



TOWN OF YARMOUTH

1146 ROUTE 28, SOUTH YARMOUTH, MASSACHUSETTS 02664-4492
Telephone (508) 398-2231 Ext. 1271. Fax (508) 398-2365

BOARD OF
SELECTMEN

TOWN
ADMINISTRATOR
Daniel M. Knapik

PUBLIC MEETING

Per Massachusetts General Law: All town and school boards, committee, and authorities shall post a notice of every meeting at least 48 hours prior to such meeting, excluding Saturdays, Sundays, and legal holidays. Notice shall contain a listing of topics/agenda that the chair reasonably anticipates will be discussed at the meeting. As required by Open Meeting Law and Mass. General Law, we are informing you that this meeting will be video and audio recorded, as well as rebroadcast. Anyone intending to video or audio tape this meeting is required to inform the Chair.

Board of Selectmen Meeting
August 11, 2020 ~ 6:00 PM
Yarmouth Town Hall Hearing Room
1146 Rt. 28, South Yarmouth, MA 02664

YARMOUTH TOWN CLERK
'20AUG7PM1:59 REC

Meeting Agenda (all times are approximate)

5:00 PM **Executive Session:** The Yarmouth Board of Selectmen will enter into executive session pursuant to MGL c. 30A, s. 21(a) (6) to consider the purchase, exchange, lease or value of real property as conducting an open meeting would have a detrimental effect on the negotiating position of the town.

6:00 PM **Public Comments**

The open meeting law discourages public bodies from discussing topics not listed on the agenda. The public should therefore not expect the Board to respond to questions or statements made during the Public Comment portion of the meeting.

6:15 PM **Recognition – Lifeguard Rescue at Seagull Beach**

6:30 PM **Public Hearing:**

1. Neelkanth Package Corp. dba Paradise Wine & Spirits – Transfer of Package Store License
2. The Cove – Automatic Amusement License Amendment (to add ten electronic game machines)
3. Yarmouth Events LLC (Drive-In Site) – Special Entertainment Amendment and Special Alcohol License
 - a. License Agreement Amendment

7:45 PM **COVID-19 Updates**

1. Update on Beach Access and Parking Complaints
2. Grey's Beach – Proposal to Make Residents Only
3. Parking Regulation

8:15 PM **Proposed Police Reform Legislation**

1. Proposed letter to Legislators on H4860/S2800

8:45 PM **Board and Committee Actions**

1. Committee Resignation (1)
2. Upcoming Agenda Review
3. Individual Items

9:00 PM **Town Administrator Items**

1. Consent Agenda
2. Town Administrator Updates
3. Marina Concept at Drive-In Site - Update
4. Water Resources Planning

9:15 PM **Adjourn**

CONSENT AGENDA

BOARD OF SELECTMEN
August 11, 2020

APPROVED: _____

Approval:

- **Donations**

- NARFE Chapter 818 \$ 100.00

- Recreation Division

- Anonymous WheelEEZ Sandcruiser Value = \$2,795.00
 - from S. Yarmouth All Terrain Beach Wheelchair

Total: \$2,895.00

AGENDA PACKET
Board of Selectmen
August 11, 2020

- Official Citations for Extraordinary Heroism – Emily Quinn and Madison Pawlina
- Official Citations for Assistance at Rescue Scene – Gus Brudz, Owen Brudz, Adriana Cericola
- Recognition of Heroic Efforts Statement by Chief Philip G. Simonian III
- Transfer of Package Store License Application Package for Neelkanth Package Corp. dba Paradise Wine & Spirits
- Automatic Amusement License Amendment Application Package for The Cove
- Special Entertainment Amendment and Special Alcohol License Application Package for Yarmouth Events LLC (Drive-In Site)
- August 5, 2020 Memo from Chief Frank G. Frederickson regarding Gray's Beach and Dennis Pond Parking Concerns
- Yarmouth Parks and Recreation Division Rules and Regulations – Dennis Pond, Yarmouthport
- Yarmouth Police Department Policy and Procedure Parking Ticket Regulations and Processing 2020-01
- Cover Page of House Bill, No. 4860 with link to pdf
- Cover Page of Senate Bill, No. 2800 with link to pdf
- July 21, 2020 MMA Newsletter Article, "Legislature moves on policing reform with focus on racial equity"
- July 27, 2020 Letter from Town of Rutland Board of Selectmen to MMA
- Committee Resignation – Board of Zoning Appeals (1)
- Board of Selectmen Projected 2020 Agenda Items

INFORMATION PACKET

Board of Selectmen

August 11, 2020

- August 3, 2020 Memo from Deputy Fire Chief Jon Sawyer regarding Award of AFG Grant, \$112,727.27
- August 5, 2020 Memo from Drive-In Site Utilization Committee regarding Re-evaluation of Marina at the Drive-In Property

AGENDA

ITEMS



Town of Yarmouth

Board of Selectmen

Official Citation

Be it Known, that the Town of Yarmouth hereby
Recognizes:

Emily Quinn

Lifeguard

For:

Extraordinary Heroism

And, be it further known that the Town of Yarmouth extends its sincerest thanks and gratitude for the life-saving efforts demonstrated on July 22, 2020; that this Citation is duly signed by the Chairman, Board of Selectmen on this day of August Eleventh in the year of our Lord, Two Thousand Twenty.

By: _____

Mark Forest

Chairman, Board of Selectmen



Town of Yarmouth

Board of Selectmen

Official Citation

Be it Known, that the Town of Yarmouth hereby
Recognizes:

Madison Pawlina

Head Lifeguard

For:

Extraordinary Heroism

And, be it further known that the Town of Yarmouth extends its sincerest thanks and gratitude for the life-saving efforts demonstrated on July 22, 2020; that this Citation is duly signed by the Chairman, Board of Selectmen on this day of August Eleventh in the year of our Lord, Two Thousand Twenty.

By: _____

Mark Forest

Chairman, Board of Selectmen



Town of Yarmouth

Board of Selectmen

Official Citation

Be it Known, that the Town of Yarmouth hereby
Recognizes:

Gus Brudz

Lifeguard

For:

Assistance at Rescue Scene

And, be it further known that the Town of Yarmouth extends its sincerest thanks and gratitude for the various assistance provided during a rescue demonstrated on July 22, 2020; that this Citation is duly signed by the Chairman, Board of Selectmen on this day of August Eleventh in the year of our Lord, Two Thousand Twenty.

By: _____

Mark Forest

Chairman, Board of Selectmen



Town of Yarmouth

Board of Selectmen

Official Citation

Be it Known, that the Town of Yarmouth hereby
Recognizes:

Owen Brudz

Lifeguard

For:

Assistance at Rescue Scene

And, be it further known that the Town of Yarmouth extends its sincerest thanks and gratitude for the various assistance provided during a rescue demonstrated on July 22, 2020; that this Citation is duly signed by the Chairman, Board of Selectmen on this day of August Eleventh in the year of our Lord, Two Thousand Twenty.

By: _____

Mark Forest

Chairman, Board of Selectmen



Town of Yarmouth

Board of Selectmen

Official Citation

Be it Known, that the Town of Yarmouth hereby
Recognizes:

Adriana Cericola

Lifeguard

For:

Assistance at Rescue Scene

And, be it further known that the Town of Yarmouth extends its sincerest thanks and gratitude for the various assistance provided during a rescue demonstrated on July 22, 2020; that this Citation is duly signed by the Chairman, Board of Selectmen on this day of August Eleventh in the year of our Lord, Two Thousand Twenty.

By: _____

Mark Forest

Chairman, Board of Selectmen

Recognition of Heroic Efforts

On July 21, 2020 at approximately 14:30, Yarmouth Fire Dispatch received a frantic 911 call from a bystander at Seagull Beach reporting that a woman had just drowned. Shortly after fire apparatus was dispatched we received a radio call from our lifeguards at Seagull Beach reporting that they had recovered an unresponsive person from the water and that CPR was in process.

Yarmouth Fire and Police arrived on scene shortly after to find the woman to be breathing on her own and beginning to regain consciousness.

This was all the result of the heroic actions of Lifeguard Emily Quinn retrieving the victim from the water and immediately beginning CPR and Head Lifeguard Madison Pawlina controlling the situation and assisting with CPR. These two lifeguards managed the patient with the help of an off duty firefighter and a retired firefighter who were at the beach that day. Three other lifeguards; Gus Brudz, Owen Brudz and Adriana Cericola assisted by directing rescuers, communicating with YFD Dispatch and controlling the crowd. All of our lifeguards performed as a team to allow for the best possible outcome for this patient.

It is this teamwork which played a major role in the recovery of the patient's regular heartbeat and breathing and eventual recovery at the scene. Without the actions of these individuals working together the outcome would most likely have been much worse. The American Heart Association which certifies individuals in Cardiopulmonary Resuscitation (CPR) identifies Early Activation of EMS and Bystander CPR as the two first links in the Chain of Survival. The team approach allowed for these two links to be accomplished without delay, greatly contributing to successful resuscitation.

The act of performing CPR is an intimate and personal decision and represents a commitment to caring of another that deserves special recognition. This level of dedication to helping another human being honors the individual and those that have stepped up to watch over our community. Ms. Quinn and Ms. Pawlina took that step and furthered the tradition of those who serve.

The Yarmouth Fire Department is proud to recognize these individuals and our partners in protecting the community, the Yarmouth Lifeguard Service. Through their direct actions the citizens and visitors of Yarmouth are safer.

Chief Philip G. Simonian III



TOWN OF YARMOUTH

1146 Route 28 South Yarmouth MASSACHUSETTS 02664-4492
Telephone (508) 398-2231, Ext. 1271, 1270 - Fax (508) 398-2365

BOARD OF
SELECTMEN

TOWN
ADMINISTRATOR
Daniel M. Knapik

July 23, 2020

The Register

Please advertise the following as a Legal Ad in your newspaper on July 30, 2020.

TOWN OF YARMOUTH BOARD OF SELECTMEN TRANSFER OF LIQUOR LICENSE HEARING

The Yarmouth Board of Selectmen, acting as the local licensing authority, has received an application for a transfer of an Annual All Alcohol Package Store License from Neelkanth Package Corporation dba Paradise Wine & Spirits, Nilesh P. Marfatia, manager. The License is being transferred from Patriot Spirits, Inc. dba Liquor N' More, Michael Patterson, manager.

The premises to be licensed is 451 Station Avenue, South Yarmouth, MA consisting of 7,253 sq. ft. All the space is on one floor. There is display space, a cooler, an office, 2 bathrooms and back storage. No outdoor areas. 2 entrances on the Station Ave. side (front and north side) and 1 rear entrance.

Hearing will be held on Tuesday, August 11, 2020 at Town Hall, 1146 Route 28, South Yarmouth. The Selectmen's meeting begins at 6:00pm.

Written comments will be accepted until 4:30 pm, Friday, August 7, 2020 in the Selectmen's office at Town Hall. Verbal comments will be accepted at the hearing.

Please bill the applicant for the ad:

Nilesh Marfatia



451 STATION AVE. LEGAL NOTICE TOWN OF YARMOUTH BOARD OF SELECTMEN TRANSFER OF LIQUOR LICENSE HEARING

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AD#1300073
The Register 7/30/20

**TOWN OF YARMOUTH
TRANSFER OF LICENSE CHECKLIST**

FILING FEE: \$105.00
Payable to Town of Yarmouth

Hearing required: Yes X No ___

Legal Ad in newspaper
10 days prior Yes X No ___

Notify Abutters: Yes ___ No X

**FILL OUT AN APPLICATION (AND ALL OTHER REQUIRED DOCUMENTS)
FOR A TRANSFER OF LICENSE ONLINE AT: www.mass.gov/abcc**

LOCAL LICENSING AUTHORITY REQUIREMENTS:

- N/A* • Copy of variance or special permit granted by the Board of Appeals (if applicable)
- N/A* • Copy of Site Plan Review meeting notes (if applicable)
- N/A* • Copy of Business Certificate issued by the Town Clerk's office
- ✓ • Copy of legal right to occupy, lease agreement or deed
- ✓ • Copy of purchase and sale agreement
- ✓ • Proof that all water bills, real estate and personal property taxes for the premises are current
- ✓ • Copy of insurance certificate supporting minimum amount of **legal liquor liability insurance** coverage. (Chapter 116 of the Acts of 2010) **APPLIES TO SECTION 12 LICENSES ONLY**
- Will secure prior to issuance of license* ✓ • Copy of workers compensation insurance certificate
- ✓ • Copy of vote of the corporate board appointing a manager of record on the license
- ✓ • Resume of manager of record
 - List of assistant managers or persons who will be in charge of the premise in the manager's absence
 - Copy of TIPS, TAMS, SERVE SAFE OR AIM training certificate for the manager of record
 - Contact made with Yarmouth Police licensing agent to review licensee Rules & Regulations
- N/A* • Copy of menu (if applicable)
- ✓ • Days and hours of alcohol service on the premises *8:00 AM - 11:00 PM Monday - Saturday*
- ✓ • Detailed floor and seating plan(s) showing dimensions of all rooms, entrance(s), exit(s), liquor storage, service bar and location of entertainment (if applicable). Show tables and chairs in dining area(s) and a total number of seats. Also show outdoor service area with seating (if applicable) *10:00 AM - 10:00 PM Sunday*
- ✓ • A legal notice advertising the hearing to be published at least ten (10) days prior to the hearing

NOTE: If you wish to secure an entertainment license, it is to your advantage to have these two hearings at the same time to avoid an additional \$65.00 hearing fee.

The legal advertisement fee will be billed to the applicant. This fee has to be paid before issuance of the license(s).



TOWN OF YARMOUTH

1146 Route 28 South Yarmouth MASSACHUSETTS 02664-4492
Telephone (508) 398-2231, Ext. 268 - Fax (508) 398-0836

RECEIVED
AUG 03 2020
LICENSES & PERMITS
TOWN OF YARMOUTH

PACKAGE STORE LICENSE TRANSFER

August 3, 2020

APPLICATION FOR: Neelkanth Package Corporation dba Paradise Wine & Spirits

NAME OF APPLICANT: Nilesh Marfatia, manager

Contact person: same [REDACTED] [REDACTED]

ADDRESS: 451 Station Ave., South Yarmouth

Application is for a transfer of license (ownership) Patriot Spirits dba Liquor N'More

No proposed changes to the structure or layout of the store.

NAME OF PROPERTY OWNER: Montrose Yarmouth Station LLC

Date of Selectmen Hearing Tuesday, August 11, 2020.

Building Department Comments:

Requires Use & Occupancy permit per section 105.1, 9th edition MA State Building Code

Signature:  Date: 8.3.2020

Accessibility: Front door ramp: Yes No Alternate door ramp Yes No

Wheelchair accessible bathroom Male: Yes No Female Yes No

NEED COMPLETED FORM BY TUESDAY, AUGUST 4, 2020.



Commonwealth of Massachusetts
Department of Revenue
Geoffrey B. Snyder, Commissioner

mass.gov/dor

Letter ID: L1064409664
Notice Date: June 24, 2020
Case ID: 0-000-798-351



CERTIFICATE OF GOOD STANDING AND/OR TAX COMPLIANCE



PATRIOT SPIRITS INC
500 ROUTE 134 STE 12
SOUTH DENNIS MA 02660-3430

Why did I receive this notice?

The Commissioner of Revenue certifies that, as of the date of this certificate, PATRIOT SPIRITS INC is in compliance with its tax obligations under Chapter 62C of the Massachusetts General Laws.

This certificate doesn't certify that the taxpayer is compliant in taxes such as unemployment insurance administered by agencies other than the Department of Revenue, or taxes under any other provisions of law.

This is not a waiver of lien issued under Chapter 62C, section 52 of the Massachusetts General Laws.

What if I have questions?

If you have questions, call us at (617) 887-6400 or toll-free in Massachusetts at (800) 392-6089, Monday through Friday, 8:30 a.m. to 4:30 p.m..

Visit us online!

Visit mass.gov/dor to learn more about Massachusetts tax laws and DOR policies and procedures, including your Taxpayer Bill of Rights, and MassTaxConnect for easy access to your account:

- Review or update your account
- Contact us using e-message
- Sign up for e-billing to save paper
- Make payments or set up autopay

Edward W. Coyle, Jr., Chief
Collections Bureau



THE COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF LABOR AND WORKFORCE DEVELOPMENT
DEPARTMENT OF UNEMPLOYMENT ASSISTANCE

Charles D. Baker
GOVERNOR

Karyn E. Polito
LT. GOVERNOR



222887103

Roselin Acosta
SECRETARY

Richard A. Jeffers
DIRECTOR

Patriot Spirits, Inc.
P.O. BOX 1645
SOUTH DENNIS, MA 02660

EAN: 10035810
June 12, 2020

Certificate Id:38591

The Department of Unemployment Assistance certifies that as of 6/12/2020 ,Patriot Spirits, Inc. is current in all its obligations relating to contributions, payments in lieu of contributions, and the employer medical assistance contribution established in G.L.c.149,§189.

This certificate expires in 30 days from the date of issuance.

