



STAFF REPORT

AGENDA ITEM #: 24-45
COUNCIL MTG OF: May 7, 2024
FROM: David Caron, Town Administrator
OFFERED BY: David Caron, Town Administrator
PREPARED BY: David Caron, Town Administrator
SUBJECT: Authorization to provide samples of cider, mead, wine and beer at the Derry Homegrown Farm & Artisan Market

PURPOSE: Grant authorization to various vendors to supply free samples spirits at the Derry Homegrown Farm & Artisan Market, pursuant to the authority provided in RSA 179:44.

TOWN ADMINISTRATOR COMMENTS: The Town Council is encouraged to support this request by affirmatively acting upon Resolution #2024-024.

BACKGROUND: The Derry Homegrown Farm and Artisans Market is planning its 2024 season and has received a request from Cathedral Ledge Distillery seeking Council approval to serve samples; Resolution #2024-023 provides authorization within the mandates of NH RSA 179:44, which requires that such activity be authorized by the town or city's governing body and that the authorization must be in writing.

DISCUSSION: In accordance with the Town Charter and State law, the Town Council is the governing body of the town and has the sole authority to grant the requested authority to provide samples under that statute. The authority requested is narrow as to the location and time of operation of the Market. It has been requested and is recommended that this action granting permission remain in effect indefinitely until rescinded by the Council.

FISCAL IMPACT: Granting the requested authority will not have an impact on the town budget. However it does facilitate the town's goal of enhancing economic development by providing a business opportunity to the requesting party.

RECOMMENDED ACTION BY COUNCIL: Recommend that the Town Council grant written authority Cathedral Ledge Distillery to provide samples of alcoholic spirits in accordance with applicable state statutes.

RECOMMENDED MOTION: Please see Resolution #2024-024.

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RESOLUTION

Number 2024-024

To Authorize Cathedral Ledge Distillery to serve samples at the Derry
Homegrown Farm and Artisans Market.

WHEREAS, Section 5.1 of the Town Charter designates the Town Council as the governing and legislative body of the Town and, as such, it is empowered to act in accordance with RSA 179:44; and

WHEREAS, RSA 179:44 II-a authorizes wine manufacturers, beverage manufacturers, liquor manufacturers, nano breweries and brew pubs to provide samples for tasting at a farmers' market, contingent upon written authorization by the Governing Body;

WHEREAS, several vendors participate annually in the Derry Homegrown Farm and Artisans Market;

NOW, THEREFORE, BE IT RESOLVED IN COUNCIL that the Cathedral Ledge Distillery is hereby authorized to provide liquor samples during all Derry Homegrown Farm and Artisan Market events, contingent upon compliance with all applicable state statutes and Town of Derry Ordinances.

This Resolution shall take effect immediately upon its passage and shall remain in effect until rescinded by the Town Council.

Adopted: May 7, 2024

Attest:

X _____

Erin Spencer, Council Chair

Date: _____

X _____

Cristina Guilford, Town Clerk

Date: _____