

**HOUSE . . . . . No. 1128**

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**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Nine**  
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An Act authorizing the city of Salem to grant an additional license for the sale of wines and malt 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 the provisions of section 17 of chapter 138 of the General  
2 Laws, the licensing authority of the city of Salem may grant an additional license for the sale of  
3 wine and malt beverages to be drunk on the premises under section 12 of said chapter 138 to  
4 Derby Deli, Inc. at a restaurant at 245 Derby Street, Salem, Massachusetts. The license shall be  
5 subject to all of said chapter 138 except section 17.

6           Notwithstanding any general or special law, or any rule or regulation to the contrary, the  
7 local alcohol licensing authority shall not approve the transfer of said license to any other  
8 location. Said license may be granted by the local alcohol licensing authority at the same  
9 location if an applicant for said license files with said authority a letter in writing from the  
10 department of revenue indicating that said license is in good standing with said department and  
11 that any and all applicable taxes have been paid. If the license granted under this section is  
12 cancelled, revoked or no longer in use, such license shall be returned physically, with all of the  
13 legal rights, privileges and restrictions pertaining thereto, to the local alcohol licensing authority.

14           Notwithstanding section 17 of chapter 138 of the General Laws, or any other general or  
15 special law to the contrary, the local alcohol licensing authority may then grant the license to a  
16 new applicant at the same location and under the same conditions as specified in the preceding  
17 paragraph.

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