

CITY OF NEWTON

BOARD OF LICENSE COMMISSIONERS

Chair, Kathleen M. McCarthy, Dina E. Conlin & Anil Adyanthaya

Fax: (617) 552-7063 Email: Licensing@newtonma.gov

Minutes

DATE: November 16, 2021 **This meeting was accessible via Zoom Meeting
Meeting ID: 860 8650 5372 Passcode: 575489**

PRESENT: Commissioners Dina Conlin and Anil Adyanthaya

STAFF: Assistant City Solicitor Maura O’Keefe, Sergeant Kevin Rudd and Manuela Familia

TIME: 7:30PM – Regular meeting of the Board

The October 19, 2021 meeting minutes were **approved 2-0**.

ONE DAY TEMPORARY ALL ALCOHOL LICENSE

Application filed by Lindy Groen and Judy Alton, 250 Waltham Street, Newton, MA 02465. **For a one-day temporary all alcohol license for a faculty/staff holiday gathering on Friday, December 17, 2021 from 3:00PM – 6:00PM to be held at The Fessenden School, 250 Waltham Street, Newton, MA 02465. Estimated Attendance: 60-75, Ages: 22-70. PRESENT ON ZOOM: Judy Alton. Approved 2-0.**

NEW COMMON VICTUALLER

Application filed by Jim Ruzzo, 55 Needham Street, Newton, MA 02461. **For a new common victualler license to be exercised at Millennial Food LLC, d/b/a Bgood, 55 Needham Street, Newton, MA 02461. The manager will be Joao Cardoso. The hours of operation will be Monday through Sunday from 10:00AM – 9:00PM. There will be 38 seats inside and 14 seats in the patio. PRESENT ON ZOOM: Shawn Marston. Approved 2-0, contingent upon confirmation if common victuallers’ manager needs to be present in front of the Board for approval.**

CHANGE OF MANAGER

Application filed by Chrissy Wills, 155 Otis Street, Northborough, MA 01532. **For a change of manager from Michael Gillis to Daniel Howell to be exercised at Bertucci's Restaurants, LLC d/b/a Bertucci's Brick Oven Ristorante, 275 Centre Street, Newton, MA 02458. PRESENT ON ZOOM: Daniel Howell. Approved 2-0, contingent upon receipt of TIPS certification.**

CHANGE OF OFFICERS / DIRECTORS / LLC MANAGER

Application filed by Attorney Nicholas J. Zozula, Mcdemott, Quilty & Miller LLP, 28 State Street, Boston, MA 02109. **For a change of officers/directors/LLC managers to remove Laura A. Donald, assistant secretary and Cynthia Garnett, director, and add John Scuccimarra as director, to be exercised at Star Market Company, Inc d/b/a Star Market, 1 Boylston Street, Chestnut Hill, MA 02467. PRESENT ON ZOOM: Attorney Nicholas J. Zozula. Approved 2-0.**

NEW ALL ALCOHOL LICENSE, NEW COMMON VICTUALLER AND ANNUAL ENTERTAINMENT LICENSES

Application filed by Robert Pulver, 18 Union Road, Manchester, MA 01944. **For a new all alcohol restaurant license, a new common victualler, and a new annual entertainment license to be exercised at Toasted Brothers Chestnut Hill, LLC d/b/a The Friendly Toast, 199 Boylston Street, Chestnut Hill, MA 02467. The manager will be Staci Pinard. The hours of operations will be Monday through Sunday from 8:00AM – 10:00PM. There will be 170 seats indoor and 38 seats in the patio. Entertainment will consist of background music and televisions. PRESENT ON ZOOM: Staci Pinard and R. Scott Pulver. Approved 2-0, contingent upon receipt of signed floor plan, certificate of occupancy and receipt of other department approvals.**

NEW ALL ALCOHOL LICENSE, NEW COMMON VICTUALLER AND ANNUAL ENTERTAINMENT LICENSES

Application filed by Tony Liang, 28 Circuit Road, Quincy, MA 02169. For a new all alcohol restaurant license, a new common victualler and an annual entertainment license to be exercised at Fuji at WP, LLC d/b/a Fuji at Newton, 239 Walnut Street, Newtonville, MA 02481. The manager will be Peter Tse. There will be 122 seats. The hours of operation will be Monday through Sunday from 11:00AM – 1:00AM. Entertainment will consist of radio, music player and television. PRESENT ON ZOOM: Tony Liang and Peter Tse. **Approved 2-0; contingent upon receipt signed floor.**

NEW WINE AND MALT PACKAGE STORE LICENSE

Application filed by Attorney Andrew Upton, 112 Water Street, Suite 201, Boston, MA 02109. For a new wine and malt package store license to be exercised at LLH, LLC d/b/a Trader Joe's, 1121 Washington Street, West Newton, MA 02465. The manager will be Charlene Mauro. The hours for alcohol sale will be Monday through Saturday 8:00AM – 9:30PM and Sunday 10:00AM – 9:30PM. PRESENT ON ZOOM: Attorney Andrew Upton, Charlene Mauro, Chris Maguire and Chris.

