

HOUSE No. 4134

By Representative Barrows of Mansfield and Senator Timilty, joint petition of James E. Timilty and F. Jay Barrows (by vote of the town) that the town of Foxborough be authorized to grant three additional licenses for the sale of alcoholic beverages within the Chestnut Green development area. Consumer Protection and Professional Licensure. [Local Approval Received.]

The Commonwealth of Massachusetts

In the Year Two Thousand and Seven.

AN ACT AUTHORIZING THE TOWN OF FOXBOROUGH TO GRANT THREE 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 12 and 17 of Chapter
2 138 of the General laws or any other general or special law to the
3 contrary, Foxborough Board of Selectmen may grant 3 additional
4 licenses for the sale of all alcoholic beverages to be drunk on the
5 premises, subject to the conditions set forth in this act.

6 (b) The Board of Selectmen shall restrict all of the licenses to
7 business entities located within that site containing a development to
8 be known as CHESTNUT GREEN, in the Chestnut-Payson Overly
9 district, as more particularly shown on a plan which is on file with
10 the Board of Selectmen. (“Site”).

11 (c) Notwithstanding said section 12 of said chapter 138, the addi-
12 tional licenses authorized by this act shall be subject to an original
13 license fee of \$5,000 in addition to the annual fee for existing all
14 alcoholic beverages licenses or wines and malt beverages licenses,
15 as applicable, in the Town of Foxborough, such fee to be due and
16 payable upon the original issuance of any such license and also upon
17 the re-issuance of such license pursuant to Section (e) below.

18 (d) The Board of Selectmen shall determine reasonably whether
19 an applicant or licensee meets the criteria set forth in this act consis-
20 tent with the rules and regulations governing the issuance of liquor

21 licenses promulgated by the Board of Selectmen from time to time
22 and all other applicable law.

23 (e) Any such license, if revoked or no longer in use, shall be
24 returned physically, with all of the legal rights and privileges per-
25 taining thereto, to the Board of Selectmen, which may grant any
26 such returned license to a new applicant who meet the criteria set
27 forth in this act whose business is located within the Site, such re-
28 issuance to be subject to the payment of the re-issuance fee of
29 \$5,000 as stated above.

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