HOUSE . . . . . No. 5252

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, August 29, 2022.

The committee on Consumer Protection and Professional Licensure to whom was referred the joint petition (accompanied by bill, House, No. 4923) of Natalie M. Blais and Joanne M. Comerford (by vote of the town) that the town of Montague be authorized to grant one additional liquor license for the sale of all alcoholic beverages to be drunk on the premises in said town, reports recommending that the accompanying bill (House, No. 5252) ought to pass [Local Approval Received].

For the committee,

TACKEY CHAN.

FILED ON: 8/26/2022

HOUSE . . . . . No. 5252

The Commonwealth of Massachusetts

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

An Act authorizing the town of Montague to grant one additional liquor license for the sale of all 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:

SECTION 1. (a) Notwithstanding section 17 of chapter 138 of the General Laws, the licensing authority of the town of Montague may grant an additional license for the sale of all alcoholic beverages to be drunk on the premises pursuant to section 12 of said chapter 138 to El Nopalito Restaurant, located at 196 Turners Falls Road, in the town of Montague. The license shall be subject to all of said chapter 138 except said section 17.

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

(c) The licensing authority shall not approve the transfer of the license granted pursuant to this act to any other location, but it may grant the license to a new applicant at the same location if the applicant files with the licensing authority a letter from the department of revenue and a letter from the department of unemployment assistance indicating that the license is in

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

(d) If a licensee terminates or fails to renew a license granted under this section or any such license is cancelled, revoked or no longer in use, it shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to the licensing authority which may, within 3 years after such return, then grant the license to a new applicant at the same location and under the same conditions as specified in this section, otherwise such license shall dissolve.

(e) The license granted under this act shall be issued within 1 year after the effective date of this act; provided, however, that if the license is originally granted within that time period, it may be granted to a new applicant under subsections (c) and (d) thereafter.

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