

HOUSE No. 226.

[Bill accompanying petition of Hugh Montgomery of Lowell. Liquor
Law.]

Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Ninety-four.

AN ACT

Relating to granting Licenses for the Sale of Intoxicating
Liquors and the Disposition of the Fees thereof.

*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. The several counties of this Common-
2 wealth shall, at the annual election of state officers, to
3 be held next after the passage of this act, and there-
4 after at said election in every third year, vote upon the
5 question, "Shall licenses be granted for the sale of
6 intoxicating liquors within this county?"

7 The secretary of the Commonwealth shall cause said
8 question, with the words "Yes" and "No," to be printed
9 upon the official ballot for said election after the list of
10 candidates.

1 SECT. 2. The provisions of section one hundred and
2 twenty-one, chapter four hundred and twenty-three of
3 the acts of eighteen hundred and ninety, shall apply to
4 elections held in pursuance of this act.

1 SECT. 3. The powers granted to and duties imposed
2 upon the secretary of the Commonwealth, mayor and
3 aldermen of cities and the selectmen of towns, clerks of
4 cities and towns and boards of canvassers in relation to
5 said elections are hereby granted and imposed upon said
6 officers respectively in elections held under the pro-
7 visions of this act.

1 SECT. 4. The provisions of law now existing for the
2 use of ballot boxes and the recounting of ballots cast at
3 said election of state officers shall apply to elections held
4 under the provisions of this act.

1 SECT. 5. If at any said election any county votes to
2 authorize the granting of licenses for the sale of intoxi-
3 cating liquors, licenses of the first five classes mentioned
4 in section ten of chapter one hundred of the Public
5 Statutes may be granted annually until the first day of
6 May following the next election as aforesaid, to persons
7 applying therefor, by the mayor and aldermen of any
8 city in said county (except the city of Boston), and in
9 the city of Boston by the board of police, or the select-
10 men of any town in said county, which city or town, at
11 the said election then last past, shall have voted to
12 authorize the granting of licenses for the sale of intoxi-
13 cating liquors, said licenses to be exercised respectively
14 within the limits of said city or town so voting: *pro-*
15 *vided, however,* that no license as aforesaid shall be
16 granted to be exercised within the limits of any ward

17 in any city unless said ward shall have voted at said
18 election in favor of granting licenses as aforesaid.

1 SECT. 6. Nothing herein contained shall in any way
2 affect the granting of licenses of the sixth class men-
3 tioned in section ten of chapter one hundred of the
4 Public Statutes and acts in amendment thereof.

1 SECT. 7. The provisions of law relating to licenses
2 for the sale of intoxicating liquors shall apply, except
3 as herein otherwise provided, to licenses issued under
4 the provisions of this act.

1 SECT. 8. Section fourteen of chapter one hundred
2 of the Public Statutes is hereby amended so as to read
3 as follows: —

4 The treasurer of a city or town shall pay to the
5 treasurer of the county within which said city or town
6 is located, for the use and benefit of said county, all
7 moneys received by him for licenses, within one month
8 after he receives the same.

1 SECT. 9. All acts or parts of acts inconsistent with
2 the provisions of this act are hereby repealed.

1 SECT. 10. This act shall take effect upon its passage.

