

**City of Somerville
Licensing Commission**

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

**Regular Meeting
Wednesday June 19, 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 May 22, 2013 meeting were accepted as submitted.

COMMUNICATIONS

Cory Mashburn Director of Somerville Office of Prevention re: notice of annual Compliance Checks at local retailers. The Board took administrative notice and placed the communication on file.

Massachusetts State Lottery Commission re: Keno-to-Go. The Board took administrative notice and placed the communication on file.

Volunteers of America notifying Commission of a reception to be held at 2 North St. on July 30, 2013 from 6PM-8PM (Beer and Wine from Above and Beyond Catering). (Notice of date change. New date August 7, 2013). The Board took administrative notice and placed the communication on file.

INNHOLDER LICENSE

**The Morrison House
221 Morrison Ave.**

Present: Linda Dynnesm

Ms. Dynnesm came before the Commission requesting approval for an Inn holder License at 221 Morrison Ave.

Ms. Dynnesm stated that her Inn has been opened for 11 years. She was recently notified by the City that she needed licenses.

This Inn has 5 bedrooms and serves continental breakfast.

Chairman Upton stated Ms. Dynnesm should be familiar with the City rules and regulations.

On a motion duly made and seconded, it was

VOTED: to approve the Inn holder's license.

COMMON VICTUALER LICENSE

The Morrison House
221 Morrison Ave.

Present: Linda Dynnesm came before the Commission requesting approval of a Common Victualer license for 221 Morrison Ave.

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

St. Catherine of Genoa Parish
179 Summer St.

Present: Peter Eagan

Mr. Eagan came before the Commission requesting approval of a Special Alcohol License for the purpose of dispensing and selling alcoholic beverages for Fr. McHugh's 25th Anniversary Ordination on June 21, 2013 from 7PM to 11PM.

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.

St. Anthony's Parish
12 Properzi Way

Present: Father Ademir Guerini

Father Ademir came before the Commission requesting approval of a Special Alcohol License for the purpose of dispensing and selling alcoholic beverages for private Wedding party on June 29, 2013 from 7PM-11PM.

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.

The Burren
247 Elm St.

Present: Desmond Rushe

Mr. Rushe came before the Commission requesting approval of a Special Alcohol License for the purpose of dispensing and selling alcoholic beverages for Krystal Campbell Scholarship memorial Fundraiser to be held at Grove St. parking lot on June 30, 2013 from 2PM-8PM (rain date July 14, 2013).

Experienced servers will be dispensing the alcoholic beverages.

Police 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: Theo Menounos

Mr. Menounos came before the Commission requesting approval of a Special Alcohol License for the purpose of dispensing and selling alcoholic beverages for a Baby Shower on July 27, 2013 from 7PM-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 License as presented.

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

Present: Theo Menounos

Mr. Menounos came before the Commission requesting approval of a Special Alcohol License for the purpose of dispensing and selling alcoholic beverages for Annual Festival on Sept. 6, 2013 6-11PM, Sept. 7, 2013 12-11PM & Sept. 8, 12-9PM.

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.

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

Present: Theo Menounos

Mr. Menounos came before the Commission requesting approval of a Special Alcohol License for the purpose of dispensing and selling alcoholic beverages for an Engagement Party on Sept. 20, 2013 from 7PM-11PM.

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: Theo Menounos

Mr. Menounos came before the Commission requesting approval of a Special Alcohol License for the purpose of dispensing and selling alcoholic beverages for a Fundraiser for Somerville Local First on June 21, 2013 from 7PM-1AM.

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.

FRLP, Inc.

Present: Michael Kelleher

Mr. Kelleher came before the Commission requesting approval of Special Alcohol Licenses for the purpose of dispensing and selling alcoholic beverages for a Tent Show with Performers at 300 Grand Union Blvd. (Assembly Row area) from July 28, 2013- August 26, 2013 (30 total).

Mr. Kelleher stated The Board of Aldermen has approved this as well as the Zoning and Planning Board.

This show runs all over the country.

Ed O'Donnell, Director of Economic Development spoke in support of this application and stated he was involved in the planning meeting for this event.

The Chamber of Commerce spoke in support of this event.

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 Licenses as presented.

ALL FORMS ALCOHOL PACKAGE GOODS LICENSE

CHANGE OF MANAGER

Ball Square Fine Wine & Liquors
716 Broadway

Present: Jonathan Vargas

Mr. Vargas came before the Commission requesting approval for a change of manager from Chris Lianos to Jonathan Vargas.

Mr. Vargas has eight years experience.

On a motion duly made and seconded, it was

VOTED: to grant the Change of Manager as presented.

(3 AVAILABLE (NEW) CITY LICENSES-NON TRANSFERABLE)
ALL FORMS ALCOHOLIC BEVERAGES 7 DAY RESTAURANT LICENSES.

KFSS Corp. d/b/a Kebab Factory
414 Washington St.

Present: Attorney Ann Vigorito

Atty. Vigorito, representing Kebab Factory came before the Commission requesting approval for a New All Forms Alcoholic Beverages 7 Day Restaurant License.

Atty. Vigorito stated the Kebab Factory has been in business since 2000. However her clients took ownership in January 2013. This location had a Beer and Wine license under the old ownership. This was a City Owned license and was returned to the City before the sale of the business to the new owners. That city owned license has been issued to another establishment. The City has no available licenses at this time, so they are applying for one of the available all forms licenses and feels the license will help the business.

Edward O'Donnell, Director of Economic Development stated they are not recommending approval of this application at this time, the owners need more experience. Mr. O'Donnell noted that the Kebab Factory website still advertises Beer and Wine and they may want to remove that ad.

Atty. Vigorito stated that Atty. DiGirolamo spoke to the Ward Alderman.

Mr. O'Donnell stated that he spoke to Ald. Heuston and Ald. Heuston wasn't aware of this application.

The owner had worked in a restaurant for 15 years.

Commissioner McKenna stated he is going to vote no on this application and feels the applicant doesn't have enough management experience.

Chairman Upton stated this establishment would be a better fit with a Beer and Wine License, just not enough support for an all forms license.

Atty. Vigorito made a request to Withdrawn this application without prejudice.

The application is Withdrawn.

(3 AVAILABLE (NEW) CITY LICENSES-NON TRANSFERABLE)
ALL FORMS ALCOHOLIC BEVERAGES 7 DAY RESTAURANT LICENSES.
ASSEMBLY ROW

Legendary Burger Concepts, LLC
d/b/a Burger Dive
702 Assembly Square Drive

Present: Brad Dalbeck

Mr. Dalbeck came before the Commission requesting approval for a New All Forms Alcoholic Beverages 7 Day Restaurant License.

Mr. Dalbeck stated they would sell Beer and Wine and Spiked milkshakes to go along with the menu.

Commissioner Vaccaro felt that this type of burger place isn't conducive for a liquor license. Mr. Vaccaro has visited this establishment and stated that a lot of families frequent this business and feels this isn't the type of place that needs a license.

Mr. Dalbeck stated they are going to make changes to make it a full service restaurant, when they are approved for this license. This will fill the void for a casual restaurant in the Assembly Sq. area.

Commissioner McKenna wasn't convinced that a burger place needs an all forms license.

Mr. Dalbeck stated they need this license to stay competitive with the other place that will be opening soon.

Ed O'Donnell, Director of Economic Development recommended approval of this application.

David Webster of Federal Realty, the property owner invited the Commission to come over to the property and look at the model for Assembly Sq. to better understand. Mr.

Webster stated he worked with the City on the legislation to get these licenses for Assembly Row.

On a motion duly made and seconded, it was

VOTED: to grant the New All Forms of Alcohol Restaurant License

Commission Vaccaro Voted NO

Papagayo Somerville, Inc.
d/b/a Papagayo
331 Great River Road

Present: Brad Dalbeck

Mr. Dalbeck came before the Commission requesting approval for a New All Forms Alcoholic Beverages 7 Day Restaurant License, Common Victualer license & Entertainment License by Performers and Devices.

Mr. Dalbeck stated this is a full service Mexican license.

Ed O'Donnell, Director of Economic Development recommended approval of this application.

On a motion duly made and seconded, it was

VOTED: to grant the New All Forms of Alcohol Restaurant License, Common Victualer & Entertainment License.

American Multi-Cinema, Inc.
d/b/a AMC Theatre Assembly Row 12
395 Artisan Way

Present: Attorney Karen Simeo

Atty. Simeo, representing AMC Theatres came before the Commission requesting approval for a new All Forms Alcoholic Beverages License, Common Victualer license & Entertainment License consisting of twelve (12) screen movie theatres.

Atty. Simeo stated this is the second largest theatre operation and this would be the anchor tenant in Assembly Square.

All employees are tips trained and all customers will be carded. This theatre will consist of luxury recliners with 1500 seats. This company has a great control policy in regards to alcohol service.

Ian Judge, manger of the Somerville Theartre spoke in support of the alcohol license, However expressed concerns in regards to the Entertainment license. Mr. Judge wanted to make sure there wouldn't be any problems with both theartres showing the same movies.

Mr. Peterson, of AMC stated he wasn't sure about that and would get back to him.

On a motion duly made and seconded, it was

VOTED: to grant the New All Forms of Alcohol Restaurant License, Common Victualer & Entertainment License.

LATE ITEMS

COMMON VICTUALER LICENSE

Simiran JIT, Corp.
d/b/a Barbecue International
40 Bow St.

Present: Attorney William Goldberg

Atty. Goldberg representing, Simiran JIT, Corp. came be requesting approval of a Common Victualer license for 40 Bow St.

Atty. Goldberg stated the Name of this business is going to be **Jimbo's the Kabob Corner, not Barbecue International as stated in application.**

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.

There being no further business, the meeting was adjourned.

Respectfully submitted

Jenneen M. Pagliaro
Executive Secretary

