Brandon Board of Liquor Control Commissioners Meeting
March 9, 2015
7:00 p.m.

The Brandon Board of Liquor Control Commissioners will meet Monday, March 9, 2015 immediately following the Select Board Meeting to begin at 7:00 p.m. at the Brandon Town Hall located at 1 Conant Square expecting to consider the items noted on this agenda. Agendas shall be posted on the community bulletin board located next to the Town Office on Center Street, on the community bulletin board located between Dave's Grocery and the Forest Dale Post Office and the bulletin board at Lake Sunapee Bank. The Select Board reserves the right to add additional items, if necessary, at the beginning of the meeting.

1) **Call to Order**
   a) **Agenda Adoption**

2) **Consent Agenda**
   a) **Minutes – Board of Liquor Control Commissioners Meeting – February 23, 2015**

   b) **Approve Liquor Licenses:**
      - **Cattails, Inc. dba Cattails Restaurant**
      - **Coco Mart, Inc. dba Jiffy Mart**
      - **Wesco, Inc. dba Champlain Farms**

3) **Adjournment**

Brandon Board of Liquor Commissioners
February 23, 2015

NOTE: These are unapproved minutes, subject to amendment and/or approval at the subsequent board meeting.

In Attendance: Dave Atherton, Ethan Swift, Doug Bailey, Seth Hopkins

Also in Attendance: Robin Bennett, Arlen Bloodworth, Richard Baker

1. Call to order

The meeting was called to order at 8:36PM by Chair -- Dave Atherton.

a. Agenda Adoption - **Motion** by Seth Hopkins/Doug Bailey to adopt the agenda as presented. **The motion passed unanimously – 4 to zero.**

2. Consent Agenda

a) Minutes of Board of Liquor Commissioners Meeting – February 9, 2015

Motion by Ethan Swift/Seth Hopkins to approve the minutes of the February 9, 2015 meeting. **The motion passed unanimously – 4 to zero.**

b) Approval of Liquor Licenses:

. ***Alois, Inc. dba Brandon Inn***
. ***American Legion Post #55 (Two Permits)***
. ***Maxi Green, Inc. dba Rite Aid #10333***
. ***Neshobe Golf Club, Inc. (Two Permits)***
. ***Patricia's Restaurant***

Motion by Ethan Swift/Doug Bailey to approve the liquor license for Alois, Inc. dba Brandon Inn. **The motion passed with one abstention – Seth Hopkins.**

Motion by Ethan Swift/Doug Bailey to approve the liquor license for American Legion Post #55 (Two Permits). **The motion passed with one abstention – Seth Hopkins.**

The American Legion Post #55 submitted two permits, with one for outside consumption.

Motion by Ethan Swift/Seth Hopkins to approve the liquor license for Maxi Green, Inc. dba Rite Aid #10333. **The motion passed unanimously – 3 to zero.**

Motion by Ethan Swift/Seth Hopkins to approve the liquor license for Neshobe Golf Club, Inc. (Two Permits). **The motion passed with one abstention – Doug Bailey.**

Neshobe Golf Club submitted two permits, with one for outside consumption.

Motion by Ethan Swift/Seth Hopkins to approve the liquor license for Patricia's Restaurant. **The motion passed unanimously – 3 to zero.**

c. Approve Application for Art Gallery or Bookstore Permit Malt and/or Vinous Serving Permit

. For an event to be held at the Brandon Artist Guild/Gallery located at 7 Center Street from 5:00PM until 7:00PM on the following dates: March 6, 2015, May 1, 2015, June 5, 2015 and July 3, 2015

Motion by Ethan Swift/Seth Hopkins to approve the Art Gallery or Bookstore Permit and/or Vinous Serving permit for the Brandon Artist Guild/Gallery located at 7 Center Street from 5:00PM until 7:00PM for the following event dates: March 6, 2015, May 1, 2015, June 5, 2015 and July 3, 2015. **The motion passed with one abstention – Doug Bailey.**

3. Adjournment

Motion by Ethan Swift/Doug Bailey to adjourn the Board of Liquor Commissioners' meeting at 8:40PM. **The motion passed unanimously - 3 to zero.**

Respectfully submitted,

Charlene Bryant
Recording Secretary

2015 LIQUOR LICENSE RENEWAL APPLICATION

5503-001-1RST-001

FIRST CLASS RESTAURANT/BAR LICENSE TO SELL MALT AND VINOUS BEVERAGES

License Year Beginning May 1, 2015 ending April 30, 2016

Fee: $230.00 of which
$115.00 is paid to town/city
$115.00 is paid to DLC
Town: 11010 - BRANDON

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: Cattails, Inc.
Doing Business As:
Cattails Restaurant
2146 Grove Street
Brandon VT 05733
Telephone: (802) 247-9300

Licensee # 5503- 1

Mailing Address:
P.O. Box 13
Brandon VT 05733

PLEASE INCLUDE EMAIL ADDRESS: Lance@Cattals.vt.com

Description of Premises:
Restaurant located in a one story wood frame building, being approximately 5,600 square feet in size and located at 2146 Grove Street in the Town of Brandon, Vermont.

