

BRATTLEBORO TOWN CLERK

230 Main Street, Suite 108
Brattleboro, Vermont 05301-2885

Telephone 802-251-8129
Fax 802-257-2312
Email hfrancis@brattleboro.org

MEMORANDUM

TO: Liquor Commissioners, Town of Brattleboro
VIA: Peter Elwell, Town Manager
FROM: Hilary Francis, Town Clerk
RE: Max LLC., DBA: One Stop - 2020 2nd Class Liquor License Renewals
DATE: February 5, 2019

February 18, 2020 Selectboard Meeting

Vermont liquor licenses, Outside Consumption Permits and Brattleboro Entertainment Permits are reviewed annually by the Town's local liquor commissioners. Liquor licenses and outside consumption permits are then reviewed by the Vermont Department of Liquor Control prior to their April 30 expiration date.

RENEWAL PROCESS

DLC emails liquor and outside consumption renewal forms to municipalities. Town Clerk mails renewal forms to establishments currently holding a liquor license or entertainment permit. Completed forms are returned to Town Clerk with appropriate town and State fees. Entertainment permits are maintained on the local level.

One Stop's renewal application for a 2nd Class Liquor License is being presented to the Local Liquor Commissioners for review, per the request of the Commissioners at the February 4, 2020 meeting. On June 4, 2019 One Stop was cited with a violation from the DLC for selling alcohol to a minor. This was their second offense. The letter from the DLC is included in this packet. Per the request of the Local Liquor Commissioners, a representative from One Stop will be present to answer any questions regarding the violation.

Local commissioners have authority to grant or deny any renewal license and to also establish conditions upon approval.

Following local commissioners review, liquor applications and fees for those approved are submitted to DLC for final investigation and disposition.

2020 LIQUOR LICENSE RENEWAL APPLICATION

9697-001-SECN-001

SECOND CLASS LICENSE TO SELL MALT AND VINOUS BEVERAGES

Page 1

Year Beginning May 1, 2020 ending April 30, 2021

Fee: \$140.00 of which
\$70.00 is paid to town/city
\$70.00 is paid to DLC
Town: 13010 - BRATTLEBORO

MISREPRESENTATION OF A MATERIAL FACT ON ANY LICENSE APPLICATION SHALL BE GROUNDS FOR SUSPENSION OR REVOCATION OF THE LICENSE, AFTER NOTICE AND HEARING

Applicant: Review all of the information presented on this form, indicating any changes in the spaces provided.

Applicant: Max, LLC
Doing Business As:

Licensee # 9697- 1

One Stop
414 Canal Street
Brattleboro VT
Telephone: (802) 000-0000

Mailing Address:
414 Canal Street
Brattleboro VT

PLEASE INCLUDE EMAIL ADDRESS: MAXRADNAN@GMAIL.COM

Description of Premises:

2nd class license in a stand alone single story building. Located on the east side of Canal Street, designated as 414 Canal Street in the Town of Brattleboro, Vermont.

Lessor:

Petroleum Marketing Group Inc.
New Jersey NJ

Last Enforcement Seminar: 11/08/2019

Filed Articles of Organization: Yes

Date Filed: 08/09/2018

Federal ID Number: 15-5686200

Majority of Members are US Citizens: Yes

ATTACH AN ADDITIONAL SHEET TO THIS APPLICATION NOTING ANY NECESSARY CORRECTIONS OR CHANGES AND UPDATES THAT HAVE OCCURRED DURING THE PAST YEAR.

Limited Liability

Table with 5 columns: Company, Name, Address, Town/City, State Zip Code. Contains 2 rows of member information.

Has any person been convicted or pleaded guilty to any criminal or motor vehicle offense in any court of law (including traffic tickets by mail) during the last year? Yes No

If yes, please attach the following information: Individual's name, court/traffic bureau, offense and date

In the past year has any person held any elective or appointive state, county, city, village or town office in Vermont (See VSA, T.7, Ch.9, Sec. 223)? Yes No

If yes, please attach the following information: Individual's name, office and jurisdiction

Disclosure of Non-profit Organization?: Yes No

ALL APPLICANTS MUST COMPLETE AND SIGN

The applicant understands and agrees that the Liquor and Lottery Control Board may obtain criminal history record information from State and Federal record repositories.

I/We hereby certify, under the pains and penalties of perjury, that I/We are in good standing with respect to or in full compliance with a plan approved by the Commissioner of Taxes to pay any and all taxes due the State of Vermont as of the date of this application. (VSA, Title 32, Section 3113)

I/We hereby certify that I/We are not under an obligation to pay child support or that I/We are in good standing with respect to child support or are in full compliance with a plan to pay any and all child support payable under a support order. (VSA, Title 15, Section 795)

In accordance with 21 VSA, Section 1378(b), I/We certify, under pains and penalties of perjury, that I/We are in good standing with respect to or in full compliance with a plan to pay any and all contributions or payments in lieu of contributions due to the Department of Employment and Training.

I/We have registered the trade name of these premises with the Secretary of State.

Continued on next page

2020 LIQUOR LICENSE RENEWAL APPLICATION
SECOND CLASS LICENSE TO SELL MALT AND VINOUS BEVERAGES

9697-001-SECN-001
Page 2

/We hereby certify that the information in this application is true and complete.

Dated this 23 day of JAN, 2020

Signature of authorized agent
of corporation, company, club or association

Signature of individual or partners

MAX LLC
ONE STOP 414 CANAL ST
BRATTLEBORO VT
(Title)

Are you making this application for the benefit of any other party? Yes No

----- LOCAL COMMISSIONER SECTION BELOW -----

Upon being satisfied that the conditions precedent to the granting of this license as provided in Title 7 of the Vermont Statutes Annotated, as amended, have been fully met by the applicant, the commissioners will endorse their recommendation on the back of the application and transmit it to the Liquor and Lottery Control Board for suitable action thereon, before any License may be granted. For the information of the Liquor and Lottery Control Board, applications shall carry the signature of each individual commissioner registering either approval or disapproval.

