

Savage-Dunham, Mary

From: Wentworth, Emily
Sent: Friday, February 8, 2019 12:44 PM
To: Savage-Dunham, Mary
Cc: Perfetti, Sharon
Subject: Article BBB: Retail Sales of Alcoholic Beverages
Attachments: LLA CERTIFICATION.PDF

Mary,

I just wanted to let you know that I met with Eric Haskell earlier in the week. He is the AdCom Liaison on the 43D/Priority Development Site Warrant Article. After we discussed that article, he asked some questions about the proposed zoning amendment that would regulate retail sales of alcoholic beverages. Much of our discussion on this issue was fairly general. He asked questions about approval criteria for special permits and the types of conditions that the Zoning Board could impose. He indicated that it would be helpful to better understand the types of conditions that can be imposed by the Selectmen in connection with a Liquor License. I think the Zoning Board would also appreciate this information.

Sharon Perfetti forwarded to me the attached ABCC Local Licensing Authority application (excerpt pasted below). It appears that the Selectmen already have the authority to review issues related to location, hours of operation, and ownership. The Zoning Board considers similar issues in connection with any special permit. Is the intent of the proposed article to have another local agency review similar issues (belt and suspender approach) or are there other land use issues that affect retail sales of alcoholic beverages differently than other retail uses that the new regulations would address?

TRANSACTION TYPE (Please check all relevant transactions):

The license applicant petitions the Licensing Authorities to approve the following transactions:

- | | | | |
|--|---|---|--|
| <input type="checkbox"/> New License | <input type="checkbox"/> Change of Location | <input type="checkbox"/> Change of Class (i.e. Annual / Seasonal) | <input type="checkbox"/> Change Corporate Structure |
| <input type="checkbox"/> Transfer of License | <input type="checkbox"/> Alteration of Licensed Premises | <input type="checkbox"/> Change of License Type (i.e. club / restaurant) | <input type="checkbox"/> Pledge of Collateral (i.e. T-1) |
| <input type="checkbox"/> Change of Manager | <input type="checkbox"/> Change Corporate Name | <input type="checkbox"/> Change of Category (i.e. All Alcohol/Wine, Malt) | <input type="checkbox"/> Management/Operational |
| <input type="checkbox"/> Change of Officers/
Directors/LLC Managers | <input type="checkbox"/> Change of Ownership Interest
(LLC Members/ LLP Partners,
Trustees) | <input type="checkbox"/> Issuance/Transfer of Stock/New Stockholder | <input type="checkbox"/> Change of Hours |
| | | <input type="checkbox"/> Other <input type="text"/> | <input type="checkbox"/> Change of DBA |

I also wanted to note that creation of the new use, without creation of a related parking requirement in Section V-A, may technically trigger a Special Permit A3/Parking Determination for any new "retail sales of alcoholic beverages" use, or substantial expansion of an existing one, even if the use complies with the standard for general retail. I do not know if that was the intent of the proposed amendment or whether package stores create a different parking demand than other retailers. Perhaps that could be clarified in the presentation next week?

Thank you,

Emily



Town of Hingham Massachusetts



The Commonwealth of Massachusetts
Alcoholic Beverages Control Commission

For Reconsideration

LICENSING AUTHORITY CERTIFICATION

City /Town

ABCC License Number

TRANSACTION TYPE (Please check all relevant transactions):

The license applicant petitions the Licensing Authorities to approve the following transactions:

- New License
- Change of Location
- Change of Class (i.e. Annual / Seasonal)
- Change Corporate Structure (i.e. Corp / LLC)
- Transfer of License
- Alteration of Licensed Premises
- Change of License Type (i.e. club / restaurant)
- Pledge of Collateral (i.e. License/Stock)
- Change of Manager
- Change Corporate Name
- Change of Category (i.e. All Alcohol/Wine, Malt)
- Management/Operating Agreement
- Change of Officers/
Directors/LLC Managers
- Change of Ownership Interest
(LLC Members/ LLP Partners,
Trustees)
- Issuance/Transfer of Stock/New Stockholder
- Change of Hours
- Other
- Change of DBA

APPLICANT INFORMATION

Name of Licensee DBA

Street Address

Manager

Type (i.e. restaurant, package store) Class (Annual or Seasonal) Category (i.e. Wines and Malts / All Alcohol)

Granted under Special Legislation? Yes No

If Yes, Chapter
of the Acts of (year)

DESCRIPTION OF PREMISES Complete description of the licensed premises

LOCAL LICENSING AUTHORITY INFORMATION

Application filed with the LLA: Date Time

Advertised Yes No Date Published Publication

Abutters Notified: Yes No Date of Notice

Date APPROVED by LLA Decision of the LLA

Additional remarks or conditions (E.g. Days and hours)

For Transfers ONLY:
Seller License Number: Seller Name:

The Local Licensing Authorities By:

Alcoholic Beverages Control Commission
Ralph Sacramone
Executive Director
