

**STATE OF RHODE ISLAND
TOWN OF SCITUATE**

RESOLUTION TO CHANGE CLASS C LICENSE TO CLASS B LICENSE

WHEREAS, the rules and regulations governing the licensing for the sale of alcoholic beverages at retail in the State of Rhode Island are the responsibility of the local licensing authorities, and in particular, the Town Council of the Town of Scituate acting in accordance with the State Liquor Control Administration and the provisions of Rhode Island General Laws, Title 3: Alcoholic Beverages, and

WHEREAS, the State Liquor Control Administration requires local approval for the granting of new liquor licenses and the transfer of location or ownership of existing licenses, and

WHEREAS, the Town Council desires to discharge this responsibility in accordance with a long range policy that will accrue to the health, safety, and welfare of the Town of Scituate at large, and

WHEREAS, this resolution is intended to supercede and replace all previous resolutions and policies of the Town of Scituate with regard to the issuance of Class C liquor licenses:

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

A. CLASS C LIQUOR LICENSES

1. **The Town Council, as the licensing board of the Town of Scituate, hereby prohibits the issuance of Class C liquor licenses.**
2. **The Town Council, as the licensing board of the Town of Scituate, shall issue Class B licenses to the holders of all Class C licenses.**
3. **The Town Council, as the licensing board of the Town of Scituate, acknowledges that there is, at the time of this Resolution, only one (1) Class C licensee in the Town of Scituate.**
4. **Nothing shall be construed to limit the authority of the Town Council, as the licensing board of the Town of Scituate to issue Class B licenses hereunder with such conditions and requirements as if said license were issued by the licensing board in the first instance.**
5. **All other licensing provisions, whether pursuant to R.I.G.L. § 3-1 *et seq.*, or pursuant to local Ordinance of the Town of Scituate, shall remain in full force and effect.**

B. SEVERABILITY

1. In the event that a portion of this Resolution or the existing policy of the Town of Scituate is deemed unlawful or invalid, the offensive portion shall be deemed severable and the remaining portions of said policy shall have full force and effect.

C. EFFECTIVE DATE

1. This Resolution shall become effective upon the Town Council's approval and issuance of the Class B license to the former Class C licensee referred to in paragraph A (3), and upon such conditions and requirements as the Town Council shall deem appropriate.

I hereby certify that the foregoing Resolution was adopted by the Honorable Town Council of the Town of Scituate at a regular meeting held on the 11th day of May, 2006.

Attest:

By the order of the Town Council

Margaret M Long
Town Clerk

[Signature]
Town Council President

