

## Article - Alcoholic Beverages

§6–301.

(a) (1) Except as provided in subsection (n) of this section, a Class C beer, wine and liquor license shall be issued by the license issuing authority of the county in which the place of business is located. It authorizes the holder to keep for sale and sell all alcoholic beverages at retail at any club, at the place described in the license, for consumption on the premises only.

(2) The annual fee for the license shall be paid to the local collecting agent before the license is issued, for distribution as provided.

(3) In this section, “board” means the board of commissioners for the jurisdiction to which the subsection applies.

(b) (1) (i) This subsection applies only in Allegany County.

(ii) The annual license fee for a Class C (general) beer, wine and liquor license is \$500.

(iii) Beverages may be sold for consumption on the premises or elsewhere.

(2) (i) There is a Class C (volunteer company) beer, wine and liquor license.

(ii) A volunteer company license may be issued to a volunteer fire company, a volunteer ambulance company, or a combined volunteer fire and ambulance company.

(iii) A holder of a volunteer company license may keep and sell all alcoholic beverages for consumption on or off the premises.

(iv) Patrons of a club for which a volunteer company license is issued are not limited to the members of the license holder and their guests.

(v) The annual license fee is \$500.

(c) (1) This subsection applies only in Anne Arundel County.

(2) The annual license fee is \$480.

(3) (i) There is a special Class C (veterans’ organization) license.

(ii) The annual license fee is \$400.

(iii) The license shall be issued to any local unit of a nationwide bona fide nonprofit organization or club:

1. Which is composed solely of members who served in the armed forces of the United States in any war in which the United States has engaged;

2. Which has a charter from a national veterans' organization which was granted prior to the time of making application for the license;

3. Which has a bona fide membership of not less than 100 persons and dues of not less than \$5 per year per person; and

4. Which operates solely for its members and meets in a clubhouse principally used for no other purpose.

(iv) The license is subject to all other provisions of this article relating to Class C beer, wine and liquor licenses in Anne Arundel County.

(4) (i) There is a special Class C (fraternal/sororal) license.

(ii) The annual license fee is \$400.

(iii) The license shall be issued to any local unit of a lodge, political organization or chapter of any bona fide nonprofit and nationwide fraternal or service organization:

1. Which is composed solely of members duly elected and initiated in accordance with the rites and customs of the fraternal or service organization;

2. Which is in existence and operation in the county prior to the time when the organization made application for the license;

3. Which has a bona fide membership of not less than 100 persons and dues of not less than \$5 per year per person; and

4. Which owns and operates a home or clubhouse principally for the use of its members and their guests when accompanied by such members, and is not directly or indirectly owned or operated as a public business.

(iv) The licensee may keep for sale and sell at retail any alcoholic beverages to any member or guest when accompanied by a member. Consumption shall occur on the licensed premises only. The licensee is subject to all of the provisions of this article relating to Class C beer, wine and liquor licenses in Anne Arundel County.

(5) (i) There is a special Class C (yacht club) license.

(ii) The annual license fee is \$1,800.

(iii) Upon the approval of the Board, the license shall be issued to any yacht club in the county:

1. Which has 50 or more bona fide members who pay dues of not less than \$75 per year per member; and

2. Which maintains at the time of application for the license:

A. A clubhouse with a seating capacity sufficient to accommodate at one time at least 100 persons;

B. Slips, boat parking spaces, or berths for at least 50 boats; and

C. At least 1 acre of ground.

(iv) The licensee may keep for sale and sell at retail any alcoholic beverages, to any member or guest when accompanied by a member at the place described in the license. Consumption shall occur on the licensed premises only. The licensee is subject to all of the provisions of this article relating to Class C beer, wine and liquor licenses in Anne Arundel County.

(v) The application for the license filed on behalf of any yacht club in the county shall be signed by at least one officer of the club, who shall be a resident, registered voter and taxpayer of Anne Arundel County.

(6) (i) There is a special Class C (golf and country club) license.

(ii) The annual license fee is \$1,800.

(iii) Upon approval by the Board, a license shall be issued to a golf and country club:

1. Which has 200 or more bona fide members paying dues of not less than \$75 per annum per member; and

2. Which maintains at the time of the application for the license two or more tennis courts, a swimming pool at least 30 feet by 80 feet in size, and a regular or championship golf course of nine holes or more.

(iv) The licensee may keep for sale and sell at retail any alcoholic beverages to any customer at the place described in the license for consumption on its premises.

