

ONE-DAY LIQUOR LICENSE

A one day liquor license is a temporary license issued for the service of alcohol or beer and wine. Only non-profit organizations are eligible to apply for a One-Day All Alcohol License. The License Commission (members of the Select Board) typically have requirements for issuance of a one day liquor license:

- TIPS or ServSafe trained servers (*For TIPS certification follow this link:* <https://www.tipsalcohol.com/massachusetts-tips-training.html>)
- Liquor liability insurance for the event with a per occurrence amount of no less than \$250,000
- Any alcohol for the event(s) must be purchased with a licensed distributor by the state. No alcohol can be stored on the premises after the event and any excess alcohol must be returned to the distributor. A list of ABCC approved distributors can be found here: <https://www.mass.gov/doc/authorized-sources-of-alcohol-for-1-day-licenses/download>

If your event is open to the public, whether you are charging for alcohol samples or not, you need a one day liquor license. If your event is private and invitation only, you do not need a one day liquor license.

The License Commission cannot grant One Day Liquor Licenses to:

- Any person for more than a total of 30 days per calendar year
- To any person that has an on premises license application pending
- Any premises that has an alcoholic beverages license

Restrictions

The License Commission has the authority to place restrictions on the license to ensure control of the alcohol/beer and wine being served and public safety.

Fees

One Day All Alcohol - \$130 per day

One-Day Wine & Malt - \$110 per day

Application

Please contact the Town Administrator to place your application on an upcoming agenda of the Shelburne Select Board. The Town Administrator can be reached at (413) 625-0300 x.1 or

townadmin@townofshelburnema.gov

General Laws

Mass General Law Chapter 138 section41: Delivery of alcoholic beverages as prima facie evidence of sale.

Section 41. The delivery of alcoholic beverages in or from a building, booth, stand or other place, except a private dwelling house, or in or from a private dwelling house if any part thereof or its dependencies is used as an inn, eating house or shop of any kind, or other place of common resort, such delivery in either case being to a person not a resident therein, shall be prima facie evidence that such delivery is a sale.

Town Bylaws

Article 11, Section 11

Unless by permit from the Select Board, no person shall, within the Town, possess any opened container of an alcoholic beverage (as defined in Chapter 138, Section 1 of the Massachusetts General Laws) or drink or consume any alcoholic beverage from such a container, on any public street, sidewalk,

parkway, alley court, public or semipublic parking lot, park common, cemetery, or on any way as defined by Chapter 90, Section 1 of the Massachusetts General Laws, whether that way be town highway, county highway, state highway, or other private way open to the public use, or in or upon any other place where the public has a right of access as invitees or licensees without the owner's permission or in the area commonly known as the "Potholes." This section shall also be construed so as to prohibit the consumption of alcoholic beverages as hereinabove defined by any person standing, sitting, walking, running, or otherwise present within such place as hereinabove defined, or within any vehicle, whether parked or moving, which is within the limits of such places as hereinabove defined.

TOWN OF SHELBURNE
ONE DAY LIQUOR LICENSE APPLICATION

Massachusetts General Laws Chapter 138 s.14

Please check the type of license for which you are applying:

____ One Day Liquor All Alcoholic (Available to Non-Profit Organizations Only)

____ One Day Wine & Malt

CORPORATE NAME _____

D/B/A NAME _____

ADDRESS _____

CONTACT PERSON _____

TELEPHONE NUMBER _____

DATE & BEGINNING AND END TIME OF EVENT _____

DESCRIPTION & LOCATION OF EVENT *(Please describe the geographic location boundaries of the event at which alcoholic beverages will be served and consumed, so that you can maintain compliance with Shelburne's open container bylaw).* _____

SERVER(S) AND BARCODE/SERV-SAFE/TIPS CERTIFICATE(S) NUMBERS _____

DISTRIBUTOR FOR PURCHASE OF ALCOHOL _____

EMAIL _____

****You will be sent an email of the Select Board meeting agenda, when posted to the public approximately 2-3 days before meeting. A representative of your organization must attend the meeting****

One Day All Alcohol - \$130 per day

Fees are due at the time the license is picked up

One Day Wine & Malt - \$110 per day

Do not send fee with application.

This application shall fully and specifically describe the proposed event and liquor liability insurance for the event must be obtained. The Select Board may grant such license upon such terms and/or conditions as it may prescribe or may deny such license upon finding the issuance of such license would lead to the creation of a nuisance or would endanger the public health, safety, or order. Notice of such denial shall be delivered to the applicant in writing and shall include therein a statement of reason(s) for such denial.

Pursuant to M.G.L. C.62C, s.49A, I certify under the penalties of perjury that I have, to the best of my knowledge and belief, complied with the law of the Commonwealth relating to taxes, reporting employees and contractors, and withholding and remitting child support.

Signed this ____ day of _____, 20__

Signature of Responsible Individual, Agent, or Corporation

Office Use

Approved:

Denied:

Date:

