

**HOUSE . . . . . No. 3647**

By Mr. Garballey of Arlington, a petition (accompanied by bill, House, No. 3647) of Sean Garballey, William N. Brownsberger and Jay R. Kaufman (by vote of the town) that the town of Arlington be authorized to place a ballot question before the voters relative to granting licenses for the sale of beer and wine to be drunk on the premises in theaters. Consumer Protection and Professional Licensure. [Local Approval Received.]

**The Commonwealth of Massachusetts**

In the Year Two Thousand Eleven

An Act authorizing a ballot question in the town of Arlington relative to the granting of licenses for the sale of wines and malt beverages to be drunk on the premises in certain theaters.

*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 11 of chapter 138 of the General Laws, chapter  
2 276 of the acts of 1993 or any other general or special law to the contrary, the board of selectmen  
3 of the town of Arlington shall cause to be placed on the official ballot at the 2012 annual town  
4 election the following question:

5 “Shall the board of selectmen of the town be authorized to grant licenses for the sale of  
6 wines and malt beverages to be drunk on the premises in theaters with a seating capacity of at  
7 least 100?”

8 Yes \_\_\_\_\_ No \_\_\_\_\_

9 SECTION 2. If a majority of votes cast in answer to the question is in the affirmative,  
10 the town of Arlington shall be taken to have authorized the granting of licenses for the sale of

11 wines and malt beverages to be drunk on the premises in privately operated enclosed  
12 entertainment facilities with minimum seating capacity of 100 that are used primarily for the  
13 presentation of motion pictures or dramatic, comedic or musical performances, under the same  
14 terms and conditions as such licenses currently authorized for the sale of wines and malt  
15 beverages to be drunk on the premises in restaurants and subject to all other provisions of chapter  
16 138.

17 SECTION 3. This act shall take effect upon its passage.