



**PEABODY CITY COUNCIL  
PEABODY, MA**

**RULES AND REGULATIONS GOVERNING THE ISSUANCE OF ENTERTAINMENT  
LICENSES ISSUED BY THE PEABODY CITY COUNCIL**

By authority of the 1978 Acts and Resolves of the Commonwealth of Massachusetts, Chapter 102, the City Council in the City of Peabody is designated and constituted as the licensing authority under the provisions of Sections 181, 183A and 184 of Chapter 140 of the Massachusetts General Laws and Chapter 4 Entitled Alcoholic Beverages of the code of the City of Peabody. Accordingly, the following rules and regulations have been adopted with respect to the issuance of said entertainment license. **Said license is a six (6) day license [Monday through Saturday only].**

**DOES NOT INCLUDE SUNDAY ENTERTAINMENT. SUNDAY ENTERTAINMENT LICENSE  
IS ISSUED THROUGH THE OFFICE OF THE MAYOR**

1. All licenses are to be issued by the City Council following a public hearing on the application of said license.
2. Public notice of the hearing on the application will be published once in a newspaper of general circulation in the City of Peabody at least fourteen (14) days prior to said hearing. The expense of publication will be assumed by the applicant, and abutters within 300' of the premises shall receive notice of said public hearing.
3. No application will be considered until all required forms, statements and disclosures are returned in a complete and accurate manner to the City of Peabody.
4. All other licenses, certificates and permits to be issued by the City of Peabody on the premises to be licensed must be obtained prior to the issuance of an entertainment license.
5. The premises to be licensed must be inspected and a favorable report made thereon by the following departments or agencies prior to the public hearing being scheduled:
  - a). Building Commissioner
  - b). Police Department
  - c). Fire Department
  - d). Health Department
  - e). Tax Collector
6. Entertainment Licenses are not transferable. All transfers must be approved by the City Council through the public hearing process.
7. Entertainment in a place of assembly is regulated by the Building Commissioner and shall determine whether or not the establishment is rated as an A-2 or A-3 use. Any live entertainment such a bands, D.J., karaoke, or social entertainment (group type events such as painting parties, etc.) change the use of a building to an A-2 rating and the owner is required to up grade the structure to current building code standards. Televisions, CD Players, jukebox and background music in the ceiling are allowed with limited shutdown requirements.

Rules and Regulations  
Entertainment Licenses

8. If a temporary certificate of occupancy is issued by the Building Commissioner, the premises is limited to non-live entertainment only until such time as a yearly certificate of occupancy is issued.
9. If there is a change in manager, the license holder must notify the City Clerk forthwith in writing.
10. Violations of Mass. General Laws, ordinances of the City of Peabody, rules and regulations of the licensing authority of the city of Peabody, or any terms or conditions placed on the license may result in suspension and/or revocation of said license.
11. Any misstatement on an application or financial disclosure statement shall be considered a violation of the rules and regulations of the Licensing Authority.
12. Entertainment License will be granted only on an affirmative vote of at least a majority vote of the licensing authority. The fee for live entertainment is \$100.00; for non-live is \$50.00.

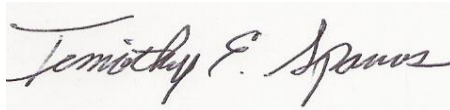
INTRODUCED

FEBRUARY 28, 2008

ADOPTED BY THE  
PEABODY CITY COUNCIL

MARCH 13, 2008

ATTEST



(Timothy E. Spanos, City Clerk)

APPLICATION FOR ENTERTAINMENT LICENSE  
**6 Day License: MONDAY THROUGH SATURDAY**  
This application does not include Sunday Entertainment



To the City Council  
Peabody, Massachusetts

NEW \_\_\_\_\_ RENEWAL \_\_\_\_\_ TRANSFER \_\_\_\_\_ AMENDMENT \_\_\_\_\_

Name of Corporation: \_\_\_\_\_

Name of Business (if different): \_\_\_\_\_

Location of Premises: \_\_\_\_\_ Map \_\_\_\_\_ Parcel No. \_\_\_\_\_

Mailing Address (If different) \_\_\_\_\_

Type of Non-Live Entertainment: (be specific as to equipment used i.e. Television, CD player, DVD Player, Radio, Electronic Jukebox or Digital Internet Jukebox etc.)

