

**HOUSE . . . . . No. 03687**

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The Commonwealth of Massachusetts

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PRESENTED BY:

*Vincent A. Pedone*

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*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 passage of the accompanying bill:

An Act authorizing the town of West Tisbury to place a certain question on the ballot relative to the issuance of licenses for the sale of wines and malt beverages in restaurants, inns and hotels and the issuance of 1 day licenses for the sale of wines and malt beverages at events.

\_\_\_\_\_  
PETITION OF:

NAME: \_\_\_\_\_ | DISTRICT/ADDRESS: \_\_\_\_\_

# HOUSE . . . . . No. 03687

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Substituted by the House, on motion of Mr. Madden of Nantucket, for a bill with the same title (House, No. 3454). August 22, 2011.

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## The Commonwealth of Massachusetts

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**In the Year Two Thousand Eleven**  
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An Act authorizing the town of West Tisbury to place a certain question on the ballot relative to the issuance of licenses for the sale of wines and malt beverages in restaurants, inns and hotels and the issuance of 1 day licenses for the sale of wines and malt beverages at events.

*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 sections 11, 11A and 17 of chapter 138 of the General Laws or  
2 any other general or special law to the contrary, the board of selectmen of the town of West  
3 Tisbury may place upon the official ballot at the next annual town election the following  
4 question: 'Shall the board of selectmen of the town of West Tisbury be authorized to:
- 5 (1) issue licenses for the sale of wines and malt beverages to patrons of restaurants, including  
6 restaurants within inns and hotels, with a seating capacity of not less than 50 persons to be  
7 consumed with meals only; and
- 8 (2) issue 1 day licenses for the sale of wines and malt beverages under section 14 of chapter 138  
9 of the General Laws, upon such terms and conditions as the board of selectmen may from time to

10 time determine, to allow wines and malt beverages to be served at events where the service of  
11 such beverages is incidental to the event and where wines and malt beverages are not separately  
12 purchased by attendees at the event?'

13 (b) If a majority of the votes cast in answer to the question is in the affirmative, the town of West  
14 Tisbury shall be taken to have authorized the sale of wines and malt beverages to be drunk on the  
15 premises of said restaurants and the allowance of wines and malt beverages to be served at  
16 events in the town which have received a 1 day license for the sale of wines and malt beverages  
17 from the board of selectmen.

18 (c) The town counsel of the town of West Tisbury shall cause a summary of the question to be  
19 printed on the ballot along with the question as stated in subsection (a).

20 Nothing contained herein shall authorize the issuance of licenses for the sale of wines and malt  
21 beverages not to be drunk on the premises, i.e., in a package or convenience store. The licenses  
22 shall be subject to all other provisions of said chapter 138. The board of selectmen may from  
23 time to time issue regulations for granting said licenses and defining terms that are necessary to  
24 the implementation of this act.

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