HOUSE . . . . No. 4931

The Commonwealth of Massachusetts

PRESENTED BY:

Manny Cruz and Joan B. Lovely

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act authorizing the city of Salem to convert 1 annual license for the sale of wine and malt beverages to be drunk on the premises to an annual license for the sale of all alcoholic beverages to be drunk on the premises.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
Manny Cruz	*7th Essex*	*7/25/2024*
Joan B. Lovely	*Second Essex*	*7/25/2024*

HOUSE . . . . No. 4931

By Representative Cruz of Salem and Senator Lovely, a joint petition (accompanied by bill, House, No. 4931) of Manny Cruz and Joan B. Lovely (with the approval of the mayor and city council) that the city of Salem be authorized to convert one annual license for the sale of wine and malt beverages to be drunk on the premises to an annual license for the sale of all alcoholic beverages to be drunk on the premises in said city. Consumer Protection and Professional Licensure. [Local Approval Received.]

The Commonwealth of Massachusetts

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

_____

An Act authorizing the city of Salem to convert 1 annual license for the sale of wine and malt beverages to be drunk on the premises to an annual 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. Notwithstanding sections 17 and 17A of chapter 138 of the General Laws,

2 the licensing authority of the city of Salem may convert 1 annual license for the sale of wine and

3 malt beverages to be drunk on the premises to an annual license for the sale of all alcoholic

4 beverages to be drunk on the premises under section 12 of said chapter 138 currently issued to

5 FSPC Corporation, d/b/a Flying Saucer Pizza Company, located at 118 Washington Street in the

6 city of Salem. The license converted under this section shall be subject to all of said chapter 138

7 except sections 17 and 17A.

8   The licensing authority shall not approve the transfer of the license converted pursuant to

9 this section to any other location but it may grant the license to a new applicant at the same

10   location if the applicant files with the licensing authority a letter from the department of revenue

11   and a letter from the department of unemployment assistance indicating that the license is in

12   good standing with those departments and that all applicable taxes, fees and contributions have

13   been paid.

14   If the license converted pursuant to this section is cancelled, revoked or no longer in use

15   at the location of original issuance, it shall be returned physically, with all of the legal rights,

16   privileges and restrictions pertaining thereto, to the licensing authority and the licensing

17   authority may then grant the license to a new applicant at the same location under the same

18   conditions as specified in this act.

19   SECTION 2. (a) The city of Salem shall charge a fee for the conversion of the licenses

20   authorized in section 1 which shall be paid by the licensee at the time of issuance unless the

21   licensing authority agrees to enter into a contract with the licensees to allow the division of the

22   fee into multiple payments over time from the licensee. If the city elects to accept multiple

23   payments over time from the licensees, the option shall be made available, upon request, to all

24   qualified applicants for a license.

25   (b) Any fee collected by the city of Salem for the licenses converted pursuant to section

26   1 which is greater than the amount of the fee charged for an annual renewal of a similar license

27   issued by the city shall be deposited into the city's economic development account and expended

28   by it in a manner consistent with the purposes of such account.

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