

Staff Report

Devens
Enterprise
Commission

Date: August 23, 2023
To: Devens Enterprise Commission
From: Neil Angus, Director and Beth Suedmeyer, Associate Planner
RE: Devens Food Truck Social – 94 Jackson Road Event Permit and one (1) One-Day License to sell wine and/or Malt Beverages.

Applicant: MassDevelopment
Owner: MassDevelopment
Location: 94 Jackson Road
Zoning: Innovation and Technology District and Viewshed Overlay District

Event Overview:

MassDevelopment is planning to host an evening Food Truck event at the parking lot of 94 Jackson Road, at the corner of Jackson Road and Givry Street, on Thursday, September 14th from 4-7pm. The event will feature food trucks and a beer vendor. There will be a musical playlist broadcast from 4-7pm.

One Day License Details:

This request is for a single (1) one-day license to serve beer only on September 14th from 4-7pm. The beer vendor is Dirigible Brewing Co. of Littleton, an approved authorized source on the ABCC's most recent list.

The area where alcohol is to be served will be within a 100'x 200' galvanized steel, interlocking barricades, fenced-in area. Identification will be checked by a TIPS certified staff member on the way into this area and bracelets will be given to adults that are over 21 years. Bartenders will be TIPS certified and will also identify the age of individuals being served. As with other recent events, MassDevelopment is requesting that the DEC allow minors (12 and under) within the fenced area if they are accompanied by an adult. Those over 21 will have bracelets, minors would not. This process has worked well and helps reduce the risk of children being separated from their parents. This may again be done conditionally and on a trial basis at the request of MassDevelopment and that the DEC reserves the right to discontinue underage people in the licensed area in the future.

Patrons will not be allowed to take alcohol outside the fenced in area. The applicant has spoken with the State Police and will secure a detail officer to monitor the area and be inside the fenced-in area at all times when alcohol is being served as required by the license. MassDevelopment Real Estate Team will be overseeing the event to ensure safe operations. MassDevelopment carries their own general liability insurance for events.

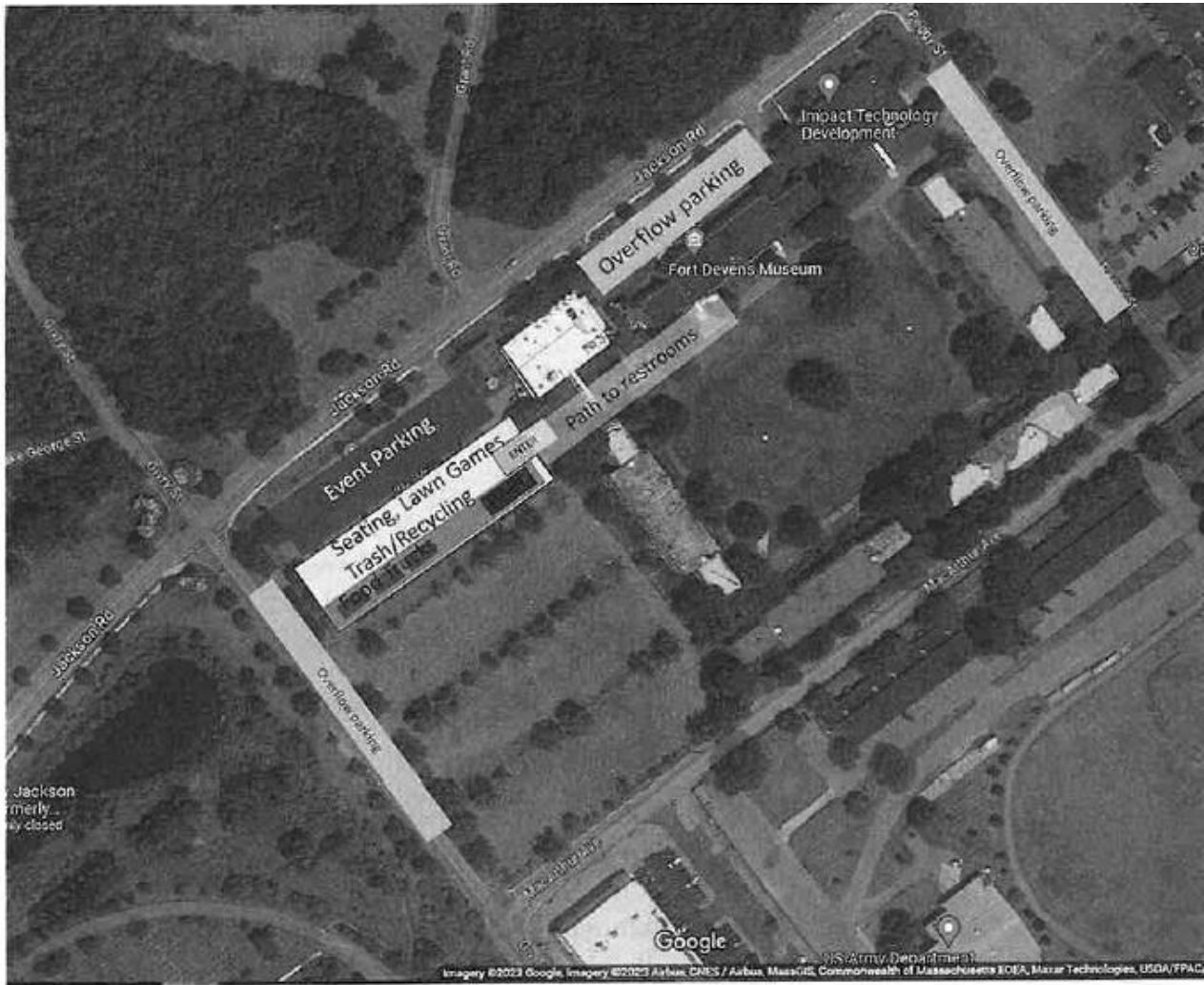
Parking/Traffic Control/Safety:

