

HOUSE No. 4551

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, July 28, 2016.

The committee on Consumer Protection and Professional Licensure to whom was referred the petition (accompanied by bill, House, No. 4431) of F. Jay Barrows and James E. Timilty (by vote of the town) that the town of Foxborough be authorized to grant two additional licenses for the sale of all alcoholic beverages to be drunk on the premises, reports recommending that the accompanying bill (House, No. 4551) ought to pass [Local Approval Received].

For the committee,

JENNIFER E. BENSON.

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**In the One Hundred and Eighty-Ninth General Court
(2015-2016)**

An Act authorizing the town of Foxborough to grant two additional licenses for the sale of all 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. (a) Notwithstanding section 12 and 17 of Chapter 138 of the General Laws
2 or any other general or special law to the contrary, the licensing authority of the town of
3 Foxborough may grant 2 additional licenses for the sale of all alcoholic beverages to be drunk on
4 the premises pursuant to section 12 of said chapter 138 subject to the conditions set forth in this
5 act.

6 (b) The licensing authority of the town of Foxborough shall restrict all of the licenses
7 authorized in this act to business entities located within the site containing a development to be
8 known as South Rte. 140/Foxborough Blvd. Node, as more particularly shown on a plan which is
9 on file with the board of selectmen, hereinafter referred to as the “site”. A license granted
10 pursuant to this act shall be clearly marked on its face “South Rte. 140/Foxborough Blvd. Node
11 Only” and shall be subject to all of said chapter 138 except said section 17.

12 (c) Notwithstanding said section 12 of said chapter 138, the additional licenses authorized
13 by this act shall be subject to an original license fee of \$5,000 in addition to the annual fee for

14 existing all alcoholic beverages licenses or wines and malt beverages licenses, as applicable, in
15 the town of Foxborough due and payable upon the original granting of any such license and also
16 upon the reissuance of such license pursuant to subsection (e) or (f).. Said additional \$5,000 fee
17 shall be deposited into an economic development account in the town and expended consistently
18 with the purposes of such account.

19 (d) Prior to the granting of a license pursuant to this act, the licensing authority of the
20 town of Foxborough shall determine whether an applicant meets the criteria set forth in this act,
21 consistent with the rules and regulations governing licenses for the sale of alcoholic beverages
22 promulgated by the licensing authority and all other applicable laws.

23 (e) The licensing authority of the town of Foxborough shall not approve the transfer of a
24 license granted pursuant to this act to a location outside the site, but it may grant a license to a
25 new applicant within the site if the applicant files with the licensing authority a letter from the
26 department of revenue and a letter from the department of unemployment assistance indicating
27 that the license is in good standing with those departments and that all applicable taxes, fees and
28 contributions have been paid.

29 (f) If a license granted pursuant to this act is cancelled, revoked or no longer in use, it
30 shall be returned physically, with all of the legal rights, privileges, and restrictions pertaining
31 thereto, to the licensing authority of the town of Foxborough, which may then grant the license to
32 a new applicant at a location within the site under the same conditions set forth in this act.

33 SECTION 2. This act shall take effect upon its passage.