

HOUSE No. 4085

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. (a) Notwithstanding section 17 of chapter 138 of the General Laws, the
2 licensing authority of the town of Swansea may grant up to 6 additional licenses for sale of all
3 alcoholic beverages to be drunk on the premises pursuant to section 12 of said chapter 138 to
4 establishments located within the Swansea Mall Redevelopment Area, known as Business B
5 District, as this area is defined by the town’s zoning map, existing as of July 29, 2019, upon
6 approval of and under conditions set by the licensing authority of the town of Swansea. Licenses
7 granted pursuant to this act shall be clearly marked on its face “Business B District” and shall be
8 subject to all of said chapter 138 except said section 17.

9 (b) The licensing authority of the town of Swansea shall restrict the licenses authorized
10 in this section to establishments within the Business B District to comprise the area located on
11 the northerly and southerly parcels along route 6 from the westerly boundary of Gardner Neck
12 road to the westerly boundary of Milton Reiser road, and the area located from route 6 and route
13 118 in a northerly direction 3,900 feet +/- to the northerly most point of the Swansea Mall, as
14 those areas are designated as Business B District on the map; provided, however, that for the

15 purposes of this subsection, map shall mean the parcel specific corridor areas designated as
16 “Business B District”, dated July 29, 2019, a copy of which is on file in the office of the Swansea
17 town clerk.

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

21 (d) The licensing authority of the town of Swansea shall not approve the transfer of a
22 license granted pursuant to this section to a location outside of the town’s Business B District,
23 but it may grant a license to a new applicant within the Business B District if the applicant files
24 with the licensing authority a letter from the department of revenue and a letter from the
25 department of unemployment assistance indicating that the license is in good standing with those
26 departments and that all applicable taxes, fees and contributions have been paid.

27 (e) The licenses issued pursuant to this section shall not be sold or transferred by the
28 licensee. If a licensee terminates or fails to renew a license granted under this act or if any such
29 license is cancelled, revoked or no longer in use, it shall be returned physically, with all of the
30 legal rights, privileges and restrictions pertaining thereto, to the licensing authority and the
31 licensing authority may then grant the license to a new applicant within the town’s Business B
32 District under the same conditions as specified in this section.

33 (f) All licenses granted pursuant to this act shall be issued within 3 years after the
34 effective date of this act; provided, however, that a license originally granted within that time
35 period may be granted to a new applicant pursuant to subsection (d) or (e) thereafter.

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