Lessor:
Cattails Restaurant, LLC
2146 Grove Street
Brandon VT 05733

Last Enforcement Seminar: 11/26/2012
Fed. ID Number: 20-1045089 Incorporation Date: 05/10/2004 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. Chicoine, Lance W.	62 Windy Knoll	Leicester	VT
Director	2. Kellogg, Stephanie J.	62 Windy Knoll	Leicester	VT
Stockholder	3. Chicoine, Lance W.	62 Windy Knoll	Leicester	VT
Stockholder	4. Kellogg, Stephanie J.	62 Windy Knoll	Leicester	VT
Stockholder	5. Kellogg, Steven	62 Windy Knoll	Leicester	VT

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

Vt. Dept. of Health Food License No.: 408
Vt. Dept. of Health Lodging No.:
Vt. Tax Dept. Meals & Rooms Cert./Acct. No.: 440-201045089F-01

Disclosure of Non-profit Organization?: ___Yes XX No

ALL APPLICANTS MUST COMPLETE AND SIGN

The applicant understands and agrees that the Liquor 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

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

Dated this 10 day of February, 2015

Signature of authorized agent of corporation, company, club or association	Signature of individual or partners
Owner	
(Title)	

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

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 Control Board for suitable action thereon, before any license may be granted. For the information of the Liquor Control Control Board, 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.

APPROVED		DISAPPROVED	

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

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

TOWN OR CITY CLERK SHALL MAIL APPROVED RENEWAL DIRECTLY TO:
DEPARTMENT 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

Vermont Department of Liquor Control

Certificate of First Class Seminar Attendance

Name (print): Stephane Kellogg

Signature: S Kellogg

Date: 1-26-15

(expires two years from above date) № 03101

Investigator's Signature:

Certificate of First Class Seminar Attendance

Category (circle one): Owner Director Partner Manager Employee

Corporation Name: Cattails Inc

Business Name: Cattails Restaurant

Street and Town: 2146 Grove St

Seminar held in: Brandon Town/City

Education Regulation 3-B
V.S.A. T.7 §239

Vermont Department of Liquor Control

Certificate of First Class Seminar Attendance

Name (print): Lance Chicoine

Signature:

Date: 01-26-15

(expires two years from above date) № 03147

Investigator's Signature:

Certificate of First Class Seminar Attendance

Category (circle one): Owner Director Partner Manager Employee

Corporation Name: Cattails Inc

Business Name: Cattails Restaurant

Street and Town: 2146 Grove Street Brandon

Seminar held in: Brandon Town/City

Education Regulation 3-B
V.S.A. T.7 §239

2015 LIQUOR LICENSE RENEWAL APPLICATION

SECOND CLASS LICENSE TO SELL MALT AND VINOUS BEVERAGES

316-001-SECN-001

License Year Beginning May 1, 2015 ending April 30, 2016

Fee: $140.00 of which
$70.00 is paid to town/city
$70.00 is paid to DLC
Town: 11010 - BRANDON

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: Coco Mart, Inc.
Doing Business As:
Jiffy Mart
36 Grove Street
Brandon VT 05733
Telephone: (802) 247-0024

Licensee # 316- 1

Mailing Address:
P.O. Box 229
Perkinsville VT 05151-0229

PLEASE INCLUDE EMAIL ADDRESS: bettie@champlainoil.com

Description of Premises:
A convenience store in a one-story wood frame building located at 36 Grove Street, in the town of Brandon, Vermont.