Abutter Joe Li expressed concerns about the section of alcohol expanding. Abutter Tim Techler expressed concerns about the hours expanding beyond 9:00PM. The Commission **approved 2-0 with a limit to the hours to 9:00PM and contingent upon receipt signed floor plan and all salesclerks must be TIPS certified.**

DECISION REGARDING "NIP" SALES IN NEWTON

Discussion to consider a regulation that prohibits the sale of miniature, single-use containers for alcoholic beverages in containers less than or equal to 100 milliliters.

Councilor Alison Leary restated her support for the Nip ban. Marcia Cooper spoke in favor of the ban.

City Assistant Solicitor Maura O'Keefe advised the Commission to post the emails received regarding this matter.

Commissioner Dina Conlin stated that she has heard both sides, most people in favor and a few against it. She stated she heard the small business concerns and explained the Commission must weigh the public need and the public good, and with that balance she is favor of adopting the language and amending the regulation. Commissioner Anil Adyanthaya expressed his concerns about what the littering produced by the small containers represent, which is the surreptitious public consumption of alcohol, in particular consuming alcohol while driving. He expressed that the sizes of these containers enable drinking because of the small size container. He wishes that the environmental side could be addressed at the state level. Commissioner Adyanthaya stated that he would vote to prohibit the sale of nips, and that if the Commission goes ahead with a vote, an effective date be established that would allow the businesses to sell down stock.

Commissioner Adyanthaya asked Assistant Solicitor O'Keefe, what the typical sell down date for the cities and towns that have already passed this regulation. Assistant Solicitor O'Keefe could not recall if they had grace periods but stated that an effective date could be chosen for a future date, otherwise it will become effective upon passage.

Councilor Leary expressed that 6 weeks is too short of a time. She stated that the other communities had many months even a year to make the regulation effective. The Town of Falmouth was a year and Mashpee was several months after passing. Commissioner Adyanthaya suggested to just pick a date six months out. Commissioner Conlin agreed.

Commissioner Conlin closed the public meeting and made a motion to adopt the language for the ban of the sale of alcoholic beverages in containers less than or equal to 100 milliliters and to be effective June 30th, 2022, and to make a technical amendment to renumber the License Commission regulations. This was **approved 2-0.**

Meeting adjourned at 9:10PM.

Respectfully submitted by:

Manuela Familia
Administrative Clerk

From: [Lee Bardin](#)
To: [Licensing at Health](#)
Cc: [Emily Norton](#)
Subject: Reason to ban sale of Nip bottles
Date: Monday, October 25, 2021 8:12:03 AM

[DO NOT OPEN links/attachments unless you are sure the content is safe.]

To Whom it may concern,

Nip bottles are purchased to be consumed instantly and many/ most of those people are not home and either driving or working.

This should be viewed as a public danger!

I believe that many of these bottles seen on our streets are tossed from cars, which is a public danger.

My name is Lee Bardin. I am a life long resident of south Newton. I find nips in my bushes, tossed from cars that park along the side of our home. (Corner lot)

I am also speaking from my experience as a liquor store owner, a family owned business, that we sold in the 70's. I know that many of these sales are during the day and consumed prior to these individuals arriving home.

If they must buy larger bottles, that will limit access to consumption during daily activities.

I was also the first liquor store to openly support the bottle bill. That caused a great deal of argument amongst the liquor retailers.

Please consider the public safety, as it is a far bigger concern than the residual litter that results from this inappropriate behavior.

Lee B
617-828-9331

Sent from my iPhone

From: [Kalpana Guttman](#)
To: [Licensing at Health](#)
Date: Tuesday, November 2, 2021 2:32:09 PM

[**DO NOT OPEN** links/attachments unless you are sure the content is safe.]

Hi,

This is to voice my support the ban on the sale of "nips". I do find them tossed on the street in my neighborhood. The fact that they cannot be recycled is a good enough reason to ban them. It will be step in the right direction for reducing waste.

Kalpana Guttman
44 Morton St.
Newton, 02459

From: [Elizabeth](#)
To: [Licensing at Health](#)
Subject: Nips ban
Date: Tuesday, November 2, 2021 9:38:11 PM

[DO NOT OPEN links/attachments unless you are sure the content is safe.]

Hi,

I'm writing to express my support of the proposed ban on mini alcohol bottles/nips. They constitute a big part of the litter I see in our public parks. Plus they can't be recycled, so they go directly into our landfills where they will hang around for centuries as our legacy to future generations, or even worse, end up as ocean pollution. Ban the plastic bottles and if the business market is still there, perhaps the liquor distillers will come up with recyclable metal or glass bottle nips.