APPROVED

DISAPPROVED

Approved by Board of Control Commissioners of the City or Town of Brattleboro

T Membership 5, _____ members present Attest, _____, Town Clerk

TOWN OR CITY CLERK SHALL MAIL APPROVED RENEWAL DIRECTLY TO:
DIVISION OF LIQUOR CONTROL
13 GREEN MOUNTAIN DRIVE
MONTPELIER, VT 05602

If application is disapproved, local control commissioners shall notify the applicant by letter.

No formal action taken by any agency or authority of any town board of selectmen or city board of aldermen on a first or second class license application shall be considered binding except as taken or made at an open public meeting. VSA T-1, Sec. 312



State of Vermont
 Department of Liquor and Lottery
 Division of Liquor Control
 13 Green Mountain Drive
 Montpelier, VT 05620-4501
 liquorcontrol.vermont.gov

Patrick Delaney, Commissioner

[phone] 802-828-2339
 [fax] 802-828-1031

September 13, 2019

#0697-001
 Max, LLC
 d/b/a One Stop
 414 Canal St
 Brattleboro VT

Dear Licensee:

******PLEASE DISREGARD PREVIOUS LETTER SENT ON AUGUST 9, 2019 DUE TO AN ERROR******

The Division of Liquor Control is concerned about the extent of alcohol beverage use by minors. In our ongoing efforts to prevent alcohol use by underage persons, we recently conducted a compliance check to help determine the extent that licensees are furnishing alcohol beverage products to underage customers.

On June 04, 2019 @ 4:17 p.m., an alcohol beverage sale was made to an underage person at your licensed premises. Our records indicate this is the second violation detected during an alcohol compliance test.

2nd Offense - \$300.00 administrative penalty or 3-day suspension of license.

This letter is to inform you of the unlawful sale and of the importance of obeying the law and keeping alcohol beverages out of the hands of minors by routinely checking proper identification. Gen. Regulation No. 12 of the Liquor Control Laws and Regulations clearly states that it is unlawful to sell alcohol beverages to anyone under the age of twenty-one.

To assist you in maintaining a proper operation in compliance with the Liquor Control Laws and Regulations, we encourage you to contact the Liquor Control Investigator in your area or this office when you have questions concerning this letter or interpretation of the liquor laws and regulations pertaining to your particular license.

If you disagree with any of the statements or information contained in the Investigators report, which resulted in this administrative penalty and suspension, please submit the reasons for disagreement in writing to the Department of Liquor Control **Mandatory DLC training for the licensee (Owner, Director, Partner or Manager) either online or in person is required within sixty (60) days of this letter. You must submit a copy of your training certificate with your license number indicated on it to the office of Liquor Control to avoid non-compliance with Education Regulation #5, which could result in suspension or revocation of your license.**

Please sign the enclosed Waiver of Hearing form and forward it to the Department of Liquor Control within 10 days of receiving this notice.

If you have any questions, please call our office at 802-828-2339.

Sincerely,

Skyler Genest
 Director of Compliance & Enforcement

cc: Investigator McLeod
 Brattleboro Town Clerk



Vermont Department of Liquor Control Education,
Licensing and Enforcement Division
2nd Class Compliance Report

Case Number: 09697001SECN001
License Class: 2
Owner Name: Max LLC
DBA Name: One Stop 09697001SECN001 Brattleboro 05/01/2019
Address: 414 Canal Street
City: Brattleboro
Zip Code: 00000
County/Town: Brattleboro
Telephone No. (802)000-0000

Seller Information

Was sale completed? **Yes** Date and time: 06-04-2019 16:17 (-4 GMT)
Name/Description of Employee: Sabri Mehar Riaz Ahmad
Gender of Employee: **Male** Age 57
Was minor asked for identification? **No**
If yes, type of product purchased: Malt
Cost: 4.00 Quantity/Package: 1
Tobacco Sign Posted: _____ Brand of Gas: _____
Designated Driver Sign Posted: _____

Initials of minor purchasing/attempting to purchase BC **Female** Age 18
Supervising Liquor Control Investigator: Kimberly Mcleod (DIGITAL SIGNATURE)
Signature

Has employee been trained via In-Person Seminar or Online Training? **No**
If so, when? _____ Type of Training: _____ Instructor: _____
Has employee been trained by his/her employer as required by Title 7 VSA § 239(c)? **Yes**
If so, date trained: 03-13-2019 Trained by: M Adan

Investigator verified certificate on file at licensed premise **Yes**

As of this date I have not been trained to sell Alcohol or Tobacco [Signature] 06-04-2019
Circle one Signature of Employee Date



State of Vermont
Department of Liquor and Lottery
Division of Liquor Control
13 Green Mountain Drive
Montpelier, VT 05620-4501
liquorcontrol.vermont.gov

Patrick Delaney, Commissioner

[phone] 802-828-2339
[fax] 802-828-1031

September 13, 2019

I hereby waive my rights to a formal hearing in the matter of violation of General Regulation No. 12 that allegedly occurred on June 12, 2019 on the licensed premises of

#9697-001
Max, LLC
d/b/a One Stop
414 Canal St
Brattleboro VT

I do not contest the above alcohol violation which occurred and hereby indicate the option I have chosen with respect to administrative action. This will not have any effect on or preclude any court action.

- Three (3) day suspension
- \$300.00 administrative penalty
- I decline the above waiver and request a hearing before the Liquor Control Board.

Signature: _____

Title: _____

Date: _____

This form must be returned within 10 days of receipt.

If you have any questions, please contact our office at 802-828-2339.



Liquor and Lottery Control Board:

Martin Manahan, Chair; Ed Flanagan, Sam Guy, Sabina Haskell, Thom Lauzon - Members

BRATTLEBORO TOWN CLERK

230 Main Street, Suite 108
Brattleboro, Vermont 05301-2885

Telephone 802-251-8129
Fax 802-257-2312
Email hfrancis@brattleboro.org

MEMORANDUM

TO: Liquor Commissioners, Town of Brattleboro
VIA: Peter Elwell, Town Manager
FROM: Hilary Francis, Town Clerk
RE: Three Dollar Dewey's, DBA: McNeill's Brewery. - 2020 1st and 3rd Class Liquor License and
Entertainment Permit Renewals
DATE: February 5, 2019

February 18, 2020 Selectboard Meeting

Vermont liquor licenses, Outside Consumption Permits and Brattleboro Entertainment Permits are reviewed annually by the Town's local liquor commissioners. Liquor licenses and outside consumption permits are then reviewed by the Vermont Department of Liquor Control prior to their April 30 expiration date.

