

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-seventh and Eighty-eighth
Legislatures

OF THE

STATE OF MAINE

From April 7, 1935 to April 24, 1937

AND MISCELLANEOUS STATE PAPERS

Published by the Secretary of State, in conjunction
with the Revisor of Statutes in accordance with the
Resolves of the Legislature approved June 28, 1820,
March 18, 1840, March 16, 1842, and Acts approved
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AUGUSTA, MAINE
1937

PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Eighty-Eighth Legislature

1937

CHAP. 201

of sea and shore fisheries is satisfied that the applicant therefor has the bona fide intention of becoming a legal resident of said county of York.'

Approved April 17, 1937.

Chapter 201

AN ACT Relating to Malt Liquors.

Be it enacted by the People of the State of Maine, as follows:

P. L., 1933, c. 268, § 10, amended. Section 10 of chapter 268 of the public laws of 1933 is hereby amended to read as follows:

'Sec. 10. Licenses to hotels, restaurants and clubs. No license to sell malt ~~beverages~~ liquors to be consumed on the premises where sold shall be issued to any person, firm or corporation for any premises except a bona fide hotel, restaurant or club nor unless the application therefor be approved by the municipal officers of the city or town where said hotel, restaurant or club is located, and if said hotel, restaurant or club is located in an unorganized place said application shall be approved by the county commissioners of the county, within which the same is located. **No license shall be issued to a restaurant unless that restaurant has been in operation as such for a period of at least 6 months prior to the application for the said license.** No licensee under this section of this act shall maintain a bar where malt ~~beverages~~ liquors are consumed. Clubs licensed under this act shall not sell malt ~~beverages~~ liquors for consumption on the premises except to its members and their guests accompanying them. The word "club" as used in this act means a group of individuals incorporated and which is organized and operated in a bona fide manner, solely for objects of a recreational, social, patriotic or fraternal nature and not for pecuniary gain. Licenses issued under this section shall specify the premises to which the license shall apply, and no license for such sale shall be granted to premises within a radius of 300 feet of a public or private school, except such premises as are used for hotel purposes or as are holding licenses for the sale of vinous and spirituous liquors at the effective date of this act.

Any applicant aggrieved by the refusal to approve an application as hereinbefore provided, may appeal to the state ~~licensing board~~ **liquor commission**, who shall hold a public hearing thereon in the city or town for which said license is requested and if it finds the refusal arbitrary or without justifiable cause, it may issue such license notwithstanding the lack of such approval.'

Approved April 17, 1937.