

From: [Schiavi, Anthony](#)
To: [Cannon, Glenn](#)
Subject: FW: Emailing: 8f. Draft Liquor License Policy Discussion
Date: Tuesday, December 29, 2020 11:16:17 AM

-----Original Message-----

From: Woodside, Dennis
Sent: Monday, October 5, 2020 3:34 PM
To: Schiavi, Anthony <aschiavi@townofbourne.com>
Subject: RE: Emailing: 8f. Draft Liquor License Policy Discussion

Tony,

I have read over document and offer the following observations:

I'm not sure this is the right timing for something like this. These regulations will generate some (or quite a lot) of attention with the restaurant owners and after discussing this with someone I trust in this field in law enforcement, the comment made to me was half of these places are going to go out of business and its like kicking them when they are down. I didn't think of this aspect right away myself, but this is someone high up and very knowledgeable in this field. Additionally, I was told that these types of regulations are not prevalent in the state.

I think the policy should be kept as flexible as possible. Guidelines for penalties are good, but in my experience, just in this town, we have seen a vast range of violations over the years. An underage person drinking in a bar compared to 23 of them, etc. I think the language needs to be clear, but more importantly, flexible for the board.

There is no need to list regulations that are already state law or ABCC regulations. A general statement regarding violations of state law or regulations would also be considered violations to be considered by the board. We don't need to give more language for the attorneys to use against us when it gets to a hearing. The closing times are good, but these times as stated are not the current closing times that are recognized here or state wide.

The board needs to stay flexible and also not hamstring police investigative procedures. There was a checklist attached regarding underage stings that require public notice. This should not be the rule. Even the ABCC has acknowledged this. We use them ourselves, but they are defined based on the operation. There is no need or desire to have the BoS issue such investigative rules and I don't know why they would want to.

There are a lot of old issues regarding violations in here. Dress codes, blocking windows, cover charges. These are already addressed in the law.

In any event, I gave it a first read and didn't get too specific into the regulations as yet, but I recommend and suggest the Board take a step back on this for now. I would be amendable to working on these with the member and maybe come back with something that incorporates what they are trying to accomplish without raising the alarm too much. There was a lot of material in this draft regulations that should be looked at and explained to the board what it actually means. In my opinion this is not ready for public disclosure and I don't want to be in a position of having to discuss it at this stage.

Anyways, these are my initial comments and I hope they are taken in the spirit they are intended.

Dennis

-----Original Message-----

From: Schiavi, Anthony <aschiavi@townofbourne.com>
Sent: Friday, October 2, 2020 8:46 AM
To: Woodside, Dennis <DWoodside@townofbourne.com>
Subject: FW: Emailing: 8f. Draft Liquor Licnse Policy Discussion

Chief - Selectmen Potter as part of the policy review for the BoS is proposing the attached draft Liquor License Policy as the Licensing Authority for the Town - it is on the agenda for next Tues, but just an opening for discussion. I mentioned to Judy that we need to include the PD in the review etc. as the Compliance Arm locally. Not sure if you have someone designated as our Compliance Officer. As a new policy, it will require three readings before approval so there is time for you to review, comment, etc. Will keep you posted on the timeline for the Readings.

Tony

-----Original Message-----

From: Rebello, Mary
Sent: Friday, October 2, 2020 8:35 AM
To: Schiavi, Anthony <aschiavi@townofbourne.com>
Subject: Emailing: 8f. Draft Liquor Licnse Policy Discussion

Your message is ready to be sent with the following file or link attachments:

8f. Draft Liquor Licnse Policy Discussion

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