Lessor:
Champlain Oil Company
P.O. Box 2126
South Burlington VT 05403

Last Enforcement Seminar: 10/17/2013
Fed. ID Number: 03-0323725 Incorporation Date: 03/01/1990 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. Cairns, Charles	Box 2307, Lake Rd.	Charlotte	VT	05445
Director	2. Cairns, Lynn	Box 2307, Lake Rd.	Charlotte	VT	05445
Director	3. Cairns, Bryan	Box 2307, Lake Rd.	Charlotte	VT	05445
Stockholder	4. Cairns, Bryan	Box 2307, Lake Rd.	Charlotte	VT	05445
Stockholder	5. Cairns, Charles	Box 2307, Lake Rd.	Charlotte	VT	05445
Stockholder	6. Cairns, Lynn	Box 2307, Lake Rd.	Charlotte	VT	05445
Stockholder	7. Cairns, Michael	Box 2307, Lake Rd.	Charlotte	VT	05445

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 ✓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 ✓No
If yes, please attach the following information: Individual's name, office and jurisdiction

Disclosure of Non-profit Organization?: ___Yes XX No

ALL APPLICANTS MUST COMPLETE AND SIGN

The applicant understands and agrees that the Liquor 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

2015 LIQUOR LICENSE RENEWAL APPLICATION

SECOND CLASS LICENSE TO SELL MALT AND VINOUS BEVERAGES

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

Dated this 27 day of February, 2015

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

Signature of individual or partners

General Manager - POA
(Title)

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

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 Control Board for suitable action thereon, before any license may be granted. For the information of the Liquor Control Control Board, 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.

APPROVED		DISAPPROVED	

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

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

TOWN OR CITY CLERK SHALL MAIL APPROVED RENEWAL DIRECTLY TO:
DEPARTMENT 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

2015 LIQUOR LICENSE RENEWAL APPLICATION

2396-007-SECN-001

SECOND CLASS LICENSE TO SELL MALT AND VINOUS BEVERAGES

Fee: $140.00 of which
$70.00 is paid to town/city
$70.00 is paid to DLC
Town: 11010 - BRANDON

License Year Beginning May 1, 2015 ending April 30, 2016

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: Wesco, Inc.
Doing Business As:
Champlain Farms
1 Grove Street
Brandon VT 05733
Telephone: (802) 247-6164

Licensee # 2396- 7

Mailing Address:
32 San Remo Drive
South Burlington VT 05403-6310

PLEASE INCLUDE EMAIL ADDRESS: Sdecellocfvt.co

Description of Premises:
A gas station and convenience grocery store in a one story wood building located at 1 Grove Street in the town of Brandon, Vermont.

Lessor:
Wesco, Inc.
32 San Remo Drive
South Burlington Vt 05403

Last Enforcement Seminar: 10/14/2014
Fed. ID Number: 03-0273319 Incorporation Date: 09/21/1979 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.	Simendinger, David	88 Calloway Drive	Williston	VT	05495
Director	2.	~~Simendinger, William~~	12 Whiteface Street	S Burlington	VT	05403
Director	3.	Simendinger, Joann	43 Summit Ridge	Williston	VT	05495
Stockholder	4.	Simendinger, David	88 Calloway Drive	Williston	VT	05495
Stockholder	5.	Simendinger, William	12 Whiteface Street	S Burlington	VT	05403
Stockholder	6.	Simendinger, Joann	43 Summit Ridge	Williston	VT	05495

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 ✓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 ✓No
If yes, please attach the following information: Individual's name, office and jurisdiction

Disclosure of Non-profit Organization?: ___Yes XX No

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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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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

Health License Expires
12/31/2015

2015 LIQUOR LICENSE RENEWAL APPLICATION

SECOND CLASS LICENSE TO SELL MALT AND VINOUS BEVERAGES

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

Dated this 8th day of January, 2015

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

Signature of individual or partners

Wesco, Inc

President

(Title)

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

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 Control Board for suitable action thereon, before any license may be granted. For the information of the Liquor Control Control Board, 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.

APPROVED		DISAPPROVED	

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

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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

WESCO, INC.

CHAMPLAIN FARMS

DISTRIBUTOR OF GULF, SHELL, AND SUNOCO PRODUCTS

January 1, 2015

To Whom It May Concern:

William Simendinger was removed as Director and Shareholder of Wesco, Inc. due to his death on 7/14/14.

Kathryn Sarvak was elected as Director on 11/29/14.

The Special Meeting Minutes are enclosed.

Thank you.

Wesco, Inc.

Enc.

32 San Remo Drive
South Burlington, VT 05403
802-864-5155 Fax: 802-864-6234
www.champlainfarms.com

Vermont Department of Liquor Control

Certificate of Second Class Seminar Attendance

Name (print): Rolland Thibault

Signature:

Date: 1/21/15

(expires two years from above date) № 01252

Investigator's Signature:

Certificate of Second Class Seminar Attendance

Category (circle one): Owner Director Partner Manager Employee

Corporation Name: Wesco Inc.

Business Name: Champlain Farms

Street and Town: 32 San Remo Dr. South Burlington

Seminar held in: Shelburne Town/City

Education Regulation 3-B
V.S.A. T.7 §239