

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: S&M Venture LLC., d/b/a A Stop Food Mart - Second Class Liquor License Application
DATE: October 25, 2019

November 5, 2019 Selectboard Meeting

A Stop Food Mart is in the process of purchasing what was formerly Sandri Sunoco, on 707 Putney Rd., and continuing to use it as a gas station and convenience mart. They are planning to move in at the beginning of November, 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. Rashid Muhammad 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)

S S M VENTURE LLC

Print Name of Person, Partnership, Corp., Club or LLC

A STOP FOOD MART

Doing Business as - Trade Name

707 Putney Rd

Street

Brattleboro, VT 05301

Town or City & Zip Code

860-391-5385

Telephone Number

Mailing Address (if different from above)

Email address: maninderarora67@gmail.com

Please check appropriate categories

- FIRST CLASS
 SECOND CLASS RETAIL DELIVERY PERMIT
 THIRD CLASS
 TOBACCO TOBACCO ENDORSEMENT

- Restaurant
 Hotel
 Club
 Commercial Kitchen (a Liquor Control Commercial Caterer's License is needed with this license)

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.*

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.

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 Good Fella's Petroleum, Inc

I/we are applying as: Please check one:

INDIVIDUAL LIMITED LIABILITY COMPANY
PARTNERSHIP CORPORATION

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

LEGAL NAME Rashid Nuhammad STREET/CITY/STATE 369 Cook Ave, Meriden, CT 06451

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 _____

Date of incorporation _____ Is corporate charter now valid? _____

Corporate Federal Identification Number _____

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

ALL APPLICANTS

HAVE ANY OF THE APPLICANTS EVER BEEN CONVICTED OR PLED GUILTY TO ANY CRIMINAL

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 Brattleboro in the County of Windham and State of VT,
this 4th day of October, 2019

Corporations/Clubs: Signature of Authorized Agent

Individuals/Partners: (All partners must sign)

M. Rashid
owner

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.

Muhammad Rasheed
Please print name of Applicant or Authorized agent

M. Rasheed
Signature of applicant or authorized agent

Name of establishment (please print) A- STOP FOOD MART

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

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MEMORANDUM

TO: Liquor Commissioners, Town of Brattleboro
VIA: Peter Elwell, Town Manager
FROM: Hilary Francis, Town Clerk
RE: Hardy Foard Catering LLC., d/b/a The Porch Too – First Class Liquor License & Seasonal
3rd Class Liquor License Application
DATE: October 28, 2019

November 5, 2019 Selectboard Meeting

The Porch Too has had a catering business running out of the back of the restaurant for the past ten years, located at 648 Putney Road. The catering portion of the business is currently looking to expand to catering alcohol as well, and they are therefore seeking a First Class Liquor License and a Seasonal Third Class Liquor License.

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

Attached is the first and third 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.

Ms. Gretchen Hardy 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)

Gretchen Hardy HARDY FOARD CATERING LLC

Print Name of Person, Partnership, Corp., Club or LLC

"The Porch Too" by Hardy Foard Catering

Doing Business as - Trade Name

648 Putney Rd

Street
Brattleboro VT 05301

Town or City & Zip Code

802-579-1433

Telephone Number

Mailing Address (if different from above)

Email address: gretchen@theporch-too.com

Please check appropriate categories

- FIRST CLASS
 SECOND CLASS RETAIL DELIVERY PERMIT
 THIRD CLASS
 TOBACCO TOBACCO ENDORSEMENT

- Restaurant
 Hotel
 Club
 Commercial Kitchen (a Liquor Control Commercial Caterer's License is needed with this license)

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
\$350 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

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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.

OR MOTOR VEHICLE OFFENSE IN ANY COURT OF LAW (INCLUDING TRAFFIC TICKETS) AT ANY TIME?

 YES X NO

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

Name	Court/Traffic Bureau	Offense	Date

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) YES X NO 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: Adrienne Ginter
 TITLE: Event Coordinator
 DATE: fall or 2014? January 2017 online + ~~serve~~ servesaf online
in person @ Hazel from liquor commissioner

(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: breakfast + lunch establishment

Does applicant own the premises described? If not owned, does applicant lease the premises? YES

If leased, name and address of lessor who holds title to property: Eamon Moran 23 West Main
Aubuchon Realty INC. Westminster,
01473

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

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

HEALTH LICENSE #: Food 2660 Lodging (if licensed as a Hotel)

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

Please check one: Business is devoted primarily to:

 X FOOD (restaurant) HOTEL CLUB X 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.

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).

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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 Brattleboro in the County of Windham and State of VT,
this 9th day of October, 2019

Corporations/Clubs: Signature of Authorized Agent

Individuals/Partners: (All partners must sign)

[Signature]

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, November 5, 2019
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

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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.
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 - d.) Procedure for contacting law enforcement and keeping an incident log.
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For sample of a written Alcohol Sales Policy see enclosed or go to the liquor license page on the www.brattleboro.org website

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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.

Gretchen Hardy

Please print name of Applicant or Authorized agent

[Signature]

Signature of applicant or authorized agent

Name of establishment (please print) The Porch Too by Hardy Foard Catering

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