

SENATE No. 1876

The Commonwealth of Massachusetts

PRESENTED BY:

Michael R. Knapik

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 Westfield to convert a seasonal license for the sale of all alcoholic beverages not to be drunk on the premises to an annual license for the sale of all alcoholic beverages not to be drunk on the premises.

PETITION OF:

NAME:

DISTRICT/ADDRESS:

Michael R. Knapik

4th Hampden

Donald F. Humason, Jr.

SENATE No. 1876

By Mr. Knapik, petition (accompanied by bill, Senate, No. 1876) of Michael Knapik and Donald F. Humason, Jr. for legislation to authorize the city of Westfield to convert a seasonal license for the sale of all alcoholic beverages not to be drunk on the premises to an annual license for the sale of all alcoholic beverages not to be drunk on the premises. Consumer Protection and Professional Licensure [Local Approval Received].

The Commonwealth of Massachusetts

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In the Year Two Thousand Eleven
—————

An Act authorizing the city of Westfield to convert a seasonal license for the sale of all alcoholic beverages not to be drunk on the premises to an annual license for the sale of all alcoholic beverages not to be drunk on the premises.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to convert a seasonal license for the sale of all alcoholic beverages not to be drunk on the premises to an annual license for the sale of all alcoholic beverages not to be drunk on the premises, therefore, it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

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 sections 15 and 17 of chapter 138 of the General Laws
2 or any other general or specific law to the contrary, one seasonal license for the sale of all
3 alcoholic beverages not to be consumed on the premises available to be issued by the Westfield
4 licensing board shall be converted to one additional annual license for the sale of all alcoholic
5 beverages not to be consumed on the premises and the Westfield licensing board may grant the
6 one additional annual license subject, however, to the conditions set forth herein. The one

7 seasonal license to be converted is and shall continue to be located at 1230 Russell Road,
8 Westfield, Massachusetts.

9 (b) Notwithstanding any general or specific law or any rule or regulation to the contrary,
10 the Westfield licensing board shall not approve the transfer of a license issued by one authority
11 of this section to any other organization, corporation or location. Said license may be re-issued
12 by the Westfield licensing board at the same location if an applicant for said license files with
13 said board a letter in writing for the Commonwealth's Department of Revenue indicating that
14 said license is in good standing with said Department and that any and all applicable taxes have
15 been paid.

16 (c) If a license granted under this section is cancelled, revoked or no longer in use, such
17 license shall be returned physically, with all of the legal rights, privileges and restrictions
18 pertaining thereto, to the Westfield licensing board. Notwithstanding section 17 of chapter 138
19 of the General laws, or any other general or special law to the contrary, the Westfield licensing
20 board may then grant the license to a new applicant at the same location and under the same
21 conditions as specified in the preceding paragraph. The original license fee shall be \$4,000.00
22 and such a fee is due and payable upon the original issuance of the license and also upon any
23 reissuance of the license and such fee shall be deposited in an Economic Development account
24 for the City of Westfield and expended consistently with the purpose of said account.

25 SECTION 2: This act shall take effect upon its passage.