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NARRAGANSETT TOWN COUNCIL AGENDA ITEM REPORT

DATE: November 20, 2023
FROM: Janet Tarro, Town Clerk
DEPARTMENT: Town Clerk

SUBJECT:

A MOTION TO OPEN AND HOLD a public hearing on an application for the transfer of stock only for the Class B-Victualler Alcohol Beverage License of New Dragon Inc. dba New Dragon, Chung Hing Lau (100% stock), to New Dragon Inc. dba New Dragon, Chung Hing Lau (50%), James Lau (25%), and John Lau (25%), 80 Point Judith Road, Assessor's Plat P, Lot 324.

SUGGESTED ACTION:

New Dragon Inc. dba New Dragon has filed an application for a transfer of Stock for the Alcohol Beverage License of New Dragon Inc. dba New Dragon, Chung Hing Lau (100% stock), to New Dragon Inc. dba New Dragon, Chung Hing Lau (50%), James Lau (25%), and John Lau (25%), at 80 Point Judith Road, Assessor's Plat P, Lot 324.

The conditions in place for New Dragon are as follows:

1. Outside Entertainment until 8 p.m. only while the temporary 'Take It Outside' program in place.
2. Entertainment is allowed inside until close.

Please note that temporary expansion of the license was granted at the March 15, 2021, Town Council meeting to coincide with the State "Take it Outside" initiative.

No transfer to another person shall be permitted unless indebtedness of the licensee incurred in the operation of licensed premises shall be paid to or released by an objecting creditor. In cases of dispute as to the amount of indebtedness, the transfer may be permitted upon statement of the licensee, under oath, that the claim of indebtedness is disputed and that the statement of dispute is not interposed for the purpose of inducing transfer of the license pursuant to RI General Law §35-19. Creditors cannot object to a transfer resulting from a proceeding in Bankruptcy, Receivership, Probate, or other judicial process.

No transfer to another person or entity shall be permitted unless a Certificate of Good Standing is issued by the State of Rhode Island Division of Taxation indicating all state taxes have been paid.

No transfer to another person or entity shall be permitted if there is a delinquency in payment of

municipal taxes or other user fees.

The Town Council has general discretionary authority to deny relocation or transfer of a license based upon the same criteria which it has established for issuance of an original license.

Criteria for a Transfer application:

- Qualification of Transferee to hold and operate the license;
- Compliance with all Town Ordinances;
- Such other public health and safety factors as each individual application may present;
- Whether the transferee is purposing to change the type of operation of the business. If so, then all of the criteria set forth in Section G.1. of the Town's Rules and Regulations shall also be applicable.

ATTACHMENTS:

[AD PH New Dragon Transfer of Stock BLV.pdf](#)
[Application.pdf](#)

[Transfer Application.pdf](#)

[Site Plan.pdf](#)

[NARRAGANSETT LIQUOR LICENSE RULES.pdf](#)