The organizers are planning for up to 100 people. There will be temporary signage and parking spaces available at the 94 Jackson Street parking lot and MassDevelopment has received permission from the adjacent owner to use the lot at 15 MacArthur Avenue. Overflow parking will be on-street along MacArthur Avenue, Peggy Street, and Givry Street.

Combined, these parking areas contain sufficient parking spaces to accommodate the vendors, volunteers and participants for this event, including over 50 ADA accessible spaces. ADA parking for the event will be closest to the event field. Devens DPW staff will help ensure safe traffic and pedestrian flows, minimizing impacts to normal traffic patterns in and through Devens.

Food and Waste Management/Control:

The event is expecting 2-3 food trucks in addition to the beer vendor. Any proposed food vendors will need to be licensed through the Nashoba Associated Boards of Health. Devens Public Works will have trash and recycling barrels spread throughout the event area. A DPW staff member will be responsible for removing bags as they get full and putting them in Recreation trash or recycling dumpsters. Porta-potties will also be provided for public use during the event.



Other Details:

No pets, no outside alcohol, no BBQs or open flames will be allowed. Parking will be allowed in approved parking areas only. Rules will be on the marketing flyer and will be posted at the entrance to the event.

Recommended Action:

MassDevelopment has a great deal of experience running large events and all issues appear to be adequately addressed. Legal notices were published, and all abutters were notified by certified mail. No comments were received. If the Commission is satisfied that all concerns have been addressed, Staff would recommend approval of the event permit and one (1) One Day License to sell wine and/or malt beverages , subject to the following conditions:

1. The single 1-Day License to sell wine and/or malt beverages is valid on September 14, 2023 from 4:00 to 7:00PM only.
2. The serving and consumption of alcohol is limited to the fenced in area at 94 Jackson Road as shown on the event layout plan. A police officer shall be inside the fenced area at all times while alcohol is being served/consumed.
3. The Applicant is an individual, as the responsible manager for the organization and shall control the dispensing of alcohol to persons not under the age of twenty-one (21) and shall not serve alcohol to individuals who are or "appear to be" under the influence of alcohol.
4. The Licensee must purchase alcoholic beverages from an authorized source. Licensees CANNOT purchase from a package store and CANNOT accept donations from anyone.
5. All waste must be contained on-site and properly disposed of. Recycling is mandatory.
6. ID's will be checked at the entrance to the fenced in area as well as the bars inside as well. Patrons 21 and older will be provided bracelets. Minors will be allowed into the fenced area if they are accompanied by an adult. This is on a trial basis at the request of MassDevelopment and the DEC reserves the right to discontinue allowing underage people in the licensed area in the future.
7. Prior to the event, the Applicant shall provide proof of general liability insurance for the event, naming the Devens Enterprise Commission as an additional insured.

In order to ensure the event permit complies with 974 CMR 8.00 (Public Health and Safety) Regulations, Staff would recommend the following conditions be added to the event permit:

1. All food vendors shall be licensed through the Nashoba Associated Boards of Health and the Devens Fire Department, if required.
2. The Applicant shall obtain tent permits for any tents larger than 10'x 12' being used for the event. Any generators shall comply with the DEC Guidelines for emergency generators at https://www.devensec.com/forms/Elec_Generator_Guidelines_Aug_2022.pdf.
3. The Applicant shall coordinate all traffic and safety with the State Police and the Devens Public Safety Officer. Advance notice shall be provided to the Devens residents and businesses. Efforts shall be made to reduce potential nuisance conditions.
4. No tree removal is authorized as part of this permit. Any excavation or ground disturbance shall only be performed by personnel who have completed the required UXO training through the Devens Fire Department prior to any activity. Prior to any excavation, the Applicant shall also contact Dig Safe. All disturbed areas shall be re-stabilized to their original condition to prevent erosion and soil exposure.