen).

New
Common Victualler License and
an Entertainment by Devices Indoors License

21. Tesnack Inc. d/b/a Chow N Joy, 626 Somerville Ave., requesting approval of a Common Victualler License and an Entertainment by Devices Indoors License
Hours of Operation: Mon-Thu: 11am-1am, Fri-Sat: 11am-2am and Sun: 11am-1am
Indoor Seats: 16
(AL23-000002)

Attorney Wei Jia appeared for this application. Attorney Jia stated he represents the new owner of this establishment. He indicated though the floor plan shows 16 seats, this is strictly a takeout restaurant. No changes are being made to the menu or hours. The entertainment will be comprised of two televisions and background music. Commissioner Thomas asked if the seats are ADA accessible. Mr. Jia responded that he believed they were ADA accessible, and the seats would not be used and that there is adequate space for wheelchairs to turn.

The Chair opened the public hearing at 8:18pm.

There being no speakers, the Chair closed the public hearing at 8:18pm.



The Commission approved this Common Victualler License and Entertainment by Devices Indoors License on a Roll Call Vote: 2 in favor (Lynch, Thomas), 0 opposed, 1 absent (Allen).

New Wine and Malt 7 Day Restaurant License
City Quota License

22. 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
(AL22-000031)
Continued from the 1/23/23, 2/27/23, 3/20/23 and 4/10/23 and Licensing Commission Meetings

Yi (Stephanie) Xu appeared for this application. Chair Lynch clarified this application could not be approved until The Dark Horse Public House License had been approved for transfer. Secretary Lori Batzek stated that the Public Hearing can be held on this matter, and this application can then be continued until the next Licensing Commission Meeting until the transfer of The Dark Horse Public House has been approved by the ABCC to prevent any issues on the application. Ms. Xu stated she understood this procedure.

***The Chair opened the public hearing at 8:32pm.
There being no speakers, the Chair closed the public hearing at 8:32pm.***

The Commission continued this Wine and Malt 7 Day Restaurant License to the June 5, 2023, Licensing Commission Meeting on a Roll Call Vote: 2 in favor (Lynch, Thomas), 0 opposed, 1 absent (Allen).



Existing
Farmers Pouring License
Change of Hours

23. TBD Brewing LLC d/b/a Aeronaut Brewing Company, 14 Tyler St., requesting approval of a Change of Hours

Current Hours of Operation to Serve Food and Alcohol Indoors: Mon: 5pm-11pm, Tue-Thu: 5pm-12am, Fri: 5pm-12:30am, Sat: 10am-12:30am and Sun: 10am-12am

Proposed Hours of Operation to Serve Food and Alcohol Indoors: Mon: 5pm-11pm, Tue-Wed: 5pm-12am, Thu: 12pm-12am, Fri: 12pm-12:30am, Sat: 10am-12:30am and Sun: 10am-12am

Current Hours of Operation to Serve Food and Alcohol Outdoors on Private Property: Mon-Thu: 5pm-11pm, Fri: 5pm-11:30pm, Sat: 12pm-11:30pm and Sun: 12pm-8pm

Proposed Hours of Operation to Serve Food and Alcohol Outdoors on Private Property: Mon-Wed: 5pm-11pm, Thu: 12pm-11pm, Fri-Sat: 12pm-11:30pm and Sun: 12pm-9pm

(ALM23-000032)

Ronn Friedlander, Owner and CEO, appeared for this application. Mr. Friedlander stated he would like to open at 12pm instead of 5pm on Thursdays and Fridays.

The Commission approved this Change of Hours on a Roll Call Vote: 2 in favor (Lynch, Thomas), 0 opposed, 1 absent (Allen).

Existing
Farmers Pouring License
Change of Hours and Sunday Hours

24. Remnant Brewing Company LLC d/b/a Remnant Brewing, 337 Somerville Ave., requesting approval of a Change of Hours and Sunday Hours

Current Hours of Operation to Serve Food Indoors: Mon-Thu: 9am-10 pm, Fri-Sat: 9am-11pm and Sun: 9am-9pm

Proposed Hours of Operation to Serve Food Indoors: Mon-Thu: 9am-10pm, Fri-Sat: 9am-12am and Sun: 9am-9pm

Current Hours of Operation to Serve Alcohol Indoors: Mon-Thu: 11am-10 pm, Fri-Sat: 11am-11pm and Sun: 11am-9pm



