



TOWN OF ANDOVER

XI.2.

ALCOHOLIC BEVERAGE LICENSE POLICY

**Board of Selectmen
Licensing Board**

**Licensing Agent for Board
Lawrence J. Murphy
Town Clerk**

Last Revised: July, 2011

XI.2. TOWN OF ANDOVER ALCOHOLIC BEVERAGE LICENSE POLICY

Whereas, it is desirable to adopt a uniform policy regarding the administration of liquor licenses and matters to be considered in determining action to be taken upon a finding that liquor laws have been violated.

The Board of Selectmen supports the following policy guidelines:

Administration of Liquor Licenses

The Town Clerk is the designated Licensing Agent of the Board of Selectmen. The Licensing Agent has the authority to accept and reject applications that do not meet the minimum requirements of the Alcoholic Beverages Control Commission and/or the Town of Andover.

Applications regarding Premises not actually in existence at the time of the application will not be approved unless and until a building permit has been issued by the Town of Andover and the applicant has filed with the application a plan showing the actual dimensions of the premises which are to be constructed on which the license is to be exercised. If construction of the premises is not completed at the time the license is approved, the license may be approved on the condition that construction shall be completed and as-built plans shall be filed prior to the issuance of the license.

Approvals of applications by the Licensing Board are valid for (6) six months from the date of approval by the Alcoholic Beverages Control Commission. If such time expires before the license is issued, due to the applicant's failure to meet all of the conditions imposed by the Licensing Board, the license will not be issued and the applicant must reapply and be reheard by the Licensing Board.

Before the expiration of the (6) six month approval period, the applicant may petition the Board of Selectmen for an extension of the approval period not to exceed 2 months. The extension may be granted for good cause. No more than one extension may be granted.

A record of all liquor licenses issued by the Board of Selectmen, both as to premises and owner, shall be maintained in the office of the Town Clerk. Said file shall contain all applications, correspondence, decisions, etc. regarding the licensed premises, and other written information. The file of each owner and premises shall be reviewed annually at the time of the license renewal.

Section amended: April 28, 2008, February 9, 2009

Hearings and Findings of Violation

When it is determined by the Licensing Board that an infraction against the liquor laws of the Commonwealth of Massachusetts and the Town of Andover has occurred at a duly convened public hearing and in accordance with due process, the Board of Selectmen shall

consider taking appropriate disciplinary action. In determining the appropriate disciplinary action to be taken, the Board of Selectmen shall consider the following:

- 1....the written record of the establishment on file within the Office of the Town Clerk during the proceeding 36 calendar months and any prior infractions of the law during this period and transfer of ownership.
- 2....the particular merits of the case presented at the hearing inclusive of such factors as intent, culpability of the parties, and such other factors as the Board may deem relevant.
- 3....the extent to which the owner, proprietor or operator has undertaken procedures to preclude infractions against the law.
- 4....cooperation of the establishment owner, proprietor, and operators with the Town Clerk, Police Department, inspectors, and other Town officials in the conduct of its business.
- 5....such recommendations as the Town Manager may present.

Disciplinary Remedies

In general, in matters of first offense, the Board shall consider the issuance of a letter of reprimand to the owner and his representative, if there is one, a copy of which shall be placed on file in the license record of the office of the Town Clerk.

In matters of a second offense within the period of 36 calendar months the Board shall consider the issuance of a suspension for a period of 1-14 consecutive calendar days and shall so state the period of suspension.

In matters of a third or subsequent offense within 36 calendar months, the board shall consider a second suspension for a period of 1-30 consecutive calendar days and/or revocation of the license.

All of the above considerations shall serve as guidelines to the Board of Selectmen in their deliberations regarding charges brought against the establishment, owner, proprietor, or other operators concerning infractions of liquor laws of the Commonwealth and the Town of Andover. Each case shall be considered upon its individual merits.

