

**HOUSE . . . . . No. 3536**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

***Kenneth I. Gordon and Kenneth J. Donnelly***

*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 Burlington to grant additional alcoholic beverages licenses.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Kenneth I. Gordon</i>	<i>21st Middlesex</i>	<i>1/19/2017</i>

**HOUSE . . . . . No. 3536**

By Representative Gordon of Bedford and Senator Donnelly, a joint petition (accompanied by bill, House, No. 3536) of Kenneth I. Gordon (by vote of the town) for legislation to authorize the town of Burlington to grant six additional licenses for the sale of all alcoholic beverages to be drunk on the premises and two additional licenses for the sale of wines and malt beverages to be drunk on the premises. Consumer Protection and Professional Licensure. [Local Approval Received.]

**The Commonwealth of Massachusetts**

**In the One Hundred and Ninetieth General Court  
(2017-2018)**

An Act authorizing the town of Burlington to grant additional alcoholic beverages 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. (a) Notwithstanding section 17 of chapter 138 of the General Laws, the  
2   licensing authority of the Town of Burlington may grant 6 additional licenses for the sale of all  
3   alcoholic beverages to be drunk on the premises and 2 additional licenses for the sale of wines  
4   and malt beverages to be drunk on the premises under section 12 of said chapter 138 to  
5   establishments located within the Civic Center Overlay District (CC) and Central Business  
6   Overlay District (CBD) of Article III of the Burlington Zoning Bylaw, commonly referred to as  
7   the Town Center Districts and shown on the Overlay Zoning Map entitled “Town Center District  
8   Map, Civic Center & Central Business Districts”, prepared by the Town of Burlington, dated  
9   December 2005. The licenses shall be subject to all of said chapter 138, except section 17.

10           (b) Notwithstanding section 12 of said chapter 138, the licensing authority may restrict  
11   the licenses issued pursuant to this act to holders of common victualler licenses.

12 (c) Once issued, the licensing authority shall not approve the transfer of a license granted  
13 pursuant to this act to any other location but it may grant the license to a new applicant at the  
14 same location if the applicant files with the licensing authority a letter from the department of  
15 revenue and a letter from the department of unemployment assistance indicating that the license  
16 is in good standing with those departments and that all applicable taxes, fees and contributions  
17 have been paid.

18 (d) If a license granted pursuant to this section is cancelled, revoked or no longer in use at  
19 the location of original issuance, the license shall be returned physically, with all of the legal  
20 rights, privileges and restrictions pertaining thereto, to the licensing authority and the licensing  
21 authority may then grant the license to a new applicant at a location within the town center  
22 overlay zoning district under the same conditions as specified in this act.

23 Section 2. This act shall take effect upon its passage.