



Town of Natick, Massachusetts
Department of Community and Economic Development
13 East Central Street Natick, Massachusetts 01760

Telephone
(508) 647-6450
www.natickma.org

Amanda Loomis, AICP
Director

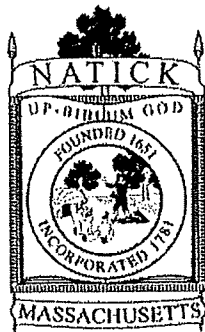
To: Select Board

From: Amanda Loomis, Director of Community and Economic Development

Re: Fres Café, License Application for Alcohol License (outdoor)

Date: August 1, 2022

Please find the attached materials in support of an application for an alcohol license (outdoors) for Fres Café, located at 158 E. Central Street, Natick. Fres Café provided an updated Temporary Outdoor Dining Renewal Application (attached), as a restaurant that previously received approval from the Outdoor Dining Review Team (ODRT) in 2020/2021. The outdoor seating area has been installed as previously approved by the ODRT.



NATICK, MASSACHUSETTS

COMMUNITY & ECONOMIC DEVELOPMENT DEPARTMENT

Temporary Outdoor Dining Renewal Application

An application for Temporary Outdoor Dining Renewal is intended for restaurants that have received previous approval from the Outdoor Dining Review Team (ODRT) in 2020/2021, and has operated a successful outdoor dining area that was located on private property. Please provide the following information for the renewal of an Outdoor Dining Area. If the Outdoor Dining Area has changed locations from what was previously approved or an Applicant's Outdoor Dining approval was revoked, then a new application for Outdoor Dining is required. Please contact aloomis@natickma.org if there are any questions.

No changes to the number of seats, operations, location, and layout of the Outdoor Dining Area have been made to the 2021 or 2020 approved Outdoor Dining Application. If so, please attached such amendments to this application.

Will alcohol be served (current alcohol licenses holders only)? If yes, please contact Donna Donovan (ddonovan@natickma.org)

Property Information

Property Address	158 E. Central Street
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Contact Information

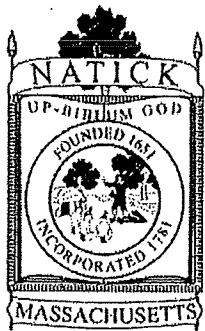
Business Owner Information			
Name	Pablah F. Schwartz-Linhare	Phone Number	508 333 1280
Company Name	Frescafe II Inc	Email	ppchwres@gmail.com
Mailing Address	21 Homeward Ln, Natick		

Property Owner Information (if different)			
Name	John McNeil	Phone Number	617 429 7719
Mailing Address	153 Hill Street, Norwood, MA	Email	

Restaurant Manager			
Name	Mac Linhares	Phone Number	774 244 5577
Email	frescafeinc@yahoo.com		

Logistics

Number of outdoor seats	40
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NATICK, MASSACHUSETTS

COMMUNITY & ECONOMIC DEVELOPMENT DEPARTMENT

Temporary Outdoor Dining Renewal Application

Outdoor Dining Area Inspection

Restaurants with previously approved Outdoor Dining Area may commence operations and use an Outdoor Dining Area once a Temporary Outdoor Dining Renewal Application has been submitted. Once in operation, please contact Lt. Brian Lauzon (blauzon@natickma.org) to schedule an inspection of the Outdoor Dining Area within a week of operation. (Note: serving of alcohol cannot take place until approved by licensing, please contact Donna Donovan.

Outdoor Dining Design Review

An application for Outdoor Dining must demonstrate compliance with the following requirements:

1. Compliance with 521 CMR 17.00 - Restaurants.
2. Pedestrian walkways must maintain a minimum of four-foot clear, unobstructed pathways.
3. All outdoor dining areas must have demarcated boundaries by rope, fence, or other continuous visible elements that prevent entry other than by an established entrance.
4. Locations of Outdoor Dining Areas
 - a. Dining areas must be contiguous to the restaurant premises with a clear view of the area from inside the premises. Alternatively, the applicant must commit to providing management personnel dedicated to the area.
 - b. Outdoor dining areas in a parking lot must demonstrate measures to protect patrons and staff from vehicles. Such measures may consist of large planters, crates, or boxes filled with heavy materials and spaced no more than four feet apart.
5. Where dining areas are located in parking lots, the applicant must post signs at all entrances to the parking lot, notifying drivers that the speed limit in the parking lot is five miles per hour.