***1979 (original adoption)**
1989 (support confirmed)
1996 (reaffirmed 11/18/96)

On authority of MGL Chapter 138 Paragraph 24 and MGL Chapter 6, Paragraph 43, any new application for a license to sell liquor, or for a change in an existing license to sell liquor, must

be accompanied by an application fee. License approvals are first reviewed by the Board of Selectmen.

The purpose of the public review is threefold:

1. To ascertain whether the applicant has conformed to state and local statute. The Town Clerk's office shall review the initial application and be responsible for informing the applicant of his/her responsibilities prior to the review by the Selectmen.
2. To hear public comment on any aspect of the application/establishment that might have a bearing on the decision of the Board.
3. To hear any additional comments as they might relate to the application.

If approved, the application goes to the Alcoholic Beverages Control Commission (ABCC) for its approval. If the Board of Selectmen turns down an application for a license, the ABCC may still overturn the Board's decision and grant the license.

The Board of Selectmen shall set the hours of operation for any on-premise establishment. Once the operating hours are granted to any licensee, a change in these hours can be made only after a public hearing is held. Further explanation of the process follows as part of the Selectmen's understanding of the specifics of which the approval is based.

Amended policy: August 19, 1996

The following amendments pertain to all licenses unless otherwise specified.

1. The Town Clerk is the Licensing Agent for the Board of Selectmen. In addition, upon recommendation from the Town Manager and the Chief of Police, a Police Officer will also be designated as an agent to the Board of Selectmen who will work with the Town Clerk to insure that the policies of the Board of Selectmen and the Massachusetts State Laws regarding Alcoholic Beverage Licensing are adhered to by all licensees.
2. Any licensee intending to close their place of business must notify the Board of Selectmen in writing ten (10) days before such closing and shall state in the notice the reason and length of such closing. Any business that has been issued a license by the Town and has been closed for more than 60 days must appear before the Licensing Board to discuss the status of said license.
3. (a) No licensee shall contract bills for their licensed premise under any corporate or trade name other than that which is licensed.

(b) (1) MANAGER/CHANGE OF MANAGER

By the close of the next business day following the termination of employment of the Manager for any reason, the licensee must notify the Town Clerk, in writing,

of the name of the person who will discharge the duties of manager pending selection and approval of a new manager. If, at any time, there is a change in the manager of record for the licensed premises, an application for change of manager must be filed no later than thirty (30) days after the effective date of the change. The Town Clerk will inform the Board of Selectmen of any changes in manager.

The Board may impose a penalty for failure to file a timely application for change of manager, which may include a penalty of suspension that may be up to one day of suspension for each day of non-compliance, unless the Board finds that there were circumstances which excused the non-compliance.

Except as otherwise provided in the Massachusetts General Laws or Regulations promulgated thereunder, the Manager must be a full time employee or a corporate officer of the licensee, and must be engaged exclusively in the management of the licensed business.

The Manager must be on the licensed premises regularly in the course of business, consistent with the permitted hours of operation. When the Manager is not upon the premises, a method of contacting the Manager promptly must be arranged so that the Manager can be reached at all times by the person designated to be in charge of the premises. The Manager should designate an Assistant Manager to be responsible in his or her absence. However, the Manager will continue to be responsible for the operation of the business whether or not on the premises.

(2) RESPONSIBILITIES OF MANAGER

The Board of Selectmen regards the Manager of licensed premises as the principal representative of the licensee and as having full authority and control of the licensed premises and of the conduct of all business therein relative to alcoholic beverages, as provided in MGL c. 138, § 26.

Without limiting the scope of the previous subsection and without limiting the penalties which may be imposed on the licensee for violation of these regulations, the Board will hold the Manager responsible for the following:

1. Careful selection of qualified employees of the licensed business, including servers, clerks and persons who are engaged with the public in any capacity.
2. Training of employees in all matters relating to the sale or service of alcoholic beverages. The Board strongly advises managers and all employees as they are hired to participate in a State recognized alcohol training program.

3. Failure of the Manager to comply with this policy or to properly discharge the duties of manager may result in removal as Manager or suspension or revocation of the license as may be appropriate to the circumstances.