NEWAL PROCESS

DLC emails liquor and outside consumption renewal forms to municipalities. Town Clerk mails renewal forms to establishments currently holding a liquor license or entertainment permit. Completed forms are returned to Town Clerk with appropriate town and State fees. Entertainment permits are maintained on the local level.

McNeill's renewal application for a 1st and 3rd Class Liquor Licenses and Annual Entertainment Permit is being presented to the Local Liquor Commissioners for review, per the request of the Commissioners at the February 4, 2020 meeting. On September 26, 2019 McNeill's was cited with a violation from the DLC for selling alcohol to a minor. This was their first offense.

The letter from the DLC is included in this packet. Per the request of the Local Liquor Commissioners, a representative from McNeill's will be present to answer any questions regarding the violation.

Local commissioners have authority to grant or deny any renewal license and to also establish conditions upon approval.

Following local commissioners review, liquor applications and fees for those approved are submitted to DLC for final investigation and disposition.

ANNUAL LIQUOR AND ENTERTAINMENT LICENSE RENEWAL

For Licensing year May 1, 2020 - April 30, 2021

Doing Business As: <u>MCNEILLS BREWERY</u>	CORRECTIONS:
BUSINESS LOCATION: <u>90 ELLIOT ST</u>	
CONTACT NAME:	
PHONE: <u>254-2553</u>	E-MAIL: <u>raymcneill@hotmail.com</u>

Corporation Information	Corrections:
<u>THREE DOLLAR DEWEY'S</u>	
<u>90 ELLIOT ST</u>	
<u>BRATTLEBORO VT 05301</u>	

Address License should be mailed to.

If copies should be sent to both the business location and the corporate address check this box.

<u>Licenses</u>	
Those licenses to be renewed have a check mark in the box next to the license type. If you need information about a new license contact the Town Clerk's Office for an application form.	
<input checked="" type="checkbox"/> LIQUOR <input checked="" type="checkbox"/> 1ST CLASS <input type="checkbox"/> 2ND CLASS <input checked="" type="checkbox"/> RESTAURANT <input checked="" type="checkbox"/> 3rd Class Annual <input type="checkbox"/> HOTEL <input type="checkbox"/> 3rd Class Seasonal <input type="checkbox"/> CLUB (Clubs must provide meeting minutes listing officers) <input type="checkbox"/> OUTSIDE CONSUMPTION STATE LIQUOR FEES: <input type="text" value="\$1,210.00"/> TOWN LIQUOR FEES: <input type="text" value="\$115.00"/>	<input checked="" type="checkbox"/> ENTERTAINMENT <input checked="" type="checkbox"/> YEARLY ENTERTAINMENT TYPE: LIVE BAND DAYS OF THE WEEK: WED-SUN BEGINNING: 7PM ENDING: 1AM ENTERTAINMENT FEE: <input type="text" value="\$75.00"/>

I have enclosed my check or checks as specified below. _____

I have enclosed my signed Application, Alcohol Sales Policy and Brattleboro Renewal Addendum. _____

APPLICANT SIGNATURE: <u>Ray McNeill pres</u>	DATE: <u>2/5/20</u>
--	---------------------

APPLICATION MUST BE RECEIVED BY TOWN CLERK NO LATER THAN FEBRUARY 14, 2020 AND BE ACCOMPANIED BY STATE AND TOWN FEES ON INDIVIDUAL CHECKS.

Return all forms and checks fees to:

Brattleboro Town Clerk
230 Main Street, Ste 108
Brattleboro VT 05301

802-251-8157 e-mail: townclerk@brattleboro.org

FEES PAYABLE TO "STATE OF VERMONT":

FEES PAYABLE TO "BRATTLEBORO TOWN CLERK":

For Town Clerk's Use Only
Amount Received: <u>\$1,210.00</u>
DB <u>2/6/2020</u>
<u>2/6/2020</u>

2020 LIQUOR LICENSE RENEWAL APPLICATION
FIRST CLASS RESTAURANT/BAR LICENSE TO SELL MALT AND VINOUS BEVERAGES

523-001-1RST-001

Page 1

License Year Beginning May 1, 2020 ending April 30, 2021

Fee: \$230.00 of which
\$115.00 is paid to town/city
\$115.00 is paid to DLC
Town: 13010 - BRATTLEBORO

MISREPRESENTATION OF A MATERIAL FACT ON ANY LICENSE APPLICATION SHALL BE GROUNDS
FOR SUSPENSION OR REVOCATION OF THE LICENSE, AFTER NOTICE AND HEARING

Applicant: Review all of the information presented on this form, indicating any changes in the spaces provided.

Applicant: Three Dollar Dewey's, Inc.

Licensee # 523- 1

Doing Business As:

McNeill's Brewery (1rst)

Mailing Address:

90 Elliot Street

90 Elliott Street

Brattleboro VT 05301

Brattleboro VT 05301-3269

Telephone: (802) 254-2553

PLEASE INCLUDE EMAIL ADDRESS: Raymcneille.Hatmail.com

Description of Premises:

Premises: XX Owned ___ Leased

Restaurant on the first floor and storage one floor below, of a four and 1/2 story wood frame building across from Junction of Church and Elliot Streets in the Town of Brattleboro, Vermont.

Last Enforcement Seminar: 03/28/2018

Fed. ID Number: 03-0300901 Incorporation Date: 02/08/1985 Valid Charter?: Yes State of Charter: Vermont

Majority of Directors are US Citizens: Yes

ATTACH AN ADDITIONAL SHEET TO THIS APPLICATION NOTING ANY NECESSARY CORRECTIONS OR CHANGES AND UPDATES THAT HAVE OCCURRED DURING THE PAST YEAR.

