

**City of Somerville
Licensing Commission**

**City Hall
2nd floor Aldermanic Chambers
93 Highland Avenue**

**Regular Meeting
Monday
December 13, 2010
7:30 p.m.**

MINUTES

Chairman Upton called the meeting to order. Present were Commissioners Vito Vaccaro, John J. McKenna, Inspector Warren Chaille and Administrative Assistant Jenneen M. Pagliaro.

Minutes of the October 18, 2010 & November 15, 2010 meetings were accepted as submitted.

Approval of Extension of hours from 1AM to 2AM on New Years Eve for holders of All Forms Alcoholic Beverages 7 Day Restaurant licenses. A motion was made and seconded to allow the extension of hours on New Years Eve.

COMMUNICATIONS

Alcoholic Beverages Control Commission notifying the Board of the Ban on all Alcoholic Beverages containing caffeine. The Board took administrative notice and placed the Communication on file.

SPECIAL ALCOHOL LICENSES

**St. Anthony's Parish
12 Properzi Way**

Present: Father Ademir Guerini

Father Guerini came before the Commission requesting approval of a Special Alcohol license for the purpose of dispensing and selling alcoholic beverages at a Reveillon Feast to be held at 12 Properzi Way, school gymnasium on December 31, 2010 from 9PM to 2AM.

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: Phillip Dres

Mr. Dres came before the Commission requesting approval of a Special Alcohol license for the purpose of dispensing and selling alcoholic beverages at a New Years Eve Party on December 31, 2010 from 4PM to 2AM.

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.

Mix Flavor Brazilian Grill
445 Somerville Ave.

Present: Roberto Gomes

Mr. Gomes came before the Commission requesting approval of a Special Alcohol license for the purpose of dispensing and selling alcoholic beverages at a Holiday Party on December 18, 2010 from 6PM-11PM.

The Commission would like this licensee to stop serving alcohol at 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 with change to hours (6PM-11PM).

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COMMON VICTUALER LICENSES

Friend's Pizza
38 Cross St.

Present: Cesar S. Louzada

Mr. Louzada came before the Commission requesting approval of a Common Victualer license at 38 Cross St.

Mr. Louzada stated that he would be the new owner and no other changes will be made to the business.

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

On a motion duly made and seconded, it was

VOTED: to approve the Common Victualer license as presented.

Aguacate Verde
13 Elm St.

Present: Silvia DelaSota

Ms. DelaSota came before the Commission requesting approval of a Common Victualer license at 13 Elm St.

Ms. DelaSota has restaurant experience.

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

On a motion duly made and seconded, it was

VOTED: to approve the Common Victualer license as presented.

2:00 AM Closings
All Forms Alcoholic Beverages 7 Day Restaurant Licenses

EXTENDED HOURS REVIEW

The following licensees appeared before the Commission for annual review of their extension of hours until 2:00AM:

<u>Date Approved</u>	<u>Business</u>	<u>Address</u>
9/29/05	P J Ryan's	239-241 Holland St.
2/26/07	The Burren	247 Elm St.
8/27/07	Fasika	145-147 Broadway
5/2/08	The Joshua Tree	256 Elm St.
06/21/10	Diva	246-248 Elm St.
12/14/09	Orleans Restaurant	59-65 Holland St.
7/23/08	Sagra	400 Highland Ave.

Each licensee's file was reviewed for incidents/complaints and all were found to be suitable to continue with their extended hours.

Sagra has had a lot of incidents this past year. They will be appearing before the Commission at the January 24, 2011 meeting regarding a recent violation.

Mr. Defar owner of Fasika is required to have a review of his 2AM license in April 2011 due to a large amount of incidents at the business this past year.

On a motion duly made and seconded, it was

VOTED: To extend the 2AM license for one more year.

Commissioner Vaccaro voted NO to extend Sagra's 2AM license.

SPECIAL FARMER WINERY LICENSES

David W. Neilson
d/b/a Coastal Vineyards

Present: David Neilson

Mr. Neilson came before the Commission requesting approval of a Special Farmer Winery License to sell wine produced by the licensee for off-premise consumption at The Somerville Winter Farmer's Market to be held at the Center for Arts at the Armory, 191 Highland Ave. on twelve consecutive Saturdays from Jan. 8 thru March 26, 2011 from 10AM-2PM.

ASC Jason Grossfield stated that this is a new type of license that was passed by the Alcoholic Beverages Control Commission in August 2010.

The Wineries will sell by the bottle and are allowed to have small wine tasting samples.

On a motion duly made and seconded, it was

VOTED: To approve the Special Farmer Winery license as submitted.

Zoll Brothers Private Cellars LLC
d/b/a Zoll Cellars

Present: Frank Zoll

Mr. Zoll came before the Commission requesting approval of a Special Farmer Winery License to sell wine produced by the licensee for off-premise consumption at The Somerville Winter Farmer's Market to be held at the Center for Arts at the Armory, 191 Highland Ave. on twelve consecutive Saturdays from Jan. 8 thru March 26, 2011 from 10AM-2PM.

Mr. Zoll sells his wines in local restaurants.

On a motion duly made and seconded, it was

VOTED: To approve the Special Farmer Winery license as submitted.

Lexington Consulting Group, Inc.
d/b/a Turtle Creek Winery

Present: Kipton Kumler

Mr. Kumler came before the Commission requesting approval of a Special Farmer Winery License to sell wine produced by the licensee for off-premise consumption at The Somerville Winter Farmer's Market to be held at the Center for Arts at the Armory, 191 Highland Ave. on twelve consecutive Saturdays from Jan. 8 thru March 26, 2011 from 10AM-2PM.

Mr. Kumler has been in the winery business for 10 years.

On a motion duly made and seconded, it was

VOTED: To approve the Special Farmer Winery license as submitted.

CLUB LICENSES
HEARING CONTINUED FROM NOVEMBER 15, 2010 MEETING

George Dilboy Post 529 Inc., VFW, 371 Summer St. requesting a change of location of the All Forms Alcohol Club License to 343-349 Summer St.

Attorney Richard DiGirolamo's office requested a continuation of this hearing due to ongoing mediation.

Chairman Upton explained that the public hearing is still open and will remain that way until next meeting and hopefully the two parties will have come to a resolution.

On a motion duly made and seconded, it was

VOTED: To continue the matter until the January 24, 2011 meeting.

Special Alcohol License

Cuisine en Locale

Present: JJ Gonson

Ms. Gonson came before the Commission requesting approval of a Special Alcohol license for the purpose of dispensing and selling alcoholic beverages at a Viking Themed Party to be held at the Center for Arts at the Armory, 191 Highland Ave. on January 22, 2011 from 7PM-11PM.

Certified 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

Jenneen M. Pagliaro
Administrative Assistant