



The Commonwealth of Massachusetts
Department of the State Treasurer
Alcoholic Beverages Control Commission
Boston, Massachusetts 02114

Steven Grossman
Treasurer and Receiver General

Kim J. Gainsboro, Esq.
Chairman

DECISION

Bradford Inn, LLC dba Bradford Inn and Suites
98 Water Street
Plymouth, MA 02360
License#: New
Heard: 03/16/2011

This is an appeal of the action of the Plymouth Licensing Board (the "Local Board") in denying the application of Bradford Inn, LLC dba Bradford Inn and Suites (the "Bradford Inn" or the "Licensee"). On July 6, 2010, the Local Board held a hearing that resulted in the denial of the application for an inn holders' license. The Licensee timely appealed the Local Board's decision to the Alcoholic Beverages Control Commission (the "Commission") and a hearing was held on March 16, 2011.

The following documents are in evidence:

1. License Application of Bradford Inn, LLC;
2. Decision of the Local Board dated July 7, 2010;
3. Minutes of Local Board Hearing on June 22, 2010;
4. Minutes of Local Board Hearing on July 6, 2011; and
5. Citizens Petition in Opposition of the Granting of the License.

There is one (1) tape of this hearing.

FACTS

1. Bradford Inn is an inn on the Plymouth waterfront that has been in existence since at least 1962.
2. It is a historic building.
3. Acting without counsel, Bradford Inn applied to the Town of Plymouth in 2010 for an all-alcoholic inn holders license.
4. The Board of Selectman called and provided notice for a public hearing.
5. The notice was published in the Old Colony Memorial newspaper in accordance with M.G.L. c. 138.
6. Following the hearing, the town denied the application on July 6, 2010 and issued written notice to the Bradford Inn, by letter, dated July 7, 2010.
7. The reasons provided were (a) excessive noise and (b) neighborhood opposition due to excessive noise and alleged poor management.

8. Mark Stankiewicz, the Town Manager of Plymouth, testified to the excessive number of times the police department was sent to the Bradford Inn on noise complaints.

CONCLUSION

Based on the evidence and testimony at the hearing, the Commission APPROVES the action of the Local Board in denying the application of Bradford Inn for an all-alcoholic Innkeepers License.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Robert H. Cronin, Commissioner

Kim S. Gainsboro, Chairman

Dated: September 28, 2011

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.

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Matthew Fogelman, Esq. via Facsimile
Brian Riley, Esq. via Facsimile
Administration
File