

LICENSE APPLICATION REPORT

Type of License: Sidewalk Café

Name of Applicant: William Lyons d/b/a Menotomy Grill & Tavern

Address: 25 Massachusetts Avenue

The following Departments have **no objections** to the issuance of said license:

- ADA _____
- Health _____
- Building _____
- Planning _____

The following Departments have **no objections** but have made comments or conditions regarding the issuance of said license: (see attached)

- ADA _____x_____
- Health _____x_____
- Building _____x_____
- Planning _____x_____

The following Departments have **objections** to the issuance of said license:
(see attached)

- ADA _____
- Health _____
- Building _____
- Planning _____



Town of Arlington
Department of Health and Human Services

27 Maple Street
Arlington, MA 02476

Tel: (781) 316-3170
Fax: (781) 316-3175

Memo To: Select Board
Adam Chapdelaine, Town Manager
From: Jillian Harvey, DEI & ADA Coordinator
Date: June 25, 2020
RE: Menotomy Grill & Tavern Sidewalk Café Permit

It appears from the attached diagram and information provided for the sidewalk in front of Menotomy Grill & Tavern, 25 Massachusetts Avenue, that all conditions pertaining to accessibility of sidewalk dining are in compliance with ADA Architectural Access Guidelines.

In order to be in compliance with regards to sidewalk dining the absolute minimum clear path of travel along the sidewalk must be at least 36" excluding curb stones with at least 36" between tables according to the Massachusetts Architectural Access Board and the Americans with Disabilities Act Architectural Access Guidelines. The Arlington Disability Commission does have a preference for a 48" clear path of travel. Potential obstructions on the sidewalk that could affect compliance after permitting that will need to be routinely checked are location of tables, chairs, other furniture, trees, trash receptacles, fire hydrants, planters, sandwich boards, etc.

There are requirements for accessible tables which would need to be considered as the cocktail tables, as originally proposed for use do not seem to meet the requirements: A 30" wide x 48" deep clear space is required to be provided at each seating location at the accessible tables. This clear space must not also interact with the knee space depth under the table by more than 19 inches. (MAAB Section 17.2.3). In terms of table height, the tops of the accessible tables provided shall be located between the height of 28 inches to 34-inches above the floor or ground. (MAAB Section 17.2.5). Please do note, that in order for the tables to be accessible the knee space is critical, so with a 24" table, which is the width of the cocktail tables to be used, if there is a pedestal (central pole holding the table up) the 24" table may not provide the appropriate depth that will be required at an accessible table.

Additionally, 5% of the seating distribution, but no less than one, must be wheelchair accessible. The Disability Commission recommends to the Select Board that a compliance monitoring process be developed in addition to restaurants providing training for all their restaurant staff to ensure that accessibility is maintained after the permitting process.

APPLICANT SIGNATURE SECTION:

I have received the above report and acknowledge said inspection. I fully understand that no work is to commence at the premises of the proposed location of which is the subject matter of this inspection report until the license is approved by the Select Board; furthermore, any work done is done at the applicant's risk.

Applicant's Signature: _____

Date: _____

William A. Lyons
6/25/20

**OFFICE OF THE SELECT BOARD
TOWN OF ARLINGTON - INSPECTION REPORT**

Report is due at the Office of the Select Board by June 23, 2020
ONE REPORT IS REQUIRED FROM EACH DEPARTMENT.

Location: 25 Massachusetts Avenue
Applicant's Name: William Lyons
D/B/A: Menotomy Grill and Tavern
Telephone: 617-257-0651
Department: Sent Via E-mail

Date: 6/23/2020

Meeting Date: June 29, 2020

Re: SIDEWALK CAFÉ LICENSE

Police
Fire
Board of Health
Building
Planning: Ali Carter, Economic Development Coordinator

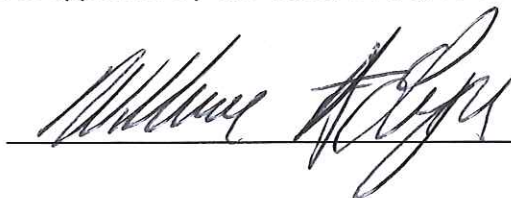
The proposed outdoor seating application is for 5 tables and 10 chairs. The site plan indicates adequate pedestrian passage for ADA compliance. Perimeter materials are not included in this application but are strongly encouraged. The proposal also meets the requirements of the State Guidelines for Restaurants in the Massachusetts Reopening Plan. The Department supports the issuance of a sidewalk café permit to the applicant.

Any changes in signage, including signs in the window, and changes to the façade of the building may be subject to review by this Department. The Applicant is reminded that all signs, including re-lettering of the existing signs require a permit issued by the Building Department. Other provisions of the Zoning Bylaw may apply as determined by the Building Inspector.

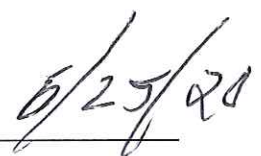
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Date: _____



**OFFICE OF THE SELECT BOARD
TOWN OF ARLINGTON - INSPECTION REPORT**

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ONE REPORT IS REQUIRED FROM EACH DEPARTMENT.

Location: 25 Massachusetts Avenue
Applicant's Name: William Lyons
D/B/A: Menotomy Grill and Tavern
Telephone: 617-257-0651
Department: Sent Via E-mail Date: 6/9/2020

MEETING DATE: June 29, 2020

Inspected By:

SIDEWALK CAFÉ PERMIT

Board of Health
Building
Planning
ADA

INSPECTION REPORT SECTION:

The Building Department has no objections to issuing this license as long as all the following conditions are complied with:

All building changes need building permits.

All sign changes need approval and sign permit.

The Director of Inspectional Services has no objection to the issuance of this license pending compliance with Zoning and Building Code Regulations.

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Applicant's Signature: 

Date: 6/25/20



Town of Arlington
Department of Health and Human Services
Office of the Board of Health
27 Maple Street
Arlington, MA 02476

Tel: (781) 316-3170
Fax: (781) 316-3175

MEMO

To: Select Board
From: Kylee Sullivan, Health Compliance Officer
Date: June 23, 2020
RE: Board of Health Comments for Select Board Meeting on June 29, 2020

Please accept the following as comments from the Office of the Board of Health:

Menotomy Grill and Tavern: 25 Massachusetts Avenue
Sidewalk Café Permit

- The Establishment must prohibit smoking and the use of e-cigarettes in the outdoor seating area by conspicuously posting a notice or sign which states "No Smoking" or by using a sign with the international "No Smoking" symbol in the outdoor area.
- The owner or designated Person in Charge is responsible for maintaining the outdoor seating area smoke free.
- Any Person in Charge of a public place or workplace who fails to comply with the Town's *Regulations Prohibiting Smoking in Workplaces and Public Places* is subject to a fine of one hundred dollars (\$100.00) for each day of the violation.
- The Establishment is responsible for maintaining the outdoor seating in a clean and sanitary manner, free from garbage and trash or other refuse that would constitute a public health nuisance.
- Compliance must be achieved with the State's Sector Specific Workplace Specific Safety Standards for Restaurants to Address COVID-19 until such standards are rescinded or amended by the State.
- The Sidewalk Café is an extension of the Establishment and thus must comply with all relevant sections of the Food Code.

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Date: _____

Kylee H. Sullivan
6/25/20