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March 25, 2009

REPORT OF THE COMMITTEE
ON LICENSES AND PERMITS

The Committee on Licenses and Permits convened on March 25, 2009, with Chairman Bruce Desmond presiding and Committee Members Aldermen Robert Trane and Maryann Heuston also present and voting. Also present were Alderman Walter Pero, Administrative Assistant Jessie Baker, DPW Commissioner Stan Koty, Director of Inspectional Services George Landers and interested members of the public.

Public Hearing - related to the hours of operation of Burger King, 185 Somerville Avenue

Chairman Desmond informed the manager of Burger King that complaints have been received about the business remaining open past midnight and about snow removal problems. The manager replied that the business occasionally stays open past midnight to accommodate those patrons already in line at the drive up window. He also told the members that he could produce receipts of payments made to companies performing snow removal and exterminating services at the business. Chairman Desmond stated that the Police Department has informed the committee that Burger King has sometimes remained open for as much as an hour and a half beyond the midnight closing time. Chairman Desmond further stated that he would not be adverse to closing the business if it fails to become a good neighbor. Three residents, (Mary Gates, Frank McDonald and Mary McDonald), addressed the committee and spoke about Burger King's poor snow removal, trash problems, operating beyond midnight and traffic problems. Alderman Heuston stated that it is Burger King's responsibility to remove snow from sidewalks regardless of it's contractor's performance and to keep its property clean throughout the day, She also informed the manager that the last customer is to be served and the business promptly closed by midnight. The committee discussed methods of alleviating the traffic on Mansfield Street and Alderman Heuston requested that the Burger King work with the Inspectional Services Department to re-route the traffic pattern.

Public Hearing - Jamil Balaghi (Hondaville), Garage License, 1 Concord Avenue/47 Webster Avenue

Attorney Andrew Lesinsky spoke in favor of the petition. There were no speakers against the petition. Chairman Desmond referenced a letter from Mr. Harras regarding the breaching of a tenancy agreement. The item will be held in committee until a lease for the property is obtained. Chairman Desmond requested that the City Solicitor provide the committee with a legal opinion on the lease and its status.

The committee discussed matters before it and took action on the following 18 items:

186675: Renewal of Used Car Dealers License Class II - Louis Frank Motorcars, 27 Porter St., No autos.

RECOMMENDATION: Should be approved

VOTE: Unanimous, 3 - 0 in favor

186866: New Outdoor Parking License - Simon's Auto Service, 166 Boston Ave., 2 zip cars.

RECOMMENDATION: Should be approved

VOTE: Unanimous, 3 - 0 in favor

186867: Renewal of Used Car Dealers License Class II - Frank and Ed's Inc., 483 Somerville Ave., 6 autos inside, 8 outside.

RECOMMENDATION: Should be approved

VOTE: Unanimous, 3 - 0 in favor

186868: Renewal of Used Car Dealers License Class II - Automotive Transport Service, 495 Columbia St., 12 autos.

RECOMMENDATION: Should be approved

VOTE: Unanimous, 3 - 0 in favor

186869: Renewal of Used Car Dealers License Class II - Isaac's Auto Sales, 486 Columbia St., 6 autos.

RECOMMENDATION: Should be approved

VOTE: Unanimous, 3 - 0 in favor

186921: New Sign/Awning Permit - Broadway Mak Realty Trust, 80-82A Broadway, Awning.

RECOMMENDATION: Should be approved

VOTE: Unanimous, 3 - 0 in favor

186922: New Outdoor Seating and Goods License - Prospect Hill Properties Inc. dba The Independent, 75 Union Sq., 15 tables, 58 chairs, bar counter, grill, raw bar, host stand and performance area.

RECOMMENDATION: Should be approved with conditions (subject to Fire Department approval)

VOTE: Unanimous, 3 - 0 in favor

186923: Renewing Outdoor Seating and Goods License - Union Sq. Group dba Precinct, 70 Union Sq., 18 tables, 48 seats.

RECOMMENDATION: Should be approved

VOTE: Unanimous, 3 - 0 in favor

186929: Renewing Outdoor Seating and Goods License - Au Bon Pain, 118 Holland St., 34 tables, 68 chairs.

RECOMMENDATION: Should be approved

VOTE: Unanimous, 3 - 0 in favor

186935: Grant of Location - Algonquin Gas Transmission LLC, to install 1.7 miles of 14" gas transmission line, from Mystic Ave. to McGrath Hwy.

RECOMMENDATION: Should be approved

VOTE: Unanimous, 3 - 0 in favor

186978: Renewing Outdoor Parking License - Urban Equity Development Co., 7-9 and 11-13 Herbert St., 20 autos.

RECOMMENDATION: Should be approved

VOTE: Unanimous, 3 - 0 in favor

186979: Renewing Outdoor Parking License - Urban Equity Development Co., 55-59 Day St., 70 autos.

RECOMMENDATION: Should be approved

VOTE: Unanimous, 3 - 0 in favor

186980: Renewing Outdoor Parking License - Nissenbaum Auto Parts Inc., 480 Columbia St., 61 autos.

RECOMMENDATION: Should be approved

VOTE: Unanimous, 3 - 0 in favor

186981: Renewing Outdoor Parking License - Nissenbaum Auto Parts Inc., 480 Columbia St., 15 autos.

RECOMMENDATION: Should be approved

VOTE: Unanimous, 3 - 0 in favor

186982: Renewing Outdoor Parking License - Faulkner Brothers Inc., 2 Alpine St., 4 autos.

RECOMMENDATION: Should be approved

VOTE: Unanimous, 3 - 0 in favor

186986: Renewing Garage License - James A. Kiley Co., 15 Linwood St., 6 autos

RECOMMENDATION: Should be approved

VOTE: Unanimous, 3 - 0 in favor

186987: Renewing Junk Dealer License - Nissenbaum Auto Parts Inc., 480 Columbia

RECOMMENDATION: Should be approved

VOTE: Unanimous, 3 - 0 in favor

186988: Renewing Junk Dealer License - Atlas Junk Co., 475 Columbia St.

RECOMMENDATION: Should be approved

VOTE: Unanimous, 3 - 0 in favor

Alderman Bruce M. Desmond, Chairman
Committee on Licenses and Permits