

HOUSE No. 4086

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, September 25, 2019.

The committee on Consumer Protection and Professional Licensure to whom was referred the petition (accompanied by bill, House, No. 3967) of William M. Straus (by vote of the town) that the town of Fairhaven 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. 4086) ought to pass [Local Approval Received].

For the committee,

TACKEY CHAN.

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**In the One Hundred and Ninety-First General Court
(2019-2020)**

An Act authorizing the town of Fairhaven to grant an additional license 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. (a) Notwithstanding section 17 of chapter 138 of the General Laws, the
2 licensing authority of the town of Fairhaven may grant 1 additional license for the sale of all
3 alcoholic beverages to be drunk on the premises, pursuant to section 12 of said chapter 138, to
4 Hampton Inn by Hilton d/b/a Claremont Fairhaven Hotel, LLC, located at 1 Hampton Way in the
5 town of Fairhaven.. The license shall be subject to all of said chapter 138 except said section 17.

6 (b) The license granted under this section shall only be exercised in the dining room of a
7 common victualler and such other public rooms or areas as may be deemed reasonable and
8 appropriate by the licensing authority as certified in writing.

9 (c) The licensing authority shall not approve the transfer of the license granted pursuant
10 to 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 (d) If a licensee terminates or fails to renew the license granted under this section or if the
16 license is cancelled, revoked or no longer in use, it shall be returned physically, with all of the
17 legal rights, privileges and restrictions pertaining thereto, to the licensing authority, and the
18 licensing authority may then grant the license to a new applicant at the same location under the
19 same conditions as specified in this section.

20 (e) The license granted pursuant to this act shall be issued within 1 year after the effective
21 date of this act; provided, however, that if the license is originally granted within that time period
22 it may be granted to a new applicant pursuant to subsection (c) or (d) thereafter.

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