

NEW
COMMON VICTAULLER LICENSE

Chiharu Sushi & Noodle

Qun Li, President

370 Boylston Street Unit R

APPLICATION IS IN ORDER

This is a Common Victualler License with inside Seating Capacity 20.
Hours of operation are: Sunday-Thursday 7am-10pm,
Friday-Saturday 7am-11pm

General Description of Operations and Parking

REPORTS (ATTACHED)

The Building, Police Departments have approved this application.
The Health Department has approved subject to standard conditions

Store front picture enclosed.

TELEPHONE #

ADDRESS

NAME

TITLE

EMAIL ADDRESS

TELEPHONE #

ADDRESS

HAVE YOU PREVIOUSLY HELD A COMMON VICTUALER LICENSE IN BROOKLINE/ELSEWHERE? Allston/Yes

IF YES, LOCATION: AND DATES: 95 Glenville AVE. Allston MA 02134
05/01/2001 ~ 12/01/2014

IF NOT, DO YOU HAVE PRIOR EXPERIENCE IN THE FOOD SERVICE BUSINESS: _____

IF YES, LOCATION: AND DATES _____

HOURS OF OPERATION FOR FOOD SERVICE:

DAYS: Mon. - Thu. HOURS: 7:00 a.m - 10:00 p.m

DAYS: Fri - Sat. HOURS: 7:00 a.m - 11:00 p.m

DAYS: Sunday HOURS: 7:00 a.m - 10:00 p.m

HOURS OF OPERATION FOR ALCOHOLIC BEVERAGES SERVICE: (If applicable)

DAYS: _____ HOURS: _____

DAYS: _____ HOURS: _____

DAYS: _____ HOURS: _____

PLEASE NOTE:

THE TOWN'S PREPARED FOOD SALES REGULATIONS SET THE PERMISSIBLE HOURS OF FOOD SALES.

MENU: (GENERAL TYPE OF FOOD SERVED)

Japaneses restaurant

FLOOR SPACE SQ. FT. 1,600 sq. ft

BYOB: Will you permit patrons to bring their own alcoholic beverages onto the premises? NO
(If yes, please be aware of applicable Town regulations governing BYOB.)

SEATING CAPACITY: INSIDE: 20 OUTSIDE: 0

Outside seating only applicable for 6 months from April 1st – September 30th.

(Please attach plan showing location and layout of outdoor seating.)

If outdoor seating is proposed to be located on any portion of the public sidewalk that is Town property, this application must be accompanied by proof that the applicant has secured, and that there is in effect during the period of time for which there will be outdoor seating, a general-liability policy naming the Town as an additional insured in a minimum amount of \$250,000.00/\$500,000.00.

By signing this application, the applicant absolves the Town and its officials, officers, employees, agents and representatives from all liability in connection with use by the applicant of the Town's portion of a public sidewalk. By signing this application, the applicant agrees to indemnify the Town for any damage to the Town's sidewalk resulting from the applicant's use of it, and agrees to indemnify the Town for any expenses the Town incurs in restoring the Town's sidewalk to its condition prior to use (in excess of any routine cleaning and maintenance service the Town would ordinarily have performed irrespective of the use).

Applicant agrees to outside seating terms and conditions: Yes

NUMBER OF BATHROOMS : EMPLOYEE: 1 PUBLIC: 2

NUMBER OF PARKING SPACES (IF ANY): 5

NUMBER OF EMPLOYEES: 3-5

All Common Victualler Licenses are issued subject to and conditioned on the licensee's compliance with Massachusetts General Laws Chapter 140, Section 2 et seq., Article 8.10 of the Town By-Laws, and the Town's Prepared Food Sales Regulations.

Application Agrees to terms and conditions Yes

* APPLICANT SIGNATURE Charlie TITLE: President PHONE# [REDACTED]
EMAIL ADDRESS [REDACTED]

December 20, 2016

Chiharu Sushi and Ramen
370 Boylston Street Unit: R
Brookline, MA 02445

Re: Plan for the control of elimination of litter

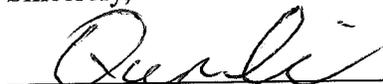
Dear Members of the Board of Selectman:

In accordance with the Town of Brookline Bylaws. Article 8.10.7, the following is the litter plan and procedure for the proposed Chiharu Restaurant.

- The restaurant will have trash receptacles inside the premises so as to keep the interior as clean as possible, and free of litter.
- The restaurant manager, or any other authorized manager, will be trained so as to ensure that trash receptacles are inspected and emptied as required to ensure the cleanliness of premises.
Additionally, employees will sweep the floor of the premises and remove any litter, as well as removing litter from the tables, and from all other part of premises, in an expeditious manner.
- The restaurant manager, or any other authorized manager, will be trained to make every effort to ensure the exterior area immediately around the entrance to the restaurant remains clean, and that the patrons of the restaurant do not place litter in public area.
- Assure easy access to dumpsters by employees. Check dumpsters daily to see that top and side doors are closed. This prevents scavengers from spreading trash on the ground.
- All the litter which has been placed into trash receptacles, or bags, as the case may be, will be deposited in the trash bins in the side of the building. The manager on duty will make every effort to ensure that trash bins remain closed all the times. Such bins will be picked up pursuant to the trash pickup schedule of the trash company.
- Educate all employees about the importance of individual responsibility for a clean and safe working environment.

If there is any additional information that may be required, we will be happy to provide such
Information.

