

SENATE No. 2483

The Commonwealth of Massachusetts

In the Year Two Thousand Ten

An Act authorizing the town of Wareham to issue eight (8) additional liquor license.

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 Section 17 of chapter 138 of the General Laws, or any
2 other General or special law or rule or regulation to the contrary, the local licensing authority of
3 the town of Wareham may grant eight (8) additional licenses for the sale of all alcoholic
4 beverages to be drunk on the premises at the locations set forth in this act.

5 SECTION 2.

6 (a) Notwithstanding section 17 of Chapter 138 of the General Laws or any other general
7 or special law to the contrary, the licensing authority of the town of Wareham may grant one
8 license for the sale of all alcoholic beverages to be drunk on the premises, pursuant to Section 12
9 of Chapter 138 as appearing in the 2008 Official Edition, to Hadley-MacIntosh Enterprises, d/b/a
10 The Stonebridge Bistro, located at 5 East Boulevard, Onset, Massachusetts. A license granted
11 under this section shall be subject to all of Chapter 138 except for Section 17.

12 (b) Notwithstanding any general or special law or any rule or regulation to the contrary,
13 the Wareham licensing board shall not approve the transfer of a license issued by authority of

14 this section to any other organization, corporation or location. Said license may be re-issued by
15 the Wareham licensing board at the same location if an applicant for said license files with said
16 board a letter in writing from the Commonwealth's Department of Revenue indicating that said
17 license is in good standing with said Department and that any and all applicable taxes have been
18 paid.

19 (c) If a license granted under this section is cancelled, revoked or longer in use, such
20 license shall be returned physically, with all of the legal rights, privileges and restrictions
21 pertaining thereto, to the Wareham licensing board. Notwithstanding section 17 of chapter 138
22 of the General Laws, or any other general or special law to the contrary, the Wareham licensing
23 board may grant the license to a new applicant at the same location and under the same condition
24 as specified in the preceding paragraphs.

25 SECTION 3.

26 (a) Notwithstanding section 17 of Chapter 138 of the General Laws or any other general
27 or special law to the contrary, the licensing authority of the town of Wareham may grant one
28 license for the sale of all alcoholic beverages to be drunk on the premises, pursuant to Section 12
29 of Chapter 138 as appearing in the 2008 Official Edition, to Captain Al's Restaurant LLC., d/b/a/
30 Captain Al's, located at 3136 Cranberry Highway, Onset, Massachusetts. A license granted
31 under this section shall be subject to all of Chapter 138 except for Section 17.

32 (b) Notwithstanding any general or special law or any rule or regulation to the contrary,
33 the Wareham licensing board shall not approve the transfer of a license issued by authority of
34 this section to any other organization, corporation or location. Said license may be re-issued by
35 the Wareham licensing board at the same location if an applicant for said license files with said

36 board a letter in writing from the Commonwealth's Department of Revenue indicating that said
37 license is in good standing with said Department and that any and all applicable taxes have been
38 paid.

39 (c) If a license granted under this section is cancelled, revoked or longer in use, such
40 license shall be returned physically, with all of the legal rights, privileges and restrictions
41 pertaining thereto, to the Wareham licensing board. Notwithstanding section 17 of chapter 138
42 of the General Laws, or any other general or special law to the contrary, the Wareham licensing
43 board may grant the license to a new applicant at the same location and under the same condition
44 as specified in the preceding paragraphs.

45 SECTION 4.

46 (a) Notwithstanding section 17 of Chapter 138 of the General Laws or any other general
47 or special law to the contrary, the licensing authority of the town of Wareham may grant one
48 license for the sale of all alcoholic beverages to be drunk on the premises, pursuant to Section 12
49 of Chapter 138 as appearing in the 2008 Official Edition, to Merchants Way on The Bay, Inc,
50 d/b/a Merchants Way on The Bay, located at 241 Main Street, Wareham, Massachusetts. A
51 license granted under this section shall be subject to all of Chapter 138 except for Section 17.

52 (b) Notwithstanding any general or special law or any rule or regulation to the contrary,
53 the Wareham licensing board shall not approve the transfer of a license issued by authority of
54 this section to any other organization, corporation or location. Said license may be re-issued by
55 the Wareham licensing board at the same location if an applicant for said license files with said
56 board a letter in writing from the Commonwealth's Department of Revenue indicating that said

57 license is in good standing with said Department and that any and all applicable taxes have been
58 paid.