Proposed Hours of Operation to Serve Alcohol Indoors: Mon-Thu: 11am-10 pm,
Fri-Sat: 11am-12am and Sun: 11am-9pm
Current Hours of Operation to Serve Food on Private Property Outdoors: Mon-Thu: 9am-10
pm, Fri-Sat: 9am-11pm and Sun: 9am-9pm
Proposed Hours of Operation to Serve Food on Private Property Outdoors: Mon-Thu: 9am-
10 pm, Fri-Sat: 9am-12am and Sun: 9am-9pm
Current Hours of Operation to Serve Alcohol on Private Property Outdoors: Mon-Thu:
11am-10 pm, Fri-Sat: 11am-11pm and Sun: 11am-9pm
Proposed Hours of Operation to Serve Alcohol on Private Property Outdoors: Mon-Thu:
11am-10 pm, Fri-Sat: 11am-12am and Sun: 11am-9pm
(ALM23-000037)

Brittany Lajoie, General Manager, appeared for this application. Ms. Lajoie stated she would like to close at 12am on Fridays and Saturdays instead of 11pm.

The Commission approved this Change of Hours and Sunday Hours on a Roll Call Vote: 2 in favor (Lynch, Thomas), 0 opposed, 1 absent (Allen).

Existing
All Forms Alcohol License
Entertainment by Performers Indoors and Outdoors
And a 2AM Closing License (Fri & Sat)

25. Parla Mystic Corporation d/b/a Parla XXI, 631 Assembly Row, requesting approval of an Entertainment by Performers Indoors License and Entertainment by Performers Outdoors License and a 2AM Closing License (Fri & Sat)
Current Hours of Operation for Food and Alcohol Service Indoors: Mon-Sat: 7am-1am and Sun: 11am-1pm
Proposed Hours of Operation for Food and Alcohol Service Indoors: Sun-Sat: 7am-2am (License requirement for Alcohol Service Mon-Thu: 8am-1am, Fri-Sat: 8am-2am and Sun: 10am-1am)
Current Hours of Operation for Food and Alcohol Service Outdoors: Sun-Sat: 7am-1am and Sun: 11am-1pm
Proposed Hours of Operation for Food and Alcohol Service Outdoors: Sun-Sat: 7am-2am



(License requirement for Alcohol Service Mon-Thu: 8am-1am, Fri-Sat: 8am-2am and Sun: 10am-1am)

Current Hours of Operation for Food and Alcohol Service Indoors: Mon-Sat: 7am-1am and Sun: 11am-1pm

Proposed Hours of Operation for Food and Alcohol Service Outdoors: Sun-Sat: 7am-2am, (License requirement for Alcohol Service Mon-Thu: 8am-1am, Fri-Sat: 8am-2am and Sun: 10am-1am)

(ALM23-000036)

Attorney Anne Vigorito and Khaled Moheydeen appeared for this application. Attorney Vigorito noted the only establishment in Assembly Row with a 2AM license is Earl's Restaurant. She also indicated that the entertainment by performers would be by guitarists and violinists with some local musicians and stated Ward Councilor Matthew McLaughlin supported this application. She confirmed that above the restaurant are office units that generally close around 5pm and no amplification will be used outdoors. Commissioner Thomas asked if DJ's will be used and if security is needed. Attorney Vigorito stated no DJ's will be used. The applicant has experience with his other establishment in the North End, will monitor the entertainment and security and make any changes necessary. She also stated no issues were reported during the last year. Chair Lynch requested confirmation for the date the license was issued. Assistant City Clerk Bernabe Rodriquez confirmed the establishment has private patio seating and the license was issued in May 2022. Secretary Lori Batzek stated the original license was issued for the service of alcohol at 7am, however there is a license requirement for 8am Monday through Saturday and 10am on Sunday for the service of alcohol. The amendment application was submitted for 2am service of alcohol Sunday through Saturday, however, the Licensing Commission Rules and Regulations state a 2am license can only be granted on Friday and Saturday.

Chair Lynch instructed the hours be changed on the license to: Alcohol Service Mon-Thu: 8am-1am, Fri-Sat: 8am-2am, and Sun: 10am-1am

The Chair opened the public hearing at 8:13pm.

There being no speakers, the Chair closed the public hearing at 8:13pm.

