

HOUSE No. 4552

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, July 28, 2016.

The committee on Consumer Protection and Professional Licensure to whom was referred the petition (accompanied by bill, House, No. 4462) of Colleen M. Garry (by vote of the town) that the town of Dracut be authorized to grant four additional licenses for the sale of alcoholic beverages to be drunk on the premises, reports recommending that the accompanying bill (House, No. 4552) ought to pass [Local Approval Received].

For the committee,

JENNIFER E. BENSON.

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**In the One Hundred and Eighty-Ninth General Court
(2015-2016)**

An Act authorizing the town of Dracut to grant four additional licenses for the sale of 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. (a) Notwithstanding section 17 of chapter 138 of the General Laws, the
2 licensing authority of the town of Dracut may grant 2 additional licenses for the sale of all
3 alcoholic beverages to be drunk on the premises pursuant to section 12 of said chapter 138, to
4 establishments located within the town’s B-3 business district, as that district is defined by the
5 town’s zoning map, as it existed as of November 3, 2015, upon approval of and under conditions
6 set by the licensing authority of the town. A license granted pursuant to this section shall be
7 clearly marked on its face “B-3 business district” and shall be subject to all of said chapter 138
8 except said section 17.

9 (b) The licensing authority shall not approve the transfer of a license granted pursuant to
10 this section to any other location outside of the town’s B-3 business district, but it may grant a
11 license to a new applicant within the B-3 business district if the applicant files with the licensing
12 authority a letter from the department of revenue and a letter from the department of

13 unemployment assistance indicating that the license is in good standing with those departments
14 and that all applicable taxes, fees and contributions have been paid.

15 (c) If a license granted pursuant to this section is cancelled, revoked or no longer in use, it
16 shall be returned physically, with all legal rights, privileges and restrictions pertaining thereto, to
17 the licensing authority and the licensing authority may then grant the license to a new applicant
18 in the town's B-3 business district under the same conditions as specified in this section.

19 SECTION 2. (a) Notwithstanding section 17 of chapter 138 of the General Laws, the
20 licensing authority of the town of Dracut may grant one additional license for the sale of all
21 alcoholic beverages to be drunk on the premises pursuant to section 12 of said chapter 138, to
22 establishments located within the town's B-4 business district, as that district is defined by the
23 town's zoning map, as it existed as of November 3, 2015, upon approval of and under conditions
24 set by the licensing authority of the town. The license granted pursuant to this section shall be
25 clearly marked on its face "B-4 business district" and shall be subject to all of said chapter 138
26 except said section 17.

27 (b) The licensing authority shall not approve the transfer of a license granted pursuant to
28 this act to any other location outside of the town's B-4 business district, but it may grant a
29 license to a new applicant within the B-4 business district if the applicant files with the licensing
30 authority a letter from the department of revenue and a letter from the department of
31 unemployment assistance indicating that the license is in good standing with those departments
32 and that all applicable taxes, fees and contributions have been paid.

33 (c) If the license granted pursuant to this act is cancelled, revoked or no longer in use, it
34 shall be returned physically, with all legal rights, privileges and restrictions pertaining thereto, to

35 the licensing authority and the licensing authority may then grant the license to a new applicant
36 in the town’s B-4 business district under the same conditions as specified in this section.

37 SECTION 3. (a) Notwithstanding section 17 of chapter 138 of the General Laws, the
38 licensing authority of the town of Dracut may grant one additional licenses for the sale of all
39 alcoholic beverages to be drunk on the premises pursuant to section 12 of said chapter 138, to
40 establishments located within the town’s B-5 business district, as that district is defined by the
41 town’s zoning map, as it existed as of November 3, 2015, upon approval of and under conditions
42 set by the licensing authority of the town. The license granted pursuant to this section shall be
43 clearly marked on its face “B-5 business district” and shall be subject to all of said chapter 138
44 except said section 17.

45 (b) The licensing authority shall not approve the transfer of a license granted pursuant to
46 this section to any location outside of the town’s B-5 business district, but it may grant a license
47 to a new applicant within the B-5 business district if the applicant files with the licensing
48 authority a letter from the department of revenue and a letter from the department of
49 unemployment assistance indicating that the license is in good standing with those departments
50 and that all applicable taxes, fees and contributions have been paid.

51 (c) If the license granted pursuant to this act is cancelled, revoked or no longer in use, it
52 shall be returned physically, with all legal rights, privileges and restrictions pertaining thereto, to
53 the licensing authority and the licensing authority may then grant the license to a new applicant
54 in the town’s B-5 business district under the same conditions as specified in this section.

55 SECTION 4. This act shall take effect upon its passage.