Richard A. Jeffers, Director

Department of Unemployment Assistance



The Commonwealth of Massachusetts
 Alcoholic Beverages Control Commission
 95 Fourth Street, Suite 3, Chelsea, MA 02150-2358
 www.mass.gov/abcc

RECEIVED

JUL 14 2023

LICENSES & PERMITS
 TOWN OF YARMOUTH JPM

APPLICATION FOR A TRANSFER OF LICENSE

Municipality

1. TRANSACTION INFORMATION

- Transfer of License
- Alteration of Premises
- Change of Location
- Management/Operating Agreement
- Pledge of inventory
- Pledge of License
- Pledge of Stock
- Other
- Change of Class
- Change of Category
- Change of License Type (\$12 ONLY, e.g. "club" to "restaurant")

Please provide a narrative overview of the transaction(s) being applied for. On-premises applicants should also provide a description of the intended theme or concept of the business operation. Attach additional pages, if necessary.

The transaction being applied for is the transfer of a Package Store license from Patriot Spirits, Inc. to Neelkanth Package Corporation and intends to operate in the same manner.

2. LICENSE CLASSIFICATION INFORMATION

ON/OFF-PREMISES	TYPE	CATEGORY	CLASS
Off-Premises-15	\$15 Package Store	All Alcoholic Beverages	Annual

3. BUSINESS ENTITY INFORMATION

The entity that will be issued the license and have operational control of the premises.

Current or Seller's License Number FEIN

Entity Name

DBA Manager of Record

Street Address

Phone Email

Add'l Phone Website

4. DESCRIPTION OF PREMISES

Please provide a complete description of the premises to be licensed, including the number of floors, number of rooms on each floor, any outdoor areas to be included in the licensed area, and total square footage. If this application alters the current premises, provide the specific changes from the last approved description. You must also submit a floor plan.

The premises to be licensed is 451 Station Avenue, South Yarmouth, MA consisting of 7,253 SF. All the space is on 1 floor. There is display space, a cooler, an office, 2 bathrooms and back storage. No outdoor areas. 2 entrances on the Station Ave. side (front and north side) and 1 rear entrance.

Total Sq. Footage	<input type="text" value="7253"/>	Seating Capacity	<input type="text" value="N/A"/>	Occupancy Number	<input type="text" value="N/A"/>
Number of Entrances	<input type="text" value="2"/>	Number of Exits	<input type="text" value="1"/>	Number of Floors	<input type="text" value="1"/>

APPLICATION FOR A TRANSFER OF LICENSE

5. CURRENT OFFICERS, STOCK OR OWNERSHIP INTEREST

Transferor Entity Name	Patriot Spirits, Inc.	By what means is the license being transferred?	Purchase
------------------------	-----------------------	---	----------

List the individuals and entities of the current ownership. Attach additional pages if necessary utilizing the format below.

Name of Principal	Title/Position	Percentage of Ownership
MICHAEL J. PATTERSON	President	20
ROBERT C. CHAMBERLAIN	Treasurer	60
ELIZABETH C. PATTERSON	Secretary	20

6. PROPOSED OFFICERS, STOCK OR OWNERSHIP INTEREST

List all individuals or entities that will have a direct or indirect, beneficial or financial interest in this license (E.g. Stockholders, Officers, Directors, LLC Managers, LLC Members, LLP Partners, Trustees etc.). Attach additional page(s) provided, if necessary, utilizing Addendum A.

- The individuals and titles listed in this section must be identical to those filed with the Massachusetts Secretary of State.
- The individuals identified in this section, as well as the proposed Manager of Record, must complete a CORI Release Form.
- Please note the following statutory requirements for Directors and LLC Managers:
On Premises (E.g. Restaurant/ Club/Hotel) Directors or LLC Managers - At least 50% must be US citizens;
Off Premises (Liquor Store) Directors or LLC Managers - All must be US citizens and a majority must be Massachusetts residents.
- If you are a Multi-Tiered Organization, please attach a flow chart identifying each corporate interest and the individual owners of each entity as well as the Articles of Organization for each corporate entity. Every individual must be identified in Addendum A.

Name of Principal	Residential Address	SSN	DOB
Nilesh P. Marfatia			
Title and or Position	Percentage of Ownership	Director/ LLC Manager	US Citizen
President, Treasurer, Secretary	100	<input checked="" type="radio"/> Yes <input type="radio"/> No	<input checked="" type="radio"/> Yes <input type="radio"/> No
			MA Resident
			<input checked="" type="radio"/> Yes <input type="radio"/> No
Name of Principal	Residential Address	SSN	DOB
Title and or Position	Percentage of Ownership	Director/ LLC Manager	US Citizen
		<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No
			MA Resident
			<input type="radio"/> Yes <input type="radio"/> No
Name of Principal	Residential Address	SSN	DOB
Title and or Position	Percentage of Ownership	Director/ LLC Manager	US Citizen
		<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No
			MA Resident
			<input type="radio"/> Yes <input type="radio"/> No

APPLICATION FOR A TRANSFER OF LICENSE

6. PROPOSED OFFICERS, STOCK OR OWNERSHIP INTEREST (Continued...)

Name of Principal	Residential Address	SSN	DOB
<input style="width:100%;" type="text"/>	<input style="width:100%;" type="text"/>	<input style="width:100%;" type="text"/>	<input style="width:100%;" type="text"/>
Title and or Position	Percentage of Ownership	Director/ LLC Manager	US Citizen
<input style="width:100%;" type="text"/>	<input style="width:100%;" type="text"/>	<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No
			MA Resident
			<input type="radio"/> Yes <input type="radio"/> No

Name of Principal	Residential Address	SSN	DOB
<input style="width:100%;" type="text"/>	<input style="width:100%;" type="text"/>	<input style="width:100%;" type="text"/>	<input style="width:100%;" type="text"/>
Title and or Position	Percentage of Ownership	Director/ LLC Manager	US Citizen
<input style="width:100%;" type="text"/>	<input style="width:100%;" type="text"/>	<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No
			MA Resident
			<input type="radio"/> Yes <input type="radio"/> No

Name of Principal	Residential Address	SSN	DOB
<input style="width:100%;" type="text"/>	<input style="width:100%;" type="text"/>	<input style="width:100%;" type="text"/>	<input style="width:100%;" type="text"/>
Title and or Position	Percentage of Ownership	Director/ LLC Manager	US Citizen
<input style="width:100%;" type="text"/>	<input style="width:100%;" type="text"/>	<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No
			MA Resident
			<input type="radio"/> Yes <input type="radio"/> No

Additional pages attached? Yes No

CRIMINAL HISTORY

Has any individual listed in question 6, and applicable attachments, ever been convicted of a State, Federal or Military Crime? If yes, attach an affidavit providing the details of any and all convictions.

Yes No

6A. INTEREST IN AN ALCOHOLIC BEVERAGES LICENSE

Does any individual or entity identified in question 6, and applicable attachments, have any direct or indirect, beneficial or financial interest in any other license to sell alcoholic beverages? Yes No If yes, list in table below. Attach additional pages, if necessary, utilizing the table format below.

Name	License Type	License Name	Municipality
Nilesh P. Marfatia	\$15 Package Store	Marine Liquors Inc.	Dennisport
Nilesh P. Marfatia	\$15 Package Store	Paradise Corporation	Sandwich
Nilesh P. Marfatia via spouse, Mrs. Marfatia	\$15 Package Store	Swan River Package Corporation	Dennis

6B. PREVIOUSLY HELD INTEREST IN AN ALCOHOLIC BEVERAGES LICENSE

Has any individual or entity identified in question 6, and applicable attachments, ever held a direct or indirect, beneficial or financial interest in a license to sell alcoholic beverages, which is not presently held? Yes No If yes, list in table below. Attach additional pages, if necessary, utilizing the table format below.

Name	License Type	License Name	

APPLICATION FOR A TRANSFER OF LICENSE

6C. DISCLOSURE OF LICENSE DISCIPLINARY ACTION

Have any of the disclosed licenses listed in question 6A or 6B ever been suspended, revoked or cancelled?
 Yes No If yes, list in table below. Attach additional pages, if necessary, utilizing the table format below.

Date of Action	Name of License	City	Reason for suspension, revocation or cancellation

7. CORPORATE STRUCTURE

Entity Legal Structure Date of Incorporation
 State of Incorporation Is the Corporation publicly traded? Yes No

8. OCCUPANCY OF PREMISES

Please complete all fields in this section. Please provide proof of legal occupancy of the premises.

- If the applicant entity owns the premises, a deed is required.
- If leasing or renting the premises, a signed copy of the lease is required.
- If the lease is contingent on the approval of this license, and a signed lease is not available, a copy of the unsigned lease and a letter of intent to lease, signed by the applicant and the landlord, is required.
- If the real estate and business are owned by the same individuals listed in question 6, either individually or through separate business entities, a signed copy of a lease between the two entities is required.

Please indicate by what means the applicant will occupy the premises

Landlord Name

Landlord Phone

Landlord Email

Landlord Address

Lease Beginning Date

Rent per Month

Lease Ending Date

Rent per Year

Will the Landlord receive revenue based on percentage of alcohol sales? Yes No

9. APPLICATION CONTACT

The application contact is the person who the licensing authorities should contact regarding this application.

Name:

Phone:

Title:

Email:

APPLICATION FOR A TRANSFER OF LICENSE

10. FINANCIAL DISCLOSURE

A. Purchase Price for Real Estate	0.00
B. Purchase Price for Business Assets	1,000,000.00
C. Other* (Please specify) <i>Inventory</i>	up to \$150,000
D. Total Cost	1,000,000.00

*Other: (i.e. Costs associated with License Transaction including but not limited to: Property price, Business Assets, Renovations costs, Construction costs, Initial Start-up costs, Inventory costs, or specify other costs):"

SOURCE OF CASH CONTRIBUTION

Please provide documentation of available funds. (E.g. Bank or other Financial institution Statements, Bank Letter, etc.)

Name of Contributor	Amount of Contribution
Nilesh P. Marfatia	50,000.00 (Deposit paid)
Nilesh P. Marfatia	300,000.00
Inventory price to be determined & paid by Nilesh Marfatia	
Total	350,000.00

SOURCE OF FINANCING

Please provide signed financing documentation.

Name of Lender	Amount	Type of Financing	Is the lender a licensee pursuant to M.G.L. Ch. 138.
PatriotSpirits, Inc.	650,000.00	Seller Financing	<input type="radio"/> Yes <input checked="" type="radio"/> No
			<input type="radio"/> Yes <input type="radio"/> No
			<input type="radio"/> Yes <input type="radio"/> No
			<input type="radio"/> Yes <input type="radio"/> No

FINANCIAL INFORMATION

Provide a detailed explanation of the form(s) and source(s) of funding for the cost identified above.

\$650,000.00 will be provided by as a Seller finance. Attached hereto in the purchase agreement please find the draft promissory note and security agreement.
 The remaining purchase price of \$300,000.00 will be provided by Nilesh Marfatia. Attached please find 2 bank letters and a bank statement identifying more than \$300,000.00.

11. PLEDGE INFORMATION

Please provide signed pledge documentation.

Are you seeking approval for a pledge? Yes No

Please indicate what you are seeking to pledge (check all that apply) License Stock Inventory

To whom is the pledge being made?

12. MANAGER APPLICATION

A. MANAGER INFORMATION

The individual that has been appointed to manage and control the licensed business and premises.

Proposed Manager Name Date of Birth SSN

Residential Address

Email Phone

Please indicate how many hours per week you intend to be on the licensed premises

B. CITIZENSHIP/BACKGROUND INFORMATION

Are you a U.S. Citizen?* Yes No *Manager must be a U.S. Citizen

If yes, attach one of the following as proof of citizenship US Passport, Voter's Certificate, Birth Certificate or Naturalization Papers.

Have you ever been convicted of a state, federal, or military crime? Yes No

If yes, fill out the table below and attach an affidavit providing the details of any and all convictions. Attach additional pages, if necessary, utilizing the format below.

Date	Municipality	Charge	Disposition

C. EMPLOYMENT INFORMATION

Please provide your employment history. Attach additional pages, if necessary, utilizing the format below.

Start Date	End Date	Position	Employer	Supervisor Name
2000	N/A	Owner	Switch corp	N/A
2014	N/A	Owner	Marine Liquors, Inc.	N/A
2018	N/A	Owner	Paradise Corporation	N/A

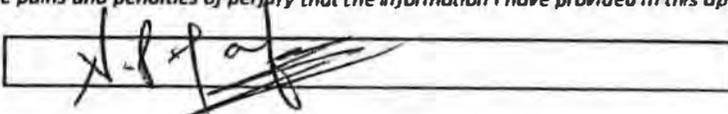
D. PRIOR DISCIPLINARY ACTION

Have you held a beneficial or financial interest in, or been the manager of, a license to sell alcoholic beverages that was subject to disciplinary action? Yes No If yes, please fill out the table. Attach additional pages, if necessary,utilizing the format below.

Date of Action	Name of License	State	City	Reason for suspension, revocation or cancellation

I hereby swear under the pains and penalties of perjury that the information I have provided in this application is true and accurate:

Manager's Signature



Date

13. MANAGEMENT AGREEMENT

Are you requesting approval to utilize a management company through a management agreement?

Yes No

If yes, please fill out section 13.

Please provide a narrative overview of the Management Agreement. Attach additional pages, if necessary.

IMPORTANT NOTE: A management agreement is where a licensee authorizes a third party to control the daily operations of the license premises, while retaining ultimate control over the license, through a written contract. *This does not pertain to a liquor license manager that is employed directly by the entity.*

13A. MANAGEMENT ENTITY

List all proposed individuals or entities that will have a direct or indirect, beneficial or financial interest in the management Entity (E.g. Stockholders, Officers, Directors, LLC Managers, LLP Partners, Trustees etc.).

Entity Name	Address	Phone		
<input style="width: 95%;" type="text"/>	<input style="width: 95%;" type="text"/>	<input style="width: 95%;" type="text"/>		
Name of Principal	Residential Address	SSN	DOB	
<input style="width: 95%;" type="text"/>	<input style="width: 95%;" type="text"/>	<input style="width: 95%;" type="text"/>	<input style="width: 95%;" type="text"/>	
Title and or Position	Percentage of Ownership	Director	US Citizen	MA Resident
<input style="width: 95%;" type="text"/>	<input style="width: 95%;" type="text"/>	<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No
Name of Principal	Residential Address	SSN	DOB	
<input style="width: 95%;" type="text"/>	<input style="width: 95%;" type="text"/>	<input style="width: 95%;" type="text"/>	<input style="width: 95%;" type="text"/>	
Title and or Position	Percentage of Ownership	Director	US Citizen	MA Resident
<input style="width: 95%;" type="text"/>	<input style="width: 95%;" type="text"/>	<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No
Name of Principal	Residential Address	SSN	DOB	
<input style="width: 95%;" type="text"/>	<input style="width: 95%;" type="text"/>	<input style="width: 95%;" type="text"/>	<input style="width: 95%;" type="text"/>	
Title and or Position	Percentage of Ownership	Director	US Citizen	MA Resident
<input style="width: 95%;" type="text"/>	<input style="width: 95%;" type="text"/>	<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No
Name of Principal	Residential Address	SSN	DOB	
<input style="width: 95%;" type="text"/>	<input style="width: 95%;" type="text"/>	<input style="width: 95%;" type="text"/>	<input style="width: 95%;" type="text"/>	
Title and or Position	Percentage of Ownership	Director	US Citizen	MA Resident
<input style="width: 95%;" type="text"/>	<input style="width: 95%;" type="text"/>	<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No

CRIMINAL HISTORY

Has any individual identified above ever been convicted of a State, Federal or Military Crime?

If yes, attach an affidavit providing the details of any and all convictions.

Yes No

13B. EXISTING MANAGEMENT AGREEMENTS AND INTEREST IN AN ALCOHOLIC BEVERAGES

LICENSE

Does any individual or entity identified in question 13A, and applicable attachments, have any direct or indirect, beneficial or financial interest in any other license to sell alcoholic beverages; and or have an active management agreement with any other licensees?

Yes No If yes, list in table below. Attach additional pages, if necessary, utilizing the table format below.

Name	License Type	License Name	Municipality

13C. PREVIOUSLY HELD INTEREST IN AN ALCOHOLIC BEVERAGES LICENSE

Has any individual or entity identified in question 13A, and applicable attachments, ever held a direct or indirect, beneficial or financial interest in a license to sell alcoholic beverages, which is not presently held?

Yes No If yes, list in table below. Attach additional pages, if necessary, utilizing the table format below.

Name	License Type	License Name	Municipality

13D. PREVIOUSLY HELD MANAGEMENT AGREEMENT

Has any individual or entity identified in question 13A, and applicable attachments, ever held a management agreement with any other Massachusetts licensee?

Yes No If yes, list in table below. Attach additional pages, if necessary, utilizing the table format below.

Licensee Name	License Type	Municipality	Date(s) of Agreement

13E. DISCLOSURE OF LICENSE DISCIPLINARY ACTION

Have any of the disclosed licenses listed in question section 13B, 13C, 13D ever been suspended, revoked or cancelled?

