

State of Vermont
Department of Liquor and Lottery
Division of Liquor Control
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Patrick Delaney, Commissioner

Agenda Business Meeting
Board of Liquor and Lottery
Virtual Meeting via Web and Phone
Contact: Gary.Kessler@Vermont.Gov for log-in details
Wednesday, December 9, 2020

9:00 a.m. Meeting Commences

Additions/Deletions from the Agenda - Any addition to or deletion from the agenda shall be made as the first act of business at the meeting.

Board action on consent agenda items:

- Approve minutes from October 2020 meeting
- Approve licenses issued October 1, 2020 – November 30, 2020
- Approve any new listings

Public Comment

Audit Report presentation Davis & Hodgdon

Licensing Matter Discussion

Unboxed Enterprises, LLC

Enforcement Hearings

Doc Ponds, LLC, Stowe – Docket #2020-006

General Regulation 22: First class licensees shall purchase on invoice, malt and vinous beverages from holders of a bottler's or Vermont wholesale dealer's license issued by the Liquor Control Board, or from holders of a direct-to-retailer shipping license for vinous beverages issued by the Liquor Control Board, for consumption only on the licensed premises, except as allowed by 7 V.S.A. § 222(1) or other applicable provision of law.

General Regulation 36: All licensees shall control the conduct of all individuals on their licensed premises. All licensees must ensure the safety of individuals entering, leaving, or remaining on the licensed premises. No licensee shall permit or suffer any disturbances, brawls, fighting or illegal activity upon the licensed premises; nor shall a licensee permit or suffer such premises to be conducted in such a manner as to render such premises or the streets, sidewalks, parking lots or highways adjacent thereto a public nuisance.



It is alleged that on March 18th, 2020 at approximately 1400 hours, Inv. Pat Ross of the Department of Liquor and Lottery observed two males including employee Joshua Bard consuming a pint can of malt product on the front porch of the licensed establishment, the other male admitted to bringing malt product onto the licensed premise and consuming from a pint glass belonging to the establishment. On that date and time, on-premise consumption of beverage alcohol had been prohibited by Addendum 2 to Executive Order 01-20 dated March 16th 2020. Licensee was issued Administrative Notices of Agency Action for violations of General Regulation 22 and 36 in the form of waiver penalties. The licensee responded to the issued Administrative Notices of Agency Action denying the allegations and requesting a hearing before the Board.

Snow Republic, LLC, West Dover – Docket #2020-005

General Regulation 12: No licensee or licensee employee shall sell or furnish alcoholic beverages to any individual who is less than twenty-one years of age, nor shall a licensee or the licensee employee permit or suffer alcoholic beverages to be consumed upon the licensed premises by any individual who is less than twenty-one years of age.

General Regulation 13: For individuals of questionable age, all liquor and tobacco licensees and their employees shall demand that such individual exhibit a valid operator's license, valid non-driver identification card, or enhanced driver's license, which has been issued by this state or another state or foreign jurisdiction, a valid United States military identification card, a valid passport card or valid passport all of which bear the person's photograph and signature, name, date of birth, and expiration date.

General Regulation 17: No licensee shall sell or furnish alcoholic beverages to any individual displaying signs of intoxication from alcoholic beverages or other drugs / substances. No licensee shall allow alcoholic beverages to be consumed on the licensed premises by any individual displaying such signs of intoxication. No licensee shall allow any individual displaying such signs of intoxication to stay on the licensed premises, except under direct personal supervision by a licensee or licensee employee in a segregated nonpublic area when the patron's immediate departure could be expected to pose a risk of bodily injury to the patron or any other individual.

It is alleged that on January 1st, 2020 at approximately 0158 hours Sgt. Michael Arbogast of the Dover Police Department located an underage male, identified as Connor Gurnham , walking northbound on Route 100 Snow Republic displaying overt and observable signs of impairment. Gurnham eventually admitted to consuming alcohol at Snow Republic Brewery's New Year's Eve Party. During the investigation, two other underage males identified as Jack Gurnham and Austin Baird were located hiding in the area of Snow Republic by Officer Dornburgh of the Dover Police Department. Both of those underage males also stated that they had consumed alcohol at Snow Republic Brewery's New Year's Eve Party. *Licensee was issued Administrative Notices of Agency Action for violations of General Regulation 12, 13 and 17 in the form of waiver penalties. The licensee responded to the issued Administrative Notices of Agency Action denying the allegations and requesting a hearing before the Board.*

Commissioner's Update including Sales Reporting - COVID-19 actions – RFP Updates

Other Business

Executive Session to discuss HR matters (OCE), pending legal matters, and Legislative planning (closed to the public)