Section 3 Amended September 26, 2005

4. Assignment of stock in a corporation granted an Alcoholic Beverage License gives no right to such assignee to conduct the business of the licensee; therefore, licensees must notify the Board of Selectmen immediately when the assignee forecloses under such assignment of stock.
5. (a) Licensees shall immediately notify the Board of Selectmen of any proceedings brought against them or any proceedings brought by themselves under the Bankruptcy Laws.

(b) Licensees shall immediately notify the Board of any court or administrative proceedings which may affect the status of this license.
6. No person may have a direct or indirect beneficial interest in any type of Alcoholic Beverage License without obtaining approval from the Board of Selectmen and the Alcoholic Beverage Control Commission.
7. All alcoholic beverages must be opened and consumed on the premises. (Section 12 Licenses)
8. Last call shall be no later than thirty (30) minutes before the "Official Closing Hour". No alcoholic beverages may be served after last call. (Section 12 Licenses)
9. All tables and bars must be cleared of all glasses, bottles, and containers of alcoholic beverages by the "Official Closing Hour" and all customers must be off the premises by *the* "Official Closing Hour". (Section 12 Licenses)
10. Owners and employees must be off the premises no later than thirty minutes after the "Official Closing Hour", unless such owners and employees may be on the premises for the purpose of cleaning, making emergency repairs, providing security for such premises, or preparing food for the next day's business or opening or closing the business in an orderly manner. No employee or owner shall serve or consume any alcoholic beverage on the premises before the "Official Opening Hour" or after the "Official Closing Hour" as defined in Chapter 138 Section 12 of Massachusetts General Laws.

Sections 8, 9, 10 Amended May 19, 1997

11. No licensee shall keep for sale, store or sell alcoholic beverages in any part of the premises not specified on this license.

12. No licensee shall make any distinction, discrimination or restriction on account of race, color, religious creed, national origin, sex or ancestry relative to the admission or treatment of customers.
13. A license is subject to suspension, revocation, or forfeiture for breach of any of its' conditions or regulations, or any law of the Commonwealth.
14. All licenses and building certificates shall be displayed on the premises in a conspicuous position where they may easily be seen and read.
15. Any changes to an Alcoholic Beverage License must be approved by the Board of Selectmen including but not limited to: transfer of license, change of manager, transfer of stock, new officers and/or directors of a Corporation, change of stockholders in a closely held Corporation, pledge of license, change of Corporation name, change of d/b/a, change of premises including reduction or extension of the area of the licensed premises, or a change in the physical layout of the premises.
16. Licensed premises shall be subject to inspection by the Police and any duly authorized agent of the Board of Selectmen or Alcoholic Beverage Control Commission.
17. Hours of operation in the Town of Andover:

Section 12 Licenses: (Hotels, Restaurants, Clubs, Taverns and General on Premises)

Mon-Sat: 11:00 A.M. to 1:00 A.M.
*Sunday: 12:00 P.M. to 1:00 A.M.

*Licensees may apply to the Board of Selectmen for permission to open at 10:00 A.M. on Sundays. Taverns may not serve on Sundays.

Package Stores:

Mon-Sat: 8:00 A.M. to 11:00 P.M. (11:30 P.M. on the day before a legal holiday)
Sunday: Noon to 11:00 P.M. (11:30 P.M. on the day before a Monday legal holiday)

Voted: August 19, 1996

Amended: February 28, 2011

18. (a) EVENTS WITH ALCOHOL IN GENERAL

One Day Special Licenses are issued by the Board of Selectmen pursuant to MGL Ch. 138 Section 14.

Alcohol served at events held outside of a private residence are presumed to result in a sale of alcohol. As such, a One-Day Special License under Chapter 138 Section 14 shall be required for such events, unless such event falls within an exception stated in this policy.