Yes No If yes, list in table below. Attach additional pages, if necessary, utilizing the table format below.

Date of Action	Name of License	City	Reason for suspension, revocation or cancellation

13F. TERMS OF AGREEMENT

- a. Does the agreement provide for termination by the licensee? Yes No
- b. Will the licensee retain control of the business finances? Yes No
- c. Does the management entity handle the payroll for the business? Yes No

d. Management Term Begin Date e. Management Term End Date

f. How will the management company be compensated by the licensee? (check all that apply)

- \$ per month/year (indicate amount)
- % of alcohol sales (indicate percentage)
- % of overall sales (indicate percentage)
- other (please explain)

ABCC Licensee Officer/LLC Manager

Management Agreement Entity Officer/LLC Manager

Signature:

Signature:

Title:

Title:

Date:

Date:

ADDITIONAL INFORMATION

Please utilize this space to provide any additional information that will support your application or to clarify any answers provided above.

Nileshkumar Marfatia is the full name of "Nilesh" Marfatia.

APPLICANT'S STATEMENT

I, Nilesh P. Marfatia the: sole proprietor; partner; corporate principal; LLC/LLP manager
Authorized Signatory
of Neelkanth Package Corporation
Name of the Entity/Corporation

hereby submit this application (hereinafter the "Application"), to the local licensing authority (the "LLA") and the Alcoholic Beverages Control Commission (the "ABCC" and together with the LLA collectively the "Licensing Authorities") for approval.

I do hereby declare under the pains and penalties of perjury that I have personal knowledge of the information submitted in the Application, and as such affirm that all statements and representations therein are true to the best of my knowledge and belief. I further submit the following to be true and accurate:

- (1) I understand that each representation in this Application is material to the Licensing Authorities' decision on the Application and that the Licensing Authorities will rely on each and every answer in the Application and accompanying documents in reaching its decision;
- (2) I state that the location and description of the proposed licensed premises are in compliance with state and local laws and regulations;
- (3) I understand that while the Application is pending, I must notify the Licensing Authorities of any change in the information submitted therein. I understand that failure to give such notice to the Licensing Authorities may result in disapproval of the Application;
- (4) I understand that upon approval of the Application, I must notify the Licensing Authorities of any change in the ownership as approved by the Licensing Authorities. I understand that failure to give such notice to the Licensing Authorities may result in sanctions including revocation of any license for which this Application is submitted;
- (5) I understand that the licensee will be bound by the statements and representations made in the Application, including, but not limited to the identity of persons with an ownership or financial interest in the license;
- (6) I understand that all statements and representations made become conditions of the license;
- (7) I understand that any physical alterations to or changes to the size of the area used for the sale, delivery, storage, or consumption of alcoholic beverages, must be reported to the Licensing Authorities and may require the prior approval of the Licensing Authorities;
- (8) I understand that the licensee's failure to operate the licensed premises in accordance with the statements and representations made in the Application may result in sanctions, including the revocation of any license for which the Application was submitted; and
- (9) I understand that any false statement or misrepresentation will constitute cause for disapproval of the Application or sanctions including revocation of any license for which this Application is submitted.
- (10) I confirm that the applicant corporation and each individual listed in the ownership section of the application is in good standing with the Massachusetts Department of Revenue and has complied with all laws of the Commonwealth relating to taxes, reporting of employees and contractors, and withholding and remitting of child support.

Signature:



Date:

July 16, 2020

Title:

President

ADDENDUM A

6. PROPOSED OFFICER, STOCK OR OWNERSHIP INTEREST (Continued...)

List all individuals or entities that will have a direct or indirect, beneficial or financial interest in this license (E.g. Stockholders, Officers, Directors, LLC Managers, LLP Partners, Trustees etc.).

Entity Name	Percentage of Ownership in Entity being Licensed (Write "NA" if this is the entity being licensed)		
<input style="width: 100%;" type="text"/>	<input style="width: 100%;" type="text"/>		

Name of Principal	Residential Address	SSN	DOB
<input style="width: 100%;" type="text"/>			
Title and or Position	Percentage of Ownership	Director/ LLC Manager	US Citizen
<input style="width: 100%;" type="text"/>	<input style="width: 100%;" type="text"/>	<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No
<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No	MA Resident	
<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No	

Name of Principal	Residential Address	SSN	DOB
<input style="width: 100%;" type="text"/>			
Title and or Position	Percentage of Ownership	Director/ LLC Manager	US Citizen
<input style="width: 100%;" type="text"/>	<input style="width: 100%;" type="text"/>	<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No
<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No	MA Resident	
<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No	

Name of Principal	Residential Address	SSN	DOB
<input style="width: 100%;" type="text"/>			
Title and or Position	Percentage of Ownership	Director/ LLC Manager	US Citizen
<input style="width: 100%;" type="text"/>	<input style="width: 100%;" type="text"/>	<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No
<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No	MA Resident	
<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No	

Name of Principal	Residential Address	SSN	DOB
<input style="width: 100%;" type="text"/>			
Title and or Position	Percentage of Ownership	Director/ LLC Manager	US Citizen
<input style="width: 100%;" type="text"/>	<input style="width: 100%;" type="text"/>	<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No
<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No	MA Resident	
<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No	

Name of Principal	Residential Address	SSN	DOB
<input style="width: 100%;" type="text"/>			
Title and or Position	Percentage of Ownership	Director/ LLC Manager	US Citizen
<input style="width: 100%;" type="text"/>	<input style="width: 100%;" type="text"/>	<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No
<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No	MA Resident	
<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No	

Name of Principal	Residential Address	SSN	DOB
<input style="width: 100%;" type="text"/>			
Title and or Position	Percentage of Ownership	Director/ LLC Manager	US Citizen
<input style="width: 100%;" type="text"/>	<input style="width: 100%;" type="text"/>	<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No
<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No	MA Resident	
<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No	

CRIMINAL HISTORY

Has any individual identified above ever been convicted of a State, Federal or Military Crime?
If yes, attach an affidavit providing the details of any and all convictions.

Yes No



The Commonwealth of Massachusetts
Alcoholic Beverages Control Commission
 95 Fourth Street, Suite 3, Chelsea, MA 02150-2358
 www.mass.gov/abcc

**RETAIL ALCOHOLIC BEVERAGES LICENSE APPLICATION
 MONETARY TRANSMITTAL FORM**

APPLICATION FOR A TRANSFER OF LICENSE

APPLICATION SHOULD BE COMPLETED ON-LINE, PRINTED, SIGNED, AND SUBMITTED TO THE LOCAL LICENSING AUTHORITY.

ECRT CODE: RETA

Please make \$200.00 payment here: ABCC PAYMENT WEBSITE

PAYMENT MUST DENOTE THE NAME OF THE LICENSEE CORPORATION, LLC, PARTNERSHIP, OR INDIVIDUAL AND INCLUDE THE PAYMENT RECEIPT

ABCC LICENSE NUMBER (IF AN EXISTING LICENSEE, CAN BE OBTAINED FROM THE CITY)

ENTITY/ LICENSEE NAME

ADDRESS

CITY/TOWN STATE ZIP CODE

For the following transactions (Check all that apply):

- | | | | |
|--|---|--|--|
| <input type="checkbox"/> New License | <input type="checkbox"/> Change of Location | <input type="checkbox"/> Change of Class (i.e. Annual / Seasonal) | <input type="checkbox"/> Change Corporate Structure (i.e. Corp/ LLC) |
| <input checked="" type="checkbox"/> Transfer of License | <input type="checkbox"/> Alteration of Licensed Premises | <input type="checkbox"/> Change of License Type (i.e. club / restaurant) | <input type="checkbox"/> Pledge of Collateral (i.e. License/Stock) |
| <input type="checkbox"/> Change of Manager | <input type="checkbox"/> Change Corporate Name | <input type="checkbox"/> Change of Category (i.e. All Alcohol/Wine/Malt) | <input type="checkbox"/> Management/Operating Agreement |
| <input type="checkbox"/> Change of Officers/
Directors/LLC Managers | <input type="checkbox"/> Change of Ownership Interest
(LLC Members/ LLP Partners,
Trustees) | <input type="checkbox"/> Issuance/Transfer of Stock/New Stockholder | <input type="checkbox"/> Change of Hours |
| | | <input type="checkbox"/> Other <input type="text"/> | <input type="checkbox"/> Change of DBA |

THE LOCAL LICENSING AUTHORITY MUST MAIL THIS TRANSMITTAL FORM ALONG WITH COMPLETED APPLICATION, AND SUPPORTING DOCUMENTS TO:

Alcoholic Beverages Control Commission
 95 Fourth Street, Suite 3
 Chelsea, MA 02150-2358



**The Commonwealth of Massachusetts
William Francis Galvin**

No Fee

Secretary of the Commonwealth, Corporations Division
One Ashburton Place, 17th floor
Boston, MA 02108-1512
Telephone: (617) 727-9640

Statement of Change of Supplemental Information

(General Laws, Chapter 156D, Section 2.02 AND Section 8.45; 950 CMR 113.17)

1. Exact name of the corporation: NEELKANTH PACKAGE CORPORATION

2. Current registered office address:

Name: NILESH P MARFATIA

No. and Street: [REDACTED]

City or Town: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Country: USA

3. The following supplemental information has changed:

Names and street addresses of the directors, president, treasurer, secretary

Title	Individual Name First, Middle, Last, Suffix	Address (no PO Box) Address, City or Town, State, Zip Code
PRESIDENT	NILESH P MARFATIA	[REDACTED]
TREASURER	NILESH P MARFATIA	[REDACTED]
SECRETARY	NILESH P MARFATIA	[REDACTED]
DIRECTOR	NILESH P MARFATIA	[REDACTED]

Fiscal year end:

December

Type of business in which the corporation intends to engage:

LIQUOR STORE

Principal office address:

No. and Street: [REDACTED]

City or Town: [REDACTED]

State: MA

Zip: [REDACTED]

Country: USA

g. Street address where the records of the corporation required to be kept in the Commonwealth are located (post office boxes are not acceptable):

Signed by NILESH P MARFATIA , Its PRESIDENT
on this 3 Day of June, 2020

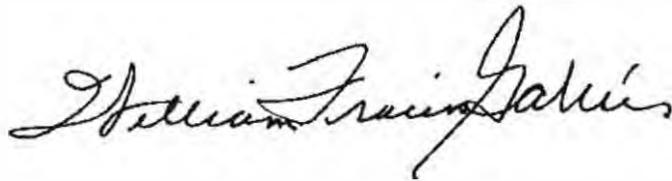
© 2001 - 2020 Commonwealth of Massachusetts
All Rights Reserved

THE COMMONWEALTH OF MASSACHUSETTS

I hereby certify that, upon examination of this document, duly submitted to me, it appears that the provisions of the General Laws relative to corporations have been complied with, and I hereby approve said articles; and the filing fee having been paid, said articles are

deemed to have been filed with me on:

June 03, 2020 02:55 PM

A handwritten signature in black ink, reading "William Francis Galvin". The signature is written in a cursive style with a large, prominent initial "W".

WILLIAM FRANCIS GALVIN

Secretary of the Commonwealth



**The Commonwealth of Massachusetts
William Francis Galvin**

Minimum Fee: \$250.00

Secretary of the Commonwealth, Corporations Division
One Ashburton Place, 17th floor
Boston, MA 02108-1512
Telephone: (617) 727-9640

Articles of Organization

(General Laws, Chapter 156D, Section 2.02; 950 CMR 113.16)

Identification Number: 001338037

ARTICLE I

The exact name of the corporation is:

NEELKANTH PACKAGE CORPORATION

ARTICLE II

Unless the articles of organization otherwise provide, all corporations formed pursuant to G.L. C156D have the purpose of engaging in any lawful business. Please specify if you want a more limited purpose:

ARTICLE III

State the total number of shares and par value, if any, of each class of stock that the corporation is authorized to issue. All corporations must authorize stock. If only one class or series is authorized, it is not necessary to specify any particular designation.

Class of Stock	Par Value Per Share Enter 0 if no Par	Total Authorized by Articles of Organization or Amendments		Total Issued and Outstanding Num of Shares
		Num of Shares	Total Par Value	
CNP	\$0.00000	275.000	\$0.00	1,000

G.L. C156D eliminates the concept of par value, however a corporation may specify par value in Article III. See G.L. C156D Section 6.21 and the comments thereto.

ARTICLE IV

If more than one class of stock is authorized, state a distinguishing designation for each class. Prior to the issuance of any shares of a class, if shares of another class are outstanding, the Business Entity must provide a description of the preferences, voting powers, qualifications, and special or relative rights or privileges of that class and of each other class of which shares are outstanding and of each series then established within any class.

ARTICLE V

The restrictions, if any, imposed by the Articles of Organization upon the transfer of shares of stock of any class are:

ARTICLE VI

Other lawful provisions, and if there are no provisions, this article may be left blank.

Note: The preceding six (6) articles are considered to be permanent and may be changed only by filing appropriate articles of amendment.

ARTICLE VII

The effective date of organization and time the articles were received for filing if the articles are not rejected within the time prescribed by law. If a later effective date is desired, specify such date, which may not be later than the 90th day after the articles are received for filing.

Later Effective Date: Time:

ARTICLE VIII

The information contained in Article VIII is not a permanent part of the Articles of Organization.

a,b. The street address of the initial registered office of the corporation in the commonwealth and the name of the initial registered agent at the registered office:

Name: NILESH P MARFATIA

No. and Street:

City or Town:

State: MA

Zip:

Country: USA

c. The names and street addresses of the individuals who will serve as the initial directors, president, treasurer and secretary of the corporation (an address need not be specified if the business address of the officer or director is the same as the principal office location):

Title	Individual Name First, Middle, Last, Suffix	Address (no PO Box) Address, City or Town, State, Zip Code
PRESIDENT	NILESH P MARFATIA	[REDACTED]
TREASURER	NILESH P MARFATIA	[REDACTED]
SECRETARY	NILESH P MARFATIA	[REDACTED]
DIRECTOR	KUNJAN N PATEL	[REDACTED]
DIRECTOR	JAYESH B PATEL	[REDACTED]
DIRECTOR	HIREN PATEL	[REDACTED]
DIRECTOR	NILESH P MARFATIA	[REDACTED]

d. The fiscal year end (i.e., tax year) of the corporation:
December

e. A brief description of the type of business in which the corporation intends to engage:

LIQUOR STORE

f. The street address (post office boxes are not acceptable) of the principal office of the corporation:

No. and Street: 4 SYMPHONY LANE

City or Town: [REDACTED]

State: MA

Zip: [REDACTED]

Country: USA

g. Street address where the records of the corporation required to be kept in the Commonwealth are located (post office boxes are not acceptable):

No. and Street: [REDACTED]

City or Town: [REDACTED]

State: MA

Zip: [REDACTED]

Country: USA

which is

its principal office

an office of its transfer agent

an office of its secretary/assistant secretary

its registered office

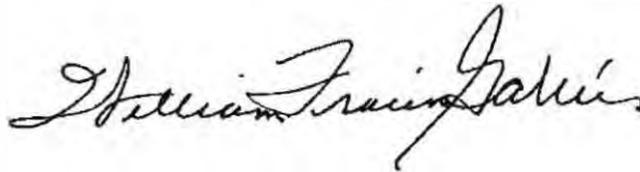
Signed this 23 Day of July, 2018 at 4:17:36 PM by the incorporator(s). (If an existing corporation is acting as incorporator, type in the exact name of the business entity, the state or other jurisdiction where it was incorporated, the name of the person signing on behalf of said business entity and the title he/she holds or other authority by which such action is taken.)

NILESH P MARFATIA

THE COMMONWEALTH OF MASSACHUSETTS

I hereby certify that, upon examination of this document, duly submitted to me, it appears that the provisions of the General Laws relative to corporations have been complied with, and I hereby approve said articles; and the filing fee having been paid, said articles are deemed to have been filed with me on:

July 23, 2018 04:12 PM

A handwritten signature in black ink, reading "William Francis Galvin". The signature is written in a cursive style with a large, prominent initial "W".

WILLIAM FRANCIS GALVIN

Secretary of the Commonwealth

BILL OF SALE

Patriot Spirits, Inc. d/b/a Liquor 'N More, a Massachusetts corporation, with an address of 478 Route 134, Post Office Box 1645, South Dennis, Massachusetts 02660, (the "SELLER"), in consideration of ONE MILLION AND NO/100 (\$1,000,000.00), plus the purchase of SELLER'S inventory paid by Neelkanth Package Corporation, a Massachusetts corporation, with an address of 4 Symphony Lane, Sandwich, Massachusetts 02563, the receipt of which is hereby acknowledged, does hereby grant, sell, transfer and deliver unto the said Nilesh P. Marafatia ("BUYER") all of the SELLER's right, title and interest in the Package Store Liquor License issued to the Seller for the premises located at 451 Station Avenue, South Yarmouth, Massachusetts 02664, inventory, furniture, fixtures and equipment (as set forth on Exhibit "A" attached hereto), all telephone numbers and listings, leases, contracts and manufacturer's warranties belonging to SELLER and used by or in connection with its business operated at 451 Station Avenue, South Yarmouth, Massachusetts 02664, and located at the therein premises (collectively, the "ASSETS") to the BUYER and its successors and assigns, to its own use and behoof forever, and hereby covenants with the BUYER that the SELLER is the lawful owner of the ASSETS; that they are free from all encumbrances, that the SELLER has good right to sell the same as aforesaid; and that the SELLER will warrant and defend the same against the lawful claims and demands of all persons.

