

SENATE No. 159

The Commonwealth of Massachusetts

PRESENTED BY:

Sal N. DiDomenico

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act authorizing the city of Everett to grant additional alcoholic beverages licenses.

PETITION OF:

NAME:

Sal N. DiDomenico

DISTRICT/ADDRESS:

Middlesex and Suffolk

SENATE No. 159

By Mr. DiDomenico, a petition (accompanied by bill, Senate, No. 159) of Sal N. DiDomenico (with the approval of the mayor and city council) for legislation to authorize the city of Everett to grant additional alcoholic beverages licenses. Consumer Protection and Professional Licensure. [Local Approval Received.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Third General Court
(2023-2024)**

An Act authorizing the city of Everett to grant additional alcoholic beverages licenses.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. (a) Notwithstanding section 17 of chapter 138 of the General Laws, the
2 licensing authority of the city of Everett may grant 8 additional licenses for the sale of all
3 alcoholic beverages to be drunk on the premises pursuant to section 12 of said chapter 138 to
4 operators and locations to be determined by the licensing authority in accordance with this
5 section. The licenses shall be subject to all of said chapter 138 except said section 17.

6 (b) The licensing authority shall restrict the licenses authorized in this section as follows:

7 I. The licensing authority of the city of Everett may grant 5 additional licenses for the
8 sale of alcoholic beverages to be drunk on the premises pursuant to section 12 of said chapter
9 138 to operators all and locations to be determined by the licensing authority in accordance with
10 this section.

11 II. The licensing authority of the city of Everett may grant 2 additional licenses for the
12 sale of all alcoholic beverages under section 15 of said chapter 138 and may grant 1 license for
13 the sale of wines and malt beverages under said section 15 of said chapter 138.

14 SECTION 2. (a) The transfer of a license existing on the effective date of this act or the
15 transfer of stock in a corporation which holds such a license shall be subject to a public hearing
16 and notice of such hearing shall be advertised as provided in said chapter 138 and held at an
17 appropriate time to afford interested citizens an opportunity to be present.

18 (b) The licenses shall be subject to all of said chapter 138 except said section 17.

19 (c) Licenses shall only be granted to parcels as allowed by the zoning ordinance of the
20 city of Everett.

21 SECTION 3. (a) If a license granted pursuant to this section is cancelled, revoked or no
22 longer in use, it shall be returned physically, with all of the legal rights, privileges and
23 restrictions pertaining thereto, to the licensing authority and the licensing authority may then
24 grant the license to a new applicant at a location within an area described in subsection (b) under
25 the same conditions as specified in this section.

26 (b) No other license granted under this act shall be sold or transferred by the licensee. If
27 any such licensee terminates or fails to renew its license, the license shall revert to the licensing
28 commission which may then grant that license to a new applicant in accordance with regulations
29 established by the licensing commission; provided, however, that any restrictions on the
30 transferability of licenses under this paragraph shall only apply to licenses granted on or after the
31 effective date of chapter 449 of the acts of 2008.

32 (c) The administrative fee charged by the city of Everett for licenses granted under this
33 section shall be the same as the administrative fee charged by the city for existing licenses
34 granted for the respective category for such licenses. The licenses granted under this section shall
35 be subject to all applicable ordinances of the city.

36 SECTION 4. (a) This act shall take effect upon its passage.