59 (c) If a license granted under this section is cancelled, revoked or longer in use, such
60 license shall be returned physically, with all of the legal rights, privileges and restrictions
61 pertaining thereto, to the Wareham licensing board. Notwithstanding section 17 of chapter 138
62 of the General Laws, or any other general or special law to the contrary, the Wareham licensing
63 board may grant the license to a new applicant at the same location and under the same condition
64 as specified in the preceding paragraphs.

65 SECTION 5.

66 (a) Notwithstanding section 17 of Chapter 138 of the General Laws or any other general
67 or special law to the contrary, the licensing authority of the town of Wareham may grant one
68 license for the sale of all alcoholic beverages to be drunk on the premises, pursuant to Section 12
69 of Chapter 138 as appearing in the 2008 Official Edition, to Mark, Inc, d/b/a China Garden,
70 located at 265 Marion Road Wareham, Massachusetts. A license granted under this section shall
71 be subject to all of Chapter 138 except for Section 17.

72 (b) Notwithstanding any general or special law or any rule or regulation to the contrary,
73 the Wareham licensing board shall not approve the transfer of a license issued by authority of
74 this section to any other organization, corporation or location. Said license may be re-issued by
75 the Wareham licensing board at the same location if an applicant for said license files with said
76 board a letter in writing from the Commonwealth's Department of Revenue indicating that said
77 license is in good standing with said Department and that any and all applicable taxes have been
78 paid.

79 (c) If a license granted under this section is cancelled, revoked or longer in use, such
80 license shall be returned physically, with all of the legal rights, privileges and restrictions
81 pertaining thereto, to the Wareham licensing board. Notwithstanding section 17 of chapter 138
82 of the General Laws, or any other general or special law to the contrary, the Wareham licensing
83 board may grant the license to a new applicant at the same location and under the same condition
84 as specified in the preceding paragraphs.

85 SECTION 6.

86 (a) Notwithstanding section 17 of Chapter 138 of the General Laws or any other general
87 or special law to the contrary, the licensing authority of the town of Wareham may grant one
88 license for the sale of all alcoholic beverages to be drunk on the premises, pursuant to Section 12
89 of Chapter 138 as appearing in the 2008 Official Edition, to Tsika, Inc., d/b/a Minerva Pizza,
90 located at 257 Main Street, Wareham, Massachusetts. A license granted under this section shall
91 be subject to all of Chapter 138 except for Section 17.

92 (b) Notwithstanding any general or special law or any rule or regulation to the contrary,
93 the Wareham licensing board shall not approve the transfer of a license issued by authority of
94 this section to any other organization, corporation or location. Said license may be re-issued by
95 the Wareham licensing board at the same location if an applicant for said license files with said
96 board a letter in writing from the Commonwealth's Department of Revenue indicating that said
97 license is in good standing with said Department and that any and all applicable taxes have been
98 paid.

99 (c) If a license granted under this section is cancelled, revoked or longer in use, such
100 license shall be returned physically, with all of the legal rights, privileges and restrictions

101 pertaining thereto, to the Wareham licensing board. Notwithstanding section 17 of chapter 138
102 of the General Laws, or any other general or special law to the contrary, the Wareham licensing
103 board may grant the license to a new applicant at the same location and under the same condition
104 as specified in the preceding paragraphs.

105 SECTION 7.

106 (a) Notwithstanding section 17 of Chapter 138 of the General Laws or any other general
107 or special law to the contrary, the licensing authority of the town of Wareham may grant one
108 license for the sale of all alcoholic beverages to be drunk on the premises, pursuant to Section 12
109 of Chapter 138 as appearing in the 2008 Official Edition, to Rosebrook Place Hospitality LLC, a
110 subsidiary of A.D. Makepeace Company, located at the Rte 25-195 interchange, Wareham,
111 Massachusetts. A license granted under this section shall be subject to all of Chapter 138 except
112 for Section 17.

