

HOUSE No. 3864

The Commonwealth of Massachusetts

PRESENTED BY:

Patricia A. Haddad and Michael J. Rodrigues

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 town of Swansea to grant additional alcoholic beverage licenses.

PETITION OF:

NAME:

DISTRICT/ADDRESS:

Patricia A. Haddad

5th Bristol

Michael J. Rodrigues

First Bristol and Plymouth

HOUSE No. 3864

By Representative Haddad of Somerset and Senator Rodrigues, a joint petition (accompanied by bill, House, No. 3864) of Patricia A. Haddad and Michael J. Rodrigues (by vote of the town) that the town of Swansea be authorized to grant up to six additional licenses for the sale of all alcoholic beverage to be drunk on the premises. Consumer Protection and Professional Licensure. [Local Approval Received.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-First General Court
(2019-2020)**

An Act authorizing the town of Swansea to grant additional alcoholic beverage licenses.

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 the numerical limitations for such licenses that are
2 imposed upon the Town of Swansea pursuant to Section 17 of Chapter 138 of the General Laws,
3 the Swansea licensing authority may grant up to six (6) additional licenses for sale of all
4 alcoholic beverages to be drunk on the premises under Section 12 of said Chapter 138.

5 SECTION 2. The additional Section 12 licenses that are allowed pursuant to this Act may
6 be granted by the Swansea licensing authority only to persons, corporations, organizations, and
7 entities located on the property known as and comprising the “Swansea Mall Redevelopment
8 Area”; this property being identified as the area located on the northerly and southerly parcels
9 along route 6 from the westerly boundary of Gardner Neck Road to the westerly boundary of
10 Milton Reiser Road, as contained in the Town of Swansea Zoning Map, Business B District, and
11 from Route 6 and Route 118 in a northerly direction 3,900 feet +/- to the northerly most point of

12 the Swansea Mall, so called, as contained in the Town of Swansea Zoning Map, Business B
13 District.

14 SECTION 3. Any additional Section 12 licenses that is allowed pursuant to this Act and
15 is granted hereunder by Swansea licensing authority shall not be transferable to any other person,
16 corporation, or organization for a period of five (5) years from the date of original issuance or
17 five (5) years from the enactment of this Act, whichever is later. Nor may any such license be
18 transferred in violation of Section 2 of this Act. Any transfer in violation of Sections 2 or 3 of
19 this Act shall render said license null and void.

20 Section 4. Notwithstanding Sections 12 and 77 of Chapter 138 of the General Laws, the
21 Swansea licensing authority may restrict the grant of such licenses to holders of common
22 victualler licenses.

23 SECTION 5. Whenever an additional Section 12 license that is allowed pursuant to this
24 Act and is granted hereunder by the Swansea licensing authority is subsequently revoked by said
25 licensing authority or determined by said licensing authority to no longer be in use at the location
26 of original issuance, then said license shall be returned physically, with all of the legal rights and
27 privileges pertaining thereto, to said licensing authority.

28 SECTION 6. No additional Section 12 license that is allowed pursuant to this Act may be
29 granted hereunder by the Swansea licensing authority unless the applicant files with said
30 licensing authority both a letter from the Department of Revenue and a letter from the Division
31 of Unemployment Assistance indicating that the applicant is in good standing with those entities
32 and that all applicable taxes, fees, and contributions have been paid.

33 SECTION 7. Except as otherwise provided in this Act, the additional Section 12 licenses
34 that are allowed hereunder shall be subject to all provisions, restrictions and requirements of said
35 Chapter 138.

36 SECTION 8. This Act shall take effect upon its passage.