All of the Assets are expressly sold to BUYER on an "AS IS", "WHERE IS" BASIS.

Expressly excluded from the sale of ASSETS by the SELLER to the BUYER are the following items: (i) one (1) back office computer; (ii) two (2) registers and all related hardware including without limitation the scanner guns, receipt printers, battery back-ups, Ingenico credit card processors and keyboards; (iii) the "Liquor 'N

Exhibit 1.6 to Asset Purchase and Sale Agreement

More" tradename and logo and any and all signage, including the exterior store sign, using same; (iv) cash on hand or in banks; (v) accounts receivable as of the Closing Date; (vi) rebates and refunds from any distributors or vendors; and (vii) any inventory, furniture, fixtures and equipment of SELLER not located at 451 Station Avenue, South Yarmouth, Massachusetts 02664 as of the date of the execution of this Bill of Sale.

Executed this 1st day of April, 2020

PATRIOT SPIRITS, INC.
D/B/A LIQUOR 'N MORE

Michael J. Patterson, President

COMMONWEALTH OF MASSACHUSETTS

BARNSTABLE, SS.

On this 1st day of April, 2020, before me, the undersigned notary public, personally appeared Michael J. Patterson, proved to me through satisfactory evidence of identification, which was personal knowledge, to be the person whose name is signed on the preceding or attached document, and acknowledged to me that he signed it voluntarily for its stated purpose.

Notary Public
My Commission Expires:

Nilesh P. Marfatia



EDUCATION:

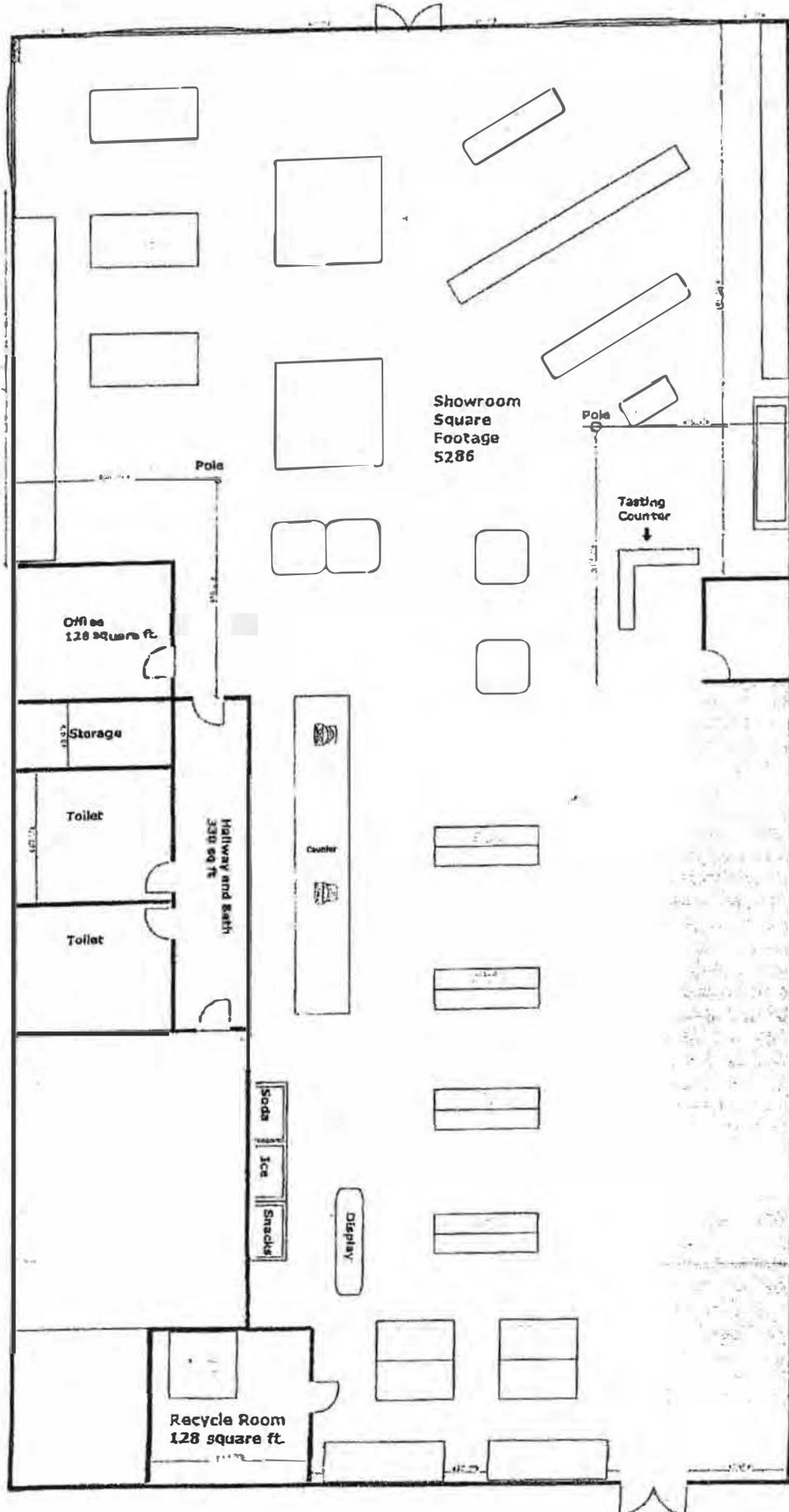
1989 **Grujarat University** India
Bachelor's Degree in Accounting

RELATED EXPERIENCE:

- 2000 – 2020 **Route 28 Convenience** Centerville, MA
Owner
- Manage overall operations of the store, including hiring, inventory, assisting in planning annual or specific budgets.
 - Develop rapport and make connections with the retail team and customers.
 - Set and track retail goals and objectives.
 - Assuring rules and regulations are followed in all areas of the business, including assuring employees are provided with the proper training to follow all rules and regulations.
 - Managing municipal compliance of tobacco and lottery regulations
- 2014– 2020 **Marine Package Store** Dennis Port, MA
Owner
- Manage overall operations of the store, including hiring, inventory, assisting in planning annual or specific budgets.
 - Develop rapport and make connections with the retail team and customers.
 - Set and track retail goals and objectives.
 - Assuring rules and regulations are followed in all areas of the business, including assuring employees are provided with the proper training to follow all rules and regulations.
 - Managing municipal compliance with respect to liquor, tobacco, and lottery regulations
- 2018 – 2020 **Paradise Wine and Spirits** Sandwich, MA
Owner
- Manage overall operations of the store, including hiring, inventory, assisting in planning annual or specific budgets.
 - Develop rapport and make connections with the retail team and customers.
 - Set and track retail goals and objectives.
 - Assuring rules and regulations are followed in all areas of the business, including assuring employees are provided with the proper training to follow all rules and regulations.
 - Managing municipal compliance with respect to liquor, tobacco, and lottery regulations

CERTIFICATIONS:

- 2014- TIPS Certification



Area/Room	Square Footage
Retail Showroom	5286
Recycle Room	128
Office	128
Hallway and Bath	330
Total	5872

Made with a Trial
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Visit www.smartdraw.com or call 1-800-768-372



TOWN OF YARMOUTH

1146 Route 28 South Yarmouth MASSACHUSETTS 02664-4492
Telephone (508) 398-2231, Ext. 1271, 1270 - Fax (508) 398-2365

BOARD OF
SELECTMEN

TOWN
ADMINISTRATOR
Daniel M. Knapik

July 23, 2020

The Register
Attn: Mary Joyce Waite

Please advertise the following as a Legal Ad in your newspaper on July 30, 2020.

TOWN OF YARMOUTH BOARD OF SELECTMEN HEARING AMENDMENT TO AUTOMATIC AMUSEMENT LICENSE

The Yarmouth Board of Selectmen, acting as the local licensing authority, has received an application from Michael Edwards, general manager of The Cove at Yarmouth, to amend his Automatic Amusement License to add an additional ten (10) electronic game machines to his current license for the arcade located at 183 Route 28, West Yarmouth.

Hearing will be held on Tuesday, August 11, 2020 in the Hearing Room at Town Hall, 1146 Route 28, South Yarmouth. The Board of Selectmen meeting begins at 6:00pm.

Written comments will be accepted until 4:30 pm, Friday, August 7, 2020 in the Selectmen's office at Town Hall. Verbal comments will be accepted at the hearing.

This hearing was rescheduled from the original date of July 28, 2020.

Please bill the applicant for the ad:

The Cove at Yarmouth
183 Route 28
West Yarmouth, Ma. 02673
508-771-3666
medwards@coveatarmouth.com

**183 ROUTE 28
LEGAL NOTICE
TOWN OF YARMOUTH
BOARD OF SELECTMEN HEARING
AMENDMENT TO AUTOMATIC
AMUSEMENT LICENSE**

The Yarmouth Board of Selectmen, acting as the local licensing authority, has received an application from Michael Edwards, general manager of The Cove at Yarmouth, to amend his Automatic Amusement License to add an additional ten (10) electronic game machines to his current license for the arcade located at 183 Route 28, West Yarmouth.

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Written comments will be accepted until 4:30 pm, Friday, August 7, 2020 in the Selectmen's office at Town Hall. Verbal comments will be accepted at the hearing.

This hearing was rescheduled from the original date of July 28, 2020.

AD#13903477
The Register 7/30/20



TOWN OF YARMOUTH LICENSE OFFICE

1146 Route 28, South Yarmouth, MA 02664
508-398-2231 ext. 1268 Fax (508) 398-0836

RECEIVED

MAR 30 2020

LICENSERS & PERMITS
TOWN OF YARMOUTH

APPLICATION FOR ANNUAL AMUSEMENT LICENSE

Application Date: 3/26/2020

Business Name: THE COVE AT YARMOUTH

Phone: 508-771-3666

Address: 183 MAIN STREET RT. 28

P.O. Box: _____

Email Address: medwards@coveatyarmouth.com

Owner/Manager: MICHAEL J. EDWARDS

FID #: DA-269-9095

S.S.#: _____

If Inc. must provide FID# If not Inc. must provide SS#
Under Chap. 152, Sec 25C, subsection 6, The Town of Yarmouth is now required to hold issuance or renewal of any license or permit to operate a business if a person or Co. does not have a certificate of worker's compensation insurance. As part of renewal or issuance you must attach a copy of your certificate if checked here: X

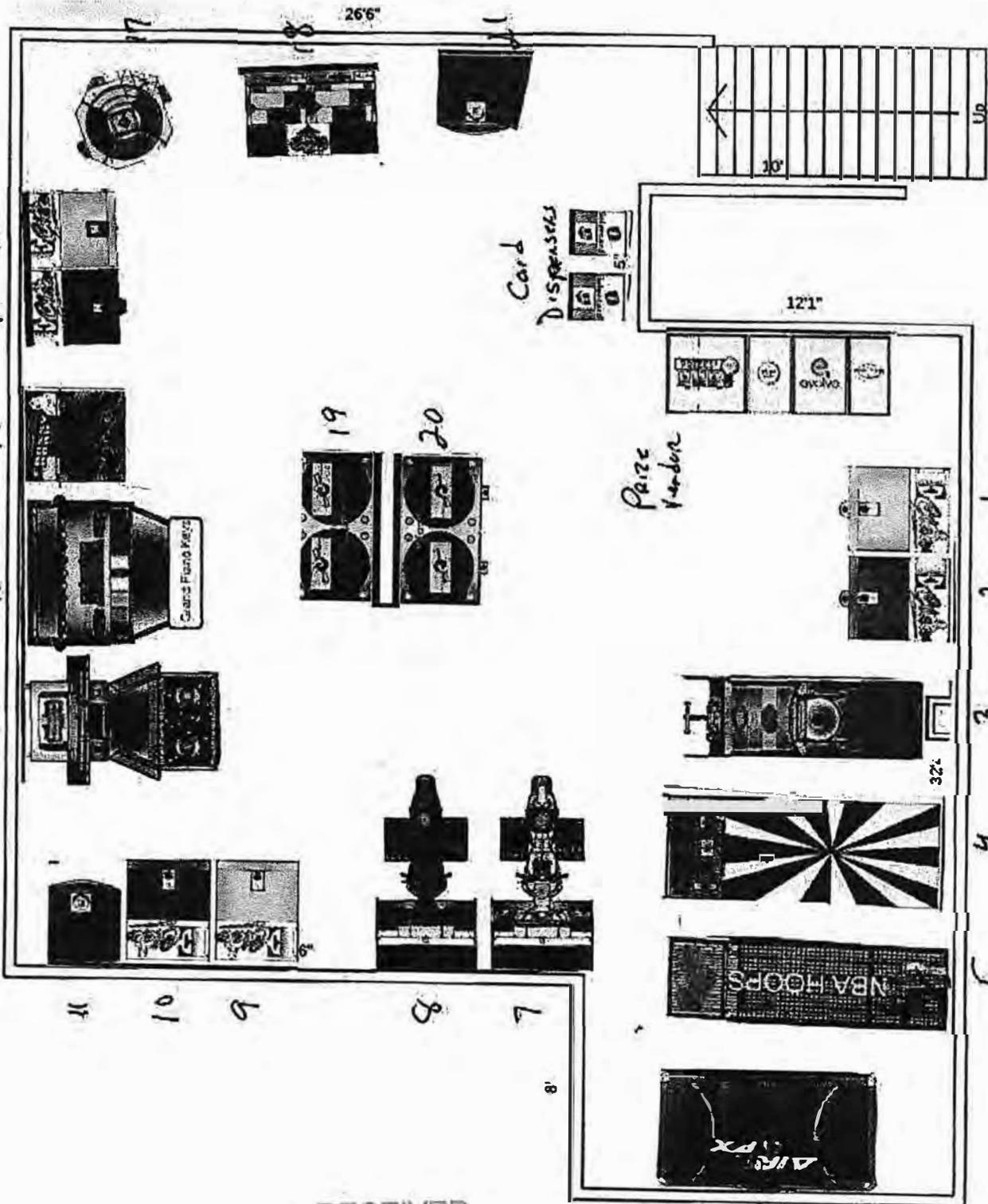
<u>LICENSE/PERMIT</u>	<u>TOTAL DUE: \$105.00</u>
Automatic Amusement: <u>21</u>	\$ 80.00 per machine
Class I and II car License:	\$ 105.00 per year
Amusement License:	\$ 105.00 per year
Bowling License:	\$ 55.00 1 st lane, \$30.00 ea./add.
Transient Vendor License:	\$ 30.00 per year
Pool Table License:	\$ 55.00 1 st table, \$30.00 ca. add.
Sale of Christmas Trees:	\$ 55.00
Misc. Permit or License:	\$ 35.00

SIGNATURE: Michael J. Edwards

DATE: 3/26/2020

RSC MEZZANINE FLOOR
PLAN

12 15 36 19 15 16



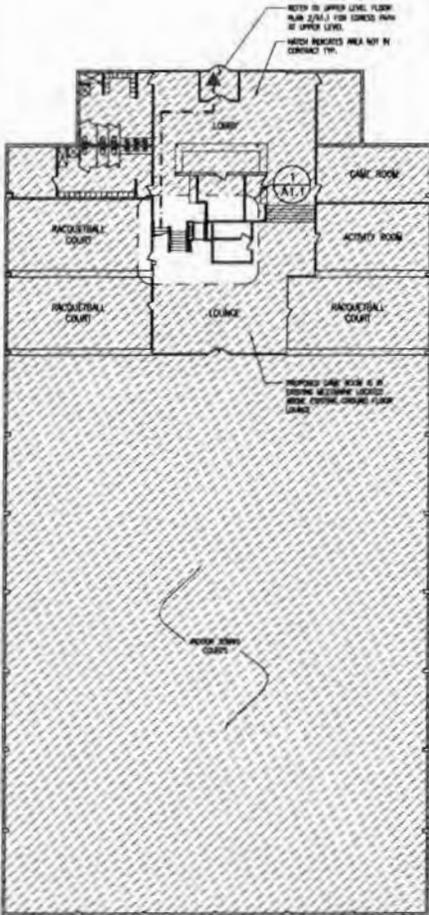
RECEIVED

MAR 30 2020

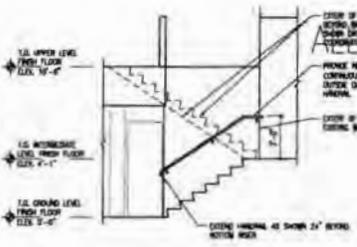
LICENCES & PERMITS
TOWN OF YARMOUTH

The Cove at Yarmouth Game Room
183 Route 28

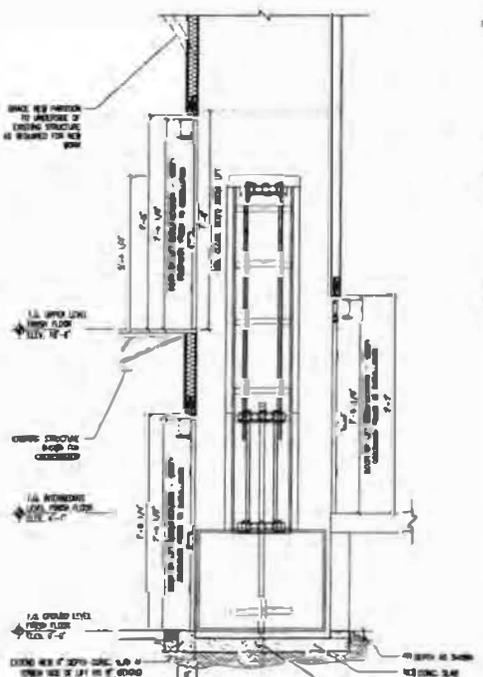
- EXISTING CONDITIONS**
- NO CHANGE IN USE IS BEING PROPOSED PER MEAS SECTION 1021.1 & SECTION 202.
 - NO CHANGE IN BUILDING AREA IS BEING PROPOSED.
 - THERE ARE NO CHANGES TO THE OFF TRAIL DISTANCE FROM THE UPPER MEZZANINE LEVEL. REFER TO FLOOR PLANS THIS SHEET FOR EXISTENTIAL OFFSETS FROM INFORMATION, PROPOSED LAYOUT COINCIDES WITH SECTION 1011.1 & 1012.
 - ONE CORNER IS BEING PROPOSED FROM THE UPPER LEVEL. MINIMUM CLEARANCE TO UPPER LEVEL IS 8'-0" MINIMUM. MINIMUM CLEARANCE FROM EXISTING TRAIL DISTANCE IS 8'-1" < 7'-0" TRAIL AND IS UNRECORDED. EXISTING TRAIL DISTANCE MEETS TABLE 1003.2.1 REQUIREMENTS FOR SPACES WITH ONE CORNER.