The Commission approved this Entertainment by Performers Indoors and Outdoors License and a 2am Closing License (Fri & Sat) License on a Roll Call Vote: 2 in favor (Lynch, Thomas), 0 opposed, 1 absent (Allen).



Transfer

All Forms 7 Day Alcohol License - Private

A Common Victualler, an Entertainment by Devices, Patrons and Performers Indoors and a Sunday Hours License

26. Premier Restaurant Group d/b/a The Public, 563 Broadway, requesting approval of the Transfer of an All Forms 7 Day Alcohol License from Callan Hospitality Inc. d/b/a The Dark Horse Public House, 499 Broadway, to Premier Restaurant Group d/b/a The Public, 563 Broadway, and a Common Victualler License, an Entertainment by Devices, Patrons and Performers Indoors License and a Sunday Hours License

Indoor Seats: 142

Hours of Operation for Food Service Indoors: Mon-Wed: 10am-10pm, Tues-Sat: 10am-11pm and Sun: 10am-11pm

Hours of Operation for Alcohol Service Indoors: Mon-Wed: 10am-11pm, Tues-Sat: 10am-1am and Sun: 10am-11pm

(AL23-000006)

Deborah Zammuto appeared for this application. Ms. Zammuto stated that they own this building, the location is currently occupied by the Sons of Italy and they will be moving out of the premises. The first level has a bar, billiards, video games, and a juke box. Private events will be held on the bottom level. Chair Lynch asked where the current liquor license was issued from. Ms. Zammuto stated it was issued from Medford and the rear entrance of 42 Alfred St. was used for this purpose. The main entrance is being shifted to 563 Broadway. Chair Lynch reminded Ms. Zammuto that the Medford license would need to be removed prior to the premises being opened under the Somerville address. Ms. Zammuto stated the paperwork has been completed for The Dark Horse Public House. Commissioner Thomas recommended their website be accessible for any patron trying to get to their website.

The Chair opened the public hearing at 8:26pm.

There being no speakers, the Chair closed the public hearing at 8:27pm.

The Commission approved this Transfer All Forms 7 Day Alcohol – Private, Common Victualler, Entertainment by Devices, Patrons and Performers Indoors and a Sunday



Hours License on a Roll Call Vote: 2 in favor (Lynch, Thomas), 0 opposed, 1 absent (Allen).

New

Wine and Malt 7 Day Alcohol License – City Quota License

A Common Victualler, an Entertainment by Devices Indoors and a Sunday Hours License

27. Ciao Artisanal Pasta LLC d/b/a Ciao Somerville, 688 Broadway, requesting approval for a Wine and Malt 7 Day Alcohol License, a Common Victualler License, an Entertainment by Devices Indoors License and a Sunday Hours License

Indoor Seats: 34

Hours of Operation for Food and Alcohol Service Indoors: Sun-Sat: 10am-1am

(License requirement for Alcohol Service Sun-Sat: 11am-11pm)

(AL23-000009)

Marvin Posada appeared for this application. Mr. Posada shared that this restaurant would be serving wood fired pizza, homemade pasta, and salads. He also confirmed all servers would be TIPS certified. The entertainment will be comprised of a television behind the counter and speakers for music. Ms. Batzek confirmed this was the previous location for Eat at Jumbo's. She also brought the hours of operation requirement to the attention of the Commission. Mr. Posada stated he is aware of the requirement.

Chair Lynch instructed that the hours be changed on the license to: Sunday through Saturday 11am to 11pm.

The Chair opened the public hearing at 6:55pm.

There being no speakers, the Chair closed the public hearing at 6:55pm.

The Commission approved this Wine and Malt 7 Day Alcohol – City Quota, Common Victualler, Entertainment by Devices Indoors and a Sunday Hours License on a Roll Call Vote: 2 in favor (Lynch, Thomas), 0 opposed, 1 absent (Allen).



Transfer
Wine and Malt Package Store License – Private

28. Vatika Corporation d/b/a 350 Food Mart, 350 Broadway, requesting approval of the Transfer of Wine and Malt Package Store License from Himgirl Enterprise d/b/a K-2 Beer and Wine, 500 Medford St., to Vatika Corporation d/b/a 350 Food Mart, 350 Broadway
Hours of Operation: Sun-Sat: 11am-11pm Sun: 10-am-11pm
(AL23-000012)

Jarrett Scarpaci appeared for this application. Mr. Scarpaci stated his client Pankaj Raj Ghai currently owns Veronica's, which is a Beer and Wine package store in Waltham. Mr. Scarpaci stated there have been no violations for Veronica's. All staff will be TIPS Certified for 350 Food Mart. Mr. Scarpaci informed the Commission that the closing will occur shortly after approval by the ABCC and pending inventory review.