Corporation	Name	Address	Town/City	State	Zip Code
Director	1. McNeill, C. Reagin	90 Elliot Street	Brattleboro	VT	05301
Stockholder	2. McNeill, C. Reagin	90 Elliot Street	Brattleboro	VT	05301

Has any director or stockholder been convicted or pleaded guilty to any criminal or motor vehicle offense in any court of law (including traffic tickets by mail) during the last year? ___ Yes X No

If yes, please attach the following information: Individual's name, court/traffic bureau, offense and date

In past year has any director or stockholder of the corporation held any elective or appointive state, county, city, village or town office in Vermont (See VSA, T.7, Ch.9, Sec. 223)? ___ Yes X No

If yes, please attach the following information: Individual's name, office and jurisdiction

Vt. Dept. of Health Food License No.: 3818

Vt. Dept. of Health Lodging No.:

Vt. Tax Dept. Meals & Rooms Cert./Acct. No.: 80734

Disclosure of Non-profit Organization?: ___ Yes XX No

ALL APPLICANTS MUST COMPLETE AND SIGN

The applicant understands and agrees that the Liquor and Lottery Control Board may obtain criminal history record information from State and Federal record repositories.

I/We hereby certify, under the pains and penalties of perjury, that I/We are in good standing with respect to or in full compliance with a plan approved by the Commissioner of Taxes to pay any and all taxes due the State of Vermont as of the date of this application. (VSA, Title 32, Section 3113)

I/We hereby certify that I/We are not under an obligation to pay child support or that I/We are in good standing with respect to child support or are in full compliance with a plan to pay any and all child support payable under a support order. (VSA, Title 15, Section 795)

In accordance with 21 VSA, Section 1378(b), I/We certify, under pains and penalties of perjury, that I/We are in good standing with respect to or in full compliance with a plan to pay any and all contributions or payments in lieu of contributions due to the Department of Employment and Training.

I/We have registered the trade name of these premises with the Secretary of State.

Continued on next page

2020 LIQUOR LICENSE RENEWAL APPLICATION
FIRST CLASS RESTAURANT/BAR LICENSE TO SELL MALT AND VINOUS BEVERAGES

523-001-1RST-001
Page 2

We hereby certify that the information in this application is true and complete.

Dated this 5 day of February, 2020

Signature of authorized agent
of corporation, company, club or association

Signature of individual or partners

C R McNeill

Agent
(Title)

Are you making this application for the benefit of any other party? ___ Yes No

LOCAL COMMISSIONER SECTION BELOW

Upon being satisfied that the conditions precedent to the granting of this license as provided in Title 7 of the Vermont Statutes Annotated, as amended, have been fully met by the applicant, the commissioners will endorse their recommendation on the back of the application and transmit it to the Liquor and Lottery Control Board for suitable action thereon, before any License may be granted. For the information of the Liquor and Lottery Control Board, applications shall carry the signature of each individual commissioner registering either approval or disapproval.

APPROVED

DISAPPROVED

Approved by Board of Control Commissioners of the City or Town of Brattleboro.

Total Membership 5 members present

Attest, _____, Town Clerk

TOWN OR CITY CLERK SHALL MAIL APPROVED RENEWAL DIRECTLY TO:
DIVISION OF LIQUOR CONTROL
13 GREEN MOUNTAIN DRIVE
MONTPELIER, VT 05602

If application is disapproved, local control commissioners shall notify the applicant by letter.

No formal action taken by any agency or authority of any town board of selectmen or city board of aldermen on a first or second class license application shall be considered binding except as taken or made at an open public meeting. VSA T-1, Sec.312

2020 LIQUOR LICENSE RENEWAL APPLICATION
THIRD CLASS RESTAURANT/BAR LICENSE TO SELL SPIRITUOUS LIQUORS

523-001-3RST-001

Page 1

Fee: \$1,095.00

Paid to DLC

Seasonal Fee: \$550.00

Town: 13010 - BRATTLEBORO

License Year Beginning May 1, 2020 ending April 30, 2021

MISREPRESENTATION OF A MATERIAL FACT ON ANY LICENSE APPLICATION SHALL BE GROUNDS
FOR SUSPENSION OR REVOCATION OF THE LICENSE, AFTER NOTICE AND HEARING

Applicant: Review all of the information presented on this form, indicating any changes in the spaces provided.

Applicant: Three Dollar Dewey's, Inc.

Licensee # 523- 1

Doing Business As:

McNeill's Brewery (1rst)
90 Elliot Street
Brattleboro VT 05301
Telephone: (802) 254-2553

Mailing Address:

90 Elliott Street
Brattleboro VT 05301-3269

PLEASE INCLUDE EMAIL ADDRESS: Ray.mcneill@hotmail.com

Description of Premises:

Restaurant on the first floor and storage one floor below, of a four and 1/2 story wood frame building across from Junction of Church and Elliot Streets in the Town of Brattleboro, Vermont.

Premises: XX Owned Leased

Last Enforcement Seminar: 03/28/2018

This Club is: An unincorporated Association? Yes XX No
A Limited Liability Company? Yes XX No
A Vermont Corporation? XX Yes No

Fed. ID Number: 03-030901 Incorporation Date: 02/08/1985 Valid Charter?: Yes State of Charter: Vermont
Majority of Directors are US Citizens: Yes

ATTACH AN ADDITIONAL SHEET TO THIS APPLICATION NOTING ANY NECESSARY CORRECTIONS OR CHANGES AND UPDATES THAT HAVE OCCURRED DURING THE PAST YEAR.