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Live Entertainment: (be specific as to type of entertainment, location, and numbers of person(s), number of instruments, number of amplifiers involved (Karaoke and D.J. are grouped under live entertainment)

Karaoke Yes \_\_\_ No \_\_\_ DJ Yes \_\_\_ No \_\_\_ Live Entertainment Yes \_\_\_ No \_\_\_

Describe in detail type of live entertainment (i.e. live music, comedy acts, social entertainment, etc.)

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Location of Live Entertainment \_\_\_\_\_

Number of Amplifiers \_\_\_\_\_ Number of Musicians \_\_\_\_\_ Dancing by Patrons \_\_\_\_\_

Location of Dance Floor \_\_\_\_\_

Size of Dance Floor \_\_\_\_\_

Maximum Capacity of Patrons (Including bar area/function room) \_\_\_\_\_

Hours of Non-Live Entertainment \_\_\_\_\_

Hours of Live Entertainment \_\_\_\_\_

Manager of Record: \_\_\_\_\_ Contact no:( ) \_\_\_\_\_ - \_\_\_\_\_

Email contact \_\_\_\_\_

**Note: If manager changes you must notify Clerk's Office forthwith.**

Do you understand that this license is subject to revocation/suspension for any violation of any city ordinance or rule or regulation of the licensing authority? Yes \_\_\_\_\_. (check)

FEIN NO. \_\_\_\_\_ Corporate Name: \_\_\_\_\_

Corporate Address: \_\_\_\_\_

Corporate Officer: \_\_\_\_\_

Manager's Signature \_\_\_\_\_

**Signature of Property Owner:** \_\_\_\_\_.

The Building Inspector of the City of Peabody has determined that the below mentioned License application request is **valid / invalid** as specified under the Zoning Ordinance of the City of Peabody. **(Does not apply to renewal applications)**

**Signature of Building Inspector:** \_\_\_\_\_.

- **This license expires on December 31<sup>st</sup> of the year issued and must be renewed prior.**
- **Entertainment Licenses are governed by Chapter 140, Section 183A of the Massachusetts General Laws.**
- **A Sunday License must be issued by the Office of the Mayor**

**CORI REQUEST FORM**

The City of Peabody has been certified by the Criminal History Systems Board for access to conviction and pending criminal case data. As a prospective license holder for a \_\_\_\_\_ License, I understand that a criminal record check will be conducted for conviction and pending criminal case information only and that it will not necessarily disqualify me. The information below is correct to the best of my knowledge.

\_\_\_\_\_  
(Applicant's Signature)

\_\_\_\_\_  
LAST NAME                                      FIRST NAME                                      MIDDLE NAME

\_\_\_\_\_  
MAIDEN NAME, PREVIOUS NAME OR ALIAS                                      PLACE OF BIRTH

\_\_\_\_\_  
DATE OF BIRTH                                      SOCIAL SECURITY NUMBER                                      MOTHER'S MAIDEN NAME  
(requested, not required)

CURRENT AND FORMER ADDRESSES:  
\_\_\_\_\_  
\_\_\_\_\_

SEX: \_\_\_\_\_ HEIGHT: \_\_\_\_ ft. \_\_\_\_ in.      WEIGHT: \_\_\_\_\_ EYE COLOR: \_\_\_\_\_

STATE DRIVER'S LICENSE NUMBER: \_\_\_\_\_ STATE OF ISSUE: \_\_\_\_\_

THE ABOVE INFORMATION WAS VERIFIED BY REVIEWING THE FOLLOWING FORM OF GOVERNMENT ISSUED PHOTOGRAPHIC IDENTIFICATION: \_\_\_\_\_

