Staff Report

Devens Enterprise Commission

Date: August 23, 2023

To: Devens Enterprise Commission

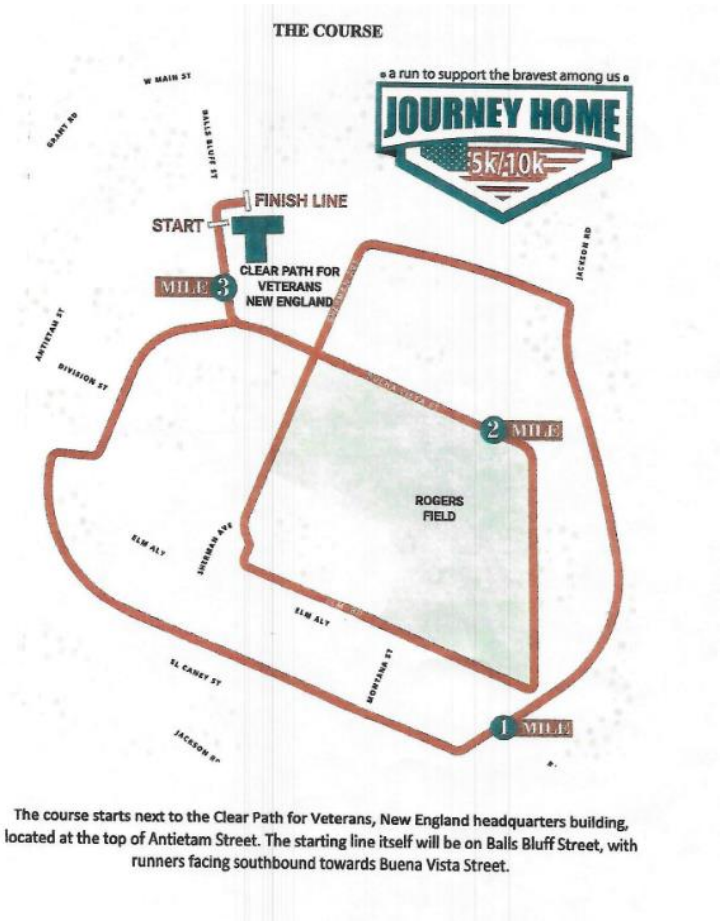
From: Neil Angus, Director and Beth Suedmeyer, Associate Planner

RE: Clear Path for Veterans Journey Home 5K/10K Road Race/Event (1-Day One Day All Alcoholic Beverages Special License Request)

Applicant/Owner: Clear Path for Veterans New England
Location: 84 Antietam Street, Devens, MA
Zoning: Innovation and Technology Center and Zone II Water Res. Protection Overlay.

Event Overview:
Clear Path for Veterans New England is hosting their 6th annual Journey Home 5k/10k run/walk. The event will take place on Sunday, November 10, 2024 from 8:00AM to 4:00PM at Clear Path for Veterans New England – 84 Antietam Street. There will be amplified music (DJ) from 9:30AM to 3:00PM, however, as this is a short daytime event from in an area not directly adjacent to any residences, there is minimal concern for any nuisance conditions for existing residents and businesses. The Devens Event Permit Regulations allow for business/property owners on Devens to host one-day events on their own property without the need for an event permit but because this event is proposing to serve beer, they are requesting a one-day on-premises license from the DEC to serve alcohol.

Course Layout:
Clear Path is again working with True North Running Company to organize and operate this run. The course starts and ends at Clear Path for Veterans New England headquarters building at 84 Antietam Street. The Applicant is working with the Devens Public Safety officer, local first-responders and military in an effort to have representatives from various branches on the course, supporting the runners. The course will be



The course starts next to the Clear Path for Veterans, New England headquarters building, located at the top of Antietam Street. The starting line itself will be on Balls Bluff Street, with runners facing southbound towards Buena Vista Street.

managed and marked with non-permanent signage, arrows and cones. Police detail will be required at the intersection of Antietam and Jackson as runners will be using the bike lane on the southbound side of Jackson Road. This will avoid the need for any road closures. The Applicant will coordinate with the Devens Public Safety Officer and State Police, as well as Devens Recreation and DPW for traffic control and to provide proper notice to residents.

Parking:
Clear Path is expecting around 100 participants. Attendees will be able to park on-site at 84 Antietam and in the adjacent municipal lot to the south. Devens Recreation will be able to provide overflow parking at Vicksburg Square, the UNACC lot, as well as and along Antietam if needed. Runners/walkers will register/check-in at 84 Antietam Street.

One Day Special License for All Alcoholic Beverages Details:
This One Day Special License for All Alcoholic Beverages request is for Sunday, November 10, 2024 from 11:00AM to 3:00 PM only. Clear Path, a non-profit organization, will be collaborating with Columbia Tavern who uses United Liquors LLC for alcohol purchases (ABCC authorized source). The area where alcohol is to be served will be within a fenced off area. Entrance into the area will be restricted to persons 21 years of age or older. ID's will be checked to enter the area. Bartenders will be TIPS certified. Patrons will not be allowed to take alcohol outside the fenced area. The applicant has spoken with the State Police and will secure a detail officer to be inside the fenced area at all times when alcohol is being served as required by the license.

Food and Waste Management/Control:
The Clear Path for Veterans plans to serve food on site. Any proposed food vendors will need to be licensed through the Nashoba Associated Boards of Health. True North and EL Harvey will manage all waste and recycling

on-site. Clear Path will allow attendees to use their facilities in their building so no porta potties are necessary.

Recommended Action:
Legal notice was published and all abutters were notified by certified mail. We received no comments. If the Commission is satisfied that all concerns have been addressed, Staff would recommend approval of the One Day All-Alcoholic Beverages Special License, subject to the following conditions:

1. The one-day All- Alcoholic Beverages special license is valid on Sunday, November 10, 2024 from 11:00AM to 3:00 PM only.
2. The serving and consumption of alcoholic beverages is limited to the fenced in area at 84 Antietam Street 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.

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

6. Any food vendors shall be licensed through the Nashoba Associated Boards of Health.
7. The Applicant and any vendors shall obtain tent permits for any tents larger than 10'x 12' being used for the event. The Applicant and any vendors shall comply with the DEC Emergency Generator Guidelines for any emergency generators that will be used: https://www.devensec.com/forms/Elec_Generator_Guidelines_Aug_2022.pdf .
8. The Applicant shall coordinate all off-site road race traffic and safety within Devens with MassDevelopment, the State Police, and the Devens Public Safety Officer and provide a cleanup crew for public areas along the route, during and post event. This includes animal waste pick-up. Advance notice shall be provided to the Devens residents and businesses. Efforts shall be made to reduce potential nuisance conditions.
9. Any excavation or ground disturbance (including fence stakes) will require 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.