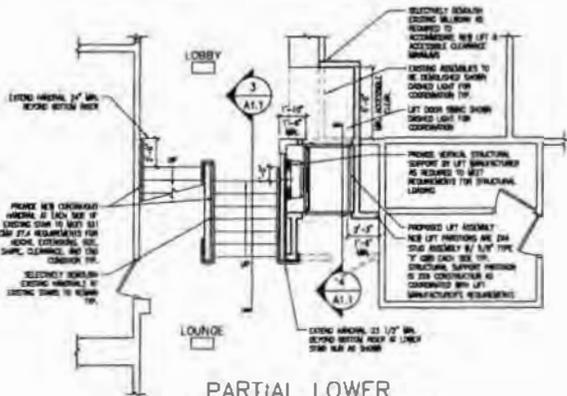
6 GROUND LEVEL FLOOR PLAN
SCALE: 1/16" = 1'-0"



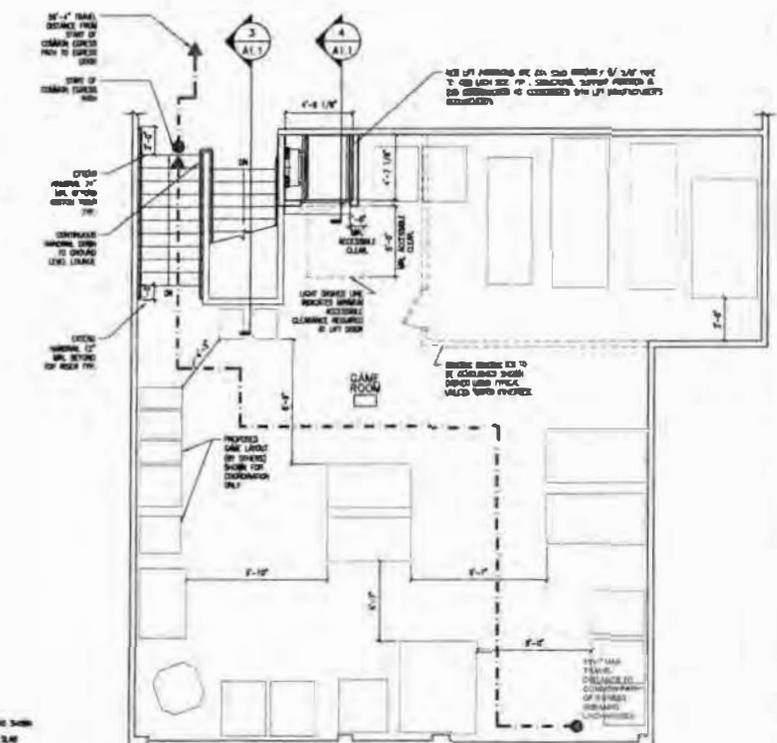
3 STAIR SECTION
SCALE: 1/4" = 1'-0"



4 LIFT SECTION
SCALE: 1/2" = 1'-0"



1 PARTIAL LOWER LEVEL FLOOR PLAN
SCALE: 1/4" = 1'-0"



1 UPPER MEZZANINE LEVEL FLOOR PLAN
SCALE: 1/4" = 1'-0"

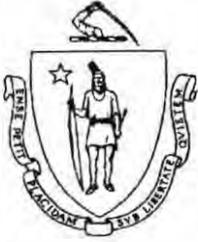
DRAWING STATUS:
FOR PERMIT

CLIENT:
THE COVE

PROJECT:
RENOVATION TO
183 MAIN ST. WEST
YARMOUTH, MA 02673

DRAWING:
FLOOR PLANS &
SECTIONS

Scale: AS NOTED
Date: 04/28/2020 Job #: 20010
Drawn by: GJS Checked by: HCU



Initial Construction Control Document

To be submitted with the building permit application by a
Registered Design Professional
 for work per the 9th edition of the
 Massachusetts State Building Code, 780 CMR, Section 107.6.2

Project Title: Interior Renovation

Date: 4/30/2020

Property Address: 183 Main Street, West Yarmouth, MA 02673

Project: Check (x) one or both as applicable: New construction Existing Construction

Project description: The project consists of an interior-only modification to the existing building to include an accessible wheelchair lift accessing all 3 levels of the facility as noted on the drawings. Work scope is limited to reconfiguration of interior partitions and millwork to accommodate the new lift. There is no change to the egress travel distance or change of use associated with the new work.

I Kevin E Uniacke MA Registration Number: 20762 Expiration date: 8/31/2020, am a *registered design professional*, and hereby certify, to the best of my knowledge, information and belief, that I have prepared or directly supervised the preparation of all design plans, computations and specifications concerning:

Entire Project	<input checked="" type="checkbox"/> Architectural	Structural	Mechanical
Fire Protection	Electrical	Other:	

for the above named project and that such plans, computations and specifications meet the applicable provisions of the Massachusetts State Building Code, (780 CMR), and accepted engineering practices for the proposed project. I understand and agree that I (or my designee) shall perform the necessary professional services in accordance with the Professional Standard of Care, and be present on the construction site on a regular and periodic basis to:

1. Review, for conformance to this code and the design concept, shop drawings, samples and other submittals by the contractor in accordance with the requirements of the construction documents. Such review shall not diminish or relieve the Contractor of its submittal and other responsibilities.
2. Perform the duties for registered design professionals in 780 CMR Chapter 17, as applicable.
3. Be present at intervals appropriate to the stage of construction to become generally familiar with the progress and quality of the work and to determine if the work is being performed in a manner consistent with the approved construction documents and this code. The contractor shall be responsible for performing the work in accordance with contract documents and shall be exclusively responsible for its construction means, methods, sequences and procedures, and for construction safety.
4. The performance of the services shall not require any special testing or inspections unless specifically stated in the Code.

When required by the building official, I shall submit field/progress reports together with pertinent comments, in a form acceptable to the building official.

Upon completion of the work, I shall submit to the building official a 'Final Construction Control Document'.

Phone number: 508-734-5236
 Email: kevinuniacke@udaarchitects.com



Building Official Use Only

Building Official Name: Permit No.: Date:

UDA Architects 486 High Plain Street Walpole MA 02081 Phone (508) 734-5236 Fax (508) 734-5256



TOWN OF YARMOUTH

1146 Route 28 South Yarmouth MASSACHUSETTS 02664-4492
Telephone (508) 398-2231, Ext. 268 - Fax (508) 398-0836

RECEIVED
JUL 20 2020
LICENSES & PERMITS
TOWN OF YARMOUTH

Automatic Amusement License Amendment

July 13, 2020

APPLICATION FOR: The Cove at Yarmouth

NAME OF APPLICANT: Michael Edwards

Contact person: same 508-771-3666
medwards@thecoveatyarmouth.com

ADDRESS: 183 Route 28

Application is for an amendment to the current Automatic Amusement license at The Cove to add an additional 10 electronic game machines to the arcade for a total of 21.

NAME OF PROPERTY OWNER: The Cove at Yarmouth Resort

Date of Selectmen Hearing Tuesday, July 28, 2020.

Health Department Comments:

The health Department approves the additional 10 amusement game machines.
However they cannot be operated until approved by the Governor.
The machines are currently not allowed in phase 3 per the Governor.

Signature: _____

Date: _____

7/20/2020
Monday



TOWN OF YARMOUTH

1146 Route 28 South Yarmouth MASSACHUSETTS 02664-4492
Telephone (508) 398-2231, Ext. 268 - Fax (508) 398-0836

RECEIVED

JUL 20 2020

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TOWN OF YARMOUTH

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NAME OF PROPERTY OWNER: The Cove at Yarmouth Resort

Date of Selectmen Hearing Tuesday, July 28, 2020.

Fire Department Comments: Extension cords are not be used to power arcade games. Maintain 3' clearance in walkways.

Signature: Capt. Huck Date: 07/20/2020

Accessibility: Front door ramp: Yes No Alternate door ramp Yes No

Wheelchair accessible bathroom Male: Yes No Female Yes No

NEED COMPLETED FORM BY MONDAY, JULY 20 2020.



TOWN OF YARMOUTH

1146 Route 28 South Yarmouth MASSACHUSETTS 02664-4492
Telephone (508) 398-2231, Ext. 268 - Fax (508) 398-0836

Automatic Amusement License Amendment

RECEIVED

July 13, 2020

JUL 22 2020

APPLICATION FOR: The Cove at Yarmouth

LICENSES & PERMITS
TOWN OF YARMOUTH

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medwards@thecoveatyarmouth.com

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NAME OF PROPERTY OWNER: The Cove at Yarmouth Resort

Date of Selectmen Hearing Tuesday, July 28, 2020.

Building Department Comments:

*LIFT Requires Permit !! "Elevdata"
OK TO ADD 10 GAME'S TO GARAGE*

Signature: _____

Date: _____

7-22-20

Accessibility: Front door ramp: Yes No Alternate door ramp Yes No

Wheelchair accessible bathroom Male: Yes No Female Yes No

NEED COMPLETED FORM BY MONDAY, JULY 20 2020.



TOWN OF YARMOUTH

1146 Route 28 South Yarmouth MASSACHUSETTS 02664-4492
Telephone (508) 398-2231, Ext. 1270, 1271 (508) 398-2365

BOARD OF
SELECTMEN

TOWN
ADMINISTRATOR
Daniel Knapik

July 23, 2020

The Register

Please advertise the following as a Legal Ad in your newspaper on July 30, 2020.

TOWN OF YARMOUTH BOARD OF SELECTMEN SPECIAL ENTERTAINMENT AMENDMENT AND SPECIAL ALCOHOL LICENSE HEARING

The Board of Selectmen, acting as the Local Licensing Authority for the Town of Yarmouth, has received applications from Adam Epstein, on behalf of Yarmouth Events LLC, for an amendment to the existing Special Entertainment license for "Live at Yarmouth Drive-In" events, held at 669 Route 28 in West Yarmouth, to continue through October 31, 2020 and for Special Alcohol licenses to sell Wine & Malt beverages at entertainment events to be held on August 13,14,15,16,17,18,19,20,21,22,23,28,29,30 and September 2,3,4,5 and 6. Hours of alcohol sales will be 2:00 – 11:00pm.

Entertainment events include drive-in movies and other forms of entertainment such as concerts including live and recorded music and public shows such as comedy shows. Drive-in movies will be shown on multiple screens and performers will perform on a stage set between two screens. Sound will be transmitted to vehicle's FM radios via a transmitter for all types of entertainment with no amplification of sound. Hours of entertainment are 2:00 – 11:00pm daily.

Hearing will be held on Tuesday, August 11, 2020 in the hearing room at Town Hall. The Selectmen's meeting begins at 6:00pm. Written comments will be accepted until 4:30pm on Friday, August 7, 2020 in the Selectmen's office at Town Hall. Verbal comments will be accepted at the hearing.

Please bill the applicant for the ad:

Adam Epstein
Innovation Arts & Entertainment
111 N. Wabash Ave. Suite 919
Chicago, IL 60602
312-274-1800 X226
773-580-8930
adam@innovtionae.com

**YARMOUTH EVENTS LLC
LEGAL NOTICE
TOWN OF YARMOUTH
BOARD OF SELECTMEN
SPECIAL ENTERTAINMENT
AMENDMENT
AND SPECIAL ALCOHOL LICENSE
HEARING**

The Board of Selectmen, acting as the Local Licensing Authority for the Town of Yarmouth, has received applications from Adam Epstein, on behalf of Yarmouth Events LLC, for an amendment to the existing "Live at Yarmouth Drive-In" events, held at 669 Route 28 in West Yarmouth, to continue through October 31, 2020 and for Special Alcohol licenses to sell Wine & Malt beverages at entertainment events 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 28, 29, 30 and September 2, 3, 4, 5 and 6. Hours of alcohol sales will be 2:00 – 11:00pm.

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ADM13903691
The Register 7/30/20



TOWN OF YARMOUTH LICENSE OFFICE

1146 Route 28, South Yarmouth, MA 02664
508-398-2231 ext. 1268 Fax (508) 760-4842

RECEIVED

JUL 23 2020

LICENSES & PERMITS
TOWN OF YARMOUTH

APPLICATION FOR SPECIAL ALCOHOL LICENSE

For the Sale of All Alcoholic Beverages, To be Drunk on the Premises
under Chapter 138, Section 14 of the Liquor Control Act

DATE: 07/22/20

LICENSE FEE: \$65.00 Please make check payable to Town of Yarmouth

HEARING FEE (if applicable) \$65.00 Payable with application

NAME OF LICENSEE: Yarmouth Events

ADDRESS OF LICENSEE: 120 Mitchell Rd Vineyard Haven, MA 02568

TELEPHONE NUMBER: (312) 274-1800 x 226 or (773) 580-8930

EMAIL ADDRESS: adam@innovationae.com

DATE OF ALCOHOL SERVICE: August 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 28, 29, 30
September 2, 3, 4, 5, 6

HOURS OF SALE: During periods of public events (approx 2pm to 11pm)

WHO WILL BE IN CHARGE: Adam Epstein

TYPE OF EVENT: Movies, Live Concerts, Comedians, and Sports Broadcasts

DESCRIPTION OF THE LICENSED PREMISE: _____

The Yarmouth Drive-In public areas (see attached site maps)

TYPE OF LICENSE:

All Alcoholic Beverages _____
Wines and Malt Beverages only X
Wines only _____
Malt Beverages only _____

LICENSED ACTIVITY OR ENTERPRISE IS:

For Profit X
Non-profit _____

IS THE LICENSE FOR A DINING HALL MAINTAINED BY AN INCORPORATED EDUCATIONAL
INSTITUTION AUTHORIZED TO GRANT DEGREE? No

* Please attach a copy of TIPS certification for servers of alcohol and liquor liability insurance certificate.

* Anyone holding a Special license must purchase alcoholic beverages from a licensed wholesaler. Alcoholic beverages cannot be purchased from a package store.

* LICENSE WILL BE VALID FOR THREE (3) DAYS TO ALLOW FOR PROPER DELIVERY,
STORAGE AND DISPOSAL OF ALCOHOLIC BEVERAGES.



TOWN OF YARMOUTH LICENSE OFFICE

JUL 21 2020

1146 Route 28, South Yarmouth, MA 02664
508-398-2231 ext. 1268 Fax (508) 760-4842

LICENSES & PERMITS APPLICATION FOR SPECIAL ENTERTAINMENT LICENSE

The undersigned hereby applies for a license in accordance with the provisions of MA General Laws, Chapter 140 Sec. 183A amended, Chapter 351, Sec. 85 of Acts of 1981. Also Chapter 140 Sec. 181 & Chapter 136 Sec. 4.

DATE OF APPLICATION: 07/21/20

NAME OF APPLICANT: Yarmouth Events, LLC

ADDRESS: 120 Mitchell Rd Vineyard Haven, MA 02568

PHONE: (773) 580-8930 or (312) 278-1800 x 226

EMAIL ADDRESS: adam@innovationae.com

NAME OF EVENT: Yarmouth Drive-In DATE OF ^{EXTENSION} ~~EVENT~~: 9/7/20 to 10/31/20

ADDRESS WHERE EVENT WILL TAKE PLACE: 669 Route 28 West Yarmouth, MA 02673

PERSON IN CHARGE OF EVENT: Adam Epstein & Joe Kosin

TYPE: Check which applies: Concert Dance Exhibition Cabaret

Public Show Live band with pieces, including singers.

