

# HOUSE . . . . . No. 4849

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## The Commonwealth of Massachusetts

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HOUSE OF REPRESENTATIVES, July 11, 2024.

The committee on Consumer Protection and Professional Licensure to whom was referred the message from Her Excellency the Governor authorizing the town of Weston to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4759), reports recommending that the accompanying bill (House, No. 4849) ought to pass.

For the committee,

TACKEY CHAN.

**HOUSE . . . . . No. 4849**

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**The Commonwealth of Massachusetts**

**In the One Hundred and Ninety-Third General Court  
(2023-2024)**

An Act authorizing the town of Weston to grant an additional 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:*

1           SECTION 1. (a) Notwithstanding section 17 of chapter 138 of the General Laws, the  
2           licensing authority of the town of Weston may grant an additional license for the sale of all  
3           alcoholic beverages to be drunk on the premises pursuant to section 12 of said chapter 138 to BU  
4           West, LLC., located at the Josiah Smith Tavern and Barn, 358 Boston Post Road, Weston. The  
5           license shall be subject to all of said chapter 138 except said section 17.

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

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

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

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

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

23 SECTION 2. Chapter 515 of the Acts of 2008 is hereby repealed.

24 SECTION 3. This act shall take effect upon its passage.