

EXPANDED LIST OF PROPOSED CHANGES

In response to questions about what are the proposed changes, below is an expanded summary of the proposed changes to the rules. We hope this helps.

The proposed changes:

- 1) Add Common Victualler and Innholders/Lodging Houses licensees as part of the types that are governed by the rules.
- 2) Edit the following rules but do not change the substance: 2, 3, 4, 5, 6, 7, 8, 12, 14, 15, 16, 18, 32, 33, 35, 36, 39, 43, 45, 46, 47, Rule 3 of Noise Section, Rule 2 of Entertainment Section, and Addendum C.
- 3) Do not change the following rules: 10, 11, 22, 23, 24, 30, 41, 44, and 45.
- 4) Edit the following rules such that the substance has changed in some form:

Rule # 1 – G. L. c. 138, § 26 (manager of record)
Rule # 9 – G. L. c. 138, §§ 23, 64, 67, 77 (non-use of license)
Rule # 19 – have roster of employees on duty
Rule # 20 – G. L. 140, § 183D (cover charge, no minimum charge of alcohol, minors)
Rule # 21 – 204 CMR 4.00 (prohibited practices – Happy Hour Regulation)
Rule # 25 – G. L. c. 138, §§ 64A, 69 (sale to intoxicated persons)
Rule # 26 – G. L. c. 138, § 12 (re-corking of wine)
Rule # 27 – allowable use of force by employees to remove patrons
Rule # 29 – posting of all certificates at premises
Rule # 30 – no blocking of egresses (fire code)
Rule # 31 – G. L. c. 272, §§ 92, 92A, 98, 98A and Cambridge Municipal Code 2.76 (no discrimination)
Rule # 32 – G. L. c. 138, § 16B (forfeiture for non-payment of license)
Rule # 34 – G. L. c. 138, §§ 63-63A (investigators' right to enter premises, no hindering investigation)
Rule # 37 – 940 CMR 13.00 (Bazaar regulations)
Rule # 38 – narcotics use – medicinal
Rule # 42 – BYOB
Rule # 48 – Special Acts of 1998, Chapter 31 (hours of operation of package store licensee)
Addendum E – G. L. c. 30A, §§ 18-25 (open meeting law)

- 3) Delete the following:

Rule # 12 – 18+ event security plans
Rule # 13 – G. L. c. 138, § 15 (package store prohibition of Sunday sales)
Rule # 40 – Acts of 1991, Chapter 551 (extra chairs beyond capacity)
Noise Section Rule 1 – construction noise
Entertainment Section Rules 1, 3, 4 & 5 – replaced by new rules G. L. c. 140
Addendum A – non-transferrable/no-value licenses – G. L. c. 138, §§ 12, 23
Addendum B – before granting a new license Chair must contact business associations of area and get their input; non-transferable/no-value licensee – G. L. c. 138, §§ 12, 23

Addendum D – cap areas – G. L. c. 138, §§ 12, 23, Ballarin, 49 Mass. App. Ct. 506 (2000)
Policy section

4) Add new rules as to the following subjects:

Definition of terms – G. L. c. 138 & 140

Availability of rule book at premises

Transfer of privilege – ABCC advisory (Dec. 10, 2015)

Food requirements for common victuallers and innholders – G. L. c. 140, § 6

Register requirements for innholders/motels/lodging houses – G. L. c. 140, §§ 27-29

Happy Hour Regulation exceptions – 204 CMR 4.04

Hindering investigations – G. L. c. 138, § 63A

Crowd Manager – 527 CMR 1.00, c. 20, § 20.1.5.6

Entertainment – G. L. c. 140, §§ 181, 183A, 184

Penalty for failure to respond to request from Commission – G. L. c. 138, §§ 63-63A

Noise Ordinance – Cambridge Municipal Code Chapter 8.16