

**YARMOUTH BOARD OF SELECTMEN
ACTING AS YARMOUTH LICENSING AUTHORITY
RULES AND REGULATIONS CHAPTER 60
YARMOUTH TOWN CODE 60-10**

AUTHORITY-Chapter 138 of the Massachusetts General Laws (“MGL or General Laws”) allows the Local Licensing Authorities to adopt reasonable rules and regulations governing alcoholic beverages within a community, which are not in conflict with any section of the Massachusetts General Laws. Upon adoption of these Rules and Regulations, licensees are still responsible for adhering to all Massachusetts General Laws regarding the service of alcohol regardless of whether the section of the General Law is referenced in these rules and regulations.

APPLICATIONS-The Local Licensing Authority requires that an applicant for a liquor license under MGL Chapter 138, Section 12 or 15, to submit an application on a form approved by the Massachusetts Alcoholic Beverage Commission (ABCC). In addition, the applicant shall also submit information as required on the local license application checklist, attached to these Rules and Regulations. The applicant shall further submit to a site plan review to insure compliance with applicable building, health and safety codes.

SECTION ONE: GENERAL RULES FOR ALCOHOLIC BEVERAGE POURING LICENSES, COMMON VICTUALERS, INNHOLDER AND OTHER LICENSES AUTHORIZED BY THE LICENSING AUTHORITY.

1.01 Availability of Rules and Regulations

- a. All licensees of the Licensing Authority for the Town of Yarmouth (“Licensing Authority”) shall ensure that a copy of the Rules and Regulations is kept on the premises at all times and is immediately available for inspection upon request by a member of the Licensing Authority, an agent of the Licensing Authority, or any police officer. These Rules and Regulations are to be kept at the front door area where patrons pay their entrance fees or their checks or else in the immediate vicinity of the main cash register.
- b. The Rules and Regulations need not be posted, but must be readily available to a requesting party.
- c. The licensee is responsible for ensuring that all employees who work in the public areas of the premises read the Rules and Regulations within fourteen (14) days of hire and annually thereafter, and comply with all applicable rules and laws. Licensees shall record the date of each employee review of the Rules and Regulations and keep the record for one year after the review.
- d. No business requiring a license from the Licensing Authority shall operate without a valid license posted as required in Section 1.02.