

HOUSE No. 4696

The Commonwealth of Massachusetts

PRESENTED BY:

Paul Tucker and Joan B. Lovely

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 City of Salem to grant one additional license for the sale of alcoholic beverages to be drunk on the premises.

PETITION OF:

| NAME: | DISTRICT/ADDRESS: | DATE ADDED: |
|-----------------------|---------------------|------------------|
| <i>Paul Tucker</i> | <i>7th Essex</i> | <i>10/6/2016</i> |
| <i>Joan B. Lovely</i> | <i>Second Essex</i> | <i>10/7/2016</i> |

HOUSE No. 4696

By Representative Tucker of Salem and Senator Lovely, a joint petition (accompanied by bill, House, No. 4696) of Paul Tucker and Joan B. Lovely (with the approval of the mayor and city council) that the city of Salem be authorized to grant an additional 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 City of Salem to grant one additional license 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 and 17A of chapter 138 of the General
2 Laws, the licensing authority of the city of Salem may grant 1 additional license for the sale of
3 all alcoholic beverages to be drunk on the premises pursuant to section 12 of said chapter 138 to
4 Ragazza Hospitality Group, to be located at 41 Lafayette Street. An annual license granted
5 under this section shall be subject to all of said chapter 138 except section 17 and 17A.

6 (b) The licensing authority shall not approve the transfer of the license granted pursuant
7 to this act to any other location, but it may grant the license to a new applicant at the same
8 location if the applicant files with the licensing authority a letter from the department of revenue
9 and a letter from the department of unemployment assistance indicating that the license is in
10 good standing with those departments and that all applicable taxes have been paid. If the license
11 granted pursuant to this act is cancelled, revoked or no longer in use, it shall be returned

12 physically, with all of the legal rights, privileges and restrictions pertaining thereto, to the
13 licensing authority and the licensing authority may then grant the license to a new applicant at
14 the same location and under the same conditions as specified in this act.

15 SECTION 2. (a) The city of Salem shall charge a fee for the granting of an annual license
16 for the sale of all alcoholic beverages pursuant to this act, which shall be paid by the licensee at
17 the time of issuance, unless the licensing authority agrees to enter into a contract with the
18 licensee to allow the division of the fee into multiple payments over time from a licensee. If the
19 city elects to accept multiple payments over time from a licensee, the option shall be made
20 available, upon request, to all qualified applicants for a license.

21 (b) Any fee collected by the city of Salem for a license granted under this act which is
22 greater than the amount of the fee charged for an annual renewal of a similar license issued by
23 the city shall be deposited into the city's economic development account and expended by it in a
24 manner consistent with the purposes of this account.

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