

**City of Somerville
Licensing Commission**

**Senior Center
Tufts Administration Building
167 Holland Street**

**Regular Meeting
Wednesday
May 22, 2013
6:00 p.m.**

MINUTES

Chairman Andrew Upton called the meeting to order. Present were Commissioners Vito Vaccaro, John J. McKenna, Inspector Warren Chaille & Executive Secretary Jenneen M. Pagliaro.

Minutes of the April 22, 2013 meeting were accepted as submitted.

Communications

Board of Aldermen submitting Board Order #194760 adopted at the April 25, 2013 BOA meeting. Requesting the Licensing Commission, investigate why the Arts at the Armory used their driveway for a cookout and staging area on April 20th and report back to the BOA any violations that took place that day.

Alderman Bruce Desmond stated he was called about noise in the parking lot at the Armory and went to The Armory to investigate. Ald. Desmond stated that the Armory was cooking food outdoors after hours and alcohol was being consumed as well.

Chairman Upton made a request that the Police Department investigate this incident and have the Armory appear before the Commission for a show cause hearing.

Common Victualer License

**Moroccan Hospitality Restaurant
585 Somerville Ave.**

Present: Amina McTursh

Ms. McTursh came before the Commission requesting approval of a Common Victualer license for 585 Somerville Ave.

This business will have 42 seats.

Along with the application, a menu, floor plan and lease were submitted for the Commissioners consideration.

On a motion duly made and seconded, it was

VOTED: To approve the Common Victualer license as presented.

Style Café, Inc.
50 Middlesex Ave.

Present: Edenir G. Liz & Juan Barcia

Mr. Liz came before the Commission requesting approval of a Common Victualer license for 50 Middlesex Ave.

This applicant has another restaurant in Charlestown and plans to open the new restaurant in September.

Along with the application, a menu, floor plan and lease were submitted for the Commissioners consideration.

On a motion duly made and seconded, it was

VOTED: To approve the Common Victualer license as presented.

Special Alcohol Licenses

On Stage Dance Company
276 Broadway

Present: Melissa Gill

Ms. Gill came before the Commission requesting approval of a Special Alcohol License for the purpose of dispensing and selling alcoholic beverages for a “Roaring 20’s” Fundraiser on June 1, 2013 from 7:30PM-12AM.

Ms. Gill stated this is a dance studio.

Experienced servers will be dispensing the alcoholic beverages.

Police and Fire Details have been requested.

On a motion duly made and seconded, it was

VOTED: to grant the Special Alcohol License as presented.

Hellenic Association of Somerville
d/b/a Dormition of the Virgin Mary Greek Orthodox Church
29 Central St.

Present: Philip Dres

Mr. Dres came before the Commission requesting approval of a Special Alcohol License for the purpose of dispensing and selling alcoholic beverages for a Cancer Awareness Reunion on June 9, 2013 from 5PM-10PM.

Experienced servers will be dispensing the alcoholic beverages.

Police and Fire Details have been requested.

On a motion duly made and seconded, it was

VOTED: to grant the Special Alcohol License as presented.

Trustees of Tufts College
Tufts Catering

Present: Eric Hamel

Mr. Hamel came before the Commission requesting approval of a Special Alcohol License for the purpose of dispensing and selling alcoholic beverages for a Conference Bureau-Medford Rotary Club Dinner on June 15, 2013 from 6:30PM-9PM.

Experienced servers will be dispensing the alcoholic beverages.

Police and Fire Details have been requested.

On a motion duly made and seconded, it was

VOTED: to grant the Special Alcohol License as presented.

Portuguese American Civic League

Present: Izzy Mendonca

Mr. Mendonca came before the Commission requesting approval for Three Special Alcohol Licenses for the purpose of dispensing and selling alcoholic beverages for Annual Feast of the Holy Spirit to be held July 12 & July 13, 2013 from 7PM-12AM and July 14, 2013 from 3PM-12AM.

Experienced servers will be dispensing the alcoholic beverages.

Police and Fire Details have been requested.

On a motion duly made and seconded, it was

VOTED: to grant the Special Alcohol as presented.

Redbones Barbecue
55 Chester St.

Present: Robert Gregory

Mr. Gregory came before the Commission requesting approval of a Special Alcohol License for the purpose of dispensing and selling alcoholic beverages for Annual Bike to Work Week Party to be held outdoors at Chester St. to Herbert St. Intersection on June 3, 2013 from 5PM-10PM (Rain date June 10, 2103).

Experienced servers will be dispensing the alcoholic beverages.

Police and Fire Details have been requested.

On a motion duly made and seconded, it was

VOTED: to grant the Special Alcohol as presented.

Farmer Winery License

Westport Rivers Inc.

Present: Yvonne Rogers

Ms. Rogers came before the Commission requesting approval of a Special Farmer Winery License to sell wine produced by the licensee for off-premises consumption for The Davis Square Farmer's Market on Wednesdays, May 22 through Nov. 27, 2013 from 12PM-6PM.

