

DEVENS ENTERPRISE COMMISSION

CARRY-IN LIQUOR POLICY (Adopted July 8, 2010)

Policy: it shall be the policy of the Devens Enterprise Commission (DEC), through its licensing authority, to allow the possession and/or consumption of carry-in alcoholic beverages by person of lawful age at only those full service restaurants (one which provides meals for consumption at tables served by wait staff) which have a common victualler license and have been issued a permit by the licensing authority. The issuance of a permit is permissive and at the sole discretion of the licensing authority. A Permit for carry-in alcoholic beverages shall be issued for no more than one year and must be reapplied for annually at the time of renewal of the Common Victualler's license. A permit for carry-in alcoholic beverages shall be issued in the name of the manager and shall not be transferred to a new manager without the prior approval of the licensing authority.

Conditions:

1. The full service restaurant must have a valid Common Victualler's license.
2. The full service restaurant may not hold any other type of liquor license (see Page 1 of Board's Liquor License Regulations).
3. Patrons are allowed to carry in only wine and beer for personal consumption to a full service restaurant. No more that one 750 milliliters (ML) container of wine for every one or two patrons over the age of 21, or two containers of beer containing up to 24 ounces of beer in total, per patron over the age of 21, will be permitted for consumption.
4. Patrons bringing in alcoholic beverages for their personal consumption must order food.
5. The wait staff serving a patron with carry-in alcoholic beverages must be 18 years of age or older. Bus staff under the age of 18 shall not be allowed to clear from the tables containers from which a carry-in alcoholic beverages was poured or consumed.
6. The Manager of the restaurant with carry-in alcoholic beverages must verify the age of any individual consuming the alcoholic beverage who appears under the age of 30. Patrons under the age of 21 shall not be allowed to consume carry-in alcoholic beverages.
7. An onsite Manager must be trained in an alcohol management or server training course (TIPS) and proof of training shall be submitted to the licensing authority.
8. Nothing in this policy shall preclude a full service restaurant from imposing additional limits or restrictions on patrons with carry-in alcoholic beverages.
9. If business is not consistent with these regulations, the licensing authority may, after notice to the permit holder and reasonable opportunity for a hearing, suspend or revoke the permit.
10. The applicant shall complete the Carry-in Permit Form and once the permit is generated must be visibly posted.

DEC Permit # _____
Date: _____
Permit Fee: \$100.00

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APPLICATION FOR PERMIT
CARRY-IN LIQUOR

The BYOB Permit allows for beer & wine only. Outdoor consumption is not allowed unless all ABCC requirements are met.

Section 1:

Name to appear on the Permit: _____

Business Name (d/b/a, if different) : _____

Manager of Record: _____

Manager Address: _____

Address of Premise: _____ Zip code: _____

Phone Number of Premise: _____ FID: _____

Section 2: Person (attorney if applicable) who can be contacted concerning this application:

Name: _____

Address: _____

Phone Number: _____

Section 3: Description of Premise:

Seating Capacity: _____

Occupancy Number: _____

Hours of Operation: _____

Please describe any outdoor seating: _____

Signature of Applicant _____ Date: _____

FOR OFFICE USE ONLY:

Date Submitted: _____

() ***DEC Contingencies on License*** _____

Permit Expires on December 31 of each year _____

() ***Building Department Sign-Off*** _____

() ***Fire Chief Sign-Off*** _____

() ***Police Sign-Off*** _____

() ***Other*** _____

() ***Permit Issued***

Signature of Director or Designated Agent: _____