

SENATE No. 2788

The Commonwealth of Massachusetts

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

SENATE, March 17, 2022.

The committee on Consumer Protection and Professional Licensure, to whom was referred the petition (accompanied by bill, Senate, No. 2500) of Marc R. Pacheco and Norman J. Orrall (by vote of the town) for legislation to authorize the town of Berkley to grant one additional license for the sale of all alcoholic beverages not to be drunk on the premises, reports the accompanying bill (Senate, No. 2788).

For the committee,
Susan L. Moran

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An Act authorizing the town of Berkley to grant one additional license for the sale of all 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 Berkley may grant 1 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 Berkley Beverage Corp., d/b/a Bristol County Wine & Spirits, located at 128 Myricks Street,
5 Units 3 and 4. The license granted pursuant to this act shall be subject to all of said chapter 138
6 except said section 17.

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

13 (c) If a licensee terminates or fails to renew a license granted under this section 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 which
16 may, within 3 years after such return, then grant the license to a new applicant at the same
17 location and under the same conditions as specified in this section, otherwise such license shall
18 dissolve.

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

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