

By Mr. Coady of Cambridge (by request), petition of the Massachusetts Selectmen's Association, the Massachusetts Mayors' Association and another for increasing the amount charged for certain license fees. Municipal Finance.

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**The Commonwealth of Massachusetts**

In the Year One Thousand Nine Hundred and Fifty-One.

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AN ACT INCREASING CERTAIN LICENSE FEES.

*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. Section 2 of chapter 140 of the General  
2 Laws is hereby amended by striking out, in line 10,  
3 the word "five" and inserting in place thereof the  
4 word: — twenty-five, — so as to read as follows: —  
5 *Section 2.* Licensing authorities may grant licenses  
6 to persons to be innholders or common victuallers.  
7 Such license shall not be issued or be valid until it  
8 has been signed by a majority of the aldermen in  
9 cities where the license is to be granted by the alder-  
10 men, by a majority of the licensing board in other  
11 cities or by the selectmen in towns. An alderman,  
12 any member of the licensing board or a selectman may  
13 refuse to sign a license for a person who, in his opinion,  
14 has not complied with this chapter. This section shall  
15 not require the licensing authorities to grant either  
16 of said licenses if, in their opinion, the public good  
17 does not require it. A fee of not more than twenty-

18 five dollars may be charged for either of said licenses.  
19 The license shall be recorded in the office of the licens-  
20 ing authorities. An alderman, member of a licensing  
21 board or selectman who signs a license granted con-  
22 trary to this chapter shall be punished by a fine of  
23 not more than fifty dollars.

1 SECTION 2. Section 21B of said chapter 140 is  
2 hereby amended by striking out, in line 6, the words  
3 “one dollar” and inserting in place thereof the words:  
4 — five dollars, — so as to read as follows: — *Section*  
5 *21B*. Licenses granted as aforesaid shall specify the  
6 street or place and the number if there be any, and if  
7 there is no number, then the location of the place of  
8 business in which the license is to be exercised, and  
9 the license shall not be valid in any other place.  
10 Licenses so issued shall expire on April thirtieth of  
11 each year. The fee for a license shall not be more  
12 than five dollars, and the license may be suspended or  
13 revoked at any time after a hearing by the authorities  
14 granting the same.

1 SECTION 3. Section 23 of said chapter 140, as  
2 amended, is hereby further amended by striking out,  
3 in line 3, the word “two” and inserting in place  
4 thereof the word: — ten, — so as to read as follows: —  
5 *Section 23*. Licensing authorities may grant licenses  
6 for lodging houses which shall be for the period pro-  
7 vided in section four, and shall charge for each license  
8 such fee, not exceeding ten dollars, as the city council  
9 or selectmen may establish, otherwise the same shall  
10 be granted without charge. Said authorities shall en-  
11 force sections twenty-four to thirty-one, inclusive,  
12 and shall prosecute all violations thereof.

1 SECTION 4. Section 131 of said chapter 140, as  
2 amended, is hereby further amended by striking out,  
3 in the second last sentence, in lines 27 and 28, the  
4 words "fifty cents" and inserting in place thereof the  
5 words:— one dollar, — so that the second last sen-  
6 tence will read as follows:— The fee for each license  
7 issued under this section shall be one dollar.

1 SECTION 5. Section 177A of said chapter 140, in-  
2 serted by chapter 361 of the acts of 1949, is hereby  
3 amended by striking out, in line 3 of the first sentence  
4 of clause (4) the word "twenty" and inserting in  
5 place thereof the word:— fifty, — so that the first  
6 sentence of said clause (4) will read as follows:— The  
7 annual fee for a license under this section for any  
8 automatic amusement device licensed hereunder, or  
9 for any renewal thereof, shall be fifty dollars.

1 SECTION 6. Section 8 of chapter 136 of the General  
2 Laws, as amended, is hereby further amended by strik-  
3 ing out, in line 7, the word "five" and inserting in  
4 place thereof the word:— twenty-five, — so as to  
5 read as follows:— *Section 8.* Every license granted  
6 under the preceding section shall specify the street or  
7 place and the number, if any, or if there is no number,  
8 the location of the place of business in which the li-  
9 cense is to be exercised, and the license shall not be  
10 valid in any other place. Such licenses shall expire  
11 on April thirtieth of each year; but they may be  
12 granted during April to take effect on May first fol-  
13 lowing. The fee for such license shall not be more  
14 than twenty-five dollars a year, and it may be sus-  
15 pended or revoked by the officer or board granting  
16 the same.