INCLUDES: Dancing by patrons Dancing by entertainers or performers Recorded music

Live music Amplification system Theatrical exhibition Stage play

Moving picture shows Floorshow Jukebox TV

DATE(S) OF ENTERTAINMENT: 9/7/20 to 10/31/20, varies by week and programming

HOURS OF ENTERTAINMENT: 5:00 PM till 11:00 PM

LICENSE FEE: \$55.00 Please make check payable to: TOWN OF YARMOUTH

FILING FEE: \$65.00 Payable with application.

Legal ads will be billed directly to the applicant. Abutter notices must be sent out at least 10 days prior to the hearing via certified mail. Bring abutter return cards to the hearing or to the licensing office at Town Hall prior to the hearing. Fees for legal ads must be paid before license is issued.



RECEIVED

TOWN OF YARMOUTH
APPLICATION FOR USE OF TOWN-OWNED PROPERTY

JUL 23 2023
LICENSES & PERMITS
TOWN OF YARMOUTH

Applicant Adam Epstein

Affiliation or Group Yarmouth Events LLC

Telephone Number (773) 580-8930

Mailing Address 120 Mitchell Rd

Vineyard Haven, MA 02568

Email Address: adam@innovationae.com

Town Property to be used (Include specific area): Yarmouth Drive-In

Describe Use and purpose: Create a summer long Drive-In entertainment experience featuring movie & live music performances, comedians, and other community events.

Beginning Date and Time of Event: September 7th at 5:00 PM

Ending Date and Time of Event: October 31st at 11:00 PM

Date and Time you need Location for Set Up: N/A

Total Guests/Participants Expected: 459 cars Will alcohol be served? [X] Yes [] No

Will a fee be charged? [X] Yes [] No Amount(s): \$Varies

Will an auction or raffle be held? [X] Yes [] No Will signs/banners be posted? [X] Yes [] No

Will Traffic Control be needed? [X] Yes [] No Will music/amusement devices be at event? [X] Yes [] No

Will tents be erected? [X] Yes [] No Will sanitary facilities be provided? [X] Yes [] No

Will food be served or sold? [X] Yes [] No

If Yes to food, please describe where food is being prepared and what is being served

iAE will work with local restaurants and food trucks in creation of a food and concessions program

IMPORTANT

Certificate of liability insurance must be submitted to cover the event prior to granting permission for use of Town property.

Action by Town Administrator:

Approved as submitted

Approved with the following condition(s):

Disapproved for the following reasons:

Town Administrator's Signature Date

Hill, Linda

From: Murphy, Bruce
Sent: Wednesday, August 5, 2020 3:49 PM
To: Bryant, Michael; Williams, Kathleen; Lennon, Kevin; Grylls, Mark; Sears, Tim; Huck, Kevin; Grant, Kelly; Hill, Linda; Lima, Amanda; Langler, Mallory; Renaud, Philip; Frederickson, Frank; Simonian, Philip; Sawyer, Jon; Colby, Jeff
Cc: Greene, Karen; Pedicini, Kyle; Florio, Mary Alice; Knapik, Daniel; Hillard Boskey BOH
Subject: RE: revised proposal Drive In- Alcohol - Delivery service option

Hi All
The Board of Health heard the request from the Drive in operator Adam Epstein at the Boards meeting on Monday August 3.
The Board was presented with 3 proposal to provide Alcohol at the Drive In.

The Board considered the delivery service option was the only proposal that would prevent gatherings at the alcohol tent.

The Board expressed their concerns on alcohol at the drive. As alcohol can influence people behavior, in wearing mask and social distancing.

The Board head the explanation of the delivery process that would be put in place, which would be in a rational and prudent way and could be tweaked as needed.

The staff would be trained in TIPS and trained staff to monitor and enforce the rules.

The Board would defer to the Board of Selectman to make the decision on Alcohol use at the Drive In.

Bruce Murphy
Dir of Health

From: Bryant, Michael
Sent: Tuesday, August 4, 2020 9:37 AM
To: Williams, Kathleen <kwilliams@yarmouth.ma.us>; Lennon, Kevin <KLennon@yarmouth.ma.us>; Grylls, Mark <mgrylls@yarmouth.ma.us>; Sears, Tim <tsears@yarmouth.ma.us>; Huck, Kevin <KHuck@yarmouth.ma.us>; Grant, Kelly <KGrant@yarmouth.ma.us>; Hill, Linda <LHill@yarmouth.ma.us>; Lima, Amanda <Alima@yarmouth.ma.us>; Langler, Mallory <mlangler@yarmouth.ma.us>; Renaud, Philip <PRenaud@yarmouth.ma.us>; Frederickson, Frank <FFrederickson@yarmouth.ma.us>; Simonian, Philip <PSimonian@yarmouth.ma.us>; Sawyer, Jon <jsawyer@yarmouth.ma.us>; Colby, Jeff <jcolby@yarmouth.ma.us>; Murphy, Bruce <BMurphy@yarmouth.ma.us>
Cc: Greene, Karen <KGreene@yarmouth.ma.us>; Pedicini, Kyle <KPedicini@yarmouth.ma.us>; Florio, Mary Alice <MFlorio@yarmouth.ma.us>; Knapik, Daniel <dknapik@yarmouth.ma.us>
Subject: RE: revised proposal



RECEIVED
AUG 06 2020
LICENSES & PERMITS
TOWN OF YARMOUTH

Sales & Distribution Process:

The below outlines three scenarios for the sale and service of alcoholic beverages at the Drive-In

Beer & Wine Sales Plan A

CUSTOMER PICKUP AND RETURN TO SUITE FOR CONSUMPTION

1. Log onto the Drive-In concession website and navigate to the alcohol section for ordering alcohol.
2. Customer will be asked to enter their name & date of birth to acknowledge they are of age and their birthdate is accurately represented in the field above before entering the alcohol store of the concessions ordering app
3. Customer will be sent a text message confirmation of the order. Order confirmation text will include their name and date of birth
4. When the order is ready for pickup another text message will be sent with pickup instructions. Instructions will include
 - a. To present this phone text message along with a state issued identification to a person at the entry gate who will determine
 - i. if the individual ordering alcohol is the person picking it up
 - ii. that the person is of legal drinking age
 - iii. a wristband will be placed on the person indicating they are of age to drink
5. Upon admittance to the restricted beverage area, the purchaser will proceed to the beverage pickup stand
 - a. The stand will have lines with markings on the ground indicating 6 feet distance between customers.
 - b. Security guard/ID checker to the beverage pickup area will limit the number of people entering at any time to ensure proper spacing inside the pickup area.
 - i. ONLY ENOUGH ORDERS WILL BE CONFIRMED FOR PICKUP AT ONE TIME TO ENSURE THAT THE PICKUP AREA HAS ENOUGH SPACE TO SOCIALLY/PHYSICALLY DISTANCE PROPERLY.
 - ii. The health dept will tell us how many people can be in the beverage pickup area at one time based upon its size and design, to ensure no crowding.
 - iii. Additional guests desiring to enter will wait in a socially distanced line by ID Security Guard.
 - c. Exit from Pick up tent will have a full-time security monitor.



B Brungardt
E Enterprises, L.L.C.
 "Call Now for Event Details and Fees"
 www.brun.com
 (800) 740-2773

Beverage Pick-Up Plan



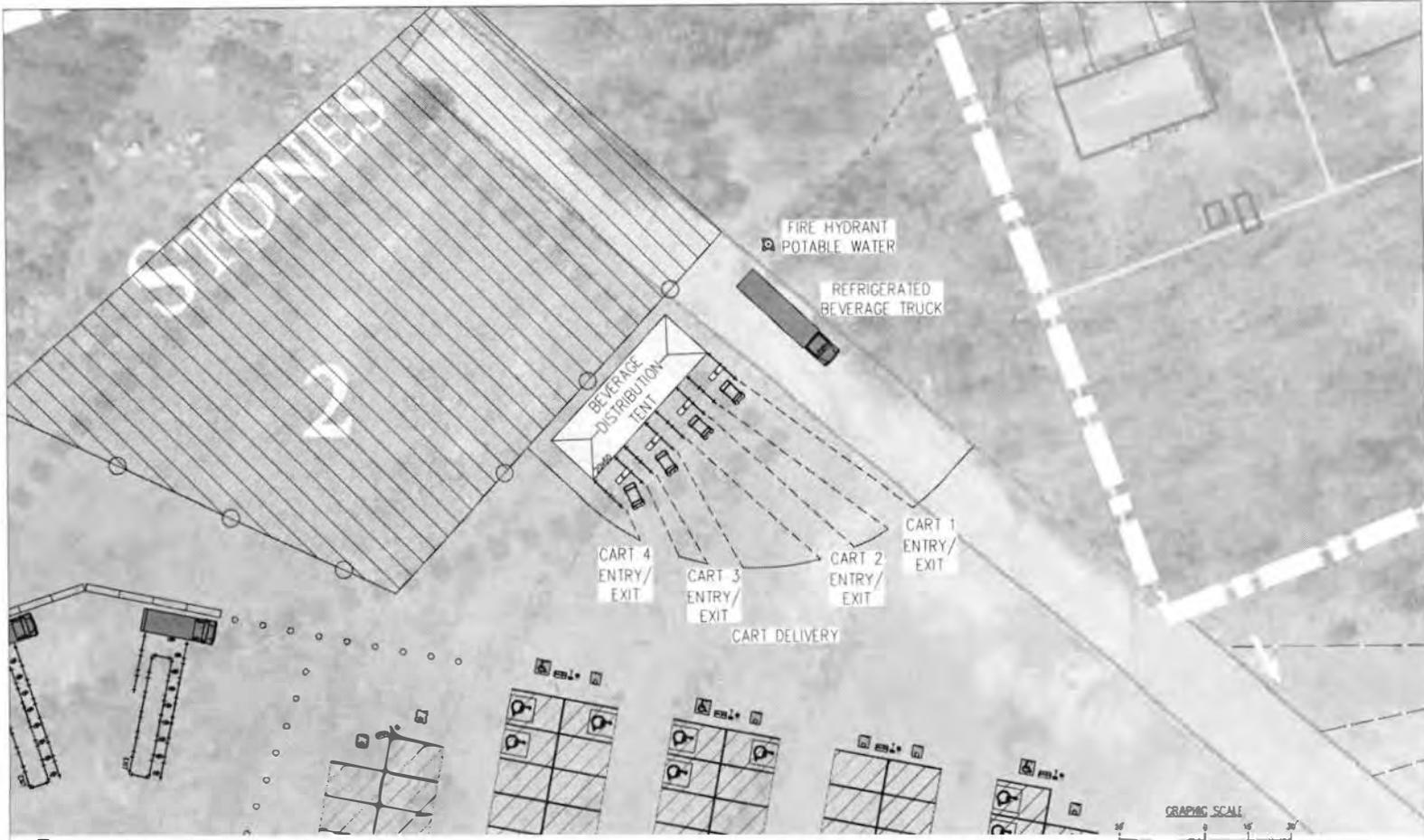
Date: August 05, 2020 File: < OLD YARMOUTH DRIVE IN - 08-05-2020 OWS >

Old Yarmouth Drive In
 Drive In Spaces
 08/05/20 2790
 REV 04/20 08-05-2020



**Beer & Wine Sales Plan B
DELIVERY TO SUITE**

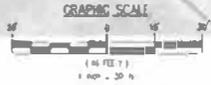
1. Customer Logs onto the Drive-In concession website and navigate to the alcohol section for ordering beer/wine/malt beverages.
2. Customer will be asked to enter their suite number, their name & date of birth to acknowledge they are of age and their birthdate is accurately represented in the field above before entering the alcohol store of the concessions ordering app
3. Customer will be sent a text message confirmation of the order.
 - a. Order confirmation text will include their name and date of birth
4. When the order is ready for delivery, another text message instructing the customer of an expected delivery time.
 - a. Instructions will include
 - i. To present this phone text message along with a state issued identification to a server delivering the beverages
5. Delivery driver and server will be
 - a. TIPS Certified in the service of alcohol and the identification of intoxicated individuals
 - b. Driving a golf cart with a clean rear bed
 - c. wearing a mask and gloves
 - d. have ID scanners to verify legitimacy of identification.
 - e. Carry hand sanitizer
6. The delivery driver or assistant will
 - i. Check the id of the person ordering the beverage
 1. If the person is of-age, they will be handed a wristband to put on in the presence of the delivery person
 2. Wristband will be tearproof so if it is taken off, it is destroyed so it cannot be used by an underage person.
 - ii. The cans of beverage will be opened by the delivery person or assistant, and put into the serving box, and handed to the customer
 - iii. Note in our ordering system that the order has been fulfilled.
7. Ushers, security, and roaming monitors will persistently view guests to ensure that people drinking alcoholic beverages in their suite will have wristbands, ensuring they are of age.
8. **NO ALCOHOL CAN BE CONSUMED IN VEHICLES.** Guests would only be allowed to drink alcoholic beverages while sitting next to their vehicle in their suites.



Brungerit Enterprises, L.L.C.
 "We Stand for Quality and Service"
 4000 N. 1st St.
 Suite 100
 Phoenix, AZ 85018

Date: August, 05, 2020 File: C:\D\148\MOU\in\OP\14 - 08.05 - 2020.DWG

Cart Delivery Plan



Old Yarmouth Drive In
 Drive In Spaces
 1487 BAY 1 2020
 N.Y. DATE: 08-05-2020



Beer & Wine Sales Plan C
BEER GARDEN

1. Beer garden consists of twenty-six 36" high-top tables with a mounted radio tuned to the station for audio transmission.
 - a. Each table is 10 feet apart.
 - b. Max of 2 customers per table.
 - c. 52 people can be present inside the Beer Garden at one time and may only consume one beverage per person.
 - d. Additional guests desiring to enter will wait in a socially distanced line by ID Security Guard.
 - e. Exit from Beer Garden will have a full-time security monitor.
2. Customers (up to 2 people together) arrives at Beer Garden entry point must wait in a line with spacing markers 6 feet apart.
3. Upon reaching the front of the line, guests present ID to security guard who will use ID scanners to determine validity of ID and whether individual will be of age.
4. Guests are assigned, and shown to, a numbered table.
5. Guest logs onto the Drive-In concession website and navigate to the alcohol section for ordering beer, wine, or malt beverage.
 - a. Guest will enter table number in order.
 - b. Each party will be entitled to order one beverage per person at the table.
6. Server will bring beverages to the numbered table.
7. Customer will then remain in the restricted beverage area, until the beverage is consumed, or discarded.
 - a. Guests are not allowed to leave area with a beverage.
8. Upon consumption of the beverage, the guests leave.
9. Tables are cleaned according to standard Covid related cleaning practices
10. Security Guard lets another group of people



Beer Garden Plan

B Brungardt
E Enterprises, L.L.C.
"Full Service for Events, Festivals and Fairs"
 1000 W. 10th St.
 900-746-1222

