

Article 7 Amendment

Submitted by: Michael Zullas, Town Meeting Member, Precinct 3, on behalf of:

Margaret Carels, MS: Town Meeting Member, Precinct 4; Former Director, The Milton Coalition;

Susan Koch-Weser, ScD: Town Meeting Member, Precinct 4; Faculty appointment in Public Health & Community Medicine, Tufts University School of Medicine; Principal Investigator, Tufts Global Alcohol Guidance Labeling Project; member of The Milton Coalition;

Deborah Milbauer, MPH, MSW, CPH: Town Meeting Member, Precinct 4; Senior Lecturer, Department of Health Sciences, Northeastern University; member of The Milton Coalition;

Jill Clark, MPH: Town Meeting Member, Precinct 4; public health professional; member of The Milton Coalition;

Stefano (Steve) Keel, MMHS, MSW: Former Director of Prevention Services and Director of Problem Gambling Services, Massachusetts Department of Public Health; Former Massachusetts NPN and SAMHSA CSAP National Advisory Council member; member of The Milton Coalition;

Maile Panerio-Langer, MPH: public health professional; member of The Milton Coalition;

Margie Skeer, ScD, MPH, MSW: Chair & Professor, Department of Public Health & Community Medicine, Tufts University School of Medicine; adolescent substance-use prevention researcher; member of The Milton Coalition

Amend the Warrant Committee's recommendation for Article 7 as follows:

ARTICLE 7 To see if the Town will vote to amend Chapter 105 Alcoholic Beverages of the General Bylaws by amending Section 105-1 Consumption on Town property and leased premises by deleting the current text of Section 105-1 and inserting in its place the following:

§ 105-1 Consumption on Town property and leased premises.

A. Drinking, sale or possession of alcoholic beverages, as defined in Chapter 138 of the Massachusetts General Laws (for purposes of this Section 105-1, “Alcoholic Beverages”), while in a building owned by the Town of Milton (for purposes of this Section 105-1, a “Town Building”) or upon land owned by the Town of Milton, is prohibited, except that one-day licenses for the drinking, sale or possession of alcoholic beverages in a Town Building may be authorized by the express advance approval of the Select Board. If a public body other than the Select Board is responsible for the care, custody, and control of the subject Town Building, such public body must also approve this use of the Town Building. In addition: (i) all requirements under Massachusetts General Laws, including M.G.L. c. 138, Section 14 shall be met; (ii) all applicants for such one-day liquor licenses shall obtain amounts of insurance and shall indemnify the Town as determined by the Select Board after consultation with Town counsel and the Town’s insurer; (iii) all alcohol shall be served by bartenders who have completed the Training for Intervention Purposes (TIPS) program, or such similar subsequent program designed to limit the risks of underage drinking and overconsumption; and (iv) the Select Board shall work with the Milton Police Department to reduce potential impacts of such licenses on adjacent neighborhoods.

B. One-day licenses for the drinking, sale or possession of alcoholic beverages on Town land may be authorized by the Select Board. If different from the Select Board, the public body responsible for the care, custody, and control of the subject Town land shall also approve such use of the land. The sale of any alcoholic beverages in a Town Building or on Town property shall only be authorized

pursuant to a one-day license issued by the Select Board pursuant to M.G.L. c.138, Section 14. One-day licenses on Town land shall be subject to all the requirements in Section 105-1(A) and the following additional requirements:

- (1) One-day licenses shall only be issued to individuals or organizations under contract to utilize an entity possessing a caterer's license for alcohol sales, pursuant to M.G.L. Chapter 138, Section 12C;
- (2) Nontransferable wristbands shall be provided to individuals 21 years old or older seeking to purchase or consume alcohol beverages;
- (3) Applicants shall submit a sketch plan for the use of Town land that specifies a portion of such Town land for the area of alcohol storage, service, and consumption (i.e., beer garden) as part of the application to the Select Board;
- (4) The Select Board may, depending on the Town land, shall require that alcohol sales and consumption take place only in a location to be designated for this purpose on the sketchsite plan, which shall be a portion of the Town land to be used and shall be marked by signage (the “Beer Garden”);
- (5) Individuals under 21 years of age shall not be allowed in the Beer Garden;
- (6) The vendor shall post the product description, price, and Alcohol by Volume (ABV) for each product;
- (7) No such one-day licenses shall be issued for Town land that includes a playground.

For purposes of this Section 105-1, the phrase "Town of Milton" shall include any department, office, public body or other entity of the Town.

The requirements of this Section 105-1 shall exist independent of, and in addition to, any applicable requirements of law relating to Alcoholic Beverages, including without limitation Chapter 138 of the Massachusetts General Laws.

C. Whoever violates any provision of this section shall be fined an amount of \$300 for each offense.

and to authorize the Town Clerk to assign or amend chapter and section numbers; and act on anything relating thereto.

Submitted by the Select Board.