Corporation	Name	Address	Town/City	State	Zip Code
Director	1. McNeill, C. Reagin	90 Elliot Street	Brattleboro	VT	05301
Stockholder	2. McNeill, C. Reagin	90 Elliot Street	Brattleboro	VT	05301

Has a director or stockholder been convicted or pleaded guilty to any criminal or motor vehicle offense in any court of law (including traffic tickets by mail) during the last year? Yes X No
If yes, please attach the following information: Individual's name, court, traffic bureau, offense and date

In the past year has any director or stockholder of the corporation held any elective or appointive state, county, city, village or town office in Vermont (See VSA, T.7, Ch.9, Sec. 223)? Yes X No
If yes, please attach the following information: Individual's name, office and jurisdiction **oops! NO!**

Vt. Dept. of Health Food License No.:

Vt. Dept. of Health Lodging No.:

Vt. Tax Dept. Meals & Rooms Cert./Acct. No.:

Disclosure of Non-profit Organization?: Yes XX No

ALL APPLICANTS MUST COMPLETE AND SIGN

The applicant understands that he/she must maintain a list of the names and residences of paid up members, a list of club officers, and a list of employees of the club and their annual salaries. These lists must remain on the licensed premises and be available for inspection upon request.

The applicant understands and agrees that the Liquor and Lottery Control Board may obtain criminal history record information from State and Federal record repositories.

I/We hereby certify, under the pains and penalties of perjury, that I/We are in good standing with respect to or in full compliance with a plan approved by the Commissioner of Taxes to pay any and all taxes due the State of Vermont as of the date of this application. (VSA, Title 32, Section 3113)

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I/We have registered the trade name of these premises with the Secretary of State.

Continued on next page

2020 LIQUOR LICENSE RENEWAL APPLICATION
THIRD CLASS RESTAURANT/BAR LICENSE TO SELL SPIRITUOUS LIQUORS

523-001-3RST-001
Page 2

We hereby certify that the information in this application is true and complete.

Filed this 5 day of February, 2020

Signature of authorized agent
of corporation, company, club or association

Signature of individual or partners

Ed McNeil
Pres
(Title)

Are you making this application for the benefit of any other party? Yes No

MAKE CHECKS PAYABLE TO: VERMONT DIVISION OF LIQUOR CONTROL
13 GREEN MOUNTAIN DRIVE
MONTPELIER, VT 05602

MAIL CHECK WITH COMPLETED FORMS TO THE TOWN OR CITY CLERK

----- LOCAL COMMISSIONER SECTION BELOW -----

Upon being satisfied that the conditions precedent to the granting of this license as provided in Title 7 of the Vermont Statutes Annotated, as amended, have been fully met by the applicant, the commissioners will endorse their recommendation on the back of the application and transmit it to the Liquor and Lottery Control Board for suitable action thereon, before any License may be granted. For the information of the Liquor and Lottery Control Board, applications shall carry the signature of each individual commissioner registering either approval or disapproval.

APPROVED

DISAPPROVED

Approved by Board of Control Commissioners of the City or Town of Brattleboro

Total Membership 5, _____ members present Attest, _____, Town Clerk

The seasonal fee applies to establishments open for six continuous months or less of the license year.

TOWN OR CITY CLERK SHALL MAIL APPROVED RENEWAL DIRECTLY TO:
DIVISION OF LIQUOR CONTROL
13 GREEN MOUNTAIN DRIVE
MONTPELIER, VT 05602

If application is disapproved, local control commissioners shall notify the applicant by letter.

No formal action taken by any agency or authority of any town board of selectmen or city board of aldermen on a first or second class license application shall be considered binding except as taken or made at an open public meeting. VSA T-1, Sec. 312

BRATTLEBORO ADDENDUM TO STATE OF VERMONT
LIQUOR AND/OR TOBACCO LICENSE RENEWAL FORM

1. Establishments shall maintain and submit a written Alcohol Sales Policy identifying steps that staff must take for every transaction. This policy shall be reviewed with your staff on an annual basis and signed on the date it was reviewed. This policy shall include:
 - a.) Checking identification – including what perceived age triggers an identification check; what are acceptable forms of identification; and when is a second form of identification required
 - b.) Identifying fake Identification and/or third party sales – including what to do if an identification appears to be fake or a third party sale is suspected.
 - c.) Dealing with intoxicated/disruptive customers – including how to deny a sale.
 - d.) Procedure for contacting law enforcement and keeping an incident log.
 - e.) Consequences/corrective actions for staff who fail to check Ids, serve intoxicated customers or violate relevant laws pertaining to the sale/serving of alcohol.

For sample of a written Alcohol Sales Policy see enclosed or go to the liquor license page on the www.brattleboro.org website

2. Licensees must respond in writing to a Notice of Alcohol-Related Incident **issued by the Brattleboro Police Department within two weeks of when the notice is mailed.**
3. When a liquor license is renewed, information regarding violations (including whether or not licensee responded to alcohol violations within the two-week period) will be given to the Selectboard prior to the meeting at which the renewal is to be discussed.
4. Establishment must be in possession of a valid Brattleboro Business license. For more information regarding a business license, contact Brattleboro Listers' Office 802-251-8115.
5. All property taxes, water, sewer, or related fees, costs or penalties applicable by law and due the Town of Brattleboro as of the date of application or renewal must be current.

Adopted by Brattleboro Selectboard February 21, 2012 and amended November 21, 2017

I hereby certify that I have read the above and will abide by State and local requirements.

C R McNeill

Please print name of Applicant or Authorized agent

Phil McNeill pres

Signature of applicant or authorized agent

Name of establishment (please print) McNeill's Pub & Brewery

Failure to comply with above may result in revocation of liquor/tobacco license.

**THIS FORM MUST BE RETURNED WITH
LICENSE RENEWAL APPLICATION**



State of Vermont
Department of Liquor and Lottery
Division of Liquor Control
 13 Green Mountain Drive
 Montpelier, VT 05620-4501
liquorcontrol.vermont.gov

Patrick Delaney, Commissioner

[phone] 802-828-2339
 [fax] 802-828-1031

October 22, 2019

#523-001
 Three Dollar Dewey's Inc.
 d/b/a Mc Neill's Brewery (1st)
 90 Elliott St
 Brattleboro VT 05301-3269

Dear Licensee:

The Division of Liquor Control is concerned about the extent of alcohol beverage use by minors. In our ongoing efforts to prevent alcohol use by underage persons, we recently conducted a compliance check to help determine the extent that licensees are furnishing alcohol beverage products to underage customers.

On September 26, 2019 @ 7:54 p.m. an alcohol beverage sale was made to an underage person at your licensed premises. Our records indicate this is the first violation detected during an alcohol compliance test.

1st Offense Letter of Warning

This letter is to inform you of the unlawful sale and of the importance of obeying the law and keeping alcohol beverages out of the hands of minors by routinely checking proper identification. General Regulation No. 12 of the Liquor Control Laws and Regulations clearly states that it is unlawful to sell alcohol beverages to anyone under the age of twenty-one.

To assist you in maintaining a proper operation in compliance with the Liquor Control Laws and Regulations, we encourage you to contact the Liquor Control Investigator in your area or this office when you have questions concerning this letter or interpretation of the liquor laws and regulations pertaining to your particular license.

If you disagree with any of the statements or information contained in the Investigators report, which resulted in this administrative penalty or suspension, please submit the reasons for disagreement in writing to the Division of Liquor Control for review and decision, no later than ten days after receipt of this letter.

Mandatory DLC training for the licensee (Owner, Director, Partner or Manager) either online or in person is required within sixty (60) days of this letter. You must submit a copy of your training certificate with your license number indicated on it to the office of Liquor Control to avoid non-compliance with Education Regulation #5, which could result in suspension or revocation of your license.

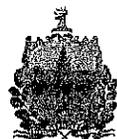
Please sign the enclosed Waiver of Hearing form and forward it to the Division of Liquor Control within 10 days of receiving this notice.

If you have any questions, please call our office 802-828-2339.

Sincerely,

Skyler Genest, Director of Compliance & Enforcement

Cc: Investigator McLeod
 Brattleboro Town Clerk



Liquor and Lottery Control Board:
Martin Manahan, Chair; Edward Flanagan, Sam Guy, Sabina Haskell, Thom Lauzon - Members

Vermont Department of Liquor Control Education,
Licensing and Enforcement Division
1st Class Compliance Report

License Number: 005230011RST001
License Class: 1
Owner Name: Three Dollar Dewey's Inc.
DBA Name: McNeills Brewery (1rst) 005230011RST001 Brattleboro 05/01/2019
Address: 90 Elliot Street
City: Brattleboro
Zip Code: 05301
County/Town: Brattleboro
Telephone No. (802)254-2553

Seller Information

Was sale completed? **Yes** Date and time: 09-26-2019 19:54 (-4 GMT)

Name/Description of Employee: Rocio Franco First Class 04/17/2019

Gender of Employee: Female Age 44

Was minor asked for identification? **No**

If yes, type of product purchased: Cider

Cost: 7.50 Quantity/Package: 1 16 ounce

Tobacco Sign Posted: _____ Brand of Gas: _____

Designated Driver Sign Posted: Yes

Initials of minor purchasing/attempting to purchase SS **Female** Age 19

Supervising Liquor Control Investigator: Kimberly Mcleod (DIGITAL SIGNATURE)
Signature

Has employee been trained via In-Person Seminar or Online Training? **Yes**

If so, when? 04-17-2019 Type of Training: First Class Instructor: Online Seminar

Has employee been trained by his/her employer as required by Title 7 VSA § 239(c)?

If so, date trained: _____ Trained by: _____

Investigator verified certificate on file at licensed premise **Yes**

As of this date I have not been trained to sell Alcohol or Tobacco [Signature] 09-26-2019
Circle one Signature of Employee Date



State of Vermont
Department of Liquor and Lottery
Division of Liquor Control
13 Green Mountain Drive
Montpelier, VT 05620-4501
liquorcontrol.vermont.gov

Patrick Delaney, Commissioner

October 22, 2019

I hereby waive my rights to a formal hearing in the matter of violation of General Regulation No. 12 that allegedly occurred on September 26, 2019 on the licensed premises of

#523-001
Three Dollar Dewey's Inc.
d/b/a Mc Neill's Brewery (1rst)
90 Elliott St
Brattleboro VT 05301-3269

I do not contest the above alcohol violation which occurred and hereby indicate the option.
I have chosen with respect to administrative action. This will not have any effect on or preclude any court action.

Warning Letter

I decline the above waiver and request a hearing before the Liquor Control Board

Signature: _____

Title: _____

Date: _____

This form must be returned within 10 days of receipt.

If you have any questions, please contact our office at 802-828-2339.



Liquor and Lottery Control Board:

Martin Manahan, Chair; Edward Flanagan, Sam Guy, Sabina Haskell, Thom Lauzon - Members

BRATTLEBORO TOWN CLERK

230 Main Street, Suite 108
Brattleboro, Vermont 05301-2885

Telephone 802-251-8129
Fax 802-257-2312
Email hfrancis@brattleboro.org

MEMORANDUM

TO: Liquor Commissioners, Town of Brattleboro
VIA: Peter Elwell, Town Manager
FROM: Hilary Francis, Town Clerk
RE: Pass Mart Inc., d/b/a Pass Mart - Second Class Liquor License Application
DATE: February 11, 2020

February 18, 2020 Selectboard Meeting

Pass Mart is in the process of purchasing what was formerly Sonny's Sunoco, on 228 Canal St., and continuing to use it as a gas station and convenience mart. They are planning to move in at the beginning of April, and open immediately upon obtaining their Second Class Liquor License.

There are no outstanding taxes or fees owed to the Town.

Attached is the second class liquor license application and addendum.

The application has been reviewed and approved by the Brattleboro Police and Fire Departments.

Following review by Local Liquor Commissioners, the application will be subject to review by the Vermont Department of Liquor Control for final action.

