

HOUSE BILL 1311

A2

6lr0836

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

Introduced and read first time: February 12, 2016

Assigned to: Economic Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 13, 2016

CHAPTER _____

1 AN ACT concerning

2 **Prince George's County – Alcoholic Beverages Licenses – ~~Riverdale Park~~**
3 **~~Station~~ Development District Licenses and Sunday Off-Sale Permits**

4 **PG 305-16**

5 FOR the purpose of authorizing the Prince George's County Board of License
6 Commissioners to issue a certain number of Class B-DD (Development District)
7 licenses to restaurants located in a certain area within the area of Riverdale Park
8 Station; authorizing the Board to issue a certain number of Class B-DD
9 (Development District) licenses to restaurants located within the area of Riverdale
10 Park Town Center; providing that a certain number of Sunday off-sale permits may
11 be issued only to holders of a certain license who acquired the license on or after a
12 certain date; altering the number of Sunday off-sale permits that may be in effect at
13 any one time; requiring the Board to waive a certain reinvestment requirement
14 under certain circumstances; and generally relating to the issuance of ~~Class B-DD~~
15 (~~Development District~~) alcoholic beverages licenses to restaurants and permits in
16 Prince George's County.

17 BY repealing and reenacting, without amendments,
18 Article – Alcoholic Beverages
19 Section 26-102 and 26-1104(a)
20 Annotated Code of Maryland
21 (As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

22 BY repealing and reenacting, with amendments,

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 Article – Alcoholic Beverages
 2 Section 26–1104(b), (d), and (f) and 26–1614(a)
 3 Annotated Code of Maryland
 4 (As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

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

7 **Article – Alcoholic Beverages**

8 26–102.

9 This title applies only in Prince George’s County.

10 26–1104.

11 (a) There is a Sunday off–sale permit.

12 (b) (1) **(I) [Except] SUBJECT TO SUBPARAGRAPH (II) OF THIS**
 13 **PARAGRAPH AND EXCEPT as provided in paragraph (2) of this subsection, the Board may**
 14 **issue the permit to the holder of:**

15 **[(i)] 1. a Class A beer, wine, and liquor license; or**

16 **[(ii)] 2. a Class B beer, wine, and liquor license with an off–sale**
 17 **privilege.**

18 **(II) FIVE SUNDAY OFF–SALE PERMITS MAY BE ISSUED ONLY TO**
 19 **HOLDERS OF A CLASS B BEER, WINE, AND LIQUOR LICENSE WITH AN OFF–SALE**
 20 **PRIVILEGE THAT ACQUIRED THE LICENSE ON OR AFTER JANUARY 1, 2016.**

21 **(2) The Board may not issue a Sunday off–sale permit to a license holder**
 22 **that the Board finds to have sold liquor on Sunday without a Sunday off–sale permit.**

23 **(d) (1) Except as provided in paragraph (2) of this subsection, an applicant for**
 24 **the permit shall commit in the application to reinvesting a minimum of \$50,000 in the**
 25 **business within 1 year after the permit is issued.**

26 **(2) (I) The Board may waive the reinvestment requirement.**

27 **(II) THE BOARD SHALL WAIVE THE REINVESTMENT**
 28 **REQUIREMENT FOR A HOLDER OF A CLASS B BEER, WINE, AND LIQUOR LICENSE**
 29 **WITH AN OFF–SALE PRIVILEGE THAT ACQUIRED THE LICENSE ON OR AFTER**
 30 **JANUARY 1, 2016, IF THE HOLDER CAN SHOW THAT A MINIMUM OF \$50,000 WAS**
 31 **REINVESTED IN THE BUSINESS WITHIN THE 3–YEAR PERIOD IMMEDIATELY**
 32 **PRECEDING THE SUBMISSION OF THE APPLICATION.**

1 (3) The Board shall revoke the permit if:

2 (i) the Board did not waive the reinvestment requirement under
3 [item (ii) of this paragraph] PARAGRAPH (2) OF THIS SUBSECTION; and

4 (ii) the permit holder fails to make the required reinvestment.

5 (f) Not more than [100 special] 105 Sunday off-sale permits may be in effect at
6 any one time.

7 26-1614.

8 (a) The Board may issue:

9 (1) up to four Class B-DD (Development District) licenses for restaurants
10 located within the Capital Plaza commercial area, consisting of commercial properties
11 within the area bounded by the Baltimore-Washington Parkway on the west and
12 northwest, Maryland Route 450 on the south, and Cooper Lane on the east and northeast;

13 (2) up to four Class B-DD (Development District) licenses for restaurants
14 located within the area of Greenbelt Station, located inside the Capital Beltway and
15 adjacent to the Greenbelt Metro Station;

16 (3) up to six Class B-DD (Development District) licenses for restaurants
17 located within the area of Ritchie Station Marketplace; [and]

18 (4) subject to subsection (b) of this section, up to six Class B-DD
19 (Development District) licenses for restaurants located within the Towne Centre at Laurel;
20 ~~AND~~

21 **(5) UP TO FIVE CLASS B-DD (DEVELOPMENT DISTRICT) LICENSES**
22 **TO RESTAURANTS LOCATED WITHIN THE AREA OF RIVERDALE PARK STATION**
23 **INSIDE THE CAPITAL BELTWAY AND ADJACENT TO U.S. ROUTE 1; AND**

24 **(6) UP TO TWO CLASS B-DD (DEVELOPMENT DISTRICT) LICENSES**
25 **TO RESTAURANTS LOCATED WITHIN THE AREA OF RIVERDALE PARK TOWN**
26 **CENTER, BOUNDED BY RHODE ISLAND AVENUE ON THE WEST AND QUEENSBURY**
27 **ROAD ON THE SOUTH.**

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
29 1, 2016.