Sincerely,



Qun Li

FIRE ALARM SYSTEM NOTES:

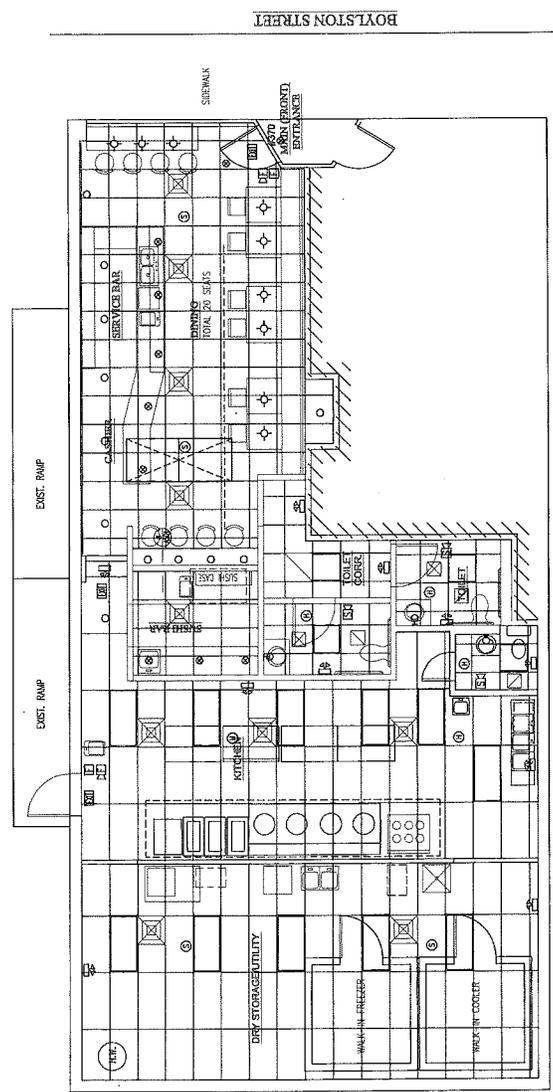
1. THE ELECTRICAL SUBCONTRACTOR IS RESPONSIBLE FOR A FULLY FUNCTIONING FIRE ALARM SYSTEM. ALL DEVICES AND WIRING SHALL BE INSTALLED IN ACCORDANCE WITH THE NATIONAL FIRE PROTECTION ASSOCIATION (NFPA) STANDARDS AND SHALL BE APPROVED BY THE LOCAL FIRE DEPARTMENT. ALL WORK SHALL BE DONE IN ACCORDANCE WITH NFPA 72, THE NATIONAL FIRE ALARM CODE, AND ALL APPLICABLE LOCAL AND STATE REGULATIONS AND ORDINANCES. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FOR THIS WORK.
2. ALL WORK SHALL BE DONE IN ACCORDANCE WITH NFPA 72, THE NATIONAL FIRE ALARM CODE, AND ALL APPLICABLE LOCAL AND STATE REGULATIONS AND ORDINANCES. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FOR THIS WORK.
3. THE ELECTRICAL SUBCONTRACTOR IS RESPONSIBLE FOR A FULLY FUNCTIONING FIRE ALARM SYSTEM. ALL DEVICES AND WIRING SHALL BE INSTALLED IN ACCORDANCE WITH THE NATIONAL FIRE PROTECTION ASSOCIATION (NFPA) STANDARDS AND SHALL BE APPROVED BY THE LOCAL FIRE DEPARTMENT. ALL WORK SHALL BE DONE IN ACCORDANCE WITH NFPA 72, THE NATIONAL FIRE ALARM CODE, AND ALL APPLICABLE LOCAL AND STATE REGULATIONS AND ORDINANCES. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FOR THIS WORK.

LEGEND (FIRE ALARM)

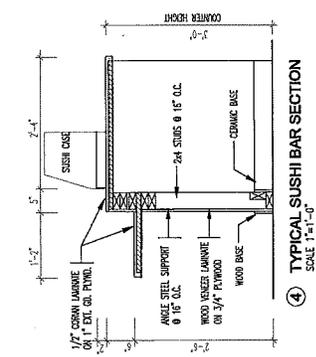
- FIRE ALARM PULL STATION
- FIRE ALARM HORN AND STROBE
- ⊙ FIRE ALARM HEAT DETECTOR
- ⊙ FIRE ALARM SMOKE DETECTOR
- FIRE ALARM STROBE
- EXIT SIGN
- ⊙ EMERGENCY LIGHTS

LEGEND (CEILING)

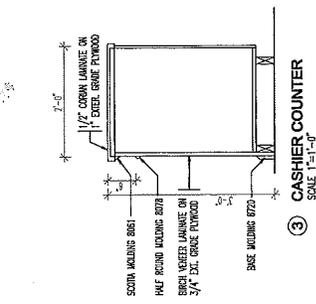
- EXISTING TO REMAIN
- EXISTING TO BE REMOVED
- NEW
- WALL LIGHT
- ⊙ SURFACED DOWNLIGHT
- ◇ PENDANT
- RECESS DOWNLIGHT
- TRACK LIGHTS
- FLUORESCENT LIGHT
- 2'x4' FLUORESCENT LIGHT-FIXTURE
- 2'x4' FLUORESCENT LIGHT-FIXTURE
- ⊗ SUPPLY AIR DIFFUSER (EXIST)
- ⊗ EXHAUST OR RETURN AIR REGISTER/GRADE (EXIST)
- ⊗ EXHAUST GRILLE
- WOOD GRID PANEL OR ACoustICAL SUSPENDED CEILING
- 2'-0"x2'-0" CEILING GRID
- FRIBERGLASS REINFORCED SUSPENDED CEILING
- 2'-0"x4'-0" CEILING GRID (EXIST)