PRIVATE PARTIES – EXCEPTIONS TO ONE-DAY SPECIAL LICENSE

In the case of events held by private residents, outside of their private residence, the Town shall not require a special license where: 1) the event is by invitation only, 2) money is not exchanged for alcohol, 3) tickets are not sold, 4) a donation is not required or solicited, or 5) an entrance fee is not charged.

BUSINESSES AND CHARITIES

Businesses or charities who hold events where liquor is served are required to obtain a One-Day Special License from the Board of Selectmen unless evidence is provided to the Licensing Agent which rebuts the presumption of a sale. The Licensing Agent shall determine whether a Special License is required under Chapter 138 Section 14, and applicable rules and regulations. In making such a determination, the Licensing Agent shall consider such evidence as the location of the event, the purpose of the event, who is invited to the event, what fees are charged for the event, and other relevant information.

Charities who have wine donated must apply for a Charitable Wine Pouring or Charitable Wine Auction.

18. (b) EVENTS AT THE TOWN HOUSE

SPECIAL LICENSE REQUIREMENT

All businesses or organizations holding events at the Town House must file an application for a One-Day Special License with the Town Clerk. The Town Clerk's Office will determine if a License from the Board of Selectmen is necessary.

Private individuals holding events at the Town House where alcohol is sold, tickets are sold, or an entrance fee is charged, must obtain a One-Day Special License. These events are only eligible for a Beer and Wine License.

PURCHASE FROM A WHOLESALER

For events that are required to obtain a One-Day Special License, all alcohol must be purchased by the license holder from a licensed Massachusetts wholesaler, in compliance

with M.G.L. Chapter 138, Section 14. Alcohol may not be purchased out of state, from a caterer, or from a Section 15 Package Store.

A list of wholesalers is available at the Town Clerk's Office or through the State Alcoholic Beverages Control Commission.

EVENTS THAT DO NOT REQUIRE A SPECIAL LICENSE

Private individuals holding private parties or events at the Town House are not required to obtain a One-Day Special License where: 1) the event is invitation only and 2) alcohol is not sold, tickets are not sold, a donation is not required or solicited, or an entrance fee is not charged.

GENERAL REQUIREMENTS

In all cases, where alcohol is served, it must be served by a caterer or bar service who has presented evidence of liquor liability insurance to the Town. The Town has the right to reject any requests to serve alcohol at the Town House regardless of whether a Special License is required.

18. (c) SPECIAL LICENSES IN GENERAL

Special licenses may be issued only to a natural person or a natural person in conjunction with a business, organization, or charity. The person named on the Special License *must* sign the application for the license. The person named on the license is responsible for management of the license and shall be on the premises for the entire event. The person named on the license shall be a United States citizen.

All Alcoholic Special Licenses shall only be issued to a non-profit organization. Proof of an organization's non-profit status may be required.

A person or entity may only be issued a maximum of 30 One-Day Special Licenses in any calendar year.

WHOLESALERS

Individuals / Organizations that are required to obtain a One-Day Special License are required to purchase all alcohol directly from a Massachusetts licensed wholesaler. Alcohol may not be purchased out of state, from a caterer, or from a Section 15 Package Store.

Holders of Section 12 or Section 15 licenses, that are not Massachusetts licensed wholesalers, are subject to disciplinary action by the Board of Selectmen if such licensee is found to have illegally sold alcohol to Section 14 license holders.

SERVICE

For events required to obtain a One-Day Special License, alcohol shall be served by a caterer or bar service.

STORAGE OF ALCOHOL

No alcohol may be stored on any unlicensed premise. For special events covered under a One-Day Special License, alcohol must be delivered the day of the event and removed from the premises after the event at the expiration of the Special License. Under State Alcoholic Beverages Control Law, M.G.L. Chapter 138, Section 22, holders of a One-day Special License may not transport alcohol without a permit. A caterer may transport alcohol on behalf of a Special License holder only if that caterer has a current transport permit issued by the Alcoholic Beverages Control Commission.

POSTING

The licensee is required to post the Special License in a conspicuous location during the event.

HOURS

No special licensee may sell or deliver any alcoholic beverages between the hours of 2:00 a.m. and 8:00 a.m.

