

HOUSE No. 3677

By Mr. Cusack of Braintree, a petition (accompanied by bill, House, No. 3677) of Mark James Cusack and John F. Keenan for legislation to authorize the town of Braintree to grant two additional licenses for the sale of all alcoholic beverages to be drunk on the premises. Consumer Protection and Professional Licensure. [Local Approval Received.]

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act of special legislation authorizing the town of Braintree to grant additional liquor licenses.

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, the licensing
2 authority of the Town of Braintree may grant two additional licenses for the sale of all alcoholic
3 beverages to be drunk on the premises, pursuant to section 12 of Chapter 138, to establishments
4 that hold a common victuallers license and are located in the area known as Weymouth Landing
5 in the Town of Braintree, as the same is more particularly described as beginning at the
6 intersection of Quincy Avenue and the F.L. Wright Connector road and running southerly along
7 both sides of Quincy Avenue up to the Braintree/Weymouth town line and hereinafter referred to
8 as the “Weymouth Landing District”. Notwithstanding any general or special law, rule or
9 regulation to the contrary, the licensing authority shall not approve the transfer of any license
10 granted by this act to any other location outside of the Weymouth Landing District. These
11 licenses shall be subject to all of the provisions of Chapter 138 of the General laws, with the
12 exception of section 17.

13 Section 2. If a license granted under Section 1 of this act is cancelled, revoked or no
14 longer in use, the license shall be returned physically, with all of the legal rights, privileges and
15 restrictions pertaining thereto, to the licensing authority for the Town of Braintree.
16 Notwithstanding section 17 of Chapter 138 of the General Laws or any other general or special
17 law to the contrary, the licensing authority may then grant the license to a new applicant whose
18 business is located within the Weymouth Landing District, under the same conditions as set forth
19 in this act.

20 Section 3. Notwithstanding section 17 of Chapter 138 of the General Laws, the licensing
21 authority of the Town of Braintree may grant two additional licenses for the sale of all alcoholic
22 beverages to be drunk on the premises, pursuant to section 12 of Chapter 138, to establishments
23 that hold a common victuallers license and are located in the area known as Braintree Square in
24 the Town of Braintree, as the same is more particularly described as beginning at the intersection
25 of Hollis Avenue and Washington Street and running northerly along both sides of Washington
26 Street and ending at the intersection of West School Street and Washington Street; beginning at
27 the intersection of Washington and River Streets and running easterly along both sides of River
28 Street and ending at the intersection of River and Railroad Streets; beginning at the intersection
29 of Washington and Elm Street, running easterly along both sides of Elm Street and ending at the
30 intersection of Elm Street and Stedman Avenue; and hereinafter referred to as “Braintree
31 Square”. Notwithstanding any general or special law, rule or regulation to the contrary, the
32 licensing authority shall not approve the transfer of any license granted by this act to any other
33 location outside of Braintree Square. These licenses shall be subject to all of the provisions of
34 Chapter 138 of the General laws, with the exception of section 17.

Section 4. If a license granted under Section 3 of this act is cancelled, revoked or no longer in use, the license shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to the licensing authority for the Town of Braintree.

Notwithstanding section 17 of Chapter 138 of the General Laws or any other general or special law to the contrary, the licensing authority may then grant the license to a new applicant whose business is located within Braintree Square, under the same conditions as set forth in this act.

Section 5. Notwithstanding section 17 of Chapter 138 of the General Laws, the licensing authority of the Town of Braintree may grant two additional licenses for the sale of all alcoholic beverages to be drunk on the premises, pursuant to section 12 of Chapter 138, to establishments that hold a common victuallers license and are located in the area known as South Braintree Square in the Town of Braintree, as the same is more particularly described as beginning at 820 Washington Street and running southerly along both sides of Washington Street up to the intersection of Washington, Hancock and Pearl Streets and continuing along both sides of Hancock Street and ending at the intersection of Washington, Hancock and Plain Street; beginning at 1010 Washington Street and running easterly along both sides of Washington Street through the intersection of Washington, Hancock and Pearl Streets and continuing easterly along both sides of Pearl Street and ending at the intersection of Pearl Street and Randall Avenue; and hereinafter referred to as "South Braintree Square". Notwithstanding any general or special law, rule or regulation to the contrary, the licensing authority shall not approve the transfer of any license granted by this act to any other location outside of South Braintree Square. These licenses shall be subject to all of the provisions of Chapter 138 of the General laws, with the exception of section 17.

57 Section 6. If a license granted under Section 5 of this act is cancelled, revoked or no
58 longer in use, the license shall be returned physically, with all of the legal rights, privileges and
59 restrictions pertaining thereto, to the licensing authority for the Town of Braintree.
60 Notwithstanding section 17 of Chapter 138 of the General Laws or any other general or special
61 law to the contrary, the licensing authority may then grant the license to a new applicant whose
62 business is located within South Braintree Square, under the same conditions as set forth in this
63 act.

64 Section 7. This act shall take effect upon its passage.