113 (b) Notwithstanding any general or special law or any rule or regulation to the contrary,
114 the Wareham licensing board shall not approve the transfer of a license issued by authority of
115 this section to any other organization, corporation or location. Said license may be re-issued by
116 the Wareham licensing board at the same location if an applicant for said license files with said
117 board a letter in writing from the Commonwealth's Department of Revenue indicating that said
118 license is in good standing with said Department and that any and all applicable taxes have been
119 paid.

120 (c) If a license granted under this section is cancelled, revoked or longer in use, such
121 license shall be returned physically, with all of the legal rights, privileges and restrictions
122 pertaining thereto, to the Wareham licensing board. Notwithstanding section 17 of chapter 138

123 of the General Laws, or any other general or special law to the contrary, the Wareham licensing
124 board may grant the license to a new applicant at the same location and under the same condition
125 as specified in the preceding paragraphs.

126 SECTION 8.

127 (a) Notwithstanding section 17 of Chapter 138 of the General Laws or any other general
128 or special law to the contrary, the licensing authority of the town of Wareham may grant one
129 license for the sale of all alcoholic beverages to be drunk on the premises, pursuant to Section 12
130 of Chapter 138 as appearing in the 2008 Official Edition, to W/S Wareham Properties LLC. d/b/a
131 Wareham Crossing Restaurant, located at 2421 Cranberry Highway, Wareham Massachusetts. A
132 license granted under this section shall be subject to all of Chapter 138 except for Section 17.

133 (b) Notwithstanding any general or special law or any rule or regulation to the contrary,
134 the Wareham licensing board shall not approve the transfer of a license issued by authority of
135 this section to any other organization, corporation or location. Said license may be re-issued by
136 the Wareham licensing board at the same location if an applicant for said license files with said
137 board a letter in writing from the Commonwealth's Department of Revenue indicating that said
138 license is in good standing with said Department and that any and all applicable taxes have been
139 paid.

140 (c) If a license granted under this section is cancelled, revoked or longer in use, such
141 license shall be returned physically, with all of the legal rights, privileges and restrictions
142 pertaining thereto, to the Wareham licensing board. Notwithstanding section 17 of chapter 138
143 of the General Laws, or any other general or special law to the contrary, the Wareham licensing

144 board may grant the license to a new applicant at the same location and under the same condition
145 as specified in the preceding paragraphs.

146 SECTION 9.

147 (a) Notwithstanding section 17 of Chapter 138 of the General Laws or any other general
148 or special law to the contrary, the licensing authority of the town of Wareham may grant one
149 license for the sale of all alcoholic beverages to be drunk on the premises, pursuant to Section 12
150 of Chapter 138 as appearing in the 2008 Official Edition, to Al & El Corporation , d/b/a Ella's
151 Woodburning Oven Restaurant, located at 3165 Cranberry Highway, East Wareham,
152 Massachusetts. A license granted under this section shall be subject to all of Chapter 138 except
153 for Section 17.

154 (b) Notwithstanding any general or special law or any rule or regulation to the contrary,
155 the Wareham licensing board shall not approve the transfer of a license issued by authority of
156 this section to any other organization, corporation or location. Said license may be re-issued by
157 the Wareham licensing board at the same location if an applicant for said license files with said
158 board a letter in writing from the Commonwealth's Department of Revenue indicating that said
159 license is in good standing with said Department and that any and all applicable taxes have been
160 paid.

161 (c) If a license granted under this section is cancelled, revoked or longer in use, such
162 license shall be returned physically, with all of the legal rights, privileges and restrictions
163 pertaining thereto, to the Wareham licensing board. Notwithstanding section 17 of chapter 138
164 of the General Laws, or any other general or special law to the contrary, the Wareham licensing

165 board may grant the license to a new applicant at the same location and under the same condition
166 as specified in the preceding paragraphs.

167 SECTION 10. Chapter 424 of the Acts of 2006 is hereby amended by adding the
168 following language to the end of Section 2 following Business Overlay District “and adjacent
169 parcels of land on Map 109A lots 1 through and 9, 1017A, 1018A, 1019, 1020A, 1020B, 1021,
170 1022, 1023A, 1023B, 1024A, 1024B 1024C,1038”

171 SECTION 11. This act shall take effect upon passage.