Special licensees may sell or serve alcoholic beverages between the hours of 11:00 a.m. to 1:00 a.m., Monday through Saturday, and 12:00 p.m. to 1:00 a.m. on Sundays. The Board of Selectmen has the authority to dictate the specific hours and terms of sale and service of alcohol.

ISSUANCE, SUSPENSION, CANCELLATION, OR REVOCATION

The Board of Selectmen has the authority to refuse to issue or reissue a special license, if the licensee fails to comply with state or local regulations or any reasonable requirements of the local licensing authority.

The Board of Selectmen has the authority to suspend, cancel or revoke a special license, after a hearing, if the licensee fails to comply with state or local regulations or any reasonable requirements of the local licensing authority.

18. (d) SPECIAL LICENSE: FARMER-WINERY

Pursuant to MGL Chapter 138 Section 15F the Licensing Board may issue to an applicant authorized to operate a farmer-winery under Section 19B of Chapter 138, or any other state, a special license for the sale of wine produced by or for the licensee for off-premises consumption at an indoor or outdoor agricultural event.

All sales shall be conducted by an agent, representative, or solicitor of the licensee to customers who are at least 21 years of age.

A licensee under this section may provide, without charge, samples of wine to prospective customers at an indoor or outdoor agricultural event in conformity with said Section 15F as the same may be from time to time amended.

The term "agricultural event" shall be limited to those events certified by the Department of Agricultural Resources as set forth in said Section 15F. A copy of the certification, with all supporting documentation submitted to the Department, shall be submitted to the Town Clerk with the license application.

A license may be granted for an indoor or outdoor agricultural event which takes place on multiple dates and/or times during a single calendar year but no special license shall be granted for an agricultural event that will not take place within one calendar year.

The license application form shall be prepared by the Town Clerk and shall be made available on request. The application shall be signed on behalf of the applicant by a natural person duly authorized by the applicant and by the agent, representative or solicitor (as those terms are used in section 15F) on his or her own behalf. The authorized signer for the applicant and the agent, representative or solicitor may be the same person.

Section 18 (a) through (c) added April 28, 2008

Section 18 (d) added May 9, 2011

Section 19: Section 12/ Pouring License Premises - Golf Courses

(a) When acting on an application to license the sale and service of alcohol on a golf course the Board of Selectmen shall take into account the distance from residential dwellings, school, and/or churches, the character of the surrounding neighborhood, noise, lighting, other licenses in the area and any and all other reasonable and proper concerns.

(b) The specific location of stationary stands and / or structures for the sale and service of alcohol within golf course premises shall be approved the Board. Stationary stands and/or structures must serve within the approved location. Approval of the serving location shall take into account the distance from residential dwellings, school, and/or churches, the character of the surrounding neighborhood, noise, lighting, other licenses in the area and any and all other reasonable and proper concerns.

(c) The Board of Selectmen's approval of premises that are intersected, interrupted or divided by public ways is conditional upon the applicant receiving a transportation permit from the Alcoholic Beverages Control Commission.

(d) No licensee shall permit any patron to possess alcoholic beverages on the grounds of approved golf course premises other than those alcoholic beverages purchased from that licensee

(e) No licensee shall permit any patron to carry or transport any alcoholic beverages off the grounds of approved golf course premises.

(f) No licensee shall permit any patron to carry or transport any alcoholic beverages on any public way.

(g) Alcohol is not permitted in parking lots. No parking lot shall be included in the description of the licensed premises. Parking lots of a golf course will be treated the same as a public way.

(h) At the intersection of each cart path with a public way, at the edge of parking lots, and other approved locations bordering the course the licensee shall erect sign posts with the following required signage / information:

“No alcoholic beverages permitted beyond this point.”

“Operating a golf cart while under the influence is a criminal offense punishable by law.”

“Possessing an open container of alcohol on a public way is a criminal offense.