Alcohol Service

In order to serve alcohol in temporary outdoor dining areas, the Local Licensing Authority (Natick Select Board) must grant an extension of the premises license according to the rules and requirements provided by the Alcoholic Beverages Control Commission in their advisory regarding local licensing authorities' approval of outdoor seating. An applicant must submit a request for alcohol service with their Temporary Outdoor Dining permit application. The Select Board will consider that alcohol license application at the meeting following approval of a Temporary Outdoor Dining permit by the ODRT.

Enforcement

1. The ODRT will inspect the Outdoor Dining Area for consistency with the Outdoor Dining Permit. Operation of the Outdoor Dining Area may begin following inspection and approval by the ODRT.
2. Members of the ODRT (Building Commissioner, Chief of Police, Chief of Fire, Director of Health, or any of their designees) have enforcement authority over Outdoor Seating Permits. They may shut down an Outdoor Dining area found to not comply with the issued Outdoor Dining permit.

Alternations or Amendments

1. If an applicant amends the approved Outdoor Dining Area, all amendments shall be provided to the ODRT for review and approval.
2. The Town may require changes to an approved Outdoor Dining permit if, in the opinion of a member of the ODRT, there is a safety issue associated with the current configuration or operation of the Outdoor Dining Area. The applicant must submit an amended application addressing the issue.

Signature: _____

Date: _____

04/08/22

RESTAURANTS

MA COVID-19 Checklist



These workplace safety standards for restaurants are posted in advance of the Governor's initiation of Phase 2 to allow restaurants time to prepare to operate in compliance with these mandatory health and safety standards. Restaurants may not provide any service beyond carry-out or delivery until specifically authorized to do so in Phase 2 of the Commonwealth's Workplace Re-Opening Plan. The Governor will initiate Phase 2 of the Re-Opening Plan by formal Executive Order and only following a careful review of public health data.

Restaurants may provide outdoor table service at the commencement of Phase 2 of the Commonwealth's Reopening Plan. Restaurants will be authorized at a later date and by a subsequent Phase 2 Order to commence indoor table service if the public health data reflects continued positive progression



SOCIAL DISTANCING

Ensure >6ft between individuals

- ☒ When indoor table service is permitted, restaurants are encouraged to structure operations to operate as much as possible through outdoor table service and to strictly limit indoor table service in order to assure effective compliance with social distancing requirements and to limit activities within confined spaces
- ☒ Restaurants must comply with the following sector specific social distancing rules for providing dining services in all customer seating areas:
 - Tables must be positioned so to maintain at least a 6 foot distance from all other tables and any high foot traffic areas (e.g., routes to bathrooms, entrances, exits); tables may be positioned closer if separated by protective / non-porous barriers (e.g., structural walls or plexi-glass dividers) not less than 6 feet high installed between tables and high foot traffic areas
 - The size of a party seated at a table cannot exceed 6 people
 - Restaurants may not seat any customers at the bar, but subject to any applicable building and fire code requirements, bar areas may be re-configured to accommodate table seating that complies with all spacing and other requirements in these COVID-19 safety standards
 - All customers must be seated; eat-in service to standing customers (e.g., around bar areas) is prohibited
 - Restaurants may provide carry-out or delivery service, but all safety standards for table separation, size of party, and hygiene must be maintained for any indoor or outdoor table seating that is available to carry-out patrons
 - All other amenities and areas not employed for food and beverage service (e.g., dance floors, pool tables, playgrounds, etc.) must be closed or removed to prevent gathering of customers
- ☒ Ensure separation of 6 feet or more between all individuals (workers, vendors, and customers) unless this creates a safety hazard due to the nature of the work or the configuration of the workspace:
 - Close or reconfigure worker common spaces and high density areas where workers are likely to congregate (e.g., break rooms, eating areas) to allow 6 feet of physical distancing; redesign work stations to ensure physical distancing (e.g., separate tables, stagger workstations on either side of processing lines so workers are not face-to-face, use distance markers to assure spacing including in the kitchen area)
 - Establish directional hallways and passageways for foot traffic if possible, to minimize contact (e.g., one-way entrance and exit to the restaurant). Post clearly visible signage regarding these policies
 - Prohibit lingering in common areas (e.g., waiting areas, bathrooms) and ensure social distancing in common areas by marking 6 feet spacing with tape or paint on the floor and signage
 - All customer-facing workers (e.g., servers, bus staff) must minimize time spent within 6 feet of customers
- ☒ Designate assigned working areas to workers where possible to limit movement throughout the restaurant and limit contact between workers (e.g., assigning zones to servers)
- ☒ Stagger work schedules and staff meal and break times, regulating maximum number of people in one place and ensuring at least 6 feet of physical distancing
- N/A ☐ Minimize the use of confined spaces (e.g., elevators, vehicles) by more than one individual at a time
- ☒ Require face coverings for all customers and workers at all times, except where an individual is unable to wear a face covering due to medical condition or disability
- ☒ Improve ventilation for enclosed spaces where possible (e.g., open doors and windows)
- ☒ Customers may remove face coverings while seated at tables



