

HOUSE No. 4459

Substituted by the House, on motion of Mr. Speliotis of Danvers, for a bill with the same title (House, No. 3982). April 30, 2018.

The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act authorizing the Town of Danvers to grant 10 additional licenses for the sale of all alcoholic beverages not 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 17 of chapter 138 of the General Laws, the
2 licensing authority of the town of Danvers may grant 10 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: (i)
4 establishments located along United States highway route 1 from the Peabody city line to the
5 Topsfield town line or along state highway route 114 from the Middleton town line to the
6 Peabody city line, hereinafter referred to collectively as the Route 1/Route 114 District; or (ii)
7 establishments located within the geographical area, hereinafter referred to as the
8 Downtown/Danversport District, bounded by state route 62, in the north, Pine street and Sylvan
9 street, in the west, the Peabody and Salem city lines, in the south, and the Crane river and the
10 Beverly city line, in the east, including establishments within the town of Danvers located on or
11 along those boundaries. A license granted pursuant to this act shall be clearly marked on its face
12 “Route 1/Route 114 District” or “Downtown/Danversport District” and shall be subject to all of
13 said chapter 138 except said section 17.

14 (b) Notwithstanding section 12 of chapter 138 of the General Laws, the licensing
15 authority may restrict the licenses issued pursuant to this act to holders of common victualler
16 licenses.

17 (c) The licensing authority shall not approve the transfer of a license granted pursuant to
18 this act to a location outside of the Route 1/Route 114 District or the Downtown/Danversport
19 District but it may grant the license to a new applicant along or within the same district in which
20 the license was originally issued pursuant to subsection (a) if the applicant files with the
21 licensing authority a letter from the department of revenue and a letter from the department of
22 unemployment assistance indicating that the license is in good standing with those departments
23 and that all applicable taxes, fees and contributions have been paid.

24 (d) If a license granted pursuant to this act is cancelled, revoked or no longer in use, it
25 shall be returned physically, with all of the legal rights, privileges and restrictions pertaining
26 thereto, to the licensing authority and the licensing authority may then grant the license to a new
27 applicant at a location along or within the same district in which the license was originally issued
28 pursuant to subsection (a) and under the same conditions as specified in this act.

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