

SENATE No. 2970

The Commonwealth of Massachusetts

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

SENATE, December 9, 2020.

The committee on Consumer Protection and Professional Licensure to whom was referred the petition (accompanied by bill, Senate, No. 22) of Barry R. Finegold (by vote of the town) for legislation to authorize the town of Tewksbury to grant 8 additional licenses for the sale of alcoholic beverages to be drunk on the premises, reports recommending that the accompanying bill (Senate, No. 2970) ought to pass.

For the committee,
Paul R. Feeney

SENATE No. 2970

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

An Act authorizing the town of Tewksbury to grant 7 additional licenses for the sale of 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 Tewksbury may grant 5 additional licenses for the sale of all
3 alcoholic beverages to be drunk on the premises pursuant to section 12 of said chapter 138 and 2
4 additional licenses for the sale of wines and malt beverages to be drunk on the premises pursuant
5 to said section 12 of said chapter 138, to establishments located within the town’s Commercial
6 Zoning District or the Office Research District as those districts are defined by the town’s zoning
7 map, as it existed as of January 2020, subject to the conditions set by the licensing authority of
8 the town of Tewksbury. A license granted pursuant to this act shall be clearly marked on its face
9 “Commercial Zoning District” or “Office Research District” and shall be subject to all of said
10 chapter 138 except said section 17.

11 (b) The licensing authority shall not approve the transfer of a license granted pursuant to
12 this act to a location outside of the town’s Commercial Zoning District or the Office Research
13 District, but it may grant such license as initially issued to a new applicant within such

14 Commercial Zoning District or the Office Research Zoning District if the applicant files with the
15 licensing authority a letter from the department of revenue and a letter from the department of
16 unemployment assistance indicating that the license is in good standing with those departments
17 and that all applicable taxes, fees and contributions have been paid.

18 (c) If a license granted pursuant to this act is cancelled, revoked or no longer in use, it
19 shall be returned physically, with all of the legal rights, privileges and restrictions pertaining
20 thereto, to the licensing authority and the licensing authority may then grant the license to a new
21 applicant in the town's Commercial Zoning District or the Office Research Zoning District under
22 the same conditions specified in this act.

23 (d) A license granted under this section shall only be exercised in the dining room of a
24 Common Victualer and in such other public rooms or areas as may be deemed reasonable and
25 appropriate by the licensing authority as certified in writing.

26 (e) All licenses granted pursuant to this act shall be issued within 3 years after the
27 effective date of this act; provided, however, that a license originally granted within that time
28 period maybe granted to a new applicant pursuant to subsection (b) or (c) thereafter.

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