1 SECTION 7. Section 59 of chapter 111 of the Gen-  
2 eral Laws, as amended by chapter 205 of the acts of  
3 1950, is hereby further amended by striking out in  
4 the second last sentence and in the third last line, the  
5 words "one dollar" and inserting in place thereof the  
6 words: — five dollars, — so that the said second last  
7 sentence will read as follows: — For the issue or re-  
8 newal of each license a fee of five dollars shall be  
9 charged.

1 SECTION 8. Section 2 of chapter 100 of the General  
2 Laws, as amended, is hereby further amended by  
3 striking out, in line 2, of the first sentence, the word  
4 "two" and inserting in place thereof the word: —  
5 ten, — so that said first sentence will read as follows:  
6 — *Section 2.* The licensing authority of any city or  
7 town may, upon payment of a license fee of ten dol-  
8 lars to such city or town, license any suitable inhabit-  
9 ant thereof, who has resided therein during the six  
10 months next preceding the application for such license,  
11 to be an auctioneer therein for one year.

1 SECTION 9. Section 41 of chapter 94 of the General  
2 Laws, as amended, is hereby further amended by  
3 striking out in line 5 of the first sentence, the words  
4 "fifty cents" and inserting in place thereof the words:  
5 — five dollars, — so that said first sentence will read  
6 as follows: — *Section 41.* An inspector of milk in any  
7 town, for the purposes mentioned in the preceding  
8 section and subject to the regulations established by  
9 the board of health of such town, may grant licenses  
10 to suitable persons, and shall receive for each license  
11 so granted a fee of five dollars for the use of such town,  
12 and all license fees collected by him shall be paid over  
13 monthly to the town treasurer.

1 SECTION 10. Section 48A of said chapter 94 is  
2 hereby amended by striking out, in the third sentence,  
3 in line 12, the word "ten" and inserting in place  
4 thereof the word:— twenty, — so that the said third  
5 sentence will read as follows:— Upon receipt of the  
6 application the said board shall cause an examination  
7 of the sanitary condition of the establishment to be  
8 made, and if it is found to be in a sanitary condition,  
9 and in accordance with the requirements of said rules  
10 and regulations, and otherwise properly equipped for  
11 the business of pasteurizing milk, said board, upon re-  
12 ceipt of a license fee of twenty dollars, shall issue a  
13 license authorizing the applicant to carry on such es-  
14 tablishment for the pasteurization of milk for one  
15 year.

1 SECTION 11. Section 53 of said chapter 94 is hereby  
2 amended by striking out, in line 6 of the first sentence,  
3 the words "fifty cents" and inserting in place thereof  
4 the words:— five dollars, — so that said first sen-  
5 tence will read as follows:— *Section 53.* Each per-  
6 son before selling or offering for sale oleomargarine in  
7 a store, booth, stand or market place, shall register  
8 his name and proposed place of sale in the books of  
9 the inspector of milk of the town, or, if there is no such  
10 inspector, in the books of the town clerk, and annually  
11 in May thereafter shall so register, and shall pay five  
12 dollars for each registering to the use of such town.

1 SECTION 12. Section 65S of said chapter 94 is  
2 hereby amended by striking out, in the second sen-  
3 tence the word "five" and inserting in place thereof  
4 the word:— twenty-five, — so that said second sen-  
5 tence will read as follows:— License for retail manu-  
6 facturer, twenty-five dollars for each plant.

1 SECTION 13. Section 303B of said chapter 94 is  
2 hereby amended by striking out, in the second sen-  
3 tence, in lines 3 and 4 the words "one dollar" and in-  
4 serting in place thereof the words: — five dollars, —  
5 so that the said second sentence will read as follows: —  
6 The fee for such a license shall be five dollars, which  
7 shall be paid into the town treasury.

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