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SPONSORED BY:

C. Kenneth Gray, Mayor

BILL No. 2018-089

An Order to Petition the General Court for Additional Licenses to Be Granted by the City Pursuant to Section 12 of Chapter 138 of the General Laws.

Summary: The City is approaching its quota for the issuance of licenses permitting the sale of alcohol to be drunk on premises within certain establishments throughout the City. The City is unable to issue additional licenses unless and until special permission to do so is granted by the General Court.

Be it Ordered by the City Council of the City of Amesbury assembled, and by the authority of the same, as follows:

That the City Council hereby authorizes the Mayor, on behalf of the City, to petition the General Court for special legislation authorizing the City of Amesbury to issue additional on premises alcohol licenses in the following form, provided that the General Court may make such revisions of form as it deems appropriate within the scope of the legislation without the need for a further vote of the Council:

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same as follows:

SECTION 1. (a) Notwithstanding section 17 of chapter 138 of the General Laws, the licensing authority of the city of Amesbury may grant four (4) additional licenses for the sale of all alcoholic beverages to be drunk on the premises pursuant to section 12 of said chapter 138 to establishments located within the city's Industrial zoning district, as that district is defined by the Amesbury Zoning Bylaw, provided, however, that such licenses shall only be granted to establishments operating as a Sports Entertainment Business Complex, as defined by the Amesbury Zoning Bylaw, pursuant to a special permit granted by the city's planning board. The licenses shall be subject to all of said chapter 138 except said section 17.

(b) The licensing authority shall not approve the transfer of any license granted pursuant to this act to any location outside of the Industrial zoning district as set forth in subsection (a), but it may grant the license to a new applicant at a location within the Industrial zoning district if the applicant files with the licensing authority a letter from the department of revenue and a letter from the department of unemployment assistance indicating that the license is in good standing with those departments and that all applicable taxes, fees and contributions have been paid.

(c) If a license granted pursuant to this act is cancelled, revoked or no longer in use, the license shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to the licensing authority and the licensing authority may then grant the license to a new applicant at a location within the Industrial zoning district under the same conditions as specified in this act.

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