

# **HOUSE . . . . . No. 3711**

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## The Commonwealth of Massachusetts

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HOUSE OF REPRESENTATIVES, August 6, 2015.

The committee on Consumer Protection and Professional Licensure to whom was referred the petition (accompanied by bill, House, No. 3355) of Thomas M. Stanley and Michael J. Barrett (by vote of the town) that the town of Lincoln be authorized to grant a license for the sale of all alcoholic beverages to be drunk on the premises, reports recommending that the accompanying bill (House, No. 3711) ought to pass.

For the committee,

JENNIFER E. BENSON.

**HOUSE . . . . . No. 3711**

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**The Commonwealth of Massachusetts**

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**In the One Hundred and Eighty-Ninth General Court  
(2015-2016)**  
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An Act authorizing the town of Lincoln to grant a license for the sale of alcoholic beverages to be drunk on the premises.

*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. Notwithstanding sections 11 and 17 of chapter 138 of the General Laws or  
2 of any other general or special law to the contrary, the board of selectman of the town of Lincoln  
3 is hereby authorized to issue to Blazes, Inc. for the sale of all alcoholic beverages to be drunk on  
4 the premises at a location to be determined in the town of Lincoln, under the provisions of  
5 section 12 of chapter 138. The license shall be subject to all of said chapter 138 except for said  
6 section 17.

7           The board of selectmen shall not approve the transfer of the license to any other location  
8 once said location is approved, provided that the license may be granted by the board of  
9 selectmen at the same location if an applicant for the license files with the board of selectmen a  
10 letter from the department of revenue and a letter from the department of unemployment  
11 assistance indicating that the license is in good standing with those departments and that all  
12 applicable taxes, fees and contributions have been paid.

13           If the license granted under this section is cancelled, revoked or no longer in use, such  
14 license shall be returned physically, with all of the legal rights, privileges and restrictions  
15 pertaining thereto, to the board of selectmen and the board of selectmen may then grant the  
16 license to a new applicant at the same location and under the same conditions as specified under  
17 this act.

18           SECTION 2. Notwithstanding the provisions of sections 11 and 11A of chapter 138 of  
19 the General Laws as to the time and manner of voting on the question of issuing the license  
20 authorized in section 1, this act shall be submitted for its acceptance to the qualified voters of the  
21 town of Lincoln following the effective date of this act at an annual or special town election in  
22 the form of the following questions:

23           “Shall an act passed by the General Court in the year 2015, entitled ‘An act authorizing  
24 the town of Lincoln to grant a license for the sale of all alcoholic beverages to be drunk on the  
25 premises’, be accepted?”

26           Below the ballot question shall appear a fair and concise summary of the ballot question  
27 prepared by town counsel and approved by the board of selectmen of the town of Lincoln.

28           If a majority of the votes cast in answer to the question is in the affirmative, the town  
29 shall be taken to have authorized the issuance to Blazes, Inc. of a license to sell all alcoholic  
30 beverages to be drunk on the premises, but not otherwise.

31           SECTION 3. This act shall take effect upon passage.