

TOWN OF NORWELL RULES AND REGULATIONS EQR GENERAL ON-PREMISES
"POURING" LICENSES

In addition to compliance with all federal, state and local laws and regulations regulating the attached license and, in addition to the specific terms of said license, the holder of this license shall be responsible for ensuring compliance with the following rules and regulations:

It is the intent of these rules and regulations to provide for the orderly operation of licensed activities within the Town of Norwell. Each licensee is obligated to abide by the regulations and rules as well as the laws of the Commonwealth of Massachusetts. Each licensee shall also have the responsibility to instruct its employees as to all Rules and Regulations.

No licensee shall participate or permit any disorder, disturbance or illegality of any kind to take place in or on the licensed premises, the licensee shall be responsible therefore present or not. The owner and/or manager of record be totally responsible for any violations or infractions of the law, these rules and regulations and disorders or disturbances of any kind which takes place on the licensed premises, whether present or not, for the actions of employees or entertainers.

The owner or manager shall post the laws and regulations and rules in a conspicuous place and where they can be easily read.

Notice to the licensing authority if for any reason that the licensed premises are to be closed contrary to the licensed hours posted. All licenses and regulatory certificates/permits shall be posted in an accessible place for the inspection by proper authorities. (Notice shall be to the Norwell Police log.)

A current list of employees shall be available upon request of licensing authority or agent of.

Renewal affidavits shall not be approved unless the licensee completes the application form in its entirety . 1. No alcoholic beverages are to be served to or for persons under the age of twenty-one years of age. No alcoholic beverages are to be sold or given to persons who are or appear to be intoxicated. No employee or manager shall consume alcoholic beverages while on duty.

2. Unless specified in the respective license and until further notice, every licensee shall abide by the following closing time restrictions:

(a) at 12:45 A.M. -Last call for alcoholic beverages announced.

(b) after 1:00 A.M. -No alcoholic beverages to be sold or served to anyone. Bar closed. No music, television, or entertainment, if permitted at all-

(c) after 1:15 A.M. -All alcoholic beverages, and any other bottles, cans; glasses, cups or other vessels cleared from bar and tables.

(d) after 1:30 A.M. -No patrons on premises.

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(e) after 1 :30 A.M. -Premises secured. No persons on premises except employees for the purpose of cleaning, making renovations, making emergency repairs, providing security for the premises, or preparing food for the next day's business. If a license holder finds it necessary to permit employees on the premises after 2:00 A.M. for one or more of the allowed purposes, it is required that the license holder contact and request the approval of the Norwell Police Department before the regular closing time. The license holder shall inform the Norwell Police Department the purpose for which the employees are to remain on the premises, the names of all employees expected to be on the premises, and the time at which the premises will in fact be secured. Said approval shall not be unreasonably withheld.

3. Music and other entertainment, if permitted by the Licensing Authority, must be confined to that part of the premises specified in the license and shall cease at 12:45 A.M., except that on Saturday night, all music and entertainment shall cease at 12:00 Midnight, unless the premises are licensed from 12:00 Midnight to 1 :00 A.M. for Sunday entertainment. All noise will be confined to the building to prevent noise disturbance to area residents.

4. No persons shall be permitted to bring alcoholic beverages on the premises or to remove alcoholic beverages from the premises for their own consumption.

5. Alcoholic beverages to be served or sold must be stored, served, sold, opened, and consumed on the part of the premises specified on the license. As an exception to this policy, a license holder may permit a patron to bring individual bottles of vintage wine or champagne on the premises to be served to that patron and his eligible guests. In such cases, the bottles, when brought on the premises, shall be given to the licensee to be served by the licensee.

6. Reasonable safety and protection shall be provided for patrons.

7. There shall be no disorder, disturbance, indecency, solicitation, prostitution, lewdness, gambling or other conditions in violation of law on the licensed premises, or any other premises connected thereto and under the control of the licensee.

8. No licensee shall permit any distinction, discrimination or restriction on account of race, color, disability , religious creed, national origin, sex or ancestry relative to the admission or treatment of any person in the licensed premises.

9. No employee and/or entertainer shall solicit or induce a patron to purchase any alcoholic or non-alcoholic beverage for them or any other person.

10. Games of chance, such as beano, Las Vegas nights, etc., and pinball/video games (electronic or otherwise) are prohibited without a special written permit to be issued in the discretion of the Licensing Authority. Such a permit will be automatically withheld unless sufficient evidence of compliance with all local, state and federal laws is presented by the applicant.

11. All licenses, permits and certificates are to be posted in a conspicuous place on the premises. Rules and Regulations of licensing authority shall be readily available.

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12. No devices or equipment shall be used by any licensee for the purpose of making employees aware that members of the Licensing Authority, their agents or law enforcement officers are present or approaching the licensed premises. A list of employees on the premises at the time of inspection shall be given to the inspecting party.

13. The premises will be maintained in order to allow good visibility to the public from outside the premises looking in, and the outside of the premises and parking lot will be well lit.

14. A written description of floor space is to be submitted, which will be part of the license and submitted to the ABCC.

15. No physical renovations will be made unless a plan is submitted to and approved by the Licensing Authority and unless all other permits by law are first obtained.

16. The license premises are subject to inspection by the members of the Licensing Board, its authorized agents and law enforcement officers.

17. No licensee shall contract bills or obligations relating to the license premises under any name other than that specified on the respective license.

18. Licensees shall not change managers or portion of ownership of the licensed premises or the right to occupy the licensed premises without first obtaining approval from the Selectmen after a public hearing

19. Corporate licensees shall not assign, convey or pledge stock of the corporation without prior written approval from the Licensing Authority and assignment will not permit the assignee to conduct the business of the licensee unless permitted in writing by the Licensing Authority.

20. Licensees shall immediately notify the Licensing Authority of any proceedings brought against them (or by them) under the bankruptcy Act, or of any other proceedings, in court or otherwise, which may affect the status of the license.

21. Licensees are not required to close on any voting day unless so notified by the Licensing Authority and may be open during usual hours during all holidays, except alcoholic beverages may not be served or sold on Sundays and Christmas before 12 Noon and on Memorial Day before 12:00 Noon.

22. Any licensee intending or desiring to close the license premises for a period in excess of forty- eight (48) hours will notify the Licensing Authority in writing before such closing and in the notice state the reason and length of closing desired. Closing will not be permitted without written permission from the Licensing Authority .

23. The license holder shall neither engage in nor permit any practice, enterprise or activity on the licensed premises which is in violation of any town, state or federal law , statute, ordinance or bylaw.

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24. All fees, fines and other obligations owing to the Town of Norwell shall at all times be current both with regard to the business conducted and the premises on which such business is conducted; if not current, may be cause for suspension.
25. The attached license is subject to modification, revocation or forfeiture for breach of any of its conditions, or any law or existing regulation, and any change in existing regulations of the Licensing Authority of which the licensee has notice.
26. The Selectmen will notify license holders of any changes in local regulations as they occur.
27. Licenses shall be suspended or revoked when a license holder is convicted for the sale and/or service of alcoholic beverages to a minor as follows:
 - (a) For the first conviction within 24 months -license will be suspended up to six days on dates to occur on three weekends periods. Each two day period shall be a Friday and Saturday continuing through 1:00 A.M. on the following Sunday.
 - (b) For the second conviction within 24 months -license will be suspended up to 12 days or six weekends in the same manner as outlined in the preceding paragraph (a).
 - (c) For the third conviction the license will be revoked. Each minor involved in a single incident shall be considered a separate violation; i.e. the suspension period doubles when two minors are involved, triples when there are three minors involved, etc.
28. Licensee will be required to adhere to the provisions of these regulations, as well as other federal, state and local law and regulations. If the Licensing Authority or its designated representative determines that there exists satisfactory proof of such a violation or violations, the Licensing Authority may take appropriate disciplinary action, which may include oral warning, written warning, suspension of license, modification of license, non-renewal of license and/ or revocation, depending upon the seriousness of the offense(s), and the judgment of the Licensing Authority. Each separate incident shall be considered a separate violation.
29. For the purposes of this regulation, conviction shall mean a Court Judgment, ABCC Hearing, or Norwell Selectmen's Hearing which results in a determination that the licensee has violated provisions of this or other pertinent regulations.

Norwell Licensing Authority

Adopted 10/85
Amended 1990
Amended 11/1995

