

By Mr. Cahoon of Harwich, petition of Howard C. Cahoon, Jr., for legislation to require licenses for the conduct of yard sales, barn sales, flea markets, auctions or any similar sales. Government Regulations.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Seventy-Two.

AN ACT REQUIRING LICENSES FOR CERTAIN YARD SALES, BARN SALES AND THE LIKE.

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

1 Chapter 140 of the General Laws is hereby amended by
2 inserting after section 56A the following section: —
3 *Section 56B.* The licensing authorities of any city or town
4 may grant and may suspend or render at pleasure a license,
5 upon the terms and conditions set forth hereunder, for the
6 conduct of yard sales, barn sales, flea markets, auctions, or any
7 similar sales lawfully designated if any such sale or a series of
8 such sales is to be advertised to the public in any manner or is
9 to be conducted on any two days of a period of three con-
10 secutive months or is to offer for sale any goods or merchan-
11 dise belonging to persons other than those residing in the
12 household of the person conducting such sale. Before the
13 granting of a license hereunder, the applicant shall certify to
14 the licensing authorities whether or not such sale is to be held
15 in an area zoned for residential uses, and if so, the licensing
16 authorities shall refer the application to the board of appeals,
17 as provided for in section fourteen of chapter forty A, who
18 shall conduct a public hearing thereon and who may issue a
19 special permit recommending the granting of such license. The
20 license authorities may establish a reasonable fee for each
21 license. Whoever conducts any such sale without first securing a
22 license required by this section shall be punished by a fine of
23 not more than one hundred dollars for each such offense.

By Mr. Chairman of the Joint Committee on Education, in response to a resolution of the Senate, passed July 1, 1907, that the committee be authorized to report to the Senate the results of their investigation into the administration of the Department of Education.

The Department of Education

As the Year One Report for the Department of Education

AN ACT RELATIVE TO THE DEPARTMENT OF EDUCATION AND TO THE BOARD OF EDUCATION AND TO THE COMMISSIONERS OF THE DEPARTMENT OF EDUCATION.

Enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, in the year one thousand nine hundred and seven.

- 1 Chapter 141 of the General Laws is hereby amended by
- 2 inserting after section 28A the following section:
- 3 Section 28B. The board of education of any city or town
- 4 may grant and may renew or renew or extend a license
- 5 upon the terms and conditions set forth hereafter, for the
- 6 conduct of any school, other than a public school, or any
- 7 other school, whether organized or not, and for a term of
- 8 one year to be determined by the board in any town or city
- 9 to be conducted on any two days of a month of the year
- 10 and may renew or renew or extend any license or license
- 11 and may renew or renew or extend any license or license in the
- 12 household of the person conducting such school, the
- 13 amount of a license hereunder, the applicant shall certify to
- 14 the board of education whether or not such school is to be held
- 15 in an area zoned for residential use, and if so, the board of
- 16 education shall refer the application to the board of zoning
- 17 or provided for in section fourteen or chapter forty A, and
- 18 shall conduct a public hearing thereon and give notice of
- 19 such public hearing notwithstanding the provision of section 28A. The
- 20 board of education may establish a commission for the purpose
- 21 of investigating any school or school without first securing a
- 22 license required by the act, and the commission may report
- 23 not more than one hundred dollars for each school and