RECEIVED BY: \_\_\_\_\_  
SIGNATURE OF EMPLOYEE

CORI CHECK CONDUCTED BY: \_\_\_\_\_  
(Peabody Police Department)



# PEABODY CITY COUNCIL

## LICENSING AUTHORITY FOR ENTERTAINMENT LICENSES SIX DAYS ONLY – MONDAY THROUGH SATURDAY

### Ward Councillors

Jon G. Turco, Ward 1  
Peter M. McGinn, Ward 2  
James Moutsoulas, Ward 3  
Edward R. Charest, Ward 4  
Joel D. Saslaw, Ward 5  
Mark J. O'Neill, Ward 6

### Councillors at Large

Thomas L. Gould  
David C. Gravel  
Anne M. Manning-Martin  
Ryan Melville  
Thomas J. Rossignoll

### Clerk of Council

Timothy E. Spanos

### City Council

#### Stenographer

Allyson Danforth, RPR

City Hall  
24 Lowell Street

978-538-5900  
FAX (978) 538-5985

### FINANCIAL DISCLOSURE FORM

If you have not previously completed and filed a financial disclosure form with the Peabody City Council (Licensing Authority for Entertainment Licenses); if there has been any change in your answers as shown on previously filed applications or financial disclosure forms please complete the following:

1. Name and Address of Applicant:

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2. If applicant is a partnership or corporation, name, address and percentage of ownership of partners, officers, directors and stockholders:

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3. If you own the premises for which you are making application for a license, please specify the following:

a) Date acquired \_\_\_\_\_.

b) Purchase Price \_\_\_\_\_.

c) If more than real estate was purchased, please state what was purchased and purchase price \_\_\_\_\_.

d) How was business finance?

Down Payment \$\_\_\_\_\_.

Source of down payment \_\_\_\_\_.

Source and amount of financing. (List separately each financial transaction from which funding for business was obtained) [Please answer following]

1. Date \_\_\_\_\_.

2. Amount borrowed \_\_\_\_\_.

3. Makers or lenders name & address \_\_\_\_\_.

4. Payee or borrowers name & address \_\_\_\_\_.

5. Guarantor's name and address \_\_\_\_\_.

6. Security pledged to secure loan \_\_\_\_\_.



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4. If you do not now own but intend to purchase or have an option to purchase the premises, please specify?

a) Sellers name & address \_\_\_\_\_.

b) Buyers name & address \_\_\_\_\_.

c) Purchase or option price \_\_\_\_\_.

d) Proposed financing \_\_\_\_\_.

5. If applicant leases or intends to lease the premises, list the lessor, annual rent, and to whom such payments are made.

Lessor name & address \_\_\_\_\_.

Annual rent \_\_\_\_\_.

Name & address of payee if other than lessor above \_\_\_\_\_.

\_\_\_\_\_.

6. Please furnish the following for borrowing for the business to be licenses other than the acquisition of premises or other purchases not listed above.

Date \_\_\_\_\_.

Amount borrowed \_\_\_\_\_.

Maker or lender \_\_\_\_\_.

Payee or borrower \_\_\_\_\_.

Guarantor \_\_\_\_\_.

Security pledged \_\_\_\_\_.



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Under the penalties or perjury, I/we declare that I/we have prepared or examined the answers to this disclosure statement and that they are true, correct, and complete.

Signed this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_.

**NAME (Print)**

**SIGNATURE**

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

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# PEABODY CITY COUNCIL

Dear Licensee or Applicant:

The following information is required by the City Council in connection with an application for Entertainment License (new or transfer of new owner) for 1978 and thereafter.

This information must be legibly written in ink, typewritten, or processed electronically, and every individual applicant, members of a partnership or officer, director and stockholder of a corporation must sign this application at the completion of these questions. Failure to answer all questions fully or failure to complete any other required forms will be considered as grounds for denial, suspension or revocation of any entertainment license. If any question cannot be fully completed in the space provided in this or other forms, you may attach additional pages of similar size appropriately referenced to the application.

