

HOUSE No. 3355

The Commonwealth of Massachusetts

PRESENTED BY:

Thomas M. Stanley

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 town of Lincoln to grant a license for the sale of all alcoholic beverages to be drunk on the premises.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Thomas M. Stanley</i>	<i>9th Middlesex</i>
<i>Michael J. Barrett</i>	<i>Third Middlesex</i>

HOUSE No. 3355

By Mr. Stanley of Waltham, a petition (accompanied by bill, House, No. 3355) of Thomas M. Stanley and Michael J. Barrett (by vote of the town) that the town of Lincoln be authorized to grant a license 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 One Hundred and Eighty-Ninth General Court
(2015-2016)**

An Act authorizing the town of Lincoln to grant a license for the sale of all alcoholic 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 11 of chapter 138 or of any other
2 general or special law to the contrary, the Board of Selectman of the Town of Lincoln is hereby
3 authorized to issue to Blazes, Inc. for the sale of all alcoholic beverages to be drunk on the
4 premises at a location to be determined in the town of Lincoln, under the provisions of section 12
5 of chapter 138. The license shall be subject to all of said chapter 138 except for said section 17,
6 and to any regulations and guidelines adopted by the Massachusetts Alcoholic Beverages Control
7 Commission relative to the service of alcoholic beverages.

8 The Board of Selectmen shall not approve the transfer of the license to any other location
9 once said location is approved, provided that the license may be granted by the Board of
10 Selectmen at the same location if an applicant for the license files with the Board of Selectmen a
11 letter from the department of revenue indicating that the license is in good standing with the

12 department and that all applicable taxes have been paid. If the license granted under this section
13 is cancelled, revoked or no longer in use, such license shall be returned physically, with all of the
14 legal rights, privileges and restrictions pertaining thereto, to the Board of Selectmen and the
15 Board of Selectmen may then grant the license to a new applicant at the same location and under
16 the same conditions as specified in this section.

17 SECTION 2. Notwithstanding the provisions of sections 11 and 11A of chapter 138 of
18 the General Laws as to the time and manner of voting on the question of issuing the license set
19 forth above, this act shall be submitted for its acceptance to the qualified voters of the town of
20 Lincoln following the effective date of this act at an annual or special town election in the form
21 of the following questions:

22 “Shall an act passed by the General Court in the year 2015, entitled ‘Authorizing the
23 Town of Lincoln to Grant a License for the Sale of All Alcoholic Beverages to be Drunk on the
24 Premises’, be accepted?”

25 Below the ballot question shall appear fair and concise summary of the ballot question
26 prepared by town counsel and approved by the Board of Selectmen.

27 If a majority of the votes cast in answer to the question is in the affirmative, the town
28 shall be taken to have authorized the issuance to Blazes, Inc. of a license to sell all alcoholic
29 beverages to be drunk on the premises, but not otherwise.

30 SECTION 3. This act shall take effect upon passage.