

HOUSE No. 4692

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, May 7, 2020.

The committee on Consumer Protection and Professional Licensure to whom was referred the petition (accompanied by bill, House, No. 225) of Shawn Dooley and Michael J. Soter (by vote of the town) that the town of Plainville be authorized to grant six additional licenses for the sale of all alcoholic beverages to be drunk on the premises, reports recommending that the accompanying bill (House, No. 4692) ought to pass.

For the committee,

TACKEY CHAN.

HOUSE No. 4692

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

An Act authorizing the town of Plainville to grant additional licenses for the sale of 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. (a) Notwithstanding section 17 of chapter 138 of the General Laws, the
2 licensing authority of the town of Plainville may grant 5 additional licenses for the sale of all
3 alcoholic beverages to be drunk on the premises under section 12 of said chapter 138, to
4 establishments located within the town's two zoned development areas, as defined by the town's
5 zoning map, as it existed as of October 17, 2018, upon approval of and under conditions set by
6 the licensing authority of the town of Plainville. A license granted under this act shall be clearly
7 marked on its face "Route 1 Corridor" or "Central Business District/Downtown Area" and shall
8 be subject to all of said chapter 138 except said section 17.

9 (b) The licensing authority shall restrict the 5 licenses for the sale of all alcoholic
10 beverages to be drunk on the premises authorized in this act to the two zoned development areas
11 as follows:

12 (1) Three licenses shall be issued to establishments located within the Route 1 Corridor,
13 to comprise the area to include parcels immediately along Route 1 and Taunton Street, as those

14 areas are designated as Route 1 Corridor on the map; provided, however, that for the purposes of
15 this paragraph, “map” shall mean the parcel specific corridor areas designated as Route 1
16 Corridor, dated October 17, 2018, a copy of which is on file in the office of the Plainville town
17 clerk; and

18 (2) Two licenses shall be issued to establishments located within the Central Business
19 District/Downtown Area, to comprise the area to include parcels immediately along: (A) South
20 Street, (B) West Bacon Street from South Street until Fletcher Street, or (C) East Bacon Street
21 from South Street until Pleasant Street, as those areas are designated as Central Business
22 District/Downtown Area on the map; provided, however, that for the purposes of this paragraph,
23 “map” shall mean the parcel specific corridor areas designated as Central Business
24 District/Downtown Area, dated October 17, 2018, a copy of which is on file in the office of the
25 Plainville town clerk.

26 (c) A license granted under this act shall only be exercised in the dining room of a
27 Common Victualer and in such other public rooms or areas as may be deemed reasonable and
28 appropriate by the licensing authority as certified in writing.

29 (d) The licensing authority shall not approve the transfer of a license granted under this
30 act to a location outside of the initial zoned area as defined in paragraph (1) or (2) of subsection
31 (b) but it may grant a license to a new applicant within the initial zoned area as defined in said
32 paragraph (1) or (2) of subsection (b) if the applicant files with the licensing authority a letter
33 from the department of revenue and a letter from the department of unemployment assistance
34 indicating that the license is in good standing with those departments and that all applicable
35 taxes, fees and contributions have been paid.

36 (e) If a licensee terminates or fails to renew a license granted under this act or any such
37 license granted under this act is cancelled, revoked or no longer in use, the license shall be
38 returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to
39 the licensing authority and the licensing authority may then grant the license to a new applicant
40 in the town's two zoned development areas under the same conditions as specified in this act.

41 (f) All licenses granted under this act shall be issued within 2 years after the effective
42 date of this act; provided, however, that a license originally granted within that time period may
43 be granted to a new applicant under subsections (d) or (e) thereafter.

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