Best,

Elizabeth Heilig
16 Fountain Street
West Newton

From: [Sunwoo Kahng](#)
To: [Licensing at Health](#)
Subject: Public Hearing on 11/16
Date: Sunday, November 14, 2021 10:20:24 PM
Attachments: [SMMC letter on Prohibiting the Sale of Miniature Liquor Bottles 1121.pdf](#)

[**DO NOT OPEN** links/attachments unless you are sure the content is safe.]

Dear Licensing Commissioners,

I am writing on behalf of the Newton Sustainable Materials Management Commission in support of the prohibition on the sale of miniature liquor bottles in Newton. Please see enclosed the Commission's letter.

Thank You,
Sunwoo Kahng
Chair, SMMC



**CITY OF NEWTON
SOLID WASTE COMMISSION**

1000 Commonwealth Avenue
Newton Centre, MA 02459-1449
Ruthanne Fuller, Mayor

Members: Steven Ferrey, Alan Gordon, Sunwoo Kahng (Chair), Meryl Kessler, John Lewis, Robin Maltz, Seth Parker, Marian Rambelle (Vice Chair), Karen Slote, Miles Smith, Carl Valente (Secretary)

Ex-Officio Member: Jim McGonagle, DPW Commissioner

Advisory: Waneta Trabert, DPW Environmental Affairs Director

November 14, 2021

Kathleen McCarthy
Chair, Newton Licensing Commission
City Hall
1000 Commonwealth Avenue
Newton Centre, MA 02459-1449

Re: Public Hearing on Prohibiting the Sale of Miniature Liquor Bottles

Dear Ms. McCarthy,

The Newton Sustainable Materials Management Commission (SMMC) was heartened to hear that the Licensing Commission voted to move ahead with a public hearing regarding the proposed prohibition on the sale of miniature liquor bottles in Newton. As residents of Newton, we Commission members are often first hand witnesses to the discarded 'nip' bottles along our community's roadways and in our parks. As advisors to the City on waste management, we recognize the environmental hazard these bottles pose: too small to be captured in recycling sorting equipment, they end up either contaminating other recyclable materials or adding to the trash.

Because the SMMC has a meeting on November 16 that conflicts with the public hearing, our members will likely be unable to attend. I wanted write to you today to reiterate that our Commission strongly supports the adoption of the proposed prohibition on the sale of miniature liquor bottles.

I thank your for your attention and consideration.

Sincerely,

Sunwoo Kahng
Chair, Newton Sustainable Materials Management Commission



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Kathleen McCarthy
Chair, Newton Licensing Commission
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1000 Commonwealth Avenue
Newton Centre, MA 02459-1449

Re: Public Hearing on Prohibiting the Sale of Miniature Liquor Bottles

Dear Ms. McCarthy,

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Because the SMMC has a meeting on November 16 that conflicts with the public hearing, our members will likely be unable to attend. I wanted write to you today to reiterate that our Commission strongly supports the adoption of the proposed prohibition on the sale of miniature liquor bottles.

I thank your for your attention and consideration.

Sincerely,

Sunwoo Kahng
Chair, Newton Sustainable Materials Management Commission

From: [Clint Richmond](#)
To: [Licensing at Health](#)
Cc: [Ruthanne Fuller](#); [City Council](#); deb.pasternak@sierraclub.org
Subject: The Sierra Club supports Nip bottle Regulation
Date: Monday, September 27, 2021 9:36:28 PM
Attachments: [SC-Newton-2021-09-27.pdf](#)

[**DO NOT OPEN** links/attachments unless you are sure the content is safe.]

Dear Board of License Commissioners:

Please see the attached official letter in support of the proposed regulation.

Let us know if you have any questions about this issue.

Sincerely,
Clint Richmond,
Member, Executive Committee
Mass. Sierra Club
clint@massachusetts.sierraclub.org



50 Federal Street, 3rd floor
Boston MA 02110
(617) 423-5775
www.sierraclub.org/massachusetts

September 27, 2021

Dear Newton Board of License Commissioners:

The Massachusetts Chapter of the Sierra Club has been actively supporting efforts to reduce unnecessary plastic waste, protect human health, and reduce carbon impacts. Single-use beverage bottle laws are an important part of this campaign.

The proposed miniature (or nip) bottle regulation will offer health benefits to consumers and environmental benefits to the City and its residents. Here is why we support this article:

- Our country cannot afford to keep using fossil fuels to make single-use plastics. All plastic is toxic and the goal should be to completely eliminate it.
- The carbon impact of packaged beverages is extremely high. The processing of the beverages, the packaging, and transportation of this heavy liquid product all contribute to the high cost to the environment (and to consumers!). And the carbon impact is even greater for glass nip bottles than for plastic due to increased weight. The smaller the container, the higher the carbon impact since the ratio of packaging to product is higher.
- The recycling rate for nip bottles is negligible. Plastic nip bottles, even when placed in recycling carts, are generally too small to be captured by sorting machines designed for larger containers. The quality of any bottle recycling is likewise low since it is not closed loop. Bottles are *not* turned into more bottles, but rather into unrecyclable products such as fleece made of plastic and road fill or landfill cover made of glass. In any case, Newton uses on the order of 800 thousand nip bottles per year, so we can't recycle our way out of this problem.
- The Massachusetts Sierra Club works hard to eliminate harmful synthetic petrochemicals from the environment, and to limit their exposure to people. Plastic bottles are primarily made of polyethylene terephthalate, which is based on benzene. Plastic also contains numerous toxic additives and contaminants (often including PFAS). Plastic bottles are an area where we can have a major positive impact.
- This regulation will help reduce the permanent litter problem that stems from this enormous volume of non-biodegradable waste. Nip bottles appear to be much more highly littered than other bottles types, especially along roadways, and in and around parks. Plastic fragments (from bottles and plastic film labels) and bottle caps are killing countless marine animals and ruining our oceans with no solution and no end in sight.
- Four other communities in the Commonwealth have recently passed similar laws: Chelsea, Falmouth, Mashpee, and Wareham.

The larger-size replacement containers will have a lower carbon impact, and the plastic ones will be recycled at a higher rate and are more recyclable.

Newton has helped Massachusetts lead the nation on the issues of plastic. We urge the Council to pass the miniature bottle regulation as a next step.



MASSACHUSETTS
**SIERRA
CLUB**

50 Federal Street, 3rd floor
Boston MA 02110
(617) 423-5775
www.sierraclub.org/massachusetts

Respectfully,

A handwritten signature in blue ink that reads "Deb Pasternak".

Deb Pasternak
Mass. Sierra Club, Chapter Director
deb.pasternak@sierraclub.org

cc:
Mayor Fuller
Newton City Council

From: [Bill Joyce](#)
To: [Licensing at Health](#)
Subject: Please vote to prohibit the sale of nip bottles in Newton.
Date: Thursday, September 16, 2021 12:29:46 PM

[**DO NOT OPEN** links/attachments unless you are sure the content is safe.]

We don't need them here.

Thank you,

Bill Joyce
40 Harvard St #3
Newtonville, MA 02460

From: [Samantha Woodman](#)
To: [Licensing at Health](#)
Subject: Prohibit the sale of Nips in Newton
Date: Friday, September 17, 2021 4:14:54 PM

[**DO NOT OPEN** links/attachments unless you are sure the content is safe.]

Good afternoon Kathleen McCarthy, Dina Conlin & Anil Adyanthaya,

I am Samantha, the Corporate Sustainability Specialist with Garden Remedies. I am reaching out on behalf of Garden Remedies to ask you to vote to prohibit the sale of nip bottles in Newton. During our monthly clean-ups, we consistently see nip bottles on the ground. Cleaning up single-use plastic has helped reform our own thoughts on packaging. As a company, we are transitioning to sustainable packaging for our products and we would like to support other industries to do the same. We recognize that single-use packaging is a huge problem that we internally are addressing, but know it cannot stop with us. Please vote to prohibit the sale of nip bottles in Newton to help alleviate single-use plastic. If you have any questions for Garden Remedies please feel free to reach out.

Sincerely,

Samantha Woodman
Corporate Sustainability Specialist
Garden Remedies

From: [Sunwoo Kahng](#)
To: [Licensing at Health](#)
Subject: Prohibiting the Sale of Miniature Liquor Bottles
Date: Tuesday, September 14, 2021 1:58:01 PM
Attachments: [SMMC letter on Prohibiting the Sale of Miniature Liquor Bottles 921.pdf](#)

[**DO NOT OPEN** links/attachments unless you are sure the content is safe.]

September 14, 2021

Kathleen McCarthy
Chair, Newton Licensing Commission
City Hall
1000 Commonwealth Avenue
Newton Centre, MA 02459-1449

Re: Prohibiting the Sale of Miniature Liquor Bottles

Dear Ms. McCarthy,

The Newton Sustainable Materials Management Commission (SMMC) is an eleven-member body appointed by the mayor and city council to provide representation to the City in dealing with various areas within the field of municipal solid waste disposal. As part of the SMMC's charge to monitor and make recommendations regarding the City's activities relating to municipal solid waste collection, disposal, and recycling, the SMMC would like to ask the Licensing Commission to support the proposed prohibition on the sale of miniature liquor bottles in Newton.

The SMMC supports the idea that taking this step would help reduce plastic pollution in our environment, as these bottles are so often littered along our streets and in our parks. In addition, these bottles are too small to be captured in recycling sorting equipment and end up either contaminating other recyclable materials or going into the trash, creating another problem in Newton's efforts to reduce trash.

I thank you for your attention and consideration on this issue.

Sincerely,

Sunwoo Kahng
Chair, Newton Sustainable Materials Management Commission



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Sunwoo Kahng
Chair, Newton Sustainable Materials Management Commission



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I thank you for your attention and consideration on this issue.

