



June 19, 2017

**NOTICE OF COMMISSIONER'S DECISION AND ORDER**

**Regarding Use of Solid Fuel (Wood and Charcoal) as a Cooking Source at Shepard Restaurant & Bar located at 1 Shepard Street, Cambridge, Massachusetts**

On June 19, 2017, Patrick Wardell, Commissioner of Public Health for the City of Cambridge issued a Decision and Order in which he determined that smoke and odors emanating from the use of wood and charcoal as a cooking source at Shepard Restaurant & Bar caused a condition of nuisance, noisome trade, injurious odor, and/or a condition causing sickness which is injurious to the public health as set forth in M.G.L. c. 111, §§ 122, 123 and 143 *et. seq.*

The Commissioner issued the Decision following an April 6, 2017 hearing on this matter at which Sam Lipson, Director of Environmental Health for the Cambridge Public Health Department presented evidence and testimony regarding numerous complaints from neighbors of the Restaurant that were made to the Department over a two-year period about the adverse effects of smoke and odors emanating from the Restaurant. The Restaurant, through its legal counsel, presented evidence and testimony in response to the allegations against it.

The Decision issued today sets forth factual findings and legal conclusions pursuant to which the Commissioner has ordered the Restaurant to immediately cease and desist from using solid fuel (wood and charcoal) as a cooking source at the Restaurant.

