

**HOUSE . . . . . No. 4342**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*William M. Straus*

*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 town of Rochester to grant an additional license for the sale of alcoholic beverages not to be drunk on the premises.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>William M. Straus</i>	<i>10th Bristol</i>	<i>12/21/2021</i>

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By Mr. Straus of Mattapoisett, a petition (accompanied by bill, House, No. 4342) of William M. Straus (by vote of the town) that the town of Rochester be authorized to grant an additional license for the sale of alcoholic beverages not to be drunk on the premises in said town. 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-Second General Court**  
**(2021-2022)**  
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An Act authorizing the town of Rochester to grant an additional license for the sale of alcoholic beverages not 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 Rochester may grant an additional license for the sale of all  
3           alcoholic beverages not to be drunk on the premises pursuant to section 15 of said chapter 138, to  
4           any establishment located within the Cranberry Highway Smart Growth Overlay District in the  
5           town of Rochester. The license 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 granted pursuant  
7           to this act to a location outside the Cranberry Highway Smart Growth Overlay District, but it  
8           may grant the license to a new applicant within the Cranberry Highway Smart Growth Overlay  
9           District if the applicant files with the licensing authority a letter from the department of revenue  
10          and a letter from the department of unemployment assistance indicating that the license is in

11 good standing with those departments and that all applicable taxes, fees and contributions have  
12 been paid.

13 (c) If a licensee terminates or fails to renew the license granted pursuant to this act or any  
14 such license is cancelled, revoked or no longer in use, it shall be returned physically, with all of  
15 the legal rights, privileges and restrictions pertaining thereto, to the licensing authority, and the  
16 licensing authority may then grant the license to a new applicant within the Cranberry Highway  
17 Smart Growth Overlay District under the same conditions as specified in this act.

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

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