(i) These signs shall be in a conspicuous place where these signs can be easily read. The licensee shall post these signs regardless of whether or not the licensed premises extend beyond the public way or not.

(j) At the intersection of each cart path with a public way, at the edge of parking lots, and other approved locations bordering the course the licensee shall place receptacles for beverage containers.

(k) No more than two drinks shall be sold, delivered or in the possession of any one patron at any time while on the grounds of the approved golf course premises.

(l) Alcohol must be properly stored and secured at all times. Alcohol shall not be stored overnight in wheeled carts.

Section 19 Voted: June 8, 2009

Section 20: Section 12 / Pouring License Premises - Patios and Outdoor Areas

(a) When acting on an application to license the sale and service of alcohol on a patio and/or outdoor area the Board of Selectmen shall take into account the distance from residential dwellings, schools and/or churches, the character of the surrounding neighborhood, noise, lighting, other licenses in the area and any and all other reasonable and proper concerns.

Preferred are areas where alcohol is served to patrons who are seated at tables and where food is available.

(b) The patio and/or outdoor area must be contiguous to the licensed premises and the licensee should have a view of the outdoor premises from inside or staff should be present in the serving area at all times. A clear path of ingress and egress from the inside to the outside must be clearly established to ensure safe, uninterrupted travel of patrons and the service of alcoholic beverages.

The patio and/or outdoor area must have adequate exits in case of emergency.

(c) The premises must be enclosed by a fence, rope or other means to prevent patrons or members of the public from wandering in or out and ensure the licensee has control of the area.

(d) No licensee shall permit any patron to possess alcoholic beverages on the licensed patio or outdoor area other than those alcoholic beverages purchased from that licensee.

(e) No licensee shall permit any patron to carry or transport any alcoholic beverages off the grounds of the approved patio and/or outdoor premises unless otherwise authorized by State Law.

(f) Alcohol is not permitted in parking lots. A parking lot shall not be considered a patio or outdoor area under this policy. No parking lot shall be included in the description of licensed premises.

(f) Licensees shall act reasonably and diligently to disperse loiterers or patrons who attempt to congregate outside the licensed patio and/or outdoor premises, especially those on public sidewalks and those in parking lots.

(h) Alcohol must be properly stored and secured at all times. Alcohol shall not be stored overnight in outdoor areas and/or on patios.

(i) Nothing in this policy shall be interpreted as an endorsement of the drinking and or serving of alcohol on public sidewalks or any outdoor area owned, maintained, or controlled by the Town, except pursuant to a license issued under Policy XI.5 "Regulations For Outdoor Dining Licenses".

**Section 20 Voted: June 22, 2009
Amended: July 11, 2011**

Section 21: Sunday Package Store Openings

On **August 27, 1990**, the Board of Selectmen, during a Public hearing, voted to accept the amendment of the MGL Chapter 136, paragraph 6 (Chapter 150, paragraph 316 of the Acts of 1990) regarding the retail sale of alcoholic beverages on Sunday by retail establishments (package stores), licensed under Chapter 138 paragraph 15. The following was approved:

LIMITED SUNDAY OPENINGS BEFORE CHRISTMAS AND NEW YEAR'S *

Package Stores may be open on the Sunday before Christmas and the Sunday before New Year's Day with the following conditions:

1. Local licensing Authority (Board of Selectmen) approval is required in the form of a permit issued by the local authority after a public hearing. No permit may be granted for December 25 or January 1.
2. Stores may not open before noon.
3. Stores must close not later than 11 P.M. (11:30 p.m. on December 24 and December 31). The local board may require an earlier closing.
4. Employees must be paid at a rate not less than one and one-half times the employees regular rate.
5. No employee shall be required to work, and refusal to work on Sunday shall not be grounds for discrimination, dismissal, deduction of hours, or other penalty.