The Chair opened the public hearing at 8:44pm.

There being no speakers, the Chair closed the public hearing at 8:45pm.

The Commission approved this Wine and Malt Package Store– Private License on a Roll Call Vote: 2 in favor (Lynch, Thomas), 0 opposed, 1 absent (Allen).

Retail Marijuana
Change of Officers/Directors and Change of Ownership and Control Interest

29. Holistic Industries, Inc. d/b/a Liberty Cannabis, 304 Somerville Ave., requesting approval of a Change of Officers/Directors and a Change of Ownership and Control Interest

| Current Directors | Proposed Directors |
|--------------------------|---------------------------|
| Michaeleen Crowell | John Byrnes |
| Richard Cohen | Adam Verner |
| William Kornegay | Kirk Postmantur |

| Current Ownership | Proposed Owership |
|--------------------------|--------------------------|
| Michaeleen Crowell – 0% | John Byrnes – 0% |
| Richard Cohen – 6.77% | Adam Verner – 0% |
| William Kornegay – 0% | Kirk Postmantur – 0% |



| Current Control Interest | Proposed Control Interest |
|--------------------------|---------------------------|
| Michaelleen Crowell – 0% | John Byrnes – 0% |
| Richard Cohen – 6.77% | Adam Verner – 0% |
| William Kornegay – 0% | Kirk Postmantur – 0% |

(MEA23-000004)

Attorney Daniel Hittman appeared for this application. Attorney Hittman confirmed none of the directors, owners or individuals with a controlling interest have any other interests in the cannabis industry in Massachusetts.

The Commission approved this Change of Officers/Directors and Change of Ownership and Control Interest on a Roll Call Vote: 2 in favor (Lynch, Thomas), 0 opposed, 1 absent (Allen).

LATE ITEMS

Special Alcohol License

30. Revival Davis, LLC d/b/a Revival Café & Kitchen, 197 Elm St., requesting approval of a Special Alcohol License for the purpose of dispensing and/or selling alcoholic beverages for a Night Market to be held Indoors and Outdoors at 197 Elm St. on Sunday, May 21, 2023, from 5pm-8pm (Alcohol Service)
(PEL23-000072)

Jill Quinn appeared for this application. Ms. Quinn stated this is the first time for this event and they will be hosting local Somerville artists to sell their wares. This event will be held on private property that is ADA accessible. Wristbands will be used, and identification will be checked. The alcohol will be purchased from an approved distributor.

The Commission approved this Special Alcohol License on a Roll Call Vote: 2 in favor (Lynch, Thomas), 0 opposed, 1 absent (Allen).



Retail Marijuana **Change of Hours**

31. The Harvest Club, LLC d/b/a The Goods, 255 Elm St., requesting approval of a Change of Hours

Current Hours of Operation: Mon-Sat: 10am-9pm and Sun: 11am-5pm

Proposed Hours of Operation: Sun-Sat: 10am-11pm

(License requirement for Hours of Operation for Retail Marijuana: Mon-Sat: 9am-9pm and Sun: 10am-9pm)

(MEA23-000003)

Christopher Vining appeared for this application. Mr. Vining stated they have been open for six months and would like to extend their hours to close at 11pm. He also indicated that he believed the hours of operation were at the discretion of the Commission and is looking for guidance on this matter. Chair Lynch requested the section in the rules and regulations that states the hours of operation. Assistant City Clerk Bernabe Rodriguez confirmed that those rules can be found in Section 5.04, and the license requirement for the hours of operation was approved on June 15, 2020, with no further amendments. He also stated an amendment would need to be made by the Commission to change this rule.

The Commission continued this Change of Hours to the June 5, 2023 Licensing Commission Meeting on a Roll Call Vote: 2 in favor (Lynch, Thomas), 0 opposed, 1 absent (Allen).

The meeting was adjourned at 9:07pm by Chair Lynch on a Roll Call Vote: 2 in favor (Lynch, Thomas), 0 opposed, 1 absent (Allen).