Sincerely,

Sunwoo Kahng
Chair, Newton Sustainable Materials Management Commission

From: [Eliza Lewis](#)
To: licensing@newton.ma.gov; [Licensing at Health](#)
Subject: Nips
Date: Tuesday, August 31, 2021 10:28:36 AM

[**DO NOT OPEN** links/attachments unless you are sure the content is safe.]

I am a Newton resident who supports prohibiting the sale of nip bottles in Newton. I see them all over, on the streets, in the woods. Let's help our environment.

Thank you,

Eliza Lewis
126 Pleasant St.
Newton

From: [Jessica Avery](#)
To: [Licensing at Health](#)
Subject: support miniature alcohol bottle ban
Date: Tuesday, August 31, 2021 11:31:25 AM

[**DO NOT OPEN** links/attachments unless you are sure the content is safe.]

Hi Kathleen, Anil and Dina,

Thank you for examining the issue around nip bottles. They are constantly littered throughout Newton. I remember being a parent chaperone for a school group walk many years ago from Burr Elementary where we ran across some and got questions from 3rd graders who thought that they were cute. Another parent said that they'd repeatedly seen a car in the neighborhood where the driver would throw nip bottles out of their window, making it clear that they were drinking and driving. I would support the ban for three reasons: nips contribution to plastic litter; their contribution to safety issues from drunken driving; and their contribution to alcoholism.

-Jessica Avery
378 Cherry Street, West Newton

From: [Ann Hulsing](#)
To: [Licensing at Health](#)
Subject: Please ban the sale of nips bottles in Newton
Date: Tuesday, August 31, 2021 11:34:31 AM

[**DO NOT OPEN** links/attachments unless you are sure the content is safe.]

Dear Kathleen McCarthy, Dina Conlin, and Adyanthaya,
Please prohibit the sale of nips bottles in Newton to cut down on public trash collection by passers-by and city trash collectors, who have other things to do.

Yours,
Ann Hulsing

From: [Denise Wernikoff](#)
To: [Licensing at Health](#)
Subject: Plastic nip bottles prohibition
Date: Tuesday, August 31, 2021 11:57:27 AM

[**DO NOT OPEN** links/attachments unless you are sure the content is safe.]

I approve this measure: we can live perfectly without those bottles; any other container can perfectly well substitute ;
Please vote to ban them from our town.
thank you

Denise Wernikoff
15 Elizabeth Circle,
W.Newton 02465

From: [ROBT and JOYCE GREIF](#)
To: [Licensing at Health](#)
Subject: Nip Bottles
Date: Tuesday, August 31, 2021 12:14:48 PM

[DO NOT OPEN links/attachments unless you are sure the content is safe.]

Please do something about those bottles...they are polluting our land.

Thank you.

Joyce Greif

Lexington

Sent from [Mail](#) for Windows

From: [Michael Goldman](#)
To: [Licensing at Health](#)
Subject: Nip Bottles in Newton
Date: Tuesday, August 31, 2021 1:08:38 PM

[**DO NOT OPEN** links/attachments unless you are sure the content is safe.]

To the Commission: Please vote to prohibit the sale of nip bottles in Newton.

Best
Michael Goldman

Michael Goldman
Sent from my iPhone

From: [Lynn Scheller](#)
To: [Licensing at Health](#)
Subject: Nips
Date: Tuesday, August 31, 2021 3:08:19 PM

[DO NOT OPEN links/attachments unless you are sure the content is safe.]

Please vote to prohibit nip bottles in Newton.

Thank you.

Lynn Scheller
216 Pleasant St 02459

Sent from my iPhone

From: [Crista Cavicchio](#)
To: [Licensing at Health](#)
Subject: Prohibit nips bottles!
Date: Tuesday, August 31, 2021 5:55:11 PM

[DO NOT OPEN links/attachments unless you are sure the content is safe.]

Hello licensing Commission members!

I am an 8th grade special education teacher at Bigelow Middle School. I have been there for 12 years.
I am also a beach lover and try to pick up trash whenever I go. The trash I find the most is the caps of water bottles and nips bottles.
Some towns have already prohibited these. Please consider doing the same in Newton! We need to act now to protect wildlife.

Crista

"Breathe, smile, sing and celebrate your life and the lives of those you love..." (Soni Yoga, Cambridge MA.)

From: [Leslie Bernstein](#)
To: [Licensing at Health](#)
Subject: Nip Bottle Ban
Date: Wednesday, September 1, 2021 5:02:55 AM

[**DO NOT OPEN** links/attachments unless you are sure the content is safe.]

Dear Licensing Commission:

Please vote to prohibit the sale of miniature, single-use containers for alcoholic beverages in containers less than or equal to 100 milliliters.

I have learned about this issue from Green Newton and appreciate their efforts to educate my community about the plastic pollution that affects our environment.

