

# HOUSE . . . . . No. 5438

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## The Commonwealth of Massachusetts

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HOUSE OF REPRESENTATIVES, December 22, 2022.

The committee on Consumer Protection and Professional Licensure to whom was referred the petition (accompanied by bill, House, No. 418) of Meghan Kilcoyne and John Cronin (by vote of the town) that the town of Clinton be authorized to grant six additional licenses for the sale of all alcoholic beverages to be drunk on the premises, reports recommending that the accompanying bill (House, No. 5438) ought to pass [Local Approval Received.]

For the committee,

TACKEY CHAN.

**HOUSE . . . . . No. 5438**

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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 Clinton to grant 6 additional licenses 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:*

1           SECTION 1. (a) Notwithstanding section 17 of chapter 138 of the General Laws, the  
2           licensing authority of the town of Clinton may grant 6 additional licenses for the sale of all  
3           alcoholic beverages to be drunk on the premises pursuant to section 12 of said chapter 138 to  
4           establishments located within the Downtown Clinton Target Area, as defined in subsection (b),  
5           upon approval of and under conditions set by the licensing authority for the town of Clinton. The  
6           licenses granted pursuant to this act shall be clearly marked on their face as “Downtown Clinton  
7           Target Area” and shall be subject to all of said chapter 138, except said section 17.

8           (b) The licensing authority of the town of Clinton shall restrict the licenses granted  
9           pursuant to this act to establishments located within the Downtown Clinton Target Area, as  
10          shown on a map titled “Downtown Clinton Target Area” as adopted by the Clinton Board of  
11          Selectmen on January 7, 2015, a copy of which is on file with the town clerk of the town of  
12          Clinton.

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

16 (d) The licensing authority shall not approve the transfer of a license granted pursuant to  
17 this section to a location outside of the zone area as described in subsection (b), but it may grant  
18 a license to a new applicant within the said zone if the applicant files with the licensing authority  
19 a letter from the department of revenue and a letter from the department of unemployment  
20 assistance indicating that the license is in good standing and that all applicable taxes, fees, and  
21 contributions have been paid.

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

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

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