***ACCEPTANCE OF THE ABOVE SECTION IS INCLUDED WITHIN THE FOLLOWING SECTION, APPLYING TO ANDOVER, ALLOWING FOR YEAR ROUND OPENINGS ON SUNDAY IN CERTAIN COUNTIES.**

YEAR-ROUND SUNDAY OPENINGS IN CERTAIN COUNTIES

Year-round Sunday package store openings are allowed in certain communities (within ten miles of New Hampshire) in Middlesex, Worcester and Essex counties. These conditions apply:

1. Local Licensing Authority is required in the form of a permit issued by the Local authority (voted 8/27/1990) after a public hearing.
2. Stores may not open before noon, and may not open at all on Sundays which are legal holidays (January 1, July 4, November 11, December 25).
3. Stores must close not later than 11:00 p.m. (Or 11:30 p.m. if the following day is a Monday holiday). The local board may require an earlier closing.
4. Employees must be paid at a rate not less than one and one-half times the employees regular rate.
5. No employee shall be required to work, and refusal to work on Sunday shall not be grounds for discrimination, dismissal, deduction of hours, or other penalty.

SOURCES: Section 316 of Chapter 150 of the Acts of 1990.

Section 181 of Chapter 653 of the Acts of 1989

The following is a list of communities in Essex County in which Sunday package store openings, subject to the above conditions, are permitted.

ESSEX COUNTY

Amesbury
ANDOVER
Boxford
Georgetown
Groveland
Haverhill
Ipswich
Lawrence
Merrimac

Methuen
Middleton
Newbury
Newburyport
North Andover
Rowley
Salisbury
West New Newbury

Section 22: Alcoholic Beverage Licenses on Town Owned Property: Amendment of 1989 policy

The Consumption of alcohol is not allowed on Town owned property, except 1) at the Town House under controlled conditions; i.e., such alcohol must be served by a person in the employ of a caterer or bar service who has presented evidence of liquor liability insurance to the Town; or, 2) pursuant to an Outdoor Dining License issued in conformity with Policy XI.5 “Regulations For Outdoor Dining Licenses.”

Voted: March 16, 1992
Amended: July 11, 2011

(continued on next page)

FEES: Alcoholic Beverage Licenses

The following are the fees that are charged in the Town of Andover for Alcoholic Beverage Licenses at the time of the issuance of the License and for the renewal of the license.

| <u>LIQUOR LICENSES</u> | <u>TOWN</u> | <u>ABCC</u> |
|--------------------------------------|--------------------|-----------------------|
| Innholder - All Alcoholic | Application 125.00 | 200.00 |
| | Fee 4500.00 | ----- |
| Restaurant - All Alcoholic | Application 125.00 | 200.00 |
| | Fee 4500.00 | ----- |
| Retail Pkg. Goods - All Alcoholic | Application 125.00 | 200.00 |
| | Fee 2000.00 | ----- |
| Club - All Alcoholic | Application 125.00 | 200.00 |
| | Fee 2000.00 | ----- |
| Retail Pkg. Goods - Wine & Malt | Application 125.00 | 200.00 |
| | Fee 1500.00 | ----- |
| Restaurant - Wine & Malt | Application 125.00 | 200.00 |
| | Fee 2000.00 | ----- |
| Innholder - Wine & Malt | Application 125.00 | 200.00 |
| | Fee 2000.00 | ----- |
| One-Day All Alcoholic | 50.00 ----- | fee increase 4/14/08 |
| One-Day Wine & Malt | 50.00 ----- | fee increased 4/14/08 |
| Charitable Wine Pouring | 75.00 ----- | fee added 4/14/08 |
| Farmer-winery (MGL Ch. 138 Sec. 15F) | 50.00 ----- | fee added 5/9/11 |

Fees for a new license, other than a one-day license, a Charitable Wine Pouring license or a Farmer-winery license, will be adjusted on a quarterly basis over a twelve (12) month period from January 1st thru December 31st, i.e., on April 1st, July 1st and October 1st, and will be effective as of the date of the issuance of the license.

Amended 11/16/98
Application Fees Amended 9/26/05
One day and Charitable Wine Pouring amended 4/14/08
Farmer-winery added and last paragraph amended 5/9/11