Please strongly consider this step for the health of Newton.

Best,
Leslie Bernstein

Sent from my iPhone

From: [rocky gannon](#)
To: [Licensing at Health](#)
Subject: ban plastic nip bottles
Date: Wednesday, September 1, 2021 10:02:54 PM

[DO NOT OPEN links/attachments unless you are sure the content is safe.]

Dear Sir or Madam,

please vote to outlaw plastic nip bottles in Newton.

Thank you

Robert Cuddy

From: [Alan Gordon](#)
To: [Licensing at Health](#)
Subject: Nip bottle ban
Date: Thursday, September 2, 2021 3:28:03 PM

[**DO NOT OPEN** links/attachments unless you are sure the content is safe.]

Dear Kathleen McCarthy, Dina Conlin, and Anil Adyanthaya,

My name is Alan Gordon. I am a Newton resident and I am writing to encourage you to support and vote for the nip bottle ban.

Thanks,

Alan

From: [David Stein](#)
To: [Licensing at Health](#)
Subject: Plastic pollution
Date: Monday, September 6, 2021 12:16:06 PM

[DO NOT OPEN links/attachments unless you are sure the content is safe.]

I am writing to urge commission members to vote to prohibit use of nip bottles in Newton. It Is urgent that we all do what we can to reduce plastic pollution. Thank you, Letitia Upton. 249 Lake Ave Newton 02461

From: [RCN](#)
To: [Licensing at Health](#)
Subject: Nip bottles
Date: Wednesday, September 8, 2021 11:25:34 PM

[**DO NOT OPEN** links/attachments unless you are sure the content is safe.]

I am writing to ask that you please vote to prohibit the sale of nip bottles in Newton.
Thank you.
Jane Matlaw
Newtonville

Sent from my iPhone
Please forgive my brevity and any misspellings!

From: [Barbara Cassidy](#)
To: [Licensing at Health](#)
Subject: Vote to prohibit the sale of plastic nip bottles
Date: Thursday, September 9, 2021 12:00:43 PM

[**DO NOT OPEN** links/attachments unless you are sure the content is safe.]

Dear Licensing Commission Members,

Please vote to prohibit the sale of plastic nip bottles in Newton. I live on Crafts St. and not a day goes by that I don't see these nip bottles littering the sidewalk and street in front of my house, as well as up and down Crafts Street.

Thank you.

Barb Cassidy

--

I am just trying to make sense of it all.

Barbara Cassidy

617-312-7460 (c)

babscassidy@gmail.com

www.barbaracassidyband.com

From: [Ed Dailey](#)
To: [Licensing at Health](#)
Subject: "Nip bottles"
Date: Thursday, September 9, 2021 8:19:28 PM

[**DO NOT OPEN** links/attachments unless you are sure the content is safe.]

I urge you to ban plastic “Nip bottles”. Indeed, if we are to have any chance at halting global plastics pollution (on land and in the ocean), we should ban all single use plastic bottles.

Respectfully,

/Ed Dailey

Ed Dailey
supple.dailey@gmail.com
67 Maplewood Av
Newton, Massachusetts 02459
617.852.7110

From: [Michelle Ottaviano](#)
To: [Licensing at Health](#)
Subject: vote to ban plastic nip bottles
Date: Sunday, September 12, 2021 3:28:21 PM

[**DO NOT OPEN** links/attachments unless you are sure the content is safe.]

Dear Licensing Commission members,

I am writing to urge you to vote in favor of banning plastic nip bottles. These bottles contribute to the plastic waste in our community and are often a source of litter, left behind in parks and tossed on sidewalks.

Thanks for your consideration.
-Michelle Ottaviano
Ward 1 resident.

From: [ANDY GLUCK](#)
To: [Licensing at Health](#)
Subject: Nip Bottles
Date: Monday, September 13, 2021 7:10:41 AM

[DO NOT OPEN links/attachments unless you are sure the content is safe.]

Dear Commissioners,

We are writing to strongly encourage the ban on small Nip bottles in Newton. We have spent dozens of hours picking them up as we walk, run and bike throughout Newton. They are especially ubiquitous in our parks, playgrounds and river walks.

Thank you so much for considering this environmental improvement!

Kim & Andy Gluck

19 Merton Street

Newton, MA 02458

Cell 617-939-3869

Gluckers@aol.com

From: [Ellie Paradise](#)
To: [Licensing at Health](#)
Subject: Support for ban on Nip plastic bottles
Date: Monday, September 13, 2021 8:16:23 PM

[DO NOT OPEN links/attachments unless you are sure the content is safe.]

To : Licensing Commission
From: Eleanor Paradise

I am writing in support of banning the sale of Nip plastic bottles in Newton. These bottles contribute to the serious problem of plastic waste and to the overall problem of solid waste. Prohibiting their sale is more effective in reducing waste than recycling. Furthermore many of these bottles are not recycled.