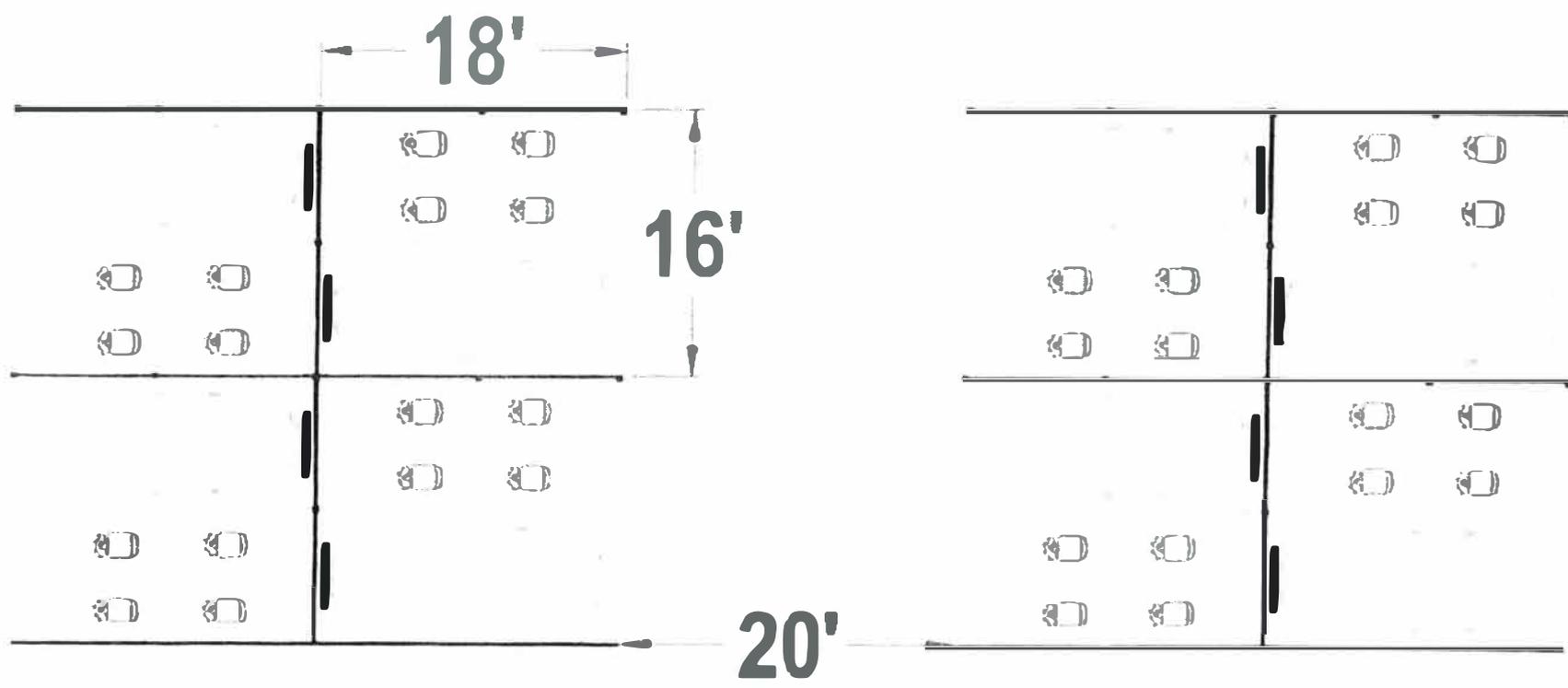


Drive In Spaces
 16 SEP 04 10 2020
 REV 04111 00 05-2020



Additional Items to be Supplied to Town by Yarmouth Drive-In

- **Full liquor liability insurance certificate naming the Town of Yarmouth as additional insured on the property for the dates alcohol will be on the premises**
- **TIPS (Training and Intervention Procedures for Servers) certificates provided for persons serving alcohol at the event for the dates alcohol will be on the premises**
- **Beer and wine will be purchased from a Massachusetts licensed wholesaler**
- **Beer and wine will be stored in a locked storage refrigerated truck removed from the venue site whenever the license is not in force.**
- **The beverage storage truck will be accessible only by TIPS certified staff**



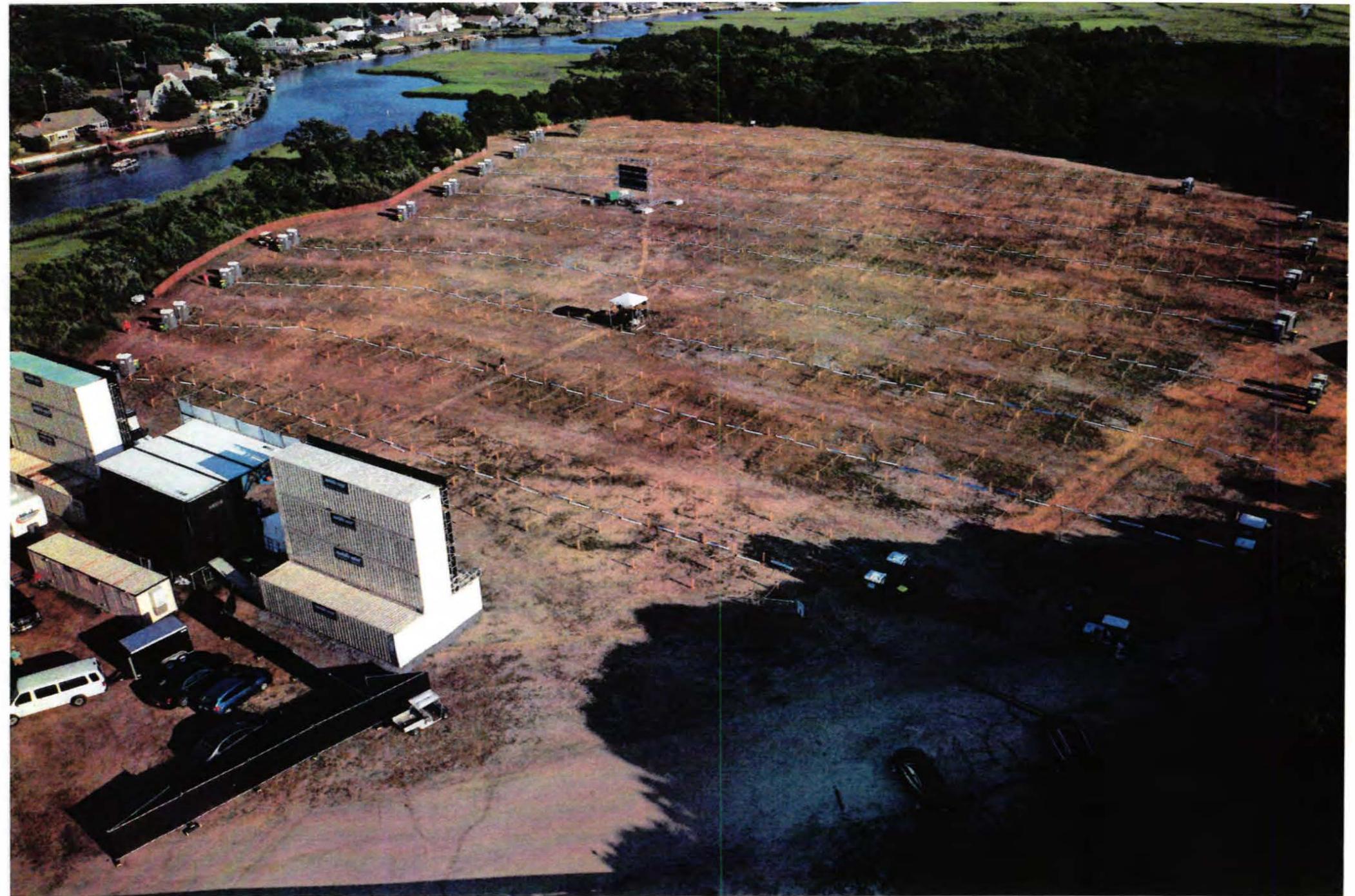
Parking Space Detail

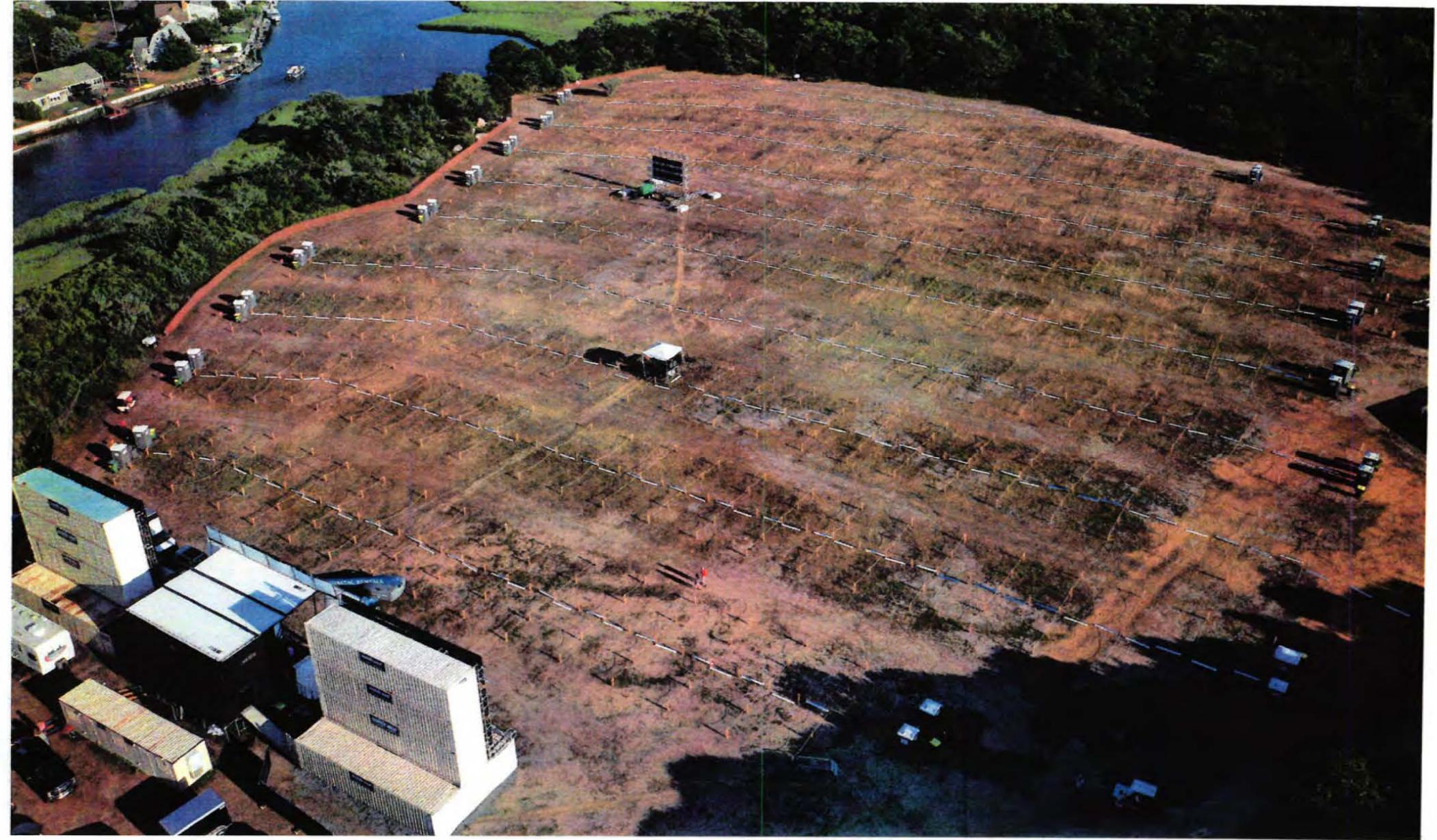
Napa Valley Fairgrounds

Drive In Spaces
 PLAN DATE 07-27-2020
 REV. DATE 07-27-2020









TOWN OF YARMOUTH

AFFIDAVIT OF MAILING OF NOTICE

FOR SECTION 14 SPECIAL ALCOHOL LICENSE APPLICATION

I, ASAM ERSTON, the undersigned person, hereby attest and affirm that on or before the date of signature below I personally mailed notice of this Application to each of the abutters on the attached list by First Class Mail, postage prepaid.

Signed under the Penalties of perjury this 1 day of Aug ~~2019~~ ²⁰²⁰ BEFORE
JULY 31, 2020.

Signature 

ASAM ERSTON
Print Name
AS ERSTON



Yarmouth Police Department

Excellence in Policing

Frank G. Frederickson
Chief of Police

Date: 8-5-20

To: Town Administrator Daniel Knapik

Subject: Gray's Beach and Dennis Pond Parking Concerns

As you are aware, there have been considerable parking issues concerning Gray's Beach and Dennis Pond. After discussion with several Department Heads, it was agreed that the best plan for the remainder of the season would be to dedicate one Yarmouth Police Officer to oversee the enforcement of all current parking regulations. An Officer will be assigned to monitor both beaches on Friday Saturday and Sunday from 0800 -1600. A Road Supervisor will assist with enforcement measures as necessary.

For the future, it is suggested that the Board of Selectman review existing parking regulations, signage and other alternatives in order to resolve the substantial parking and permitting issues that are unique to both beaches. This should be done sooner rather than later so that any changes can be properly examined and vetted before May of 2021.

Respectfully,

A handwritten signature in blue ink, appearing to read "Frank G. Frederickson", written over a light blue circular stamp.

Chief Frank G. Frederickson

**Yarmouth Parks and Recreation Division
Rules and Regulations—Dennis Pond, Yarmouthport**

Under the authority of Chapter 45, Section 5 of the Massachusetts General Laws, the following rules and regulations concerning Dennis Pond were adopted by the Yarmouth Park Commissioners on
July 24, 1986

- 1.) A separate sticker will be required for each vehicle using the Dennis Pond park area (only one sticker per family is allowed)
- 2.) Stickers shall be issued only to residents of the Town of Yarmouth who have children residing with them who are under the age of 16 years old. (parents of the children) (Parents must show proof of birth of youngest child. i.e. birth certificate)
- 3.) Stickered vehicles may park at the beach parking area. Non-stickered vehicles will not be allowed to park in this designated area.
- 4.) Non-stickered vehicles may park in a designated area along Summer Street, Yarmouthport
- 5.) Persons aggrieved by these rules and regulations may appeal to the Town Administrators office and Board of Selectman



YARMOUTH POLICE DEPARTMENT POLICY AND PROCEDURE

PARKING TICKET REGULATIONS AND PROCESSING 2020-01

Date of Issue: 7/30/2020 Review Date : Revised:	Issuing Authority:  Chief Frank G. Frederickson
Certification Standards: Accreditation Standards: Optional Accreditation Standards:	

Policy Parking regulations shall be enforced with reasonableness and impartiality in all areas of the community. Processing parking tickets shall be the responsibility of the Yarmouth Police Department Records Division and Plymouth County Parking Department.

Parking Regulations ***Parking Regulations have been established*** PURSUANT TO M.G.L. c. 90 SECTIONS 20 ½, AND M.G.L. c. 40 SECTION 22A as adopted by Board of Selectmen September 24, 2019

THE YARMOUTH BOARD OF SELECTMEN HEREBY
PROMULGATE THE FOLLOWING PARKING REGULATIONS:

- 1) The Chief of Police is hereby appointed as Parking Clerk pursuant to M.G.L. c. 90 Section 20A ½. Section 20A1/2.. The parking clerk shall supervise and coordinate the processing of parking notices in Yarmouth. The parking clerk shall have the authority to hire and designate such personnel as may be necessary.
- 2) The following fines and violations shall apply to all roads and other areas specified in these regulations in the Town of Yarmouth except Beach Access Area fines and violations, which shall apply only in Beach Access Areas as defined below.
- 3) Fines for Handicapped Parking Violations under Yarmouth By-Law c 123 Sections 9-12 are set as follows:
 - a) Unauthorized use of Handicapped Space- \$100.
 - b) Obstruction of handicap spaces or curb cuts- \$100
- 4) The fines for illegal parking in Town of Yarmouth Beach Parking lots are set as follows:
 - a) Unauthorized Parking in Beach or Trailer Lot- \$35.
 - b) All night parking in Beach or Trailer Lot - \$35.

- c) Using More than one space in beach or trailer lot- \$35.
- 5) The fine for Parking in a posted Bus Stop shall be \$100.
- 6) Fines for the following parking violations are set as follows:
 - a. Parking in or within 20' of intersection- \$20.
 - b. Parking within 10' of hydrant- \$20.
 - c. Restricted or Prohibited area- \$20.
 - d. Blocking Fire Exit/Fire lane- \$20.
 - e. Over 1' From Curb- \$20.
 - f. Leaving less than 10' wide unobstructed lane in each direction- \$20.
 - g. Blocking service or loading Zone- \$20.
 - h. Alongside or opposite Excavation- \$20.
 - i. Improper Angle parking- \$20.
 - j. On Bridge or approach thereto- \$20.
 - k. Parking in wrong direction- \$20.
 - l. Blocking driveway or private way- \$20.
 - m. Parking on sidewalk- \$20.
 - n. Parking in Crosswalk- \$20.

7) A "BEACH ACCESS AREA" is hereby established with fines as follows:

"BEACH ACCESS AREA" shall mean (1) all Town Beaches, Ways to Water, and boat launching ramps, including access ways and driveways leading to said Beaches, Ways to Water, and boat launching Ramps; (2) the following named roads: Seagull Beach Road, South Shore Drive, Judan Way, Beachwood Road, and the East side of Center Street from Grays Beach to Homer's Dock road; and, (3) that portion of any other way which intersects with any of the foregoing named roads within 100 feet of said intersection.

In a Beach Access Area, the following parking fines shall apply:

- a. Parking in a prohibited or posted area - \$35.
- b. Blocking a driveway or private way- \$35.
- c. Leaving less than a 10' wide unobstructed lane in each direction- \$35.
- d. Parking within 20' of intersection- \$35.
- e. Parking on sidewalk- \$35.
- f. Parking within 10' of hydrant- \$35.

Issuing
Parking
Tickets

Yarmouth Police Officers and Persons Designated under Town of Yarmouth Code Chapter 25-1 are authorized to issue parking tickets

- All parking tickets are turned into The Yarmouth Police Department Records Division to process
- At or before the completion of each tour of duty, the officer shall submit to records, through his commanding officer, those copies of each notice of such violation taken cognizance of during such tour. The records division shall retain and safely preserve one of such copies and shall at a time no later than the beginning of the next business day of the city or town after receipt of such notice deliver another of such copies to the parking clerk before whom the offender has been notified to appear. The parking clerk shall maintain a docket of all such notices to appear.
- Parking tickets are then forwarded to Plymouth County Parking Clerk. Address: Plymouth County Treasurer 44 Obery St. Plymouth, MA 02360 508-830-9140
- All fines are collected by Plymouth County Parking Clerk
- Plymouth County receives \$1.50 per ticket and Yarmouth receives the remainder of the fines.
- Plymouth County Parking Clerk will forward a monthly check to the Town of Yarmouth.

