

**SENATE . . . . . No. 186**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*Bruce E. Tarr*

*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 relative to the granting of alcoholic beverages licenses not to be consumed on the premises by the town of Rockport.

PETITION OF:

NAME:

DISTRICT/ADDRESS:

*Bruce E. Tarr*

*First Essex and Middlesex*

*Ann-Margaret Ferrante*

*5th Essex*

**SENATE . . . . . No. 186**

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By Mr. Tarr, a petition (accompanied by bill, Senate, No. 186) of Bruce E. Tarr and Ann-Margaret Ferrante (by vote of the town) for legislation relative to the granting of alcoholic beverages licenses not to be consumed on the premises by the town of Rockport. Consumer Protection and Professional Licensure. [Local Approval Received.]

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**The Commonwealth of Massachusetts**

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

An Act relative to the granting of alcoholic beverages licenses not to be consumed on the premises by the town of Rockport.

*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 11, 11A and 17 of Chapter 138 of the General  
2   Laws, or any other general or special law to the contrary, the board of selectmen of the town of  
3   Rockport may place upon the official ballot to be used at the next annual or special town election  
4   the following question:

5           Shall the Board of Selectmen by authorized to grant up to 2 year-round licenses for the  
6   sale of beer and wine at a gourmet or specialty food store not to be consumed on the premises?

7           Yes\_\_\_

8           No\_\_\_

9           If a majority of votes cast in answer to the question are in the affirmative, the town may  
10   grant up to two licenses for the sale of alcoholic beverages not to be consumed on the premises.

11 The Board of Selectmen may from time to time issue regulations for the granting of the licenses  
12 and define terms appropriate to carrying out the objectives of this act. The granting of such  
13 licenses shall in all other respects be governed by said chapter 138.

14 (b) The Board of Selectmen may not approve the transfer of a license to a new location  
15 but may approve a transfer of a license issued pursuant to this act to a new applicant at the same  
16 location if the applicant files a letter from the department of revenue and a letter from the  
17 department of unemployment assistance indicating that the license is in good standing with those  
18 departments and that all applicable taxes, fees and contributions have been paid.

19 If a license granted pursuant to this act is cancelled, revoked or no longer in use, it shall  
20 be returned physically, with all rights, privileges and restrictions pertaining thereto, to the Board  
21 of Selectmen and the Board may then grant the license to a new applicant under the same  
22 conditions specified in this act.

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