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1. Name(s) and home address of applicant(s). If applicant is a member of a partnership, names, addresses and respective interest of all partners must be listed. If applicant is a corporation each officer, director and stockholder must be listed together with their respective percentage of ownership of outstanding capital stock.

<u>NAME</u>	<u>ADDRESS</u>	<u>% OF INTEREST/STOCK</u>
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- a.
- b.
- c.
- d.
- e.

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2. If the applicant is a corporation and if any shares of stock in the corporation are pledged, please identify the corporate pledger and pledge by name, address and shares pledged.

PLEDGOR  
NAME

PLEDGOR  
ADDRESS

SHARES  
PLEDGED

a.

b.

c.

d.

e.

PLEDGEE  
NAME

PLEDGEE  
ADDRESS

SHARES  
PLEDGED

f.

g.

h.

i.

j.

## ALSO PROVIDE THE FOLLOWING:

- A. A certified copy of the Articles or Organization together with an amendments to date of application.
- B. A certified copy of the corporate vote to apply for a license or renewal of license and designating the officer authorized to apply.
- C. A certified copy of the corporate vote appointing the manager or principal representative.

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D. A certificate of legal existence issued by the Secretary of State for the Commonwealth of Massachusetts, and dated not less than 10 days prior to the date of application.

E. If the applicant does not own the premises to be licensed, identify the owner in the same manner as described in question one (1) and the relationship between the applicant and the owner.

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3. Number and date of expiration of the Building Certificate issued on the premises.

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4. Have you obtained or have you applied for any other required certificates, licenses, permits, etc. relating to the business to be conducted on the premises.  
YES  NO  If yes, please describe in full and complete detail.

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5. Location, description and telephone number of premises to be licenses.

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6. Are there any joining connections between the premises to be licensed and apartments? Between the premises to be licensed and any other premises?  
YES  NO  If yes, please describe:

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7. Do the premises provide for separate restroom facilities on the premises for male and female patrons? YES  NO

8. Have you operation your place of business continuously during the last 12 months prior to the date of this application? YES  NO   
If not, give dates and reasons for closing:

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9. Are the statements relative to your stock holdings or pledges in answer to questions 1 and 12 above in agreement with those now on file with this licensing authority? YES  NO . If no, please furnish details of all differences:

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10. Has the applicant, any partner, officer, director, stockholder or manager been convicted of a felony within the last five years? YES  NO   
If yes, please furnish full and complete details on each person and conviction:

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11. In addition, the manager or principal representative must request an application for clearance from the Board of Probation as directed by separate form.

12. Has the applicant, partner, officer, director, stockholder or manager ever had a liquor license or entertainment license suspended or revoked? YES  NO   
If yes, please furnish full details including authority taking such action, reason, length of suspension or revocation and present status.

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13. Does the applicant, partner, officer, director, stockholder or manager now hold or ever held a liquor or entertainment license in any other city or town in the Commonwealth of Massachusetts? YES  NO

If yes, please furnish complete and full details:

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14. Has the applicant, partner, officer, director, stockholder or manager ever failed or declared bankruptcy? YES  NO

If yes, please furnish complete details on each person and each bankruptcy:

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Any changes in corporate officers, stockholders, directors or manager must be reported in writing to the licensing authority within 10 days of said change. Failure to do so may result in suspension and/or revocation of this license.

Under the penalties of perjury, I/we declare that I/we have prepared or examined the answers to this questionnaire, and that they are true, correct, and complete.

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Signed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

## Councillors at Large

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David C. Gravel  
Anne M. Manning-Martin  
Ryan Melville  
Thomas J. Rossignoll

**NAME (Print)**

**SIGNATURE**

\_\_\_\_\_

\_\_\_\_\_

## Clerk of Council

Timothy E. Spanos

\_\_\_\_\_

\_\_\_\_\_

## City Council

### Stenographer

Allyson Danforth, RPR

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