

SENATE No. 2143

The Commonwealth of Massachusetts

PRESENTED BY:

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 convert 2 seasonal liquor licenses to annual licenses for the sale of all alcoholic beverages to be drunk on the premises.

PETITION OF:

NAME:

DISTRICT/ADDRESS:

Joan B. Lovely

Second Essex

Paul Tucker

7th Essex

SENATE No. 2143

By Ms. Lovely, a petition (accompanied by bill, Senate, No. 2143) of Joan B. Lovely and Paul Tucker (with approval of the mayor and city council) for legislation to authorize the city of Salem to convert 2 seasonal liquor licenses to annual licenses 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 Ninetieth General Court
(2017-2018)**

An Act authorizing the city of Salem to convert 2 seasonal liquor licenses to annual licenses for the sale of all 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. Notwithstanding sections 17 and 17A of chapter 138 of the General Laws,
2 the licensing authority of the city of Salem may convert 1 seasonal license for the sale of all
3 alcoholic beverages to be drunk on the premises under section 12 of said chapter 138 currently
4 issued to Hazel Deli, LLC located at 283 Derby Street in the city of Salem to an annual license
5 for the sale of alcoholic beverages to be drunk on the premises under said section 12 of said
6 chapter 138 to Hazel Deli, LLC located at 283 Derby Street in the city of Salem. The license
7 converted under this section shall be subject to all of said chapter 138 except sections 17 and
8 17A.

9 The licensing authority shall not approve the transfer of the license converted pursuant to
10 this section to any other location but it may grant the license to a new applicant at the same
11 location if the applicant files with the licensing authority a letter from the department of revenue

12 and a letter from the department of unemployment assistance indicating that the license is in
13 good standing with those departments and that all applicable taxes fees and contributions have
14 been paid.

15 If the license converted pursuant to this section is cancelled, revoked or no longer in use
16 at the location of original issuance, it shall be returned physically, with all of the legal rights,
17 privileges and restrictions pertaining thereto, to the licensing authority and the licensing
18 authority may then grant the license to a new applicant at the same location under the same
19 conditions as specified in this act.

20 SECTION 2. Notwithstanding sections 17 and 17A of chapter 138 of the General Laws,
21 the licensing authority of the city of Salem may convert 1 seasonal license for the sale of all
22 alcoholic beverages to be drunk on the premises under section 12 of said chapter 138 currently
23 issued to The Good Wolf, LLC located at 142-148 Derby Street in the city of Salem to an annual
24 license for the sale of alcoholic beverages to be drunk on the premises under said section 12 of
25 said chapter 138 to The Good Wolf, LLC located at 142-148 Derby Street in the city of Salem.
26 The license converted under this section shall be subject to all of said chapter 138 except sections
27 17 and 17A.

28 The licensing authority shall not approve the transfer of the license converted pursuant to
29 this section to any other location but it may grant the license to a new applicant at the same
30 location if the applicant files with the licensing authority a letter from the department of revenue
31 and a letter from the department of unemployment assistance indicating that the license is in
32 good standing with those departments and that all applicable taxes fees and contributions have
33 been paid.

34 If the license converted pursuant to this section is cancelled, revoked or no longer in use
35 at the location of original issuance, it shall be returned physically, with all of the legal rights,
36 privileges and restrictions pertaining thereto, to the licensing authority and the licensing
37 authority may then grant the license to a new applicant at the same location under the same
38 conditions as specified in this act.

39 SECTION 3. (a) The city of Salem shall charge a fee for the conversion of the licenses
40 authorized in sections 1 and 2 which shall be paid by the licensee at the time of issuance unless
41 the licensing authority agrees to enter into a contract with the licensees to allow the division of
42 the fee into multiple payments over time from the licensee. If the city elects to accept multiple
43 payments over time from the licensees, the option shall be made available, upon request, to all
44 qualified applicants for a license.

45 (b) Any fee collected by the city of Salem for the licenses converted pursuant to sections
46 1 and 2 which are greater than the amount of the fees charged for an annual renewal of a similar
47 license issued by the city shall be deposited into the city's economic development account and
48 expended by it in a manner consistent with the purposes of such account.

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