

HOUSE No. 3981

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, October 27, 2017.

The committee on Consumer Protection and Professional Licensure to whom was referred the joint petition (accompanied by bill, House, No. 3892) of Paul J. Donato, Patricia D. Jehlen and others (with the approval of the mayor and city council) that the city of Medford be authorized to issue certain licenses to the Chevalier Theatre for the sale of food and alcoholic beverages, reports recommending that the accompanying bill (House, No. 3981) ought to pass [Local Approval Received].

For the committee,

TACKEY CHAN.

HOUSE No. 3981

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

An Act authorizing the city of Medford to issue certain licenses to the Chevalier Theatre for the sale of food and alcoholic beverages.

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 17 of chapter 138 of the General
2 Laws or any other law, special law or regulation to the contrary, the licensing commission of the
3 city of Medford, may issue to a person or entity that is operating the Chevalier Theatre under a
4 contract, lease or other agreement to operate and manage the Chevalier Theatre or that has been
5 granted a concession by the Civic Auditorium Commission of the city of Medford for the sale of
6 food and alcoholic beverages a license to sell all alcoholic beverages to be drunk or consumed on
7 the premises of the Chevalier Theatre, or any part thereof, under such terms and conditions as the
8 licensing commission shall determine. Sections 12A and 16C of chapter 138 shall not apply to
9 such premises. A licensee shall not be required by the licensing commission under the provisions
10 of section 12 of said chapter 138 to have the licensed premises open during any hours when there
11 is no activity being conducted in the Chevalier Theatre, nor shall the licensee be permitted to
12 serve food or alcoholic beverages to strangers, travelers or members of the general public who
13 are not attending any activity then being conducted in the Chevalier Theatre.

14 SECTION 2. Notwithstanding the provisions of any general or special law or ordinance
15 to the contrary, the licensing commission of the city of Medford may issue to a person that is
16 operating the Chevalier Auditorium under a contract, lease or other agreement to operate and
17 manage the Chevalier Auditorium or that has been granted a concession by the Civic Auditorium
18 Commission of the city of Medford for the sale of food and beverages, a common victualler's
19 license for the premises of the Chevalier Theatre or any part thereof, pursuant to section 2 of
20 chapter 140 of the General Laws. Section 5 of said chapter 140 shall not apply to the license so
21 issued.

22 SECTION 3. The licensing authority shall not approve the transfer of the licenses to any
23 other location but it may grant the licenses to a new applicant at the same location if the
24 applicant files with the licensing authority a letter from the department of revenue and a letter
25 from the department of unemployment assistance indicating that the license is in good standing
26 with those departments and that all applicable taxes, fees and contributions have been paid.

27 If any license granted pursuant to this act is cancelled, revoked or no longer in use at the
28 location of original issuance, it shall be returned physically, with all of the legal rights, privileges
29 and restrictions pertaining thereto, to the licensing commission, which may then grant the license
30 to a new applicant at the same location under the same conditions as specified in this act.

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