

**HOUSE . . . . . No. 2793**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*Paul Tucker*

*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 grant 1 additional liquor license for the sale of wine and malt beverages not to be drunk on the premises.

PETITION OF:

NAME:

DISTRICT/ADDRESS:

*Paul Tucker*

*7th Essex*

*Joan B. Lovely*

*Second Essex*

**HOUSE . . . . . No. 2793**

By Mr. Tucker of Salem, a petition (accompanied by bill, House, No. 2793) of Paul Tucker and Joan B. Lovely (with the approval of the mayor and city council) that the city of Salem be authorized to grant one additional license for the sale of wine and malt beverages not to be drunk on the premises. Consumer Protection and Professional Licensure. [Local Approval Received.]

**The Commonwealth of Massachusetts**

**In the One Hundred and Ninetieth General Court  
(2017-2018)**

An Act authorizing the City of Salem to grant 1 additional liquor license for the sale of wine and malt 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. (a) Notwithstanding section 17 and 17A of chapter 138 of the General  
2 Laws, the licensing authority of the city of Salem may grant 1 additional license for the sale of  
3 wine and malt beverages not to be drunk on the premises under section 15 of said chapter 138 to  
4 Castle Hill Minimart to be located at 280 Jefferson Avenue in the city of Salem. The license shall  
5 be subject to all of said chapter 138 except section 17 and 17A.

6 (b) The licensing authority shall not approve the transfer of the license granted pursuant  
7 to this section to any other location but it may grant the license to a new applicant at the same  
8 location if the applicant files with the licensing authority a letter from the department of revenue  
9 and a letter from the department of unemployment assistance indicating that the license is in  
10 good standing with those departments and that all applicable taxes fees and contributions have  
11 been paid.

12           If the license granted pursuant to this section is cancelled, revoked or no longer in use at  
13 the location of original issuance, it shall be returned physically , with all of the legal rights,  
14 privileges and restrictions pertaining thereto, to the licensing authority and the licensing  
15 authority may then grant the license to a new applicant at the same location under the same  
16 conditions as specified in this act.

17           Section 2. (a) The city of Salem shall charge a fee for the granting of the license  
18 authorized in section 1 which shall be paid by the licensee at the time of issuance unless the  
19 licensing authority agrees to enter into a contract with the licensee to allow the division of the fee  
20 into multiple payments over time from the licensee. If the city elects to accept multiple payments  
21 over time from the licensee, the option shall be made available, upon request, to all qualified  
22 applicants for a license.

23           (b) Any fee collected by the city of Salem for the license granted pursuant to section 1  
24 which is greater than the amount of the fee charged for an annual renewal of a similar license  
25 issued by the city shall be deposited into the city's economic development account and expended  
26 by it in a manner consistent with the purposes of such account.

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