HYGIENE PROTOCOLS

Apply robust hygiene protocols

- ☒ All workers must wash their hands frequently, and table servers must wash their hands or apply hand sanitizer between each table interaction
- ☒ Ensure access to handwashing facilities on site, including soap and running water, and allow sufficient break time for workers to wash hands frequently; alcohol-based hand sanitizers with at least 60% alcohol may be used as an alternative
- ☒ Alcohol-based hand sanitizers with at least 60% alcohol should be made available at entrances, exits, and in the dining area

RESTAURANTS

MA COVID-19 Checklist



HYGIENE PROTOCOLS

Apply robust hygiene protocols

- ☒ Supply workers at workplace location with adequate cleaning products (e.g., sanitizer, disinfecting wipes)
- ☒ Post visible signage throughout the site to remind workers and customers of hygiene and safety protocols
- N/A ☐ Self-serve, unattended buffets, topping bars, drink stations, and other communal serving areas must remain closed
- ☒ Condiments and similar products (e.g., salt, pepper, and salad dressing) should not be pre-set on tables and should instead only be provided upon request either in single-serving portions (e.g., individual packages or cups) or in serving containers that are sanitized between each use
- ☒ Menus must be one of the following: 1) paper, single-use menus disposed after each use, 2) displayed menu (e.g., digital, whiteboard, chalkboard), 3) electronic menus viewed on customers' phones / mobile devices
- ☒ Utensils and place settings must be either single-use or sanitized after each use; utensils should be rolled or packaged. Tables should not be pre-set to reduce opportunity for exposure
- ☒ Tables and chairs must be cleaned and sanitized thoroughly between each seating



STAFFING & OPERATIONS

Include safety procedures in the operations

- ☒ When possible, reservations or call ahead seating should be encouraged; managers must ensure that diners waiting for tables do not congregate in common areas or form lines
- N/A ☐ Restaurants may not provide customers with buzzers or other devices to provide alerts that seating is available or orders are ready; restaurants should instead use no-touch methods such as audio announcements, text messaging, and notices on fixed video screens or blackboards
- ☒ Provide training to workers on up-to-date safety information and precautions including hygiene and other measures aimed at reducing disease transmission, including:
 - Social distancing, hand-washing, and requirement and proper use of face coverings
 - Modifying practices for serving in order to minimize time spent within 6 feet of customers
 - Self-screening at home, including temperature or symptom checks
 - Reinforcing that staff may not come to work if sick
 - When to seek medical attention if symptoms become severe
 - Which underlying health conditions may make individuals more susceptible to contracting and suffering from a severe case of the virus
- ☒ Restaurant operators should establish adjusted workplace hours and shifts for workers to minimize contact across workers and reduce congestion at entry points
- ☒ Limit visitors and vendors on site; shipping and deliveries should be completed in designated areas
- ☒ Workers should not appear for work if feeling ill
- ☒ Restaurants must screen workers at each shift by ensuring the following:
 - Worker is not experiencing any symptoms such as fever (100.3 and above), cough, shortness of breath, or sore throat;
 - Worker has not had 'close contact' with an individual diagnosed with COVID-19. "Close contact" means living in the same household as a person who has tested positive for COVID-19, caring for a person who has tested positive for COVID-19, being within 6 feet of a person who has tested positive for COVID-19 for 15 minutes or more, or coming in direct contact with secretions (e.g., sharing utensils, being coughed on) from a person who has tested positive for COVID-19, while that person was symptomatic
 - Worker has not been asked to self-isolate or quarantine by their doctor or a local public health official
 - Workers who are sick or feeling ill must be sent home.
- ☒ Anyone showing signs of illness may be denied entry
- ☒ Encourage workers who test positive for COVID-19 to disclose to the employer for purposes of cleaning / disinfecting and contact tracing. If the employer is notified of a positive case at the workplace, the employer should notify the local Board of Health (LBOH) where the workplace is located and work with them to trace likely contacts in the workplace and advise workers to isolate and self-quarantine
- ☒ Notify workers that they may not work if they test positive for COVID-19 (they should be isolated at home) or are found to be a close contact of someone with COVID-19 (they should be quarantined at home)

RESTAURANTS

MA COVID-19 Checklist



STAFFING & OPERATIONS

Include safety procedures in the operations

- ☒ Testing of other staff may be recommended consistent with guidance and / or at the request of the LBOH. Post notice to workers and customers of important health information and relevant safety measures as outlined in government guidelines
- ☒ Post notice to workers and customers of important health information and relevant safety measures as outlined in the Commonwealth's [Mandatory Safety Standards for Workplace](#)
- ☒ Designate the Person in Charge (105 CMR 590) for each shift to oversee implementation of the guidelines in this document
- ☒ Restaurants will be allowed to maximize outdoor dining space, including patios and parking lots where available, where municipal approval is obtained
- ☒ When taking reservations and when seating walk-in customers, restaurants should retain a phone number of someone in the party for possible contact tracing
- ☒ Encourage use of technological solutions where possible to reduce person-to-person interaction (e.g., contactless payment, mobile ordering, text on arrival for seating)
- ☒ Workers who are particularly high risk to COVID-19 according to the Centers for Disease Control (e.g., due to age or underlying conditions) are encouraged to stay home or arrange an alternate work assignment
- ☒ Workers are strongly encouraged to self-identify symptoms or any close contact to a known or suspected COVID-19 case to the employer



CLEANING & DISINFECTING

Incorporate robust hygiene protocols

- ☒ Clean commonly touched surfaces in restrooms (e.g., toilet seats, doorknobs, stall handles, sinks, paper towel dispensers, soap dispensers) frequently and in accordance with CDC guidelines
- ☒ Keep cleaning logs that include date, time, and scope of cleaning
- ☒ Conduct frequent disinfecting of heavy transit areas and high-touch surfaces (e.g., doorknobs, elevator buttons, staircases)
- ☒ Implement procedures to increase cleaning / disinfecting in the back-of-house. Avoid all food contact surfaces when using disinfectants. Food contact surfaces must be cleaned and sanitized before use with a sanitizer approved for food contact surfaces. Non-food contact surfaces must be frequently cleaned
- ☒ In the event of a presumptive or actual positive COVID-19 case of a worker, patron, or vendor, the restaurant must be immediately shut down for 24 hours and then must be cleaned and disinfected in accordance with current CDC guidance before re-opening

NOTE: LEWIS COLTEN AIA HAS BEEN DESIGNATED REPRESENTATIVE TO PABLAH SCHWARTZ, OWNER AND OPERATOR OF THE "FRESH CAFE" LOCATED AT 158 E. CENTRAL ST., NATICK, MA 01760. A SINGLE USER, TENANT AT THIS ADDRESS.