(v) The application for any license filed on behalf of a golf and country club shall be signed by at least one officer of the club, who is a resident, registered voter and taxpayer of the county.

(vi) The golf and country club license is subject to all the provisions of this article, except that any restrictions against the sale of alcoholic beverages on Sundays do not apply to any licensee holding the special Class C (golf and country club)

license.

(7) (i) There is a special Class C (country club) license.

(ii) The annual license fee is \$750.

(iii) The license may be issued to a country club meeting the requirements set forth in paragraph (6)(iii) of this subsection other than the requirements for a regular or championship golf course of nine holes or more. Instead, the country club shall have, in addition to the other requirements, not less than 15 acres of ground for the licensed premises and used in connection therewith.

(iv) Special Class C (country club) licensees are subject to the restrictions in § 11-502 of this article as to sale of alcoholic beverages on Sunday.

(v) Licensees may not sell alcoholic beverages for consumption off their premises nor on its grounds.

(8) A country club which was not under construction by July 1, 1977 shall have two or more tennis courts and a swimming pool that is at least 30 feet by 80 feet in size.

(d) In Baltimore City the annual license fee is \$550.

(e) In Baltimore County the annual license fee is \$1,000.

(f) (1) This subsection applies only in Calvert County.

(2) Licenses may be issued for the following premises:

(i) 1. Bona fide yacht clubs, as approved by the Board of License Commissioners.

2. The annual license fee is \$500.

(ii) 1. Country clubs.

2. The annual license fee is \$1,000.

(iii) 1. Bona fide post homes of posts of the American Legion or Veterans of Foreign Wars.

2. The annual license fee is \$500.

3. The licenses in any post homes of posts of the American Legion and/or Veterans of Foreign Wars shall allow only for the sale of liquor by the drink and on the premises.

(3) (i) There is a Continuing Care Retirement Community license.

(ii) The license may be issued for a club that:

1. Is composed of residents of a continuing care retirement community that has obtained a certificate of registration from the State Department of Aging under Title 10, Subtitle 4 of the Human Services Article;

2. Has at least 50 bona fide members; and

3. Has annual dues that average at least \$5 per member.

(iii) A licensee may keep for sale and sell at retail beer, wine, and liquor to a member or a guest when accompanied by a member at the place described in the license.

(iv) The annual license fee is \$500.

(4) (i) There is an organizational license.

(ii) The license may be issued to a fraternal organization, volunteer fire department, or volunteer rescue squad for use on the premises that the organization, fire department, or rescue squad owns or regularly uses to hold functions.

(iii) A licensee may sell beer, wine, and liquor by the drink for consumption on the licensed premises only.

(iv) The annual license fee is \$500.

(g) (1) The provisions of this subsection apply only in Caroline County.

(2) The annual license fee is \$1,000.

(3) A license may be issued for the following premises:

(i) A bona fide nonprofit country club;

(ii) A nonprofit yacht club; or

(iii) A veterans organization composed solely of members.

(4) The club or organization shall:

(i) Operate solely for the use of its own members and their guests, who shall accompany the members;

(ii) Meet in a clubhouse that is used for no other purpose and has 100 or more bona fide members paying whatever dues were required in the year immediately preceding the year for which the license is issued; and

(iii) For organizations composed exclusively of members who serve in the armed forces of the United States, which are affiliated with a national organization, have 50 or more bona fide members paying whatever dues were required by its national organization in the year immediately preceding the year for which the license is issued.

(h) (1) This subsection applies only in Carroll County.

(2) (i) 1. The annual license fee is \$1,200 for any club which is a local chapter of a nationally organized nonprofit fraternal or veterans' organization.

2. The annual license fee is \$1,500 for any other club.

(ii) The license may be issued to a club which is equipped with a dining room and which has a regular seating capacity at tables (not including seats at bars or counters) for 50 or more persons and which is operating in facilities that have an assessed real property valuation of not less than \$20,000.

(iii) This license for a club permits consumption on the premises only.

(i) (1) This subsection applies only in Cecil County.

(2) The annual license fee is \$600.

(3) Any incorporated club shall:

(i) Have been incorporated for a period of not less than 2 years prior to time of making application;

(ii) Have a bona fide membership of not less than 25 persons;

(iii) Have dues of not less than \$50 per year per member;

(iv) Maintain at the time sleeping accommodations on the club premises for 25 club members or guests; and

(v) Have facilities for preparing and serving food on the premises to the members and guests, but the club may not operate as a place of public business.

