



TOWN OF ACTON
472 Main Street
Acton, Massachusetts, 01720
Telephone (978) 929-6611
Fax (978) 929-6350

Town Manager Office

September 9, 2014

To: All Section 15 Package Stores
From: Town Manager's Office
RE: Sale of Alcoholic Beverage Change in Sunday Hours

Enclosed is the notification form from the ABCC regarding the new Sunday hours of operation. Please fill out the application for change of hours and forward to the Office of the Town Manager no later than **September 16th** to be put on consent for the **September 22, 2014** regular meeting of the Board of Selectmen. The next Board of Selectmen meeting will be October 6, 2014.

Please send all correspondence to: ltomyl@acton-ma.gov

Regards,

A handwritten signature in blue ink that reads "Lisa Tomyl".

Lisa Tomyl
Executive Assistant
Office of the Town Manager



The Commonwealth of Massachusetts
 Department of the State Treasurer
 Alcoholic Beverages Control Commission
 239 Causeway Street
 Boston, MA 02114

Steven Grossman
 Treasurer and Receiver General

Kim S. Gainsboro
 Chairman

THE ALCOHOLIC BEVERAGES CONTROL COMMISSION (“ABCC”) ADVISORY
M.G.L. c. 138, §15 OFF-PREMISES RETAIL LICENSEES SUNDAY OPENING TIME
ALLOWED AT 10:00 A.M.

Effective October 23, 2014¹, off-premises retail alcoholic beverages licensees (M.G.L. c. 138, §15) will be permitted to sell alcoholic beverages beginning at 10:00 a.m. on Sundays. Although under the law, these licensees are entitled as a matter of right to open at 10:00 a.m. and as such do not need the approval of the Local Licensing Authorities, licensees must notify the Local Licensing Authorities about the change of hours.

The simplest way for licensees to effectuate this change is to follow the process outlined in the CHANGE OF HOURS Application which may be found on our website at <http://www.mass.gov/abcc/pdf/forms/nofeetransmittal.pdf>. Licensees should use this form to notify the Local Licensing Authority of the change in hours and attach a corporate vote authorizing the change. Upon receipt of this request, the Local Licensing Authority must approve it. The Local Licensing Authority should forward an approved “Form 43” with the additional Sunday hours of sale to the ABCC for each licensee affected.

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As mentioned above, this law does not go into effect until October 23, 2014. All licensees should ensure that sales of alcoholic beverages take place only on the days and hours approved by the Local Licensing Authority. Licensees who fail to notify the Local Licensing Authority about the change to their hours are prohibited from making sales at an earlier time than those permitted on the face of their license.

As always, all licensees must ensure that they are in compliance with the Laws of the Commonwealth of Massachusetts, and that sales of alcoholic beverages take place only as authorized by applicable law. Individuals with questions concerning this advisory may contact Ralph Sacramone, Executive Director, at 617-727-3040 x 731.

(Issued: September 8, 2014)

¹ The Massachusetts Legislature amended M.G.L. c 136, §6(52) which allow off-premises M.G.L. c. 138, §15 or so called “package store” license holders to sell alcoholic beverages, beginning at 10 A.M. on Sundays.

Change of Hours Checklist

This application will be returned if the following documentation is not submitted:

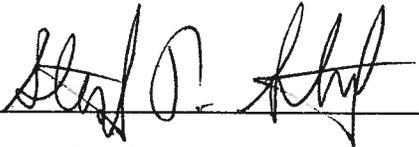
- Vote of Corporate Board or LLC**

Note: No fee is required for this transaction as formal ABCC approval is not necessary

ELM ASSOCIATES, INC., DBA COLONIAL SPIRITS
SPECIAL MEETING OF THE BOARD OF DIRECTORS
SEPTEMBER 15, 2014

We, the undersigned, being all the Directors, Officers, and Shareholders of Elm Associates, Inc. do hereby affirm and attest that the undersigned duly convened a meeting of the Board of Directors of Elm Associates, Inc. at 9:00 o'clock A.M. at the corporate headquarters at 69 Great Road, Acton, Massachusetts 01720, waiving notice of the time and place of the meeting, and the following vote was taken:

VOTED: To change the hours of operations for all Sundays, which hours were formerly noon to 6:00 o'clock P.M., to 10:00 o'clock A.M. to 6:00 o'clock P.M., effective and including October 26, 2014.



Stephen P. Steinberg, Treasurer

Shareholder and Director



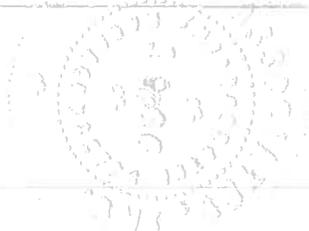
Timothy C. Bush, President

Shareholder and Director

ATTEST: 

Timothy C. Bush

Clerk of the Corporation



The Commonwealth of Massachusetts
Alcoholic Beverages Control Commission
239 Causeway Street
Boston, MA 02114
www.mass.gov/abcc

**RETAIL ALCOHOLIC BEVERAGES LICENSE APPLICATION
MONETARY TRANSMITTAL FORM**

**APPLICATION SHOULD BE COMPLETED ON-LINE, PRINTED, SIGNED, AND SUBMITTED TO THE
LOCAL LICENSING AUTHORITY.**

REVENUE CODE: RETA

CHECK PAYABLE TO ABCC OR COMMONWEALTH OF MA: NO FEE

A.B.C.C. LICENSE NUMBER (IF AN EXISTING LICENSEE, CAN BE OBTAINED FROM THE CITY):

000600015

LICENSEE NAME: Elm Associates, Inc. d/b/a Colonial Spirits

ADDRESS: 87 Great Rd

CITY/TOWN:

Acton

STATE MA

ZIP CODE

01720

TRANSACTION TYPE (Please check all relevant transactions):

- Change of Hours
 Change of DBA
 Charity Wine License

**THE LOCAL LICENSING AUTHORITY MUST MAIL THIS TRANSMITTAL
FORM ALONG WITH THE CHECK, COMPLETED APPLICATION, AND
SUPPORTING DOCUMENTS TO:**

**ALCOHOLIC BEVERAGES CONTROL COMMISSION
P. O. BOX 3396
BOSTON, MA 02241-3396**