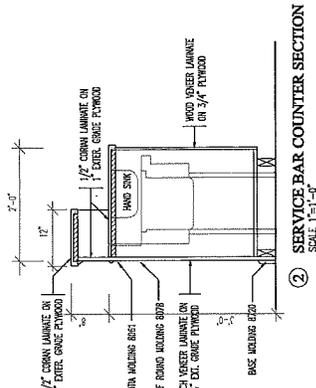
REFLECTED FIRST FLOOR CEILING PLAN
 SCALE 1/4"=1'-0"



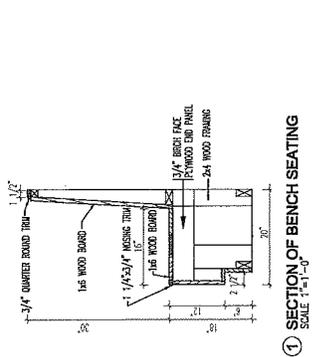
④ TYPICAL SUSHI BAR SECTION
SCALE 1/2"=1'-0"



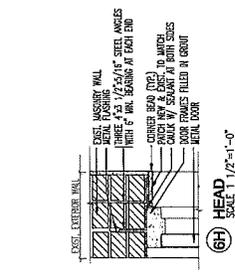
③ CASHIER COUNTER
SCALE 1/2"=1'-0"



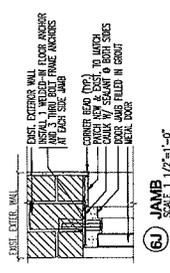
② SERVICE BAR COUNTER SECTION
SCALE 1/2"=1'-0"



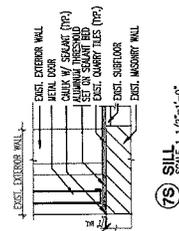
① SECTION OF BENCH SEATING
SCALE 1/2"=1'-0"



⑧ HEAD
SCALE 1/2"=1'-0"

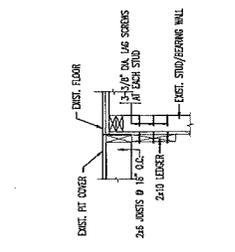


⑥ JAMB
SCALE 1/2"=1'-0"

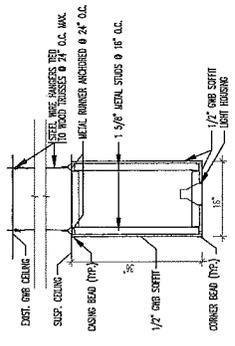


⑦ SILL
SCALE 1/2"=1'-0"

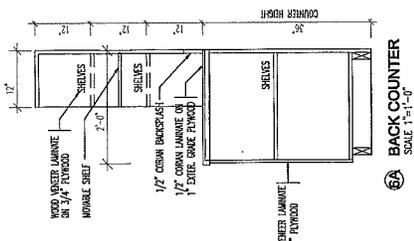
⑦ DOOR DETAILS
SCALE 1/2"=1'-0"



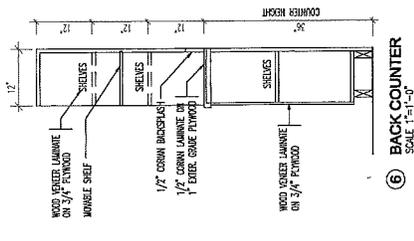
⑨ PIT COVER REINFORCING
SCALE 1/4"=1'-0"



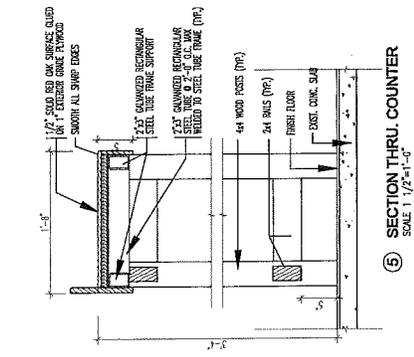
⑧ SOFFIT
SCALE 1/2"=1'-0"



⑥A BACK COUNTER
SCALE 1/2"=1'-0"



⑥ BACK COUNTER
SCALE 1/2"=1'-0"

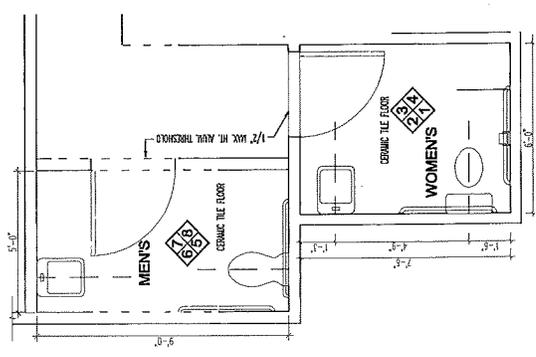


⑤ SECTION THRU COUNTER
SCALE 1/2"=1'-0"

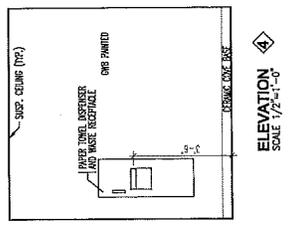
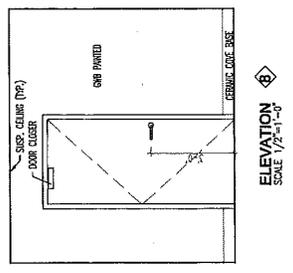
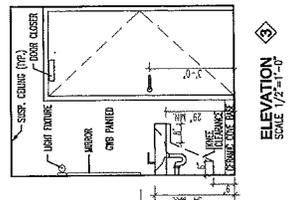
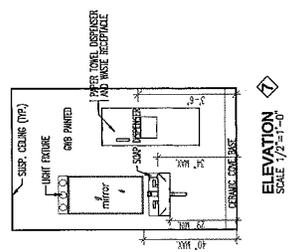
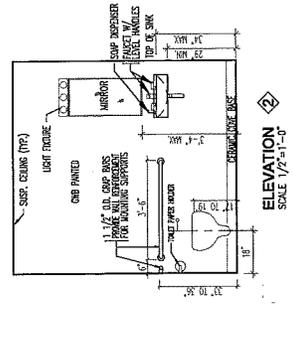
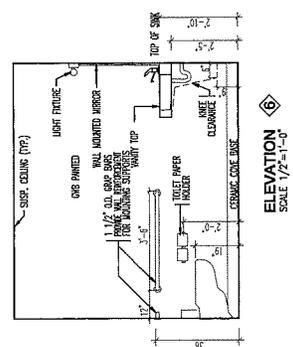
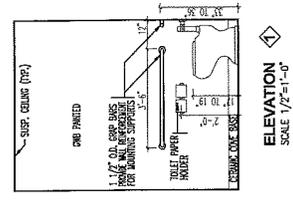
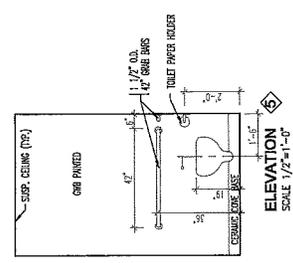
JOB NO.: 1120316
 DATE: DECEMBER 3, 2016
 DRAWN BY: B.L.
 CHECKED BY: C.L.

CHIARU RSTURANT RENOVATIONS
 370 BOYLSTON STREET
 BROOKLINE, MASSACHUSETTS
 TOILET ELEVATIONS AND DETAILS
 SCALE AS NOTED

The Architects Forum Inc
 72 MANCHESTER ROAD
 NEWTON, MASSACHUSETTS
 TELEPHONE 617-244-4669



ACCESSIBLE TOILET PLANS
 SCALE 1/2"=1'-0"





LICENSE INTERVIEW FORM

TYPE OF LICENSE APPLYING FOR: Common Votuallex

NAME: Qun Li

ADDRESS: ~~REDACTED~~

EMAIL ADDRESS: ~~REDACTED~~

PHONE #: ~~REDACTED~~

PLACE OF BIRTH: ~~REDACTED~~

FATHER'S NAME: ~~REDACTED~~ MOTHER'S MAIDEN NAME: ~~REDACTED~~

ARE YOU A CITIZEN? YES NO ALIEN CARD # _____

ARE YOU A VETERAN: YES NO

RESIDENCES FOR LAST FIVE YEARS

DATE: ~~REDACTED~~ LOCATION: ~~REDACTED~~

DATE: _____ LOCATION: _____

DATE: _____ LOCATION: _____

DATE: _____ LOCATION: _____

DATE: _____ LOCATION: _____

EDUCATION College

DATE: 1995 ~ 1999 LOCATION: Beijing

DATE: LOCATION:

DATE: LOCATION:

DATE: LOCATION:

EMPLOYMENT HISTORY

DATE: 2014 ~ 2016 LOCATION: Mix-it/Cambridge POSITION: Chief Chef

DATE: 2007 ~ 2012 LOCATION: Haru/Copley POSITION: Chief Chef

DATE: LOCATION: POSITION:

DATE: LOCATION: POSITION:

DATE: LOCATION: POSITION:

X SIGNATURE: *Quinli* DATE: 12/19/2016

(PLEASE SUBMIT THREE CHARACTER REFERENCES WITH APPLICATION)

Dec 17, 2016

Maylee Austin
Zone Designs LLC
459 Washington St.
Brookline, MA 02446


To Whom It May Concern,

Going on more than 8 years the Li's have been an integral part of our lives since we moved to Brookline in 2008. Our sons became almost instant best friends and continue to be to this day. Because of this our families have spent many moments together including the important family holidays that come each year.

Our family is amazed at the dedication and discipline Qun Li exhibits toward his work as a chef and can only imagine how proud his family is of him. Long hours with hardly a day off is the norm but despite that it is obvious to see in his kids what a great father he is.

Qun Li is a great example of a hard worker which should provide the groundwork for his success in his new endeavor.

Sincerely,



Maylee Austin

Dec 17, 2016

Bob Ley
Coldwell Banker Residential Brokerage
1375 Beacon St.
Brookline, MA 02446
[REDACTED]

To Whom It May Concern,

I have known Qun Li for more than 8 years and in that time know him to be a hard worker and great father. He has constantly proven himself to be a loyal and dedicated individual in both his personal and professional life.

Qun Li has been working in the food industry for as long as I have known him, and is extremely hard working, reliable and dependable. He is a positive contributor to the community. Qun Li is a person of high moral character with a work ethic that is something to aspire to.

Sincerely,

A handwritten signature in cursive script that reads "Bob Ley". The signature is written in black ink and includes a long horizontal flourish extending to the right.

Bob Ley

Dec 18, 2016

To Whom It May Concern:

I have the pleasure of knowing Mr. Qun Li for sixteen years; first as an employee, later became a good friend. Mr. Li is an energetic hard worker, always responsible and honest. He is a creative chef who works well with others to accomplish common goals or objectives. He cares about those around him and is devoted to his family. I know I can always count on him. I am confident that he is going to succeed in his new business venture in Brookline. I can be reached via email ottoychang@aol.com or 857-891-8981 should you wish to know more about Mr. Li.

Sincerely,



Otto Chang

I certify under the penalties of perjury that I, to my best knowledge and belief, have filed all state tax returns and paid all state taxes as required under law.

*Signature of Individual

X Quarli

By: Corporate Officer

** Social Security #

Voluntary or Federal ID # 

*This license will not be issued unless this certification clause is signed by the applicant.

**Your social security number will be furnished to the Massachusetts Department of Revenue to determine whether you have met tax filing or tax payment obligations. Licensees who fail to correct their non-filing or delinquency will be subject to license suspension or revocation. This request is made under the authority of Massachusetts General Law Chapter 62C, Section 49A.



LICENSE INTERVIEW FORM

TYPE OF LICENSE APPLYING FOR: Common Victualler

NAME: Mei Pan

ADDRESS: [REDACTED]

EMAIL ADDRESS: [REDACTED]

PHONE #: [REDACTED]

PLACE OF BIRTH: [REDACTED]

FATHER'S NAME: [REDACTED] MOTHER'S MAIDEN NAME: [REDACTED]

ARE YOU A CITIZEN? YES NO ALIEN CARD # _____

ARE YOU A VETERAN: YES NO

RESIDENCES FOR LAST FIVE YEARS

DATE: 2006 LOCATION: [REDACTED]

DATE: _____ LOCATION: _____

DATE: _____ LOCATION: _____

DATE: _____ LOCATION: _____

DATE: _____ LOCATION: _____

EDUCATION *Associate Degree*

DATE: *1983* LOCATION: *Taiwan*

DATE: _____ LOCATION: _____

DATE: _____ LOCATION: _____

DATE: _____ LOCATION: _____

EMPLOYMENT HISTORY

DATE: *2001 ~ 2015* LOCATION: *May's Cafe
Boston, MA* POSITION: *Owner*

DATE: _____ LOCATION: _____ POSITION: _____

SIGNATURE: *Ming Pan* DATE: *12-20-2016*

(PLEASE SUBMIT THREE CHARACTER REFERENCES WITH APPLICATION)

I certify under the penalties of perjury that I, to my best knowledge and belief, have filed all state tax returns and paid all state taxes as required under law.

*Signature of Individual



By: Corporate Officer

** Social Security #

Voluntary or Federal ID #

*This license will not be issued unless this certification clause is signed by the applicant.

**Your social security number will be furnished to the Massachusetts Department of Revenue to determine whether you have met tax filing or tax payment obligations. Licensees who fail to correct their non-filing or delinquency will be subject to license suspension or revocation. This request is made under the authority of Massachusetts General Law Chapter 62C, Section 49A.

Dec. 18, 2016

Linda Lin
Community Relationship Manager
Asian Marketing Manager
Tufts Health Plan
705 Mount Auburn St.
Watertown MA

781-850-1234

To Whom It May Concern,

I am honored to be asked to write a character letter for Mai Pan whom I have known for 28 years. In the 28 years, I find Mei Pan is an individual with hard work ethics and dreams and visions. Once she sets her goal, she will never give up but strive to accomplish it with creativity. I can say with full confidence she is an overachiever whom I hold my highest regard and respect.

What makes Mei Pan such a special friend is her dignity and integrity in her interaction with anyone around her. She has always been fair in her judgement and professional business interaction. I vouch to say Mei Pan brings positive energy, creativity and vision to anything she is part of. I am honored to be asked to write this letter on her behalf.

Sincerely,



Linda Lin

December 24, 2016

To Whom It May Concern:

My name is Sean Lydon, and I am currently employed as a Building Inspector for the City of Boston. In this capacity, I had the pleasure of meeting and dealing with Ms. Pan in a professional capacity on various occasions, during annual inspections on her restaurant and different stages of construction at her property.

During these occasions, I will attest to the fact that Ms. Pan's attitude and professional characteristics have been streamlined and flawless, with her business always running smoothly and impeccably as far as safety and sanitary requirements.

While dealing with construction projects, she has maintained her composure and has kept the end goal in sight. Ms. Pan has done this all while taking care of her family and tending to the complexities of running a business.

I would be happy to endorse Ms. Pan in any way, noting that her honesty and dedication are two attributes that serve her well. In the approximately fifteen years that I have known her, I have never been disappointed.

Sincerely,



Sean C. Lydon



December 25, 2016

Karen Hsu

125 Chiswick Rd. Apt#402

Brighton, MA 02135

[REDACTED]

To Whom It May Concern,

I am pleased to write this personal reference letter for Mei Pan and have known her for the last 12 years where she has been a restaurant owner in Allston. My husband and I love to go to her restaurant for dinner every week. She's a great person to be around and we became very close friend since then.

Mei Pan is an enthusiastic, punctual, and trustworthy individual. She take care her business and make sure to provide good and quality foods to her customers. She's a very caring person, she always trying to help others if she can help them in a way.

I strongly recommend Mei Pan for any work she's working on it due to her enthusiasm, work ethic, and the pride she takes in her work. If you would like additional information or have any questions for me, feel free to contact me.

Sincerely,



Karen Hsu

Dec. 19, 2016

Vickie Chang
205 Holland st.
Somerville, MA 02144

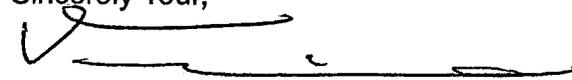
To Whom It May Concern,

I have known Mei Pan for many years, she is a very honest, reliable, and kind person.

Mei Pan had own a family restaurant for many years in Boston area. The reputation of her restaurant was very high in food quality and in good services. There were many college students loved her food and went to her restaurant regularly as it were their college cafeteria.

Mei Pan is a very friendly and a good friend who once promises, will do whatever to meet the commitment. She never give up once she makes her mind. People can always count on her!

Sincerely Your,



Vickie Chang

General description of the operations

Chiharu Sushi & Noodle will feature a cozy dining room and an elegant sushi bar. The area is in need of a warm and friendly place with excellent food. A place where you always know you will get the best of everything. The kitchen staff will have the best in culinary education and work experience. Our creative talents will complement one another.

The restaurant will be open seven days a week. Serving simple breakfast , lunch and dinner. We're also going to providing delivery service from 5:00 pm to 11:00 pm either through the local delivery company or we can hire a delivery person to do the service. We will have our restaurant's name and phone number on the delivery car. The restaurant has 5 assigned parking spaces for our business use however there will be few extra parking spaces after 5:00 pm for our delivery service parking use.

The restaurant will have paintings and drawings from some of the most notable new artists. This will give the art community an opportunity to show their work in a friendly and exciting atmosphere.

Our management team is comprised of individuals whose backgrounds consist of 20 years experience in food and restaurant. Most important to us is our passion to offering high-quality service and excellent food with very clean environment.

Proof of assigned parking space from Landlord

November 28, 2016

Syroos Sanieoff

271-273 Corey Road Realty Trust

P.O.BOX 298 Brookline MA 02446

To Whom It May Concern:

I am writing to inform you that Chiharu Inc. lease a commercial space at 370 Boylston Street, Brookline MA 02445. The aforementioned have leased there from November 1, 2016. There are 5 assigned parking spaces for their business use.

If I can be of further assistance, please feel free to contact me at a time that is convenient for you.

Sincerely,



Syroos Sanieoff



TOWN of BROOKLINE
Massachusetts

BUILDING DEPARTMENT

Daniel F. Bennett
Building Commissioner

INTEROFFICE MEMORANDUM

Date: January 10, 2017

To: Melvin Kleckner
Town Administrator

From: Daniel Bennett
Building Commissioner

Re: 370 Boylston Street - Application from Chiharu Sushi & Noodle, Qun Li, President, for a Common Victualler License with a seating capacity of 20 and hours of operation Sunday-Thursday 7am-10pm and Friday-Saturday 7am-11pm (your memo dated January 3, 2017).

The subject premises is located in a L-0.5 (Local) Business District. The use as a store of less than 5,000 square feet as a restaurant is permitted per Section 4.07, Use #30 of the Town of Brookline Zoning By-Law.

The establishment meets the requirements of the Zoning By-Law and Building Code for a **maximum of 20 seats**. The applicant is reminded that all signs and advertising devices require permits prior to installation and must be approved pursuant to the Zoning By-Law. It should also be noted that all building, plumbing, gas fitting, wiring and mechanical work requires permits from the Building Department.

If an odor problem occurs as a result of this use an odor control system designed and stamped by a registered professional engineer must be installed with a maintenance and cleaning schedule approved by the Building Department.

The Building Department has no objection with the Application from Chiharu Sushi & Noodle, Qun Li, President, for a Common Victualler License with a seating capacity of 20 and hours of operation Sunday-Thursday 7am-10pm and Friday-Saturday 7am-11pm.

BROOKLINE HEALTH DEPARTMENT

M E M O R A N D U M

To: Melvin Kleckner,
Town Administrator
Board of Selectmen

From: Alan Balsam, **AB**
Director of Public Health and Human Services

Date: January 13, 2017

Re: Chiharu Sushi & Noodle
370 Boylston St.
Qun Li, Operator

Please be advised that this Department has reviewed the application and plans for the above noted establishment and have no objection to the issuance of a Common Victualler License.

This recommendation is under the following conditions:

- The establishment is renovated to comply with Health Code requirements
- The operator obtains Food Safety Certification
- An existing odor control system be serviced and maintained to prevent cooking odors should nuisance complaints occur.
- The establishment receives a pre-operational inspection before the license is released
- All required applications and fees are submitted to Department as required.
- All approved outdoor seating must be posted "No Smoking" as required by Town By-Law
- The establishment must comply with the Town By-Laws on the use of artificial Trans-Fats, Polystyrene and Offering Public Water.



Brookline Police Department

Robert J. Disario
350 Washington St
Brookline, MA 02445
(617) 730-2654
rdisario@brooklinema.gov

January 4, 2017

Chief Daniel O'Leary
Re: Common Victualler License: 370 Boylston St

Sir,

I received a memorandum from Town Hall regarding a request from Qun Li, President of Chaiharu Sushi and Noodle Inc. for a Common Victualler License. The application is to establish a new business (restaurant) at #370 Boylston St.

I conducted a background check on Qun Li as well as a recent history search of the location. I subsequently conducted a site visit of the location, which was formerly a restaurant. At this time the space is being renovated and preparing to open. Upon inspection there appears to be ample space for the requested seating capacity of twenty (20).

Qun Li appears to be of good moral character with no criminal or Brookline Police history. Upon investigation I found all submitted application and pertinent paperwork is in order and there is no public safety reason to deny this request.

Respectfully,

Sergeant Robert J. Disario
Brookline Police Department
Patrol Division



TOWN of BROOKLINE

Massachusetts

BOARD OF SELECTMEN

NEIL A. WISHINSKY, Chairman
NANCY A. DALY
BENJAMIN J. FRANCO
NANCY S. HELLER
BERNARD W. GREENE

333 WASHINGTON STREET
BROOKLINE, MASSACHUSETTS 02445

(617) 730-2200
FAX: (617) 730-2054
www.BrooklineMA.gov

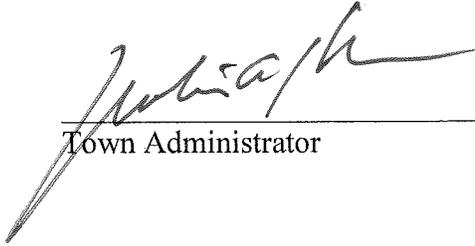
MELVIN A. KLECKNER
Town Administrator

January 6, 2017

TO TOWN MEETING MEMBERS IN
PRECINCTS 5 & 6 AND ABUTTERS

This is to advise you that an application has been received from Chiharu Sushi & Noodle, Qun Li, President, for a Common Victualler License at 370 Boylston Street, seating capacity of 20 seats with hours of operation Sunday-Thursday 7am-10pm and Friday-Saturday 7am-11pm.

For your information, the Board of Selectmen will consider this and other licensing matters commencing at approximately 8:00 P.M. on Tuesday, January 17, 2017 in the Selectmen's Hearing Room, 6th Floor, Town Hall, 333 Washington Street.



Town Administrator

cc: Qun Li
Mei Y. Pan

D

The Commonwealth of Massachusetts

William Francis Galvin
Secretary of the Commonwealth
One Ashburton Place, Boston, Massachusetts 02108-1512

FORM MUST BE TYPED

Articles of Organization (General Laws Chapter 156D; Section 2.02; 950 CMR 113.16)

FORM MUST BE TYPED

ARTICLE I

The exact name of the corporation is:

CHI HARU, INC.

ARTICLE II

Unless the articles of organization otherwise provide, all corporations formed pursuant to G.L. C156D have the purpose of engaging in any lawful business. If you wish to specify more limited purposes, state them below.

To own and operate a restaurant business.

ARTICLE III

State the total number of shares and par value, * if any, of each class of stock that the corporation is authorized to issue. All corporations must authorize stock. If only one class or series is authorized, it is not necessary to specify any particular designation.

WITHOUT PAR VALUE		WITH PAR VALUE		
TYPE	NUMBER OF SHARES	TYPE	NUMBER OF SHARES	PAR VALUE
Common	275,000			

ARTICLE IV

Prior to the issuance of shares of any class or series, the articles of organization must set forth the preferences, limitations and relative rights of that class or series. The articles may also limit the type or specify the minimum amount of consideration for which shares of any class or series may be issued. Please set forth the preferences, limitations and relative rights of each class or series and, if desired, the required type and minimum amount of consideration to be received.

None.

ARTICLE V

The restrictions, if any, imposed by the articles or organization upon the transfer of shares of any class or series of stock are:

See Rider 5A annexed hereto.

ARTICLE VI

Other Lawful Provisions; if there are no such provisions, this article may be left blank or state "None."

See Rider 6A annexed hereto.

RIDER 5A

No stockholder, including the heirs, assigns, executors or administrators of a deceased stockholder, shall sell, assign, pledge, transfer, encumber or in any other way dispose of any of the shares s/he owns in the corporation until s/he shall have offered all of his/her shares of stock of the corporation to the corporation by notice in writing in accordance with the terms hereinafter set forth.

As soon as reasonably possible after the death of any stockholder, his/her heirs, executors or administrators shall offer the deceased stockholder's shares to the corporation in accordance with the terms hereinafter set forth.

After the stockholder or his heirs, assigns, executors or administrators shall notify the corporation of his intention to sell the shares, the corporation shall have the option to purchase said shares at a price equal to the book value, without any allowance for goodwill, trade name or other intangible assets, as determined in accordance with the usual accounting practice by the accountant who regularly audits the books of the corporation, or his/her successors, as of any of the following dates (all hereinafter referred to as the "valuation date"):

- (a) sixty (60) days after the receipt of written notification by the corporation from the stockholder; or
- (b) sixty (60) days after said stockholder's death.

The corporation shall have ninety (90) days after said valuation date to accept said offer and thirty (30) days thereafter to commence paying for the purchase of said shares in equal yearly installments with interest thereon of eight (8 %) percent per annum, all due and payable within three (3) years.

If the corporation fails to exercise the option granted by the previous paragraph, the stock subject to such option may be transferred to any other party on the same terms within thirty (30) days after the corporation's option period has expired.

In the event the stockholder, his/her heirs, assigns, executors or administrators do not sell shares to a third party within thirty (30) days after said option period has expired, the said shares may not be transferred without again complying with all the provisions hereof. Any transferee of said stock shall hold said stock subject to the provisions hereof.

In the event the stockholder, his/her heirs, assigns, executors or administrators notify in writing the corporation that an audited statement of the corporation is desired as of the valuation date, s/he shall pay for said audit by depositing with the corporation within ten (10) days after said notification a sum reasonably estimated by the corporation to pay for said audit and the option period shall then be extended until said audit is completed.

In the event the stockholder, his/her heirs, assigns, executors or administrators breach any of the provisions contained herein, the corporation shall be entitled to compel specific performance of these provisions and to charge the stockholder, his/her heirs, assigns, executors or administrators costs and expenses of suit, as well as legal fees required to enforce these provisions.

Transfer of said shares shall be made upon the books of the corporation only after full

compliance with the provisions hereinabove set forth.

RIDER 6A

To the extent and in the manner provided in the By-Laws, the Board of Directors may make, amend or repeal the By-Laws in whole or in part, except with respect to any provision thereof which by law or by the By-Laws requires action by the stockholders.

To the extent and in the manner provided in the By-Laws, meetings of the stockholders may be held anywhere within the Commonwealth of Massachusetts or elsewhere in the United States.

The corporation may be a partner in any business enterprise which said corporation would have power to conduct by itself.

The directors of the corporation shall not be personally liable to the corporation or its stockholders for monetary damages resulting from the breach by any director of his or her fiduciary duty as a director of the corporation, except for liability:

1. for any breach of the directors' duty of loyalty to the corporation or its stockholders;
2. for acts or omissions not in good faith or which involve intentional misconduct or a knowing violation of law; and
3. for any transaction from which the directors derived any improper personal benefit.

In the absence of fraud, any director, officer or stockholder of this corporation individually, or any individual having any interest in any concern which is a stockholder of this corporation, or any concern in which any director, officer, stockholder or individual has any interest, may be a party to, or may be pecuniarily or otherwise interested in, any contract, transaction or other act of this corporation; and

1. such contract, transaction or act shall not be in any way invalidated or otherwise affected by that fact;
2. no such director, officer, stockholder or individual shall be liable to account to this corporation for any profit or benefit realized through any such contract, transaction or act; and
3. any such director of this corporation may be counted in determining the existence of a quorum at any meeting of the directors or of any committee thereof which shall authorize any such contract, transaction or act, and may vote to authorize the same.

The term "interest" includes personal interest and interest as a director, officer, stockholder, trustee, member or beneficiary or any concern.

The term "concern" means any corporation, association, trust, partnership, firm, person or other entity than this corporation.

ARTICLE VII

Unless otherwise provided in the articles of organization, the effective date of organization of the corporation is the date and time the articles were received for filing if the articles are not rejected within the time prescribed by law. If a later effective date is desired, specify such date, which may not be later than the 90th day after the articles are received for filing:

ARTICLE VIII

The information contained in this article is not a permanent part of the articles of organization.

- a. The street address of the initial registered office of the corporation in the commonwealth:
370 Boylston Street, Unit R, Brookline, MA
- b. The name of its initial registered agent at its registered office:
Qun Li
- c. The names and addresses of the individuals who will serve as the initial directors, president, treasurer and secretary of the corporation:

	NAME	ADDRESS
President:	Qun Li	[REDACTED]
Treasurer:	Qun Li	[REDACTED]
Secretary:	Mei Pan	[REDACTED]
Director(s):	Qun Li Mei Pan	[REDACTED]

- d. The fiscal year end of the corporation:
December 31,
- e. A brief description of the type of business in which the corporation intends to engage:
restaurant business
- f. The street address of the principal office of the corporation is:
370 Boylston Street, Unit R, Brookline, MA
- g. The street address where the records of the corporation required to be kept in the commonwealth are located:
370 Boylston Street, Unit R, Brookline, MA

_____, which is
(number, street, city or town, state, zip code)

- its principal office;
- or an office of its transfer agent;
- its secretary/assistant secretary;
- or its registered agent.

Signed this 31st day of October, 2016 by the incorporators whose name and address are listed below:

Signature: Qun Li

Name: Qun Li

Address: 9 Chestnut Street, Apt. #6, Brookline, MA 02445

COMMONWEALTH OF MASSACHUSETTS

William Francis Galvin
Secretary of the Commonwealth
One Ashburton Place, Boston, Massachusetts 02108-1512

Articles of Organization
(General Laws, Chapter 156D)

I hereby certify that upon examination of these Articles of Organization, duly submitted to me, it appears that the provisions of the General Laws relative to the organization of corporations have been complied with, and I hereby approve said articles; and the filing fee in the amount of \$_____ having been paid, said articles are deemed to have been filed with me this _____ day of _____ 20_____ at _____ a.m./p.m. _____ time

Effective date: _____
(must be within 90 days of date submitted)

Examiner

Name approval

C

M

WILLIAM FRANCIS GALVIN
Secretary of the Commonwealth

Filing fee: \$275.00 for up to 275,000 shares plus \$100 for each additional 100,000 shares or any fraction thereof.

TO BE FILLED IN BY CORPORATION
Contact Information:

Daniel Briansky, Esq.

50 Congress Street

Boston, Massachusetts 02109

Telephone: 617-742-4331

Email: _____

A copy of this filing will be available on-line at www.sec.state.ma.us/cor once the document is filed.