On a motion duly made and seconded, it was

VOTED: to grant the Special Farmer Winery license as presented.

All Forms Alcoholic Beverages
7 Day Restaurant

Transfer of Stock and New Officer/Director
Change of Manager

AOD, Inc.
d/b/a On the Hill Tavern
499 Broadway

Present: Attorney Thomas Fothergill

Atty. Fothergill came before the Commission requesting approval for Transfer of Stock and change of Manger from Timothy Taddia to Mark Antonelli and to appoint Mark Antonelli as Clerk and Director.

Atty. Fothergill stated that this would be a transfer of stock, change of manager and change to directors from Timothy Taddia to Mark Antonelli.

Mr. Antonelli has been working at this business for the last ten years.

Commissioner Vaccaro stated that in the past he has told the owners of this business that they need to be more present to avoid any problems.

***Alderman Bruce Desmond spoke in support of this application.

On a motion duly made and seconded, it was

VOTED: to grant the transfer of stock, new officer/director
& change of manager.

Extension to Premises

AnnexTW, Inc. d/b/a BRONWYN
255 Washington St.

Present: Tim Wiechman

Mr. Wiechman came before the Commission requesting approval for an extension to the premises to serve alcohol in the outdoor seating area.

This business opened last week and serves German food.

Mr. Weichman stated that the neighbors are supportive of this application.

On a motion duly made and seconded, it was

VOTED: to grant the extension to premises to service alcohol on outdoor patio

Bull McCabe's Pub,
366A Somerville Ave.

Present: Brian Manning

Mr. Manning came before the Commission requesting approval for an extension to the premises to serve alcohol in the outdoor seating area.

Mr. Manning stated this is private property owned by the Somerville Family Center.

A petition posted on Facebook supporting this application was submitted for the record.

Robert Elliot spoke in favor of this application.

On a motion duly made and seconded, it was

VOTED: to grant the extension to premises and to service alcohol on outdoor patio.

(4 available New City Licenses-Non Transferable)
All Forms Alcoholic Beverages 7 Day Restaurant Licenses

Mark Food Enterprises, Inc.
d/b/a Oliveira's Steak House
120 Washington St.

Present: Attorney Patrick MacDonald

Atty. MacDonald representing Oliveira's Steak House came before the Commission requesting approval for an All Forms Alcoholic Beverages 7 Day Restaurant License.

This is a Brazilian Theme steak house with occupancy for 150 people. This restaurant opened in 2012 with a long term lease. The owner previously owned a restaurant in Peabody Ma which they sold. The proper paperwork was never filed with the City and State to transfer the license. A violation occurred while under new ownership but the paperwork was still listed in the old owner's name. A second violation was issued citing improper transfer of license. The owner did file the correct paperwork for the transfer of the license to correct the mistake.

The applicant feels the license will upgrade service and improve the business establishment. This is a large restaurant that would benefit from a license.

Commissioner McKenna stated he would vote against this due to concerns with violations in Peabody and feels the applicant can't plead ignorance. They should know the rules and regulations.

Commissioner Vaccaro stated he had been to the establishment a couple of time and feels that the restaurant is in a good location with plenty of parking and stated he was going to vote in favor of this application.

Chairman Upton stated he would like to see more community outreach and greater demonstration of public need.

Edward O'Donnell of OSPCD stated that they are unable to recommend approval of this license at this time due to concerns with the violations from Peabody.

Atty. MacDonald stated that he did send a notice by mail and left a phone message for the Ward Alderman.

On a motion duly made and seconded, it was

VOTED: To Deny the All Forms Alcoholic Beverages 7 Day Restaurant License.

Commissioner Vaccaro voted Opposed.

Amelia Kitchen
1137 Broadway

Present: Delio Susi

Ms. Susi came before the Commission requesting approval to upgrade a Wine & Malt Restaurant license to an All Forms Alcoholic Beverages 7 Day Restaurant License.

Mr. Susi stated he has had a Wine & Malt License at this restaurant since 2000 and has had no violations.

***Alderman Bruce Desmond spoke in support of this application.

On a motion duly made and seconded, it was

VOTED: To approve the upgrade to an All Forms Alcoholic Beverages 7 Day Restaurant License.

LATE ITEM

Matthew Price
Starlabs Recording Studio

Present: Matthew Price came before the Commission requesting of a Special Alcohol License for the purpose of dispensing and selling alcoholic beverages for an Outdoor concert/yard sale fundraiser on June 15, 2013 from 12PM-9PM at 32 Prospect St. parking lot. (rain date June 22, 2013).

Mr. Price stated this is the second year they have served Beer at this festival. They had no problems last year.

They are raising funds to relocate due to the green line coming and the City taking the property by eminent domain.

Experienced servers will be dispensing the alcoholic beverages.

Police and Fire Details have been requested.

On a motion duly made and seconded, it was

VOTED: to grant the Special Alcohol License as presented.

There being no further business, the meeting was adjourned.

Respectfully submitted

Jenneen M. Pagliaro
Executive Secretary