Mr. Prashanna Sangroula will be present at the Selectboard meeting to address any questions the Board may have.

cc: Fire
Police

FIRST/SECOND/THIRD CLASS LIQUOR LICENSE AND TOBACCO APPLICATION

(License year is May 1ST through April 30TH of the following year)

PASS MART INC.
Print Name of Person, Partnership, Corp., Club or LLC

PASS MART
Doing Business as – Trade Name

228 Canal Street
Street

Brattleboro VT 05301
Town or City & Zip Code

703-321-6914
Telephone Number

POBOX 681 Brattleboro 05302
Mailing Address (if different from above)

Email address: PASSTRADINGVT@GMAIL.COM

APPLICATION FEES:	
FIRST CLASS LICENSE - \$115.00 to DLC and \$115.00 to Town/City	
SECOND CLASS LICENSE- \$70.00 to DLC and \$70.00 to Town/City	
SECOND CLASS RETAIL DELIVERY PERMIT - \$100.00 to DLC	
THIRD CLASS LICENSE - \$1,095 for a full year to DLC \$550 for 6 or fewer months to DLC	
TOBACCO LICENSE- (there is no application fee for tobacco if applying for second class)	
TOBACCO ENDORSEMENT PERMIT - \$50.00 to DLC	
*If applying for Tobacco only license, please use the Tobacco Only form.	

Please check appropriate categories

<input type="checkbox"/> FIRST CLASS	<input type="checkbox"/> Retail Delivery Permit
<input checked="" type="checkbox"/> SECOND CLASS	<input type="checkbox"/> Tobacco Endorsement
<input type="checkbox"/> THIRD CLASS	<input type="checkbox"/> Restaurant
<input checked="" type="checkbox"/> TOBACCO	<input type="checkbox"/> Hotel
	<input type="checkbox"/> Club
	<input type="checkbox"/> Commercial Kitchen (a Liquor Control Commercial Caterer's License is needed with this license)

TO THE CONTROL COMMISSIONERS OF THE TOWN/CITY OF Brattleboro

Application is hereby made for a license to sell malt and vinous beverages under and in accordance with Title 7, Vermont Statutes Annotated, as amended, and certify that all statements, information and answers to questions herein contained are true; and in consideration of such license being granted do promise and agree to comply with all local and state laws; and to comply with all regulations made and promulgated by the Board of Liquor and Lottery. Upon hearing, the Board of Liquor and Lottery may, in its discretion, suspend or revoke such license whenever it may determine that the law or any regulations of the Board of Liquor and Lottery have been violated, or that any statement, information or answers herein contained are false.

ALL APPLICANTS

HAVE ANY OF THE APPLICANTS EVER BEEN CONVICTED OR PLED GUILTY TO ANY CRIMINAL OR MOTOR VEHICLE OFFENSE IN ANY COURT OF LAW (INCLUDING TRAFFIC TICKETS) AT ANY TIME? YES NO

If yes, please complete the following information: (attached sheet if necessary)

Name	Court/Traffic Bureau	Offense	Date
<u>SHANKAR SHRESTHA</u>	<u>Fairfax Co. Circuit Ct.</u>	<u>speeding</u>	<u>5/2/2016</u>

Do any of the applicants hold any elective or appointive state, county, city, village/town office in Vermont? (See VSA, T.7, Ch. 9, §223)
If yes, please complete the following information:

Name	Office	Jurisdiction

Please give name, title and date attended of manager, director, partner or individual who has attended a Liquor Control Licensee Education Seminar, as required by Education Regulation No. 3:

Name: Prashanna Songrovia
 Title: CEO/ President
 Date: 02/04/2020

If you have not attended an Education Seminar prior to making application, please visit www.liquorcontrol.vermont.gov and click on Seminar Schedule for a list of Seminars in your area.

FOR ALL APPLICANTS: DESCRIPTION /LOCATION OF PREMISES (Section 4)

Description of the premises to be licensed: Gas Station with convenience store & deli

Does applicant own the premises described? YES NO If not owned, does applicant lease the premises? YES NO

If leased, name and address of lessor who holds title to property: _____

Are you making this application for the benefit of any other party? YES NO

FIRST CLASS APPLICANTS ONLY: No first-class license may be issued without the following information.

HEALTH LICENSE #: Food _____ Lodging (if licensed as a Hotel) _____

VERMONT TAX DEPARTMENT: Meals & Rooms Certificate/Business Account# _____

Business is devoted primarily to (please check one):

- FOOD (restaurant)
 HOTEL
 CLUB
 COMMERCIAL CATERING

If you are considering Outside Consumption service on decks, porches, cabanas, etc. you must complete an Outside Consumption Permit. This form can be found on our website at www.liquorcontrol.vermont.gov and then click on licensing and then forms.

MISREPRESENTATION OF A MATERIAL FACT ON ANY LICENSE APPLICATION SHALL BE GROUNDS FOR SUSPENSION OR REVOCATION OF THE LICENSE, AFTER NOTICE AND HEARING.

If this premise was previously licensed, please indicate name Sony's Sunoco

I/we are applying as (please check one):

- INDIVIDUAL
- PARTNERSHIP
- LIMITED LIABILITY COMPANY
- CORPORATION

Please fill in name and address of individual, partners, directors or members.

LEGAL NAME	STREET/CITY/STATE
<u>PRASHANNA SANGAOLA</u>	<u>179 Pleasant St. Claremont NH 03743</u>
<u>SHANKAR SWRESTHA</u>	<u>16 Hartford St. Claremont NH 03743</u>
<u>PAWAN PAUDEL</u>	<u>101 Grove St. Claremont NH 03743</u>

Are all of the above citizens or lawful permanent residents of the UNITED STATES? Yes No

If naturalized citizen or lawful permanent resident of the United States, please provide a copy of the naturalization or lawful permanent resident documentation.

CORPORATE INFORMATION:

If you have checked the box marked CORPORATION, please fill out this information for stockholders (attach sheet if necessary).

LEGAL NAME	STREET/CITY/STATE
<u>PASS MART INC.</u>	<u>179 Pleasant St. Claremont NH 03743</u>

Date of incorporation 4/19/2020 NH. Is corporate charter now valid? Yes No

Corporate Federal Identification Number _____

Have you registered your corporation and/or trade name with the Town/City Clerk? Y N and/or Secretary of State? Y N
(as required by VSA Title 11 § 1621, 1623 & 1625).