Thank you,
Eleanor Paradise
30 Gammons Rd
Newton, MA 02468

From: [Susan Tornheim](#)
To: [Licensing at Health](#)
Subject: Please ban nip bottles
Date: Monday, September 13, 2021 8:39:58 PM

[**DO NOT OPEN** links/attachments unless you are sure the content is safe.]

Dear commission members,

I am writing to urge you to ban the sale of nip bottles in Newton. As a person who notices trash on our streets and frequently picks it up, I am enthusiastic about reducing it. I often see discarded nip bottles where they shouldn't be and would love to see fewer of them. Let's get rid of them!

Sincerely,
Susan F. Tornheim
120 Hyde St.
Newton Highlands, MA 02461

From: [John Evans](#)
To: [Licensing at Health](#)
Subject: nip bottle ban
Date: Monday, October 25, 2021 12:04:46 PM

[**DO NOT OPEN** links/attachments unless you are sure the content is safe.]

Dear commissioners,

I heard about a proposed ban on nip bottles sold in Newton from Emily Norton's emails. I am writing to oppose this ban and offer a different solution.

Has there been an exhaustive study that nip bottles make up the majority of the plastic trash in Newton? I was curious about how big this problem is, so during a recent 16 mile marathon training run from West Newton through Auburndale, Newton Center, Chestnut Hill, and back, I counted the number of items in various categories of trash that I saw along the way.

I counted the following:

26 plastic bottles 12oz and larger

10 metal beverage cans

8 nip bottles

16 masks

8 neatly tied bags of dog poop

Paper and foil product wrappers too numerous to count while running.

Based on my observation, it seems to me that nip bottles should be the least of our concern and that larger plastic bottles are the biggest issue we have with plastic trash in the city, followed by metal cans and face masks. If we are to entertain a ban on selling nip bottles, why are we also not discussing banning large non-returnable plastic bottles, metal cans, and face masks? (Answer: because it isn't practical). And that's to say nothing of the equal number of dog poop bags compared to nip bottles - I mean, who picks up their dog's poop to put it in plastic and then LEAVES THE BAG ON THE GROUND? This to me is the most egregious problem: not only is it more plastic lying around but it's presumably a health hazard as well.

When you are specifically looking for something, you tend to see those things. If you notice a nip bottle on the ground, and it bothers you (as all of the above items should) then you're attuned to seeing those nip bottles because it is in your subconscious - it's the same phenomenon when you buy a new car, all of a sudden you start to notice all the other cars that are like yours on the road. This is known as a frequency illusion or Baader-Meinhof Phenomenon. This selective attention then leads to a confirmation bias of whatever it is you are seeking to confirm and validate. You can read more about this

here: https://en.wikipedia.org/wiki/Frequency_illusion

I'm not saying nip bottles are not a problem, I'm saying if there's a study that shows nip bottles are by far the biggest issue we have with plastic trash in our city, then I'd like to know about it. Based on my observation, it is insignificant.

Rather than implement a ban on selling a single item because we don't like the packaging, I propose the city do something more proactive to benefit us all -- invest in garbage cans. Place them near stores that sell beverages in non-returnable containers, as well as in other strategic locations around the city. Along my route, I only noticed one public garbage can. This solution could do more for all categories of trash without resorting to an endless series of one-off efforts by city government banning individual items that come to our attention.

John Evans

From: [Crystal Lyons](#)
To: [Licensing at Health](#)
Subject: Proposal to ban nip bottles
Date: Wednesday, October 27, 2021 8:36:57 AM

[**DO NOT OPEN** links/attachments unless you are sure the content is safe.]

Dear Commissioners,

I am writing to OPPOSE the current proposal to ban nip bottles. I do not think it is necessary or appropriate to curtail business or freedoms to respond to what is essentially a minor nuisance in the form of litter. The city may choose to enforce existing litter laws, or contribute additional resources for cleanup, or even coordinate cleanup efforts by local groups. I feel the ban is discriminatory and smacks of privilege, in addition to showing the city welcoming the marijuana industry at the same time it seeks to limit its competitors (and those customers). I also personally oppose banning nip bottles, which can be fun and inexpensive gifts (think stocking stuffer), as well as a way to experiment with a cocktail without having to purchase an expensive full-sized bottle of spirits which may go unused (and you would prefer to not keep in a house with teenagers).

Thank you for your consideration and please DENY the current proposal.

Crystal Lyons
21 Whitney Rd.
Newton, MA 02460

From: [Cindy Callaway](#)
To: [Licensing at Health](#)
Subject: We need to ban nips in Newton
Date: Tuesday, November 16, 2021 5:38:46 PM

[DO NOT OPEN links/attachments unless you are sure the content is safe.]

Dear Commissioners - These are a huge part of the litter that I see when I am walking in our neighborhoods.
Please vote to ban these nip bottles.

Thank you.

