

SENATE No. 2854

The Commonwealth of Massachusetts

In the One Hundred and Ninety-Second General Court
(2021-2022)

SENATE, May 2, 2022.

The committee on Consumer Protection and Professional Licensure, to whom was referred the petition (accompanied by bill, Senate, No. 2511) of Barry R. Finegold and Frank A. Moran (by vote of the town) for legislation to authorize the town of Andover to grant 7 additional licenses for the sale of alcoholic beverages not to be drunk on the premises, reports the accompanying bill (Senate, No. 2854).

For the committee,
Susan L. Moran

SENATE No. 2854

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An Act authorizing the town of Andover to grant additional licenses for the sale of alcoholic 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. Notwithstanding section 17 of chapter 138 of the General Laws, the
2 licensing authority of the town of Andover may issue up to 6 additional licenses for the sale of
3 all alcoholic beverages not to be drunk on the premises pursuant to section 15 of said chapter 138
4 to establishments located within the River Road / Minuteman Road Future Potential License
5 Area, Shawsheen Plaza Future Potential License Area, Shawsheen Village Future Potential
6 License Area, Historic Mill District / Downtown Future Potential License Area, or Dascomb
7 Road Future Potential License Area, as described in subsection (b), upon approval of and under
8 conditions set by the licensing authority. Licenses granted pursuant to this act shall be clearly
9 marked “River Road / Minuteman Road”, “Shawsheen Plaza”, “Shawsheen Village”, Historic
10 Mill District / Downtown”, or “Dascomb Road”, as applicable, on their face and shall be subject
11 to all of said chapter 138 except said section 17.

12 (b) The licensing authority of the town of Andover shall restrict licenses granted pursuant
13 to this act to establishments within the boundaries of: (i) River Road / Minuteman Road Future

14 Potential License Area; (ii) Shawsheen Plaza Future Potential License Area; (iii) Shawsheen
15 Village Future Potential License Area; (iv) Historic Mill District / Downtown Future Potential
16 License Area; or (v) Dascomb Road Future Potential License Area as those areas are designated
17 on the map; provided, however, that for the purposes of this subsection, “map” shall mean the
18 parcel specific corridor areas designated as “Andover Liquor Licenses” dated March 10, 2022, a
19 copy of which is on file in the office of the Andover town clerk.

20 (c) The licensing authority shall not approve the transfer of a license granted under this
21 act to a location outside of the area for which the license was initially granted under subsection
22 (b), but it may grant a license to a new applicant within the area for which the license was
23 initially granted under subsection (b) if the applicant files with the licensing authority a letter
24 from the department of revenue and a letter from the department of unemployment assistance
25 indicating that the applicant is in good standing with those departments and that all applicable
26 taxes, fees and contributions have been paid.

27 (d) If a licensee terminates or fails to renew a license granted under this act or any such
28 license is cancelled, revoked or no longer in use, it shall be returned physically, with all of the
29 legal rights, privileges and restrictions pertaining thereto to the licensing authority and the
30 licensing authority may then grant the license to a new applicant under the same conditions as
31 specified in this act.

32 (e) The licenses granted under this act shall be issued within 3 years after the effective
33 date of this act; provided, however, that if the license is originally granted within that time
34 period, it may be granted to a new applicant under subsection (c) or (d) anytime thereafter.

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