

HOUSE No. 4131

The Commonwealth of Massachusetts

PRESENTED BY:

Paul F. Tucker and 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 grant an additional license for the sale of wine and malt beverages not to be drunk on the premises of Peter's Bella Pizza at 84 Highland Avenue.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Paul F. Tucker</i>	<i>7th Essex</i>	<i>9/14/2021</i>
<i>Joan B. Lovely</i>	<i>Second Essex</i>	<i>9/14/2021</i>

HOUSE No. 4131

By Representative Tucker of Salem and Senator Lovely, a joint petition (accompanied by bill, House, No. 4131) of Paul F. Tucker and Joan B. Lovely (with the approval of the mayor and city council) that the city of Salem be authorized to grant an additional license for the sale of wine and malt beverages not to be drunk on the premises in said city. Consumer Protection and Professional Licensure. [Local Approval Received.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Second General Court
(2021-2022)**

An Act authorizing the city of Salem to grant an additional license for the sale of wine and malt beverages not to be drunk on the premises of Peter's Bella Pizza at 84 Highland Avenue.

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 city of Salem may grant an additional license for the sale of wine and
3 malt beverages not to be drunk on the premises pursuant to section 15 of said chapter 138 to
4 Peter's Place, Inc. d/b/a Peter's Bella Pizza at 84 Highland Avenue. The license issued pursuant
5 to this section shall be subject to all of said chapter 138, except said section 17.

6 (b) The licensing authority shall not approve the transfer of the license issued pursuant to
7 this section to any other location but it may grant the license to a new applicant at the same
8 location if the applicant for the license files with the licensing authority a letter from the
9 department of revenue and a letter from the department of unemployment assistance indicating
10 that the license is in good standing with those departments and that all applicable taxes, fees and
11 contributions have been paid.

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

17 SECTION 2. (a) The city of Salem shall charge a fee for the license issued pursuant to
18 this act that shall be paid by the licensee at the time of issuance unless the licensing authority
19 agrees to enter into an arrangement with the licensee which would enable the fee to be divided
20 into

21 multiple payments or prorated over multiple periods of time. If the city elects to accept
22 prorated payments over time from the licensee, the option shall be made available, upon request,
23 to all qualified applicants for licensure.

24 (b) Any fee collected by the city of Salem for a license converted or granted pursuant to
25 this act that is greater than the amount of the fee charged for an annual renewal of a similar
26 license issued by the city shall be deposited into an economic development account which has
27 been established by the city of Salem and expended by it in a manner consistent with the
28 purposes of the account

29 SECTION 3. This act shall take effect upon its passage.