Request for Appeals

- Plymouth County Parking Clerk receives all appeal requests
- Plymouth County Parking Clerk will contact the Yarmouth Police Department Records Clerk to arrange a date and time for an appeals hearing and will forward a list of appeals to the Yarmouth Police Records Division
- Appeals are conducted as needed.
- Failure to appear for an appeal will result in “NO SHOW” being noted on the ticket. The Plymouth County Parking Division will be notified of a “NO SHOW”.
- Plymouth County then notify the Massachusetts Registry of Motor Vehicles (RMV) of “NO SHOWS”. The (RMV) will add fees and/or set drivers licenses to non-renewable status.
- A parking ticket will be voided prior to being sent to Plymouth County if it was issued in error.

HOUSE No. 4860

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, July 20, 2020.

The committee on Ways and Means, to whom was referred the Bill to reform police standards and shift resources to build a more equitable, fair and just commonwealth that values Black lives and communities of color (Senate, No. 2820), reports recommending that the same ought to pass with amendments by striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4860; striking out the emergency preamble and inserting in place thereof the following emergency preamble:

“*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to forthwith provide justice, equity and accountability in law enforcement, therefore, it is hereby declared to be an emergency law, necessary for the immediate preservation of the public safety.”; and

By striking out the title and inserting in place thereof the following title: “An Act relative to justice, equity and accountability in law enforcement in the Commonwealth.”.

For the committee,

AARON MICHLEWITZ.

<https://malegislature.gov/Bills/191/H4860.pdf>

SENATE No. 2800

The Commonwealth of Massachusetts

In the One Hundred and Ninety-First General Court
(2019-2020)

SENATE, July 6, 2020.

The committee on Senate Ways and Means to whom was referred the House Bill relative to host community agreements (House, No. 4398), - reported, in part, a "Bill to reform police standards and shift resources to build a more equitable, fair and just commonwealth that values Black lives and communities of color" (Senate, No. 2800) (also based on Senate, Nos. 1367, 2469 and 1052).

For the committee,
Michael J. Rodrigues

<https://malegislature.gov/Bills/191/S2800.pdf>

[MEMBERS](#)[ADVOCACY](#)[NEWS](#)[RESOURCES](#)[EVENTS](#)[ABOUT MMA](#)

JUL

MUNICIPAL SERVICES

21

2020



Legislature moves on policing reform with focus on racial equity

[Home](#) → [News](#) → [Municipal Services](#)

With the end of scheduled formal sessions fast approaching, the Legislature has moved forward on sweeping policing reform legislation that draws from bills filed by the governor earlier in the year and recommendations from legislators and advocates intended to stop police violence and misconduct.

The impetus for the push on policing reform was the killing of George Floyd by police in Minneapolis in May and widespread protests over police violence that have roiled cities and towns across the nation this spring and summer.

A bill approved by the Senate on July 14 (S. 2820) would create a system for the training and certification of police officers and make other significant changes to law and policy to improve and enhance the accountability of policing in the Commonwealth. The legislation would start to transform how law enforcement is practiced in Massachusetts, with a focus on racial equity that many feel is long overdue.

After taking testimony from hundreds of people and organizations on the Senate plan, the House Ways and Means Committee released a reworked reform bill (H. 4860) that was quickly scheduled for debate on July 22.

Both bills include measures to reform the Massachusetts State Police based on legislation filed by the governor (S. 2469). The bills also include provisions of his bill (H. 4794) to improve police officer training and create a Police Officer Standards and Accreditation Committee to certify police officers, which would be a condition of employment.

The Senate and House bills also reflect the Ten-Point Plan released in early June by the Massachusetts Black and Latino Legislative Caucus. The caucus plan calls for better training of police officers, a state certification law, and limits on police use-of force practices.

The Senate bill includes a controversial provision that would expand and codify the legal liability of police and all public employees and employers for cases of misconduct. The MMA has asked that this provision be further reviewed or amended. The House draft would narrow the scope of this provision, termed "qualified immunity."

In testimony to the House and Senate, the MMA supported policing legislation as an important first step, but noted that much more is needed so that cities and towns have the management authority to ensure that the spirit and the expectations raised can actually be achieved.

The MMA asked that state law be changed so that local governments can effectively implement modern policing methods, and cases of misconduct can be swiftly and properly addressed at the local level, and not be undermined by the state's Civil Service system and collective bargaining laws.

In addition to reforming state laws to enable cities and towns to hold public safety officers accountable for misconduct, the MMA asked for more flexibility in hiring and promotions so that cities and towns can diversify local police, fire and other municipal departments. The MMA testimony noted that these additional reforms are necessary steps to advance racial equity in our public safety system and to support modern human resources practices at the local level.

TOWN OF RUTLAND

BOARD OF SELECTMEN

246 Main Street, Rutland, MA 01543

PHONE: (508) 886-4100



President Cecilia Calabrese
Massachusetts Municipal Association
One Winthrop Square
Boston, MA 02110

July 27, 2020

On July 16, and thereafter through online, digital, and print publications, the Massachusetts Municipal Association (MMA) has advocated publicly for both Massachusetts Senate and House versions of bills (S 2800 & H 4860 respectively) aimed at sweeping police reform statewide. While reconciliation of Senate and House bills has not yet been broached, both bills include fundamental change to the civil service process, collective bargaining, labor management, and qualified immunity for officers.

While the Rutland Select Board values the MMA, it is important to note that while purportedly acting as the voice of all cities and towns in Massachusetts, the town of Rutland was not consulted concerning this advocacy, which has created divisions locally, and has pitted Law Enforcement Officials (LEO) against municipal bodies.

On July 22nd, the Massachusetts Chiefs of Police Association publicly opposed both House and Senate proposed bills.

MMA's advocacy surrounding this legislation has caused some in the community, including LEOs, to believe that municipal leadership at the local level is at odds with its own policing. The town of Rutland Select Board has an excellent working relationship with the Rutland Police Department. All our officers, first responders, and frontline staff have demonstrated exemplary service throughout the last several months, during which Massachusetts has lived through a pandemic, civil unrest, and a virtual economic shutdown.

The town of Rutland Select Board wishes to convey that we stand with our police department in solidarity during these unprecedented times, and urges the MMA to work to ensure municipal leadership is polled statewide prior to advocacy that would make fundamental changes to municipal operations.

Sincerely,

Mitchell Ruscitti, Chairman

Lyndon Nichols

Leah Whiteman

Leroy Clark

Jeffrey Stillings

Selectmen

-----Original Message-----

From: Susan Brita [mailto:sfbrita@gmail.com]
Sent: Thursday, August 6, 2020 7:06 AM
To: ssd@carterdeyoung.com
Cc: Clark, Sandi <SClark@yarmouth.ma.us>
Subject: Resignation

Attention! This email originates outside of the organization. Do not open attachments or click links unless you are sure this email is from a known sender and you know the content is safe. Call the sender to verify if unsure. Otherwise delete this email.

Steve

I recently got appointed to the planning board. I'm not sure why but my appointment is contingent on my resignation from BZA and Recreation commission.
Thus by this email I offer my resignation from the Board of Zoning Appeals.

Sincerely
Susan Brita

Sent from my iPhone



TOWN OF YARMOUTH BOARD OF SELECTMEN PROJECTED 2020 AGENDA ITEMS

MEETING DATE		BUDGET SCHEDULE DUE DATES	REGULAR BOS AGENDA ITEMS
JULY 14			<ul style="list-style-type: none"> • REORGANIZATION OF BOARD OF SELECTMEN • BOARD OF SELECTMAN GOALS • AWARD OF SCHOLARSHIPS • MATTACHEESE BUILDING & REUSE COMMITTEE
JULY 21			<ul style="list-style-type: none"> •
JULY 28			<ul style="list-style-type: none"> • WATER DEPARTMENT UPDATE • ROUTE 6A UPDATE • CVEC LEASE FOR COA PV PROJECT – RELEASE APPROVAL
AUGUST 11			<ul style="list-style-type: none"> • PUBLIC HEARING: NEELKANTH PACKAGE CORP. D/B/A PARADISE WINE & SPIRITS– TRANSFER OF PACKAGE STORE LICENSE • LICENSE HEARING – THE COVE - AUTOMATIC AMUSEMENT LICENSE AMENDMENT (TO ADD 10 ELECTRONIC GAME MACHINES) • YARMOUTH EVENTS LLC (DRIVE-IN SITE) – SPECIAL ENTERTAINMENT AMENDMENT AND SPECIAL ALCOHOL LICENSE HEARING • MARINA CONCEPT AT DRIVE-IN SITE – UPDATE
AUGUST 25			<ul style="list-style-type: none"> • TAX CLASSIFICATION HEARING • COMCAST CONTRACT NEGOTIATION UPDATE • D-Y REOPENING PLAN • BOS WORKSHOP WITH FINANCE COMMITTEE • FALL TOWN MEETING – PROPOSED DATE NOVEMBER 17, 2020 • TOWN-WIDE VISIONING UPDATE
SEPTEMBER 1	SPECIAL ELECTION		<ul style="list-style-type: none"> •
SEPTEMBER 15			<ul style="list-style-type: none"> • INTRODUCTION OF NEW POLICE HIRES AND PROMOTION • RECRUITMENT REVIEW REGARDING MINORITY HIRING • REVIEW SPECIAL TOWN MEETING ARTICLES
SEPTEMBER 29			<ul style="list-style-type: none"> • WASTEWATER ARTICLE UPDATE
OCTOBER 6			<ul style="list-style-type: none"> • MEAL/ROOM TAX UPDATE – 4TH QUARTER FY2020 PAID OCTOBER 2020 • SPECIAL TOWN MEETING ARTICLE APPROVAL • END OF YEAR FINANCIAL UPDATE



**TOWN OF YARMOUTH
BOARD OF SELECTMEN
PROJECTED 2020 AGENDA ITEMS**

MEETING DATE		BUDGET SCHEDULE DUE DATES	REGULAR BOS AGENDA ITEMS
OCTOBER 20			•
NOVEMBER 3	ELECTION		•
NOVEMBER 17	SPECIAL TOWN MEETING		• (PROPOSED DATE)
DECEMBER 1			•
DECEMBER 15			•
DECEMBER 29			•

- | |
|---|
| <ul style="list-style-type: none"> • RENAMING POLICY • COMMITTEE REPORTS • DHY AGREEMENT • CLEAN WATER TRUST • FINANCE UPDATE ON INTERNAL CONTROLS • CAPE LIGHT COMPACT PRESENTATION - SEPTEMBER • CEDC GOALS AND SUPPORT OF WASTEWATER; AND SPECIAL EVENTS • LEGAL SERVICES REVIEW • CAPE COD COMMISSION UPDATE - SEPTEMBER • BARNSTABLE MUNICIPAL AIRPORT – AIRPORT MASTER PLAN – SEPTEMBER |
|---|

**CONSENT
AGENDA
ITEMS**

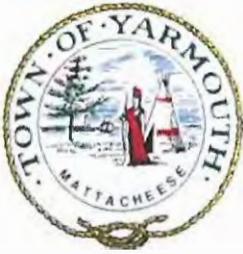
RECEIVED
JUL 02 2020
BY: _____

**CONSENT
AGENDA**

Thank you very much
for welcoming NARFE
Chapter 818 for our
abbreviated season
of meetings in Town
Hall. We very much
appreciate having
this central Cape
location. We're so
sorry we couldn't have
our June luncheon and
thank you in person.
Maybe December??

Take care -

Barbara Finnerty



TOWN OF YARMOUTH
RECREATION DIVISION

424 Route 28, West Yarmouth, MA. 02673

Telephone (508) 398-2231 x-1520 Fax (508) 790-9152

Email: recreation@yarmouth.ma.us

**CONSENT
AGENDA**

MEMORANDUM

TO: The Honorable Board of Selectmen
FROM: Ruth D. Nee, Administrative Assistant
DATE: July 27, 2020
RE: Donations – Town of Yarmouth Recreation Department

Please accept the following donation to the Town of Yarmouth Recreation Department:

Town of Yarmouth Recreation Department:

Donated By:	Anonymous	WheelEEZ Sandcruiser	Est. Value: \$2,795.00
	S. Yarmouth, MA	All Terrain Beach Wheelchair	

Thank you.



TOWN OF YARMOUTH

1146 ROUTE 28, SOUTH YARMOUTH, MASSACHUSETTS 02664-4492
Telephone (508) 398-2231, Ext. 1276, Fax (508) 398-2365

Community
Development

MEMORANDUM

To: Board of Selectmen
From: Drive-In Site Utilization Committee
Date: August 5, 2020
Subject: Re-evaluation of Marina at the Drive-In Property

To follow up on comments from the July 14, 2020 Board of Selectmen meeting, the Town Administrator requested that the Drive-In Site Utilization Committee (DISUC) re-evaluate the concept of a Marina on the former drive-in property. The DISUC met virtually on August 4, 2020 to review background information on the Marina, including the full 2013 Marina Economic Analysis prepared by ATM, presentation materials from the October 8, 2013 Board of Selectmen meeting, and information prepared by Town and Cape Cod Commission staff regarding environmental and permitting issues with the Marina project.

After review and discussion, the DISUC voted unanimously to not recommend pursuing a Marina and to move forward with the existing plan for a Riverwalk Park, Boardwalk and Event Space at the former drive-in property. The DISUC based their decision on:

- High Cost of Construction With No Return on Investment:** The ATM Marina Economic Analysis provided estimated construction costs of \$10.34 Million for the preferred Base Case, and \$9.8 Million for a two-phase Modified Case designed to reduce costs and maximize revenue. Both scenarios projected estimated annual deficits, with over \$500,000 per year in the Base Case and a minimum of \$100,000 per year in the Modified Case. Construction costs would be further increased to include state wage rates and account for annual construction inflation. Even if demand for a Marina has increased, the revenues would need to have increased substantially to recoup these additional costs and generate a profit.
- Configuration of the River:** The volume of boat traffic from an existing marina, in conjunction with the shallow depth and narrow pinch points along the River, do not provide an ideal conduit to Nantucket Sound. Dredging of the River was recommended by ATM which was not included in the construction estimates, further adding to the costs for a Marina.
- Difficulty of Obtaining Environmental Permitting:** The environmental permitting required for a Marina was considerable and challenging with staff estimating a 50-60% chance of obtaining all the permits required for the project. The legislative relief provided for the project for saltmarsh impacts was important, but limited, leaving many critical evaluation criteria remaining.
- Progress on the Riverwalk Park, Boardwalk and Event Space proposal:** The DISUC has worked with Staff for over five years to identify uses, develop and vet design concepts, garner public input and support, and secure \$3.2 Million in funding for the Riverwalk Park, Boardwalk and Event Space concept. Any diversion of the Town's attention toward a Marina concept, at this late date, would negatively impact the project schedule and the commitment of the Town to the currently approved projects.

INFORMATION ITEMS

MEMORANDUM

TO: DAN KNAPIK, TOWN ADMINISTRATOR

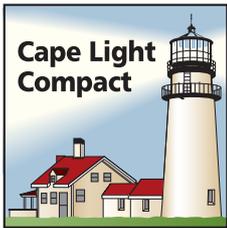
FROM: JON SAWYER, DEPUTY FIRE CHIEF

SUBJECT: AWARD OF AFG GRANT \$112,727.27

DATE: AUG 3, 2020

CC: PHIL SIMONIAN

On July 31st YFD was awarded an AFG Grant in the amount of \$112,727.27. This grant is for Extrication Rescue Equipment and Training. \$94,000 will purchase equipment like the Jaws of Life, Air Bags, Stabilization Struts etc. and \$30,000 is to train members in the proper use of this new equipment. Our share is 10% at 11,272.73 and will come from our training budget.



Cape Light Compact JPE
261 Whites Path, Unit 4, South Yarmouth, MA 02664
Energy Efficiency 1.800.797.6699 | Power Supply 1.800.381.9192
Fax: 774.330.3018 | capelightcompact.org

Customers who call by September 30, 2020 to schedule a home energy assessment are eligible to receive 100% off the cost of recommended insulation upgrades. During the assessment, an energy auditor will identify how insulation and air sealing can improve your home's comfort and efficiency. The auditor will also identify other upgrades to lower energy expenses and connect you with relevant rebates and incentives. Customers can call 1-800-797-6699 or visit capelightcompact.org to sign up.

Working Together Toward A Smarter Energy Future

[Aquinnah](#) | [Barnstable](#) | [Bourne](#) | [Brewster](#) | [Chatham](#) | [Chilmark](#) | [Dennis](#) | [Dukes County](#) | [Eastham](#) | [Edgartown](#) | [Falmouth](#)
[Harwich](#) | [Mashpee](#) | [Oak Bluffs](#) | [Orleans](#) | [Provincetown](#) | [Sandwich](#) | [Tisbury](#) | [Truro](#) | [Wellfleet](#) | [West Tisbury](#) | [Yarmouth](#)