

HOUSE No. 4814

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, December 8, 2025.

The committee on Consumer Protection and Professional Licensure, to whom was referred the joint petition (accompanied by bill, House, No. 4188) of Paul McMurtry and Michael F. Rush (by vote of the town) that the town of Westwood be authorized to grant licenses for the sale of all alcoholic beverages in said town, reports recommending that the accompanying bill (House, No. 4814) ought to pass [Local Approval Received].

For the committee,

TACKEY CHAN.

HOUSE No. 4814

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**In the One Hundred and Ninety-Fourth General Court
(2025-2026)**

An Act authorizing the town of Westwood to reissue licenses for the sale of wine and malt beverages not to be drunk on the premises and grant licenses 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. Section 1 of chapter 389 of the Acts of 2008 is hereby amended by striking
2 out the third and fourth paragraphs, and inserting in place thereof the following two paragraphs:-

3 The licensing authority shall not approve the transfer of a license to any other location,
4 but the license may be granted to a new applicant at the same or other appropriate location if the
5 applicant for the license files with the licensing authority a letter from the department of revenue
6 and a letter from the department of unemployment assistance indicating that the license is in
7 good standing with those departments and that all applicable taxes, fees and contributions have
8 been paid.

9 If a licensee terminates or fails to renew a license granted under this section, or any such
10 license is cancelled, revoked or no longer in use, it shall be returned physically, with all of the
11 legal rights, privileges and restrictions pertaining thereto, to the licensing authority which may

12 then grant the license to a new applicant at the same or other appropriate location and under the
13 same conditions as specified in this section.

14 SECTION 2. Section 1 of chapter 173 of the Acts of 2010 is hereby amended by striking
15 out subsections (c) and (d), and inserting in place thereof the following:-

16 (c) The licensing authority shall not approve the transfer of a license to any other
17 location, but the license may be granted to a new applicant at the same or other appropriate
18 location if the applicant for the license files with the licensing authority a letter from the
19 department of revenue and a letter from the department of unemployment assistance indicating
20 that the license is in good standing with those departments and that all applicable taxes, fees and
21 contributions have been paid.

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

27 SECTION 3. (a) Notwithstanding chapter 389 of the acts of 2008, chapter 173 of the acts
28 of 2010, and sections 11 and 11A of chapter 138 of the General Laws, the licensing authority of
29 the town of Westwood may grant licenses for the sale of all alcoholic beverages not to be drunk
30 on the premises under section 15 of said chapter 138 to food stores. Except as otherwise
31 provided herein, the licenses shall be subject to all of said chapter 138.

32 (b) For the purposes of this section, a “food store” shall mean a grocery store or
33 supermarket with a retail floor area of at least 20,000 square feet which sells at retail, food for

34 consumption on or off the gross premises either alone or in combination with grocery items or
35 other non-durable items typically found in a grocery store and sold to individuals for personal
36 family or household use; provided, however, that the food store shall carry fresh and processed
37 meats, poultry, dairy products, eggs, fresh fruits and produce, baked goods and baking
38 ingredients, canned goods and dessert items. Notwithstanding the foregoing, a food store shall
39 not be a convenience store, specialty store or a store that sells gasoline; provided, however, that
40 the select board shall determine whether an applicant is a food store under this section. In
41 making such determination, the select board shall consider such factors as the volume of sales,
42 actual or proposed, the extent and range of merchandise offered for sale. A licensee under this
43 section may sell all alcoholic beverages alone or in combination with any other items offered for
44 sale and the food store shall be lawfully operating as a commercial business. The amount of any
45 initial or renewal fee for such license shall be determined by the licensing authority.

46 (c) The licensing authority shall not approve the transfer of a license to any other
47 location, but the license may be granted to a new applicant at the same or other appropriate
48 location if the applicant for the license files with the licensing authority a letter from the
49 department of revenue and a letter from the department of unemployment assistance indicating
50 that the license is in good standing with those departments and that all applicable taxes, fees and
51 contributions have been paid.

52 (d) If a licensee terminates or fails to renew a license granted under this section, or any
53 such license is cancelled, revoked or no longer in use, it shall be returned physically, with all of
54 the legal rights, privileges and restrictions pertaining thereto, to the licensing authority which
55 may then grant the license to a new applicant at the same or other appropriate location and under
56 the same conditions as specified in this section.

SECTION 4. This act shall take effect upon its passage.