ALL APPLICANTS MUST COMPLETE AND SIGN BELOW

The applicant(s) understands and agrees that the Board of Liquor and Lottery may obtain criminal history record information from State and Federal repositories prior to acting on this application.

I/We hereby certify, under pains and penalties of perjury, that I/We are in good standing with respect to or in full compliance with a plan approved by the Commissioner of Taxes to pay any and all taxes due the State of Vermont as of the date of this application. (VSA, Title 32, §3113).

In accordance with 21 VSA, §1378 (b) I/We certify, under pains and penalties of perjury, that I/We are in good standing with respect to or in full compliance with a plan to pay any and all contributions or payments in lieu of contributions due to the Department of Employment and Training.

If applicant is applying as an individual: I hereby certify that I/We are not under an obligation to pay child support or that I/We are in good standing with respect to child support or am in full compliance with a plan to pay any and all child support payable under a support order. (VSA, Title 15, §795).

Dated at Braintreeboro in the County of Windham and State of VT,
this 5 day of February, 20 20

Corporations/Clubs: Signature of Authorized Agent
Prashanna Sangroula psangrou
Shankar Shrestha Shankar

Individuals/Partners: (All partners must sign)
Pawan R. Paudel Pawan

TOWN/CITY APPROVAL/DISAPPROVAL

Upon being satisfied that the conditions precedent to the granting of this license as provided in Title 7 of the Vermont Statutes Annotated, as amended, have been fully met by the applicant, the commissioners will endorse their recommendation on the back of the applications and transmit both copies to the Board of Liquor and Lottery for suitable action thereon, before any license may be granted. For the information of the Board of Liquor and Lottery, all applications shall carry the signature of each individual commissioner registering either approval or disapproval. Lease or title must be recorded in town or city before issuance of license.

Brattleboro, Vermont, _____
Town/City Date

APPROVED

DISAPPROVED

Please check one: Approved Disapproved

by the Board of Control Commissioners of the City or Town of Brattleboro

Total Membership 5 Members present _____

Attest, _____
City or Town Clerk

TOWN OR CITY CLERK SHALL MAIL ONE APPLICATION DIRECTLY TO THE DIVISION OF LIQUOR CONTROL, 13 Green Mountain Drive, Montpelier, VT 05602. If application is disapproved, local control commissioners shall notify the applicant by letter.

No formal action taken by any agency or authority of any town board of selectmen or city board of aldermen on a first or second-class application shall be considered binding except as taken or made at an open public meeting, VSA Title 1 §312.

SECTION 5111 AND 5121 OF THE INTERNAL REVENUE CODE OF 1954 REQUIRE EVERY RETAIL DEALER IN ALCOHOLIC BEVERAGES TO FILE A FORM ANNUALLY AND PAY A SPECIAL TAX IN CONNECTION WITH SUCH SALES ACTIVITY. FOR FURTHER INFORMATION, CONTACT:

**THE BUREAU OF ALCOHOL, TOBACCO & FIREARMS (TTB)
DEPARTMENT OF THE TREASURY
550 MAIN STREET, CINCINNATI, OH 45202
(513) 684-2979**

NOTICE: All new applications are investigated by the Enforcement and Licensing Division prior to approval/disapproval of the license by the Board of Liquor and Lottery. Please note that this process can take anywhere from 2 weeks to 6 weeks to complete once Liquor Control receives the application.

BRATTLEBORO ADDENDUM TO STATE OF VERMONT
LIQUOR AND TOBACCO LICENSE APPLICATION

Additional Criteria for Awarding a License

Adopted by Brattleboro Selectboard February 21, 2012 and amended November 21, 2017

1. A new licensee must be present at the Selectboard meeting where the license is being discussed. A meeting date and time will be provided to you by the town clerk.
2. The licensee will provide information on whether he/she has held a prior liquor license and, if so, where and when that license was held. See section below.
3. If applicant does not reside in Vermont, a statement from their local police department must be provided, disclosing any local criminal activity on record.
4. Establishments shall provide a written and signed Alcohol Sales Policy identifying steps that staff must take for every transaction. This policy shall be reviewed with your staff on an annual basis and signed on the date that it was reviewed. This policy shall include:
 - a.) Checking identification – including what perceived age triggers an identification check; what are acceptable forms of identification; and when is a second form of identification required
 - b.) Identifying fake identification and/or third party sales – including what to do if an identification appears to be fake or a third party sale is suspected.
 - c.) Dealing with intoxicated/disruptive customers – including how to deny a sale.
 - d.) Procedure for contacting law enforcement and keeping an incident log.
 - e.) Consequences/corrective actions for staff who fail to check IDs, serve intoxicated customers or violate relevant laws pertaining to the sale/serving of alcohol.

For sample of a written Alcohol Sales Policy see enclosed or go to the liquor license page on the www.brattleboro.org website

5. Licensees must respond in writing to a Notice of Alcohol-Related Incident **issued by the Brattleboro Police Department within two weeks of when the notice is mailed.**
6. When a liquor license is renewed, information regarding violations (including whether or not licensee responded to alcohol violations within the two-week period) will be given to the Selectboard prior to the meeting at which the renewal is to be discussed.
7. Establishment must be in possession of a valid Brattleboro Business license. For more information regarding a business license, contact Brattleboro Listers' Office 802-251-8115.
8. All property taxes, water, sewer, or related fees, costs or penalties applicable by law and due the Town of Brattleboro as of the date of application or renewal must be current.

Has the applicant held a prior liquor license in any State. YES NO

If yes, please answer the following:

- a. Name of establishment(s) _____
- b. Physical Address
Street _____ Town, State _____
- c. Mailing Address _____
- d. From date _____ Until date _____
Use additional sheets if necessary.

I hereby certify that I have read the above and will abide by State and local requirements.

Prashanna Sangrouk

Please print name of Applicant or Authorized agent

Prashanna Sangrouk

Signature of applicant or authorized agent

Name of establishment (please print) PASS MART

Failure to comply with above may result in denial or revocation of liquor license.