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By: **Delegates Conway and Cane**  
Introduced and read first time: February 9, 2001  
Assigned to: Economic Matters

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Committee Report: Favorable  
House action: Adopted  
Read second time: March 13, 2001

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CHAPTER 525

1 AN ACT concerning

2 **Wicomico County - Alcoholic Beverages - Restaurant License Fee**

3 FOR the purpose of altering the annual fee in Wicomico County for a Class B beer,  
4 wine and liquor license for restaurants; and generally relating to alcoholic  
5 beverages license fees in Wicomico County.

6 BY repealing and reenacting, without amendments,  
7 Article 2B - Alcoholic Beverages  
8 Section 6-201(x)(1)  
9 Annotated Code of Maryland  
10 (1998 Replacement Volume and 2000 Supplement)

11 BY repealing and reenacting, with amendments,  
12 Article 2B - Alcoholic Beverages  
13 Section 6-201(x)(2)  
14 Annotated Code of Maryland  
15 (1998 Replacement Volume and 2000 Supplement)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
17 MARYLAND, That the Laws of Maryland read as follows:

18 **Article 2B - Alcoholic Beverages**

19 6-201.

20 (x) (1) This subsection applies only in Wicomico County.

- 1                   (2)   (i)    This paragraph applies solely to hotel and restaurant licenses.
- 2                                   (ii)   The annual license fee is:
- 3   1.     For a restaurant - [~~\$1,100~~] \$1,320; and
- 4   2.     For a hotel - \$1,650.
- 5                   (iii)   1.     This license may be issued to a bona fide hotel which:
- 6                                   A.     Is an establishment for the accommodation of the public
- 7 providing services ordinarily found in hotels; and
- 8                                   B.     Is equipped with not fewer than 25 rooms, a lobby with
- 9 registration and mail desk and seating facilities and a dining room which serves
- 10 full-course meals at least twice daily.
- 11                                   2.     A hotel license does not permit sales for consumption off
- 12 the premises.
- 13                   (iv)   1.     This license may be issued to a restaurant which:
- 14                                   A.     Is a business establishment for the accommodation of the
- 15 public;
- 16                                   B.     Is fully equipped with a proper and adequate dining room
- 17 with facilities for preparing and serving regular meals;
- 18                                   C.     Has a regular seating capacity at tables (not including
- 19 seats at bars or counters) for 75 or more persons seated comfortably and adequately
- 20 and shall meet the minimum requirements of the fire code applicable to the
- 21 jurisdiction where the restaurant is located; and
- 22                                   D.     Has the average daily receipts from the sale of foods for
- 23 each month exceed the average daily receipts from the sale of alcoholic beverages. In
- 24 calculating average daily receipts from the sale of foods, no allocation of foodstuff
- 25 contained in any mixed drink may be included in average daily receipts from the sale
- 26 of food.
- 27                                   2.     The seating does not affect present Class B beer, wine and
- 28 liquor licensees.
- 29                                   3.     This license requires the sale of alcoholic beverages for
- 30 consumption only on the inside of the restaurant premises. A person may not enter or
- 31 egress the premises while in possession of any alcoholic beverages.
- 32                   (v)    1.     Except for the purchase of beer and light wine, the holder
- 33 shall purchase all of the alcoholic beverages that are sold for consumption on the
- 34 premises from the County dispensary.

