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By: **Prince George's County Delegation**

Introduced and read first time: February 11, 2005

Assigned to: Economic Matters

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A BILL ENTITLED

1 AN ACT concerning

2 **Prince George's County - Alcoholic Beverages - Additional Class B Licenses**  
3 **PG 314-05**

4 FOR the purpose of authorizing the Prince George's County Board of License  
5 Commissioners to allow a certain holder of a Class B beer, wine and liquor  
6 license to hold or have an interest in an additional license, if the restaurant for  
7 which the license is sought is within a certain waterfront entertainment retail  
8 complex as defined by a county ordinance or a certain commercial establishment  
9 designated by the County Executive as a recreational, destination, or  
10 entertainment attraction; limiting the number of certain Class B licenses that  
11 may be held by individuals or certain entities in certain establishments; and  
12 generally relating to Class B beer, wine and liquor licenses in Prince George's  
13 County.

14 BY repealing and reenacting, without amendments,  
15 Article 2B - Alcoholic Beverages  
16 Section 9-217(a)  
17 Annotated Code of Maryland  
18 (2001 Replacement Volume and 2004 Supplement)

19 BY repealing and reenacting, with amendments,  
20 Article 2B - Alcoholic Beverages  
21 Section 9-217(f)(5)  
22 Annotated Code of Maryland  
23 (2001 Replacement Volume and 2004 Supplement)

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

26 **Article 2B - Alcoholic Beverages**

27 9-217.

28 (a) This section applies only in Prince George's County.

1 (f) (5) (i) This paragraph does not apply to a licensed premises located in  
2 a chain store, supermarket, discount house, drug store, or convenience store.

3 (ii) Notwithstanding any other provision of this article, the Board of  
4 License Commissioners may allow an individual, partnership, corporation,  
5 unincorporated association, or limited liability company to hold or have an interest in  
6 more than one Class B beer, wine and liquor license, if the restaurant for which the  
7 license is sought is located within:

8 1. [any] ANY of the following areas that are underserved by  
9 restaurants:

10 [1.] A. Suitland business district, consisting of properties  
11 fronting on or having access to Silver Hill Road between Suitland Parkway and  
12 Sunset Lane, and on Suitland Road between Arnold Road and Eastern Lane;

13 [2.] B. Part of the Port Towns business district, consisting of  
14 properties fronting on or having access to Rhode Island Avenue, Bladensburg Road,  
15 Annapolis Road, or 38th Street, in legislative district 22; or

16 [3.] C. Largo area, consisting of properties within the area  
17 bounded by the Capital Beltway (I-495) on the west, Central Avenue and Landover  
18 Road on the south and southeast, Campus Way North on the east and Route 214 and  
19 Landover Road on the north and northwest; OR

20 2. A. A WATERFRONT ENTERTAINMENT RETAIL COMPLEX  
21 AS DEFINED BY A COUNTY ZONING ORDINANCE; OR

22 B. A COMMERCIAL ESTABLISHMENT ON 100 OR MORE ACRES  
23 THAT IS DESIGNATED BY THE COUNTY EXECUTIVE AS A RECREATIONAL,  
24 DESTINATION, OR ENTERTAINMENT ATTRACTION.

25 (iii) 1. Except as provided in sub-subparagraphs 2 and 3 of this  
26 subparagraph, a license holder may not hold more than 4 Class B beer, wine and  
27 liquor licenses within all of the underserved areas described in subparagraph [(ii)]  
28 (II)1 of this paragraph.

29 2. A license holder may be issued or transferred a fifth Class  
30 B beer, wine and liquor license only if the date of the application for the fifth license  
31 is at least 1 year after the date the license holder was issued or transferred the fourth  
32 license.

33 3. A license holder may be issued or transferred a sixth Class  
34 B beer, wine and liquor license only if the date of the application for the sixth license  
35 is at least 1 year after the date the license holder was issued or transferred the fifth  
36 license.

37 (iv) An individual, partnership, corporation, unincorporated  
38 association, or limited liability company that holds or has an interest in a license  
39 located in an underserved area described in subparagraph [(ii)](II)1 of this paragraph

1 may not hold or have an interest in more than one license located outside of all the  
2 underserved areas.

3 (V) AN INDIVIDUAL, PARTNERSHIP, CORPORATION,  
4 UNINCORPORATED ASSOCIATION, OR LIMITED LIABILITY COMPANY MAY NOT HOLD  
5 OR HAVE AN INTEREST IN MORE THAN ONE LICENSE IN A COMMERCIAL  
6 ESTABLISHMENT DESCRIBED IN SUBPARAGRAPH (II)2 OF THIS PARAGRAPH.

7 [(v)] (VI) The annual license fee for a Class B license obtained  
8 under this paragraph is \$2,500.

9 [(vi)] (VII) A Class B license obtained under this paragraph does  
10 not confer off-sale privileges.

11 [(vii)] (VIII) The residency requirements under § 9-101 of this title  
12 apply to an applicant for a Class B license under this paragraph.

13 [(viii)] (IX) The limit on the maximum number of Class B beer, wine  
14 and liquor licenses in the county under subsection (b) of this section applies to the  
15 issuance of licenses under this paragraph.

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
17 June 1, 2005.