

SB0818/294633/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 818
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Pugh” and substitute “, Pugh, and Ferguson”; in line 2, strike “Class BWLT License” and substitute “Transfer or Issuance of Licenses”; in line 5, after “City;” insert “making a certain exception to a certain prohibition against the transfer or issuance of an alcoholic beverages license near a church or school; authorizing the Board of Liquor License Commissioners for Baltimore City to issue or allow the transfer of a certain license for a proposed establishment in a certain location only if the Board of Liquor License Commissioners has executed a certain memorandum of understanding with a certain community association and enforces a certain memorandum of understanding under certain circumstances;”; in line 9, after “8-403.2” insert “and 9-204.1(f)(6)”; and after line 11, insert:

“BY repealing and reenacting, without amendments,
Article 2B - Alcoholic Beverages
Section 9-204.1(a), (b), and (f)(1)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)”.

AMENDMENT NO. 2

On page 3, after line 20, insert:

“9-204.1.

(a) In this section, “Board” means the Board of Liquor License Commissioners for Baltimore City.

(b) This section applies only in Baltimore City.

(Over)

(f) (1) This subsection applies only in the 46th alcoholic beverages district.

(6) (i) Except as provided in subparagraph (ii) of this paragraph, the Board may not transfer or issue a license if the transfer or issuance would result in:

1. The licensed premises being located within 300 feet of the nearest point of a church or a school; or

2. The licensed premises being located closer to the nearest point of a church or a school than the licensed premises was on June 1, 2004.

(ii) This paragraph does not apply to a licensed restaurant in:

1. Ward 4, precinct 1;

2. Ward 22, precinct 1; [or]

3. A residential planned unit development for Silo Point as approved by the Mayor and City Council of Baltimore City in Ordinance 04-697 on June 23, 2004; OR

4. SUBJECT TO SUBPARAGRAPH (III) OF THIS PARAGRAPH, THE AREA BOUNDED AS FOLLOWS: FROM THE INTERSECTION OF WEST OSTEND STREET AND RACE STREET, NORTH ON RACE STREET TO SELDNER PLACE, THEN EAST ON SELDNER PLACE TO CLARKSON STREET, THEN NORTH ON CLARKSON STREET TO WEST CROSS STREET, THEN EAST ON WEST CROSS STREET TO SOUTH HANOVER STREET, THEN NORTH ON SOUTH HANOVER STREET TO RACE STREET (ALSO KNOWN AS WINTER STREET), THEN WEST/SOUTHWEST ON RACE STREET TO WEST CROSS STREET, THEN WEST ON WEST CROSS STREET TO LEADENHALL STREET, THEN SOUTH ON LEDENHALL

STREET TO WEST OSTEND STREET, THEN EAST ON WEST OSTEND STREET BACK TO THE INTERSECTION OF WEST OSTEND STREET AND RACE STREET.

(III) FOR A PROPOSED ESTABLISHMENT THAT IS LOCATED WITHIN 300 FEET OF THE NEAREST POINT OF A CHURCH OR SCHOOL, THE BOARD MAY ISSUE OR ALLOW THE TRANSFER OF A LICENSE INTO THE AREA DESCRIBED IN SUBPARAGRAPH (II)4 OF THIS PARAGRAPH ONLY IF:

1. THE BOARD HAS EXECUTED A MEMORANDUM OF UNDERSTANDING WITH A COMMUNITY ASSOCIATION IN THE AREA DESCRIBED IN SUBPARAGRAPH (II)4 OF THIS PARAGRAPH REGARDING THE NATURE OF THE PROPOSED ESTABLISHMENT; AND

2. THE BOARD ENFORCES THE MEMORANDUM OF UNDERSTANDING AGAINST ANY LICENSE HOLDER THAT OBTAINS A LICENSE UNDER SUBPARAGRAPH (II)4 OF THIS PARAGRAPH AND SEEKS TO RENEW OR TRANSFER THE LICENSE.”