

HOUSE No. 4718

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, May 5, 2014.

The committee on Consumer Protection and Professional Licensure to whom was referred the 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, reports recommending that the accompanying bill (House, No. 4718) ought to pass.

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 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 d/b/a Kokeshi, to be located at 41 Lafayette Street. An annual
5 license granted under this section shall be subject to all of said chapter 138 except section 17 and
6 17A.

7 (b) The licensing authority shall not approve the transfer of the license granted pursuant
8 to this act to any other location, but it may grant the license to a new applicant at the same
9 location if the applicant files with the licensing authority a letter from the department of revenue
10 and a letter from the department of unemployment assistance indicating that the license is in
11 good standing with those departments and that all applicable taxes have been paid.

12 If the license granted pursuant to this act is cancelled, revoked or no longer in use at the
13 location of original issuance, it shall be returned physically, with all of the legal rights, privileges

14 and restrictions pertaining thereto, to the licensing authority which may then grant the license to
15 a new applicant at the same location and under the same conditions as specified in this act.

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

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

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