Cindy Callaway
83 Grove Hill Avenue

From: [rocky gannon](#)
To: [Licensing at Health](#)
Subject: Nip bottle ban.
Date: Tuesday, November 16, 2021 1:14:22 PM

[DO NOT OPEN [links/attachments](#) unless you are sure the content is safe.]

Dear Sir or Madam,

I am fully behind the effort to ban the plastic nip bottles from our town.

Every gutter and park and bike trail are littered with those nuisances. Can you imagine how many are in the Charles River?

Please, high schoolers out for forbidden thrills will not care if they are buying plastic or glass. Let's make it glass at least for the good of the ecosystem.

Yours Sincerely,

Robert Cuddy
34 Star Rd.
Newton MA. 02465

From: [SuzyLunin](#)
To: [Licensing at Health](#)
Subject: Ban on nips (please read into the record)
Date: Tuesday, November 16, 2021 12:22:56 PM

[DO NOT OPEN links/attachments unless you are sure the content is safe.]

Dear Chairman McCarthy,

Please consider the negative environmental impact this small bottle has as a trash contaminate in our local water ways and wetlands. It makes up a significant part of the solid waste collected .

Eliminating nip bottles at the local source would eliminate a good portion of this pollution. (Unlike larger bottles and cans , it can not be recycled.)

The Newton Conservation Commission supports the banning of nip bottle sales in Newton.

Thank you for your serious consideration .

Sincerely,

Susan Lunin, Vice chair Newton Conservation Commission

Sent from my iPad

From: [Julia LaGuette](#)
To: [Licensing at Health](#)
Subject: Support the ban on the sale of miniature alcoholic bottles
Date: Tuesday, November 16, 2021 11:25:12 AM

[**DO NOT OPEN** links/attachments unless you are sure the content is safe.]

Dear City of Newton Licensing,

As a resident of Newton, I would like to express my support for banning of the sale of miniature alcoholic bottles (also known as “nips”).

The benefits of these bottles are only for the trivial convenience of a few self-centered people. However, the risks to the rest of us and the environment is very high. We cannot afford to accumulate any more environmentally toxic plastic trash on the streets and in our waterways.

Many thanks for your attention.

Sincerely,

Julia LaGuette

63 Cynthia Rd

Newton Centre, MA 02459

From: [Candy Sidner](#)
To: [Licensing at Health](#)
Subject: nip bottle ban
Date: Tuesday, November 16, 2021 10:56:37 AM

[DO NOT OPEN links/attachments unless you are sure the content is safe.]

I am a Newton resident and I am in favor of banning the sale of nip liquor bottles. While it is great to be able to try liquors with nip bottles (and I do), the litter they create on our streets is unacceptable. I have picked up many of these bottles to put in the trash when I am out for my morning walk. But there are more that I see at other times. It is not worth the litter that also cannot be recycled. Please ban these little bottles.

Candy Sidner
49 Lawmarissa Rd
Waban

Candy Sidner, Ph.D. <http://www.candysidner.com>

From: [Clint Richmond](#)
To: [Licensing at Health](#)
Cc: deb.pasternak@sierraclub.org
Subject: Fwd: The Sierra Club supports Nip bottle Regulation
Date: Tuesday, November 16, 2021 3:32:45 PM
Attachments: [SC-Newton-2021-09-27.pdf](#)

[**DO NOT OPEN** links/attachments unless you are sure the content is safe.]

Dear Board of License Commissioners:

The Sierra Club commends the Board for taking up this issue tonight. We stand by our earlier support of this regulation and hope you will vote to adopt it.

Sincerely,
Clint Richmond

-----Original Message-----

From: Clint Richmond <crbrookline@aol.com>
To: licensing@newtonma.gov <licensing@newtonma.gov>
Cc: rfuller@newtonma.gov <rfuller@newtonma.gov>; citycouncil@newtonma.gov <citycouncil@newtonma.gov>; deb.pasternak@sierraclub.org <deb.pasternak@sierraclub.org>
Sent: Mon, Sep 27, 2021 9:34 pm
Subject: The Sierra Club supports Nip bottle Regulation

Dear Board of License Commissioners:

Please see the attached official letter in support of the proposed regulation.

Let us know if you have any questions about this issue.

Sincerely,
Clint Richmond,
Member, Executive Committee
Mass. Sierra Club
clint@massachusetts.sierraclub.org

From: [Birju Patel](#)
To: [Licensing at Health](#)
Subject: 50 ML NIP BANNED COMMENT
Date: Tuesday, November 16, 2021 5:06:56 PM

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Hi Licensing Department,

Good evening for the day,
I am a liquor shop owner in Newton MA.
Why would you guys want to ban nips?

In tough times like this you guys want to Put one more nail to small business
in newton? That is what is looks like

Banning nips will hurt my business,
I don't know what you people are thinking but we have a small business to run and sales of
nips helps my business to stay in flot..

So please consider this request for not to ban nips.

Thanks
Sam.