



CITY OF CAMBRIDGE
INSPECTIONAL SERVICES DEPARTMENT 831 MASS. AVE.
CAMBRIDGE, MASSACHUSETTS 02139 (617) 349-6100

Ranjit Singanayagam
Commissioner

May 30, 2019

Cambridge Board of Zoning Appeals
831 Massachusetts Avenue
Cambridge, Massachusetts 02139

Re: McCabe's Porter, 2046 Massachusetts Ave, Cambridge, MA.

Dear Members of the Cambridge Board of Zoning Appeal:

I am writing about the appeal filed by McCabe's Porter with the Board on April 26, 2019, appealing a March 26, 2019 decision by me concerning McCabe's December 26, 2018 amended application with the Cambridge Board of License Commissioners seeking to amend its entertainment license by adding additional entertainment devices at 2046 Massachusetts Avenue. I am attaching a copy of the amended application for your convenience.

The 2046 Massachusetts Avenue property falls in Zone Business A-2. Under Article 4, Section 4.35(g) of the Cambridge Zoning Ordinance, "bar or other establishment where alcoholic beverages are sold and consumed and where dancing and entertainment is provided," and "dance hall or similar place of entertainment" are not allowed in Zone Business A-2. As a result, I added a note in the Inspectional Services Department's ViewPoint system on March 26, 2019 stating that existing entertainment can remain at McCabe's Porter, but additional devices are not permitted. On March 29, 2019, the License Commission denied the McCabe's Porter application to amend its entertainment license by adding additional entertainment. To the extent there may be other establishments within the district which have entertainment, such entertainment is allowed only as an accessory use up to two days per week, not on a full-time basis.

McCabe's attorney states in the appeal to the Board that I am required to issue a formal decision on this matter, however, no existing violation by McCabe's is at issue here, and I am not required to issue an enforcement decision in writing under Section 7 of Chapter 40A where there is no violation and I am merely informing another City department as to whether an activity is allowed in a district. There was no request from McCabe's to me requesting an answer as to whether full-time entertainment is allowed within Zone Business A-2, and therefore, I did not write such a letter to McCabe's.

Please let me know if you have any questions.

Very truly yours,

Ranjit Singanayagam
Commissioner of Inspectional Services

Enclosures