

HOUSE No. 5253

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. 4874) of Michael J. Finn and Adam Gomez (with the approval of the mayor and town council) that the city known as the town of West Springfield be authorized to grant 7 additional licenses for the sale of alcoholic beverages to be drunk on the premises in said town, reports recommending that the accompanying bill (House, No. 5253) ought to pass [Local Approval Received].

For the committee,

TACKEY CHAN.

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

An Act authorizing the city known as the town of West Springfield 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 city known as the town of West Springfield may grant 7 additional
3 licenses for the sale of all alcoholic beverages to be drunk on the premises pursuant to section 12
4 of said chapter 138 to establishments located within the 2 development zones, as defined in
5 subsection (b), upon approval of and under conditions set by the licensing authority of the city
6 known as the town of West Springfield. A license granted under this act shall be clearly marked
7 on its face either “Economic Opportunity Zone” or “Route 20 Business Corridor” and shall be
8 subject to all of said chapter 138 except said section 17.

9 (b) The licensing authority shall restrict the 7 licenses authorized in this act as follows:

10 (i) 5 licenses shall be issued to establishments located within the town’s “Economic
11 Opportunity Zone” district contained in the “West Springfield Proposed Liquor License Area” as
12 adopted on March 31, 2022, a copy of which is on file in the office of the West Springfield town
13 clerk; and

14 (ii) 2 licenses shall be issued to establishments located within the town's "Route 20
15 Business Corridor" district contained in the "West Springfield Proposed Liquor License Area" as
16 adopted on March 31, 2022, a copy of which is on file in the office of the West Springfield town
17 clerk.

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

21 (d) The licensing authority shall not approve the transfer of a license granted pursuant
22 under this act to a location outside of the initial zoned areas as defined in clause (i) or (ii) of
23 subsection (b), but it may grant a license to a new applicant within such initial zoned area if the
24 applicant files with the licensing authority a letter from the department of revenue and a letter
25 from the department of unemployment assistance indicating that the license is in good standing
26 with those departments and that all applicable taxes, fees and contributions have been paid.

27 (e) If a licensee terminates or fails to renew a license granted under this act or any such
28 license granted under this act is cancelled, revoked or no longer in use, the license shall be
29 returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to
30 the licensing authority and the licensing authority may then grant the license to a new applicant
31 under the same conditions specified in this act.

32 (f) All licenses granted under this act shall be issued within 3 years after the effective
33 date of this act; provided, however, that a license originally granted within that time period may
34 be granted to a new applicant under subsections (d) or (e) thereafter.

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