

SENATE No. 147

[LOCAL APPROVAL RECEIVED.]

The Commonwealth of Massachusetts

PRESENTED BY:

Michael R. Knapik

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 relative to converting one seasonal license for the sale of all alcoholic beverages not to be consumed on the premises to one annual license .

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Michael R. Knapik	Second Hampden and Hampshire
Donald F. Humason, Jr.	4th Hampden

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT RELATIVE TO CONVERTING ONE SEASONAL LICENSE FOR THE SALE OF ALL ALCOHOLIC BEVERAGES NOT TO BE CONSUMED ON THE PREMISES TO ONE ANNUAL LICENSE.

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 15 and 17 of chapter 138 of the General Laws or any
2 other general or special law to the contrary, one seasonal license for the sale of all alcoholic beverages not
3 to be consumed on the premises available to be issued by the Westfield licensing board shall be converted
4 to one additional annual license for the sale of all alcoholic beverages not to be consumed on the premises
5 and the Westfield licensing board may grant the one additional annual license subject, however, to the
6 conditions set forth herein. The one seasonal license to be converted is and shall continue to be located at
7 53 Elm Street.

8 (b) Notwithstanding any general or special law or any rule or regulation to the contrary, the Westfield
9 licensing board shall not approve the transfer of a license issued by one authority of this section to any
10 other organization, corporation or location. Said license may be re-issued by the Westfield licensing
11 board at the same location if an applicant for said license files with said board a letter in writing from the
12 Commonwealth's Department of Revenue indicating that said license is in good standing with said
13 Department and that any and all applicable taxes have been paid.

14 (c) If a license granted under this section is cancelled, revoked or longer in use, such license shall be
15 returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to the
16 Westfield licensing board. Notwithstanding section 17 of chapter 139 of the General Laws, or any other
17 general or special law to the contrary, the Westfield licensing board may grant the license to a new
18 applicant at the same location and under the same condition as specified in the preceding paragraph. The
19 original license fee shall be \$4,000.00 and such fee is due and payable upon the original issuance of the
20 license and also upon any reissuance of the license and such fee shall be deposited in an Economic
21 Development account for the City of Westfield and expended consistently with the purposes of said
22 account.

23 **Section 2:** This act shall take effect upon its passage.