

SENATE No. 2855

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. 2507) of Marc R. Pacheco and Susan Williams Gifford (by vote of the town) for legislation to authorize the town of Wareham to grant 5 additional licenses for the sale of all alcoholic beverages to be drunk on the premises, reports the accompanying bill (Senate, No. 2855).

For the committee,
Susan L. Moran

SENATE No. 2855

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An Act authorizing the town of Wareham to grant 5 additional licenses for the sale of all alcoholic beverages 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 of chapter 138 of the General Laws, the
2 licensing authority of the town of Wareham may grant 5 additional licenses for the 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 town’s Wareham Village 1 Zoning District, as that district is
5 defined in subsection (b), upon approval of and under conditions set by the licensing authority of
6 the town of Wareham. Licenses granted pursuant to this act shall be clearly marked “Wareham
7 Village 1 Zoning District” on their face and shall be subject to all of said chapter 138 except said
8 section 17.

9 (b) The licensing authority of the town of Wareham shall restrict the licenses granted
10 pursuant to this act to the Wareham Village 1 Zoning District, which for purposes of this act
11 shall comprise the area located on the easterly and southwesterly parcels directly abutting Main
12 Street from 59 Main Street to 519 Main Street; the area located on the northerly and southerly
13 parcels directly abutting Park Street; the area located on the northerly and southerly parcels

14 along Elm Street from Main Street to Cranberry Highway; and the area located on the westerly
15 parcels along Tihonet Road from the southerly boundary of Cranberry Highway to the northerly
16 boundary of Elm Street, as those areas are designated as the Wareham Village 1 Zoning District
17 on the map. For the purposes of this subsection, “map” shall mean the parcel specific corridor
18 designated as the “Wareham Village 1 Zoning District,” dated March 3, 2022, a copy of which is
19 on file in the office of the town clerk of the town of Wareham.

20 (c) The licensing authority shall not approve the transfer of a license granted pursuant to
21 this act to a location outside of the Wareham Village 1 Zoning District, but it may grant the
22 license to a new applicant within the Wareham Village 1 Zoning District if the applicant files
23 with the licensing authority a letter from the department of revenue and a letter from the
24 department of unemployment assistance indicating that the license is in good standing with those
25 departments and that all applicable taxes, fees and contributions have been paid.

26 (d) The license granted pursuant to this act shall not be sold or transferred by the licensee.
27 If a licensee terminates or fails to renew the license granted pursuant to this act or the license
28 granted pursuant to this act is cancelled, revoked or no longer in use at the location of original
29 issuance, it shall be returned physically, with all of the legal rights, privileges and restrictions
30 pertaining thereto, to the licensing authority, and the licensing authority may then grant the
31 license to a new applicant in the town’s Wareham Village 1 Zoning District under the same
32 conditions as specified in this act.

33 (e) The licenses granted pursuant to this act shall be issued within 3 years of the effective
34 date of this act; provided, however that if the license is originally granted within that time period,
35 the license may be granted to a new applicant pursuant to subsections (c) and (d) thereafter.

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