(4) Upon the approval of the application by the Board and upon payment of the required license fee, an applicant may obtain a license from the Board.

(j) (1) This subsection applies only in Charles County.

(2) (i) The annual license fee is \$350.

(ii) In addition to the annual license fee, a license holder shall annually pay:

1. \$200, if the license holder provides live entertainment; and

2. \$200, if the license holder provides outdoor table service.

(3) A license may be issued to:

(i) A bona fide nonprofit organization; or

(ii) A club composed solely of members who served in the armed forces of the United States, in any war in which the United States has engaged.

(4) The organization or club shall:

(i) Operate solely for the use of its own members and their guests when accompanied by the members; and

(ii) Meet in a clubhouse that is used for no other purpose.

(5) This license permits on-premises consumption of alcoholic beverages in the clubhouse or on property that is directly contiguous to the clubhouse, is owned by the club or bona fide nonprofit organization, and is used exclusively by the members and their guests for social functions or business of the club or organization.

(k) (1) This subsection applies only in Dorchester County.

(2) The annual license fee is \$1,000.

(3) A license may be obtained by any bona fide yacht club and golf and country club that:

(i) Has been incorporated for a period of not less than 5 years prior to the time of making application for the license;

(ii) Has a bona fide membership of not less than 250 persons and dues of not less than \$10 per year per adult member;

(iii) Has facilities for preparing and serving food on the premises to members and their guests when accompanied by such members; and

(iv) Owns or operates a clubhouse located on premises principally used for no other purpose and not directly or indirectly owned or operated as a public business.

(4) A license may be obtained by any local unit of a nationwide bona fide nonprofit organization or club composed solely of members who served in the armed forces of the United States in any war in which the United States has engaged and:

(i) Has held a charter from a national veterans' organization for a period of not less than 5 years prior to the time of making application for the license;

(ii) Has a bona fide membership of not less than 50 persons and dues

of not less than \$5 per year per person;

(iii) Operates solely for the use of its own members and their guests when accompanied by such members; and

(iv) Meets in a clubhouse principally used for no other purpose.

(5) A license may be obtained by any lodge or chapter of any bona fide nonprofit and nationwide fraternal organization composed of members duly elected and initiated in accordance with the rites and customs of the fraternal organization which:

(i) Has been in existence and operating in Dorchester County for a period of not less than 5 years prior to the time of making application for the license;

(ii) Has a bona fide membership of not less than 125 persons and dues of not less than \$5 per annum per member;

(iii) Owns or operates a home or clubhouse principally for the use of its members and their guests when accompanied by such members; and

(iv) Is not directly or indirectly owned or operated as a public business.

(6) (i) A license may be obtained by Sailwinds of Cambridge, Inc., a nonprofit organization.

(ii) The license may be obtained and renewed so long as no individual or group of individuals derive any personal profits from the operation of Sailwinds of Cambridge, Inc.

(iii) When alcoholic beverages are served at an event open to the public at Sailwinds of Cambridge, Inc., the licensee:

1. May distribute at the event a wristband to each individual who is at least 21 years old; and

2. If wristbands are distributed at the event, may not serve an alcoholic beverage to an individual who is not wearing a wristband.

(7) Upon payment of the license fee, any organization specified by this subsection may obtain a license from the County Council.

(8) If the organization specified by this subsection is located within the corporate limits of any city or town, the County Council shall pay the license fee to the mayor and city council of that city or town. Otherwise, they shall pay the fee to the Finance Department of Dorchester County.

(l) (1) The provisions of this subsection apply only in Frederick County.

(2) The annual license fee is \$600.

(3) This license may be issued only to a club which has been in business or regularly operating for at least 3 years prior to applying for the license. This time limit does not apply to any nationally chartered and recognized bona fide fraternal, charitable or veterans' organization.

(4) A licensee may sell only off-premises consumption special anniversary or special event collectible bottles of wine or liquor 30 calendar days prior to the special anniversary or special event.

(5) (i) There is a special Class C (Weinberg Center) license for the Weinberg Center for the Arts. It shall be issued upon approval by the Board of Frederick County to the Weinberg Center for the Arts, which is a nonprofit organization, whereby no individual or group of individuals derive any personal profits from the operation of performing arts.

(ii) The annual license fee is \$325.

(iii) The license is a beer, wine and liquor license (Class C on-sale). The licensee may keep for sale and sell all alcoholic beverages at retail on the premises to any customer to be consumed in the central area known as the rotunda, or the lobby, commencing 1 hour prior to, during, and 1 hour after any performance, or for a special fund-raiser to be exclusively for the benefit of the performing arts center.

(iv) The performing arts center licensee shall abide by all regulations set forth and mandated for this type license.

(v) The application for the license filed on behalf of the Weinberg Center for the Arts shall be signed by the president and two other officers of the performing arts organization, two of whom shall be residents of Frederick County.

(6) (i) There is a special Class C (golf and country club) license.

(ii) The annual license fee is \$1,500.

(iii) The license may be issued to any golf and country club which maintains at the time of the application for the license and continues to maintain a regular or championship golf course of nine holes or more.

(iv) The license authorizes the licensee to keep for sale and to sell at retail any alcoholic beverages to members and guests at the licensed premises for on-sale consumption only. A country club may not sell alcoholic beverages for consumption off the premises or off the grounds of the club.

(v) The application for the license filed on behalf of any golf and country club shall be signed by the president and two other officers of the golf and country club, two of whom shall be residents of Frederick County.

(vi) The golf and country club shall abide by § 11–511 of this article pertaining to Sunday opening at one o'clock p.m.

(7) (i) There is a special Class C (private business club) license.

(ii) The annual license fee is \$2,000.

(iii) The Board may issue an on-sale beer, wine and liquor license for use in a private business club:

1. That is organized for business and professional persons;

2. That is nonprofit;

3. That has been incorporated for at least 1 year prior to the application for licensure;

4. That has at least 75 members;

5. That prepares and serves meals during regular operating hours to members and their guests; and

6. That has made capital expenditures for tenant improvements, equipment, and furnishings used in the business club in an amount not less than \$100,000.

(iv) An application for the special 7-day Class C (private business club) on-sale beer, wine and liquor license shall be made by 3 officers of the private business club, of whom at least 2 shall be residents of Frederick County.

(v) The licensee may keep for sale and sell at retail alcoholic beverages to members and guests of the private business club for on-premises consumption only.

(vi) The hours of sale under a special 7-day Class C (private business club) on-sale beer, wine and liquor license are the same as for a Class C beer, wine and liquor license in Frederick County.

(8) (i) There is a special 7-day Class C (private country club) on-sale beer, wine and liquor license.

(ii) The annual license fee is \$2,000.

(iii) The license may be issued to a private country club that:

1. Is organized for social purposes;

2. Has been incorporated for at least 1 year prior to the application for licensure;

3. Has at least 75 members;
4. Prepares and serves meals during regular operating hours to members and their guests;
5. Is located in the 14th election district or wherever else is permitted in the county; and
6. Has made capital expenditures for structures, improvements, equipment, and furnishings used in the private country club in an amount not less than \$500,000.

(iv) An application for the special 7–day Class C (private country club) on–sale beer, wine and liquor license shall be made by 3 officers of the private country club, of whom at least 2 are residents of Frederick County.

(v) The licensee may keep for sale and sell at retail alcoholic beverages to members and guests of the private country club for on–premises consumption only in the structures and surrounding grounds.

(vi) The hours of sale under a special 7–day Class C (private country club) on–sale beer, wine and liquor license are the same as for a Class C beer, wine and liquor license in the county.

(9) (i) There is a special Class C (Maryland Ensemble Theatre) on–sale beer and wine license.

(ii) On approval by the Board of License Commissioners of Frederick County of the license application, the Board shall issue a license for the Maryland Ensemble Theatre.

(iii) The annual license fee is \$100.

(iv) The licensee may store for sale and sell beer and wine to the public.

(v) The beer and wine shall be consumed on the premises not earlier than 1 hour before and not later than 1 hour after:

1. A regular performance; or
2. A special fund–raiser performance exclusively for the benefit of the Maryland Ensemble Theatre.

(vi) The president and two other officers of Maryland Ensemble Theatre shall sign the application for the license filed on behalf of the Maryland Ensemble Theatre.

(vii) Two of the signatories from Maryland Ensemble Theatre shall be residents of Frederick County.

(10) (i) There is a special Class C (retirement center) on-sale beer, wine and liquor license.

(ii) The Board may issue the retirement center license by converting a special Class C (club) license held on behalf of a retirement center into the retirement center license.

(iii) The retirement center license authorizes the license holder to sell at retail beer, wine, and liquor to residents and guests at the licensed premises for on-premises consumption.

(iv) The license holder may sell for off-premises consumption only special anniversary or special event collectible bottles of wine or liquor not more than 30 calendar days before the special anniversary or event.

(v) 1. Subject to subparagraph 2 of this subparagraph, a civic group or any other organization that rents the premises from the license holder for an event may serve at the event alcoholic beverages that the license holder provides.

2. Not more than 25 events described in subparagraph 1 of this subparagraph at which alcoholic beverages are served may be held in 1 year.

3. The events may be open to the public.

(vi) The licensed premises may be expanded to include any building or facility at the retirement center campus, regardless of whether the building or facility exists when the license is issued.

(vii) The retirement center campus shall be limited to two areas and the service rooms connected to those two areas.

(viii) The annual fee for the license is \$1,500.

(m) (1) (i) This subsection applies only in Garrett County.

(ii) In this subsection, "guest" means an individual who is specifically invited by a member of a club or organization where the member of the club or organization is in attendance.

(2) (i) There is a club and organization license.

(ii) 1. The annual license fee is \$1,500.

2. The issuing fee for a new license is \$1,500, in addition to the annual fee.

(iii) The license permits the sale on the premises only of beer, wine, and liquor to the members and the guests of the clubs and organizations.

(iv) The license shall be issued only to the following clubs and organizations:

1. A bona fide nationally chartered nonprofit organization or club which has been incorporated for a period of not fewer than 5 years immediately prior to the filing of the application, composed solely of members who served in the armed forces of the United States in any war in which the United States has engaged, which organization or club operates solely for the use of its own members and its guests when accompanied by such members, and meets in a clubhouse principally used for a club, and is neither directly nor indirectly operated as a public business.

2. Any lodge or chapter of a bona fide nonprofit and nationally chartered fraternal organization composed of members duly elected and initiated in accordance with the rites and customs of the fraternal organizations which is operating a home or clubhouse for the use of its members, and is neither directly nor indirectly operated as a public business. The club or organization shall have 100 or more bona fide members paying such dues as required by its national organization in the year immediately preceding the year in which the license is issued. The home or clubhouse shall have facilities for preparing and serving food on the premises to the members and their guests.

3. A bona fide yacht or boat club, owning real estate in the county and having a dues-paying membership of not less than 150 persons, not less than 50 of whom own yachts, boats, or other vessels.

4. A country club which has 75 or more bona fide members paying dues of not less than \$40 per annum per member, which maintains at the time of the application for license a regular or championship golf course of 9 holes or more, or, in lieu of that golf course, a swimming pool at least 20 by 40 feet in size, and at least six tennis courts.

5. Before issuing any license pursuant to this paragraph, the Liquor Control Board shall determine whether the business to be operated by the prospective licensee is likely to enhance the recreational, business, and economic development of the county. If the Liquor Control Board in its discretion determines that the issuance of such a license will not enhance such development within the county, it shall reject the application for the license.

(n) (1) This subsection applies only in Harford County.

(2) The Liquor Control Board may issue 6-day (Monday through Saturday) and 7-day Class C-1, Class C-2, and Class C-3 (on-sale) organization or club beer, wine and liquor licenses in accordance with this section.

(3) A license issued under this subsection authorizes the holder of the

license to sell or provide alcoholic beverages only for on-premises consumption by the members and guests of the club or organization.

(4) (i) In this paragraph, “war veterans organization” means a bona fide nationally chartered nonprofit organization or club that:

1. Has been incorporated for a period of not fewer than 5 years immediately before the filing of the application for a license under this paragraph;

2. Is composed solely of members who served in the armed forces of the United States in any war in which the United States was engaged;

3. Operates solely for the use of its own members and its guests when accompanied by such members;

4. Meets in a clubhouse principally used for a club; and

5. Is neither directly nor indirectly operated as a public business.

(ii) A Class C–1 license may be issued only to a war veterans organization.

(iii) For a club or organization that qualifies for a Class C–1 license under this paragraph and has a membership of 50 to 99 bona fide members, the annual fee for a 6–day, Monday through Saturday, (on–sale) Class C–1 license is \$350.

(iv) For a club or organization that qualifies for a Class C–1 license under this paragraph and has a membership of 50 to 99 bona fide members, the annual fee for a 7–day (on–sale) Class C–1 license is \$450.

(v) