



Commonwealth of Massachusetts
Alcoholic Beverages Control Commission
95 Fourth Street, Suite 3
Chelsea, Massachusetts 02150-2358

Jean M. Lorizio, Esq.
Chairman

DECISION

WESTLAND WINE AND SPIRITS INC. D/B/A WESTLAND PACKAGE STORE
229 CHELMSFORD STREET
CHELMSFORD, MA 01852
LICENSE#: 00025-PK-0200
VIOLATION DATE: 5/24/2023
HEARD: 10/24/2023

Westland Wine and Spirits Inc. d/b/a Westland Package Store (“Licensee”) holds an alcohol license issued pursuant to M.G.L. c. 138, § 15. The Alcoholic Beverages Control Commission (“ABCC” or “Commission”) held a remote hearing via Microsoft Teams on Tuesday, October 24, 2023, regarding an alleged violation of 204 CMR 2.05 (2) Permitting an illegality on the licensed premises, to wit: M.G.L. Ch. 138, § 34 Sale or Delivery of an alcoholic beverage to a person under twenty-one years of age. Prior to the commencement of the hearing the Licensee stipulated to the facts alleged in Investigators Velez and Binienda’s Minimum Purchase Age Compliance Check Field Report.

The following documents are in evidence:

1. Investigators Velez and Binienda’s Minimum Purchase Age Compliance Check Field Report, 5/24/2023;
 2. ABCC Form 43, License Transfer Approval, 4/17/2001;
 3. ABCC Decision, 8/10/2010;
 4. Licensee’s Stipulation of Facts.
- A. TIPS Certificate of Completion for K. Huoth.

There is one (1) audio recording of this hearing.

FINDINGS OF FACT

1. On Wednesday, May 24, 2023, at approximately 4:43 p.m., Investigators Binienda and Velez (“Investigators”) conducted a compliance check at Westland Wine and Spirits Inc. d/b/a Westland Package Store.
2. An underage operative, working under the supervision of Investigators, purchased an alcoholic beverage, one 24-ounce can of Twisted Tea malt beverage for three dollars and fifty cents (\$3.50). The underage operative was not asked for identification.

3. Melany Huoth, Licensee, appeared at the Commission hearing.
4. The Licensee has held a license under M.G.L. c. 138, § 15 since 2001 with one prior violation which occurred more than 10 years ago.

CONCLUSION

Based on the evidence, the Commission finds the Licensee violated 204 CMR 2.05 (2) Permitting an illegality on the licensed premises, to wit: M.G.L. Ch. 138, § 34 Sale or Delivery of an alcoholic beverage to a person under twenty-one years of age. As a result, the Commission issues a **WARNING**.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Jean M. Lorizio, Chairman _____ 

Crystal Matthews, Commissioner _____ 

Deborah A. Baglio, Commissioner _____ 

Dated: November 7, 2023

You have the right to appeal this decision to the Superior Courts under the provisions of Chapter 30A of the Massachusetts General Laws within thirty (30) days of receipt of this decision.

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2023-000179-ad-enf

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Nicholas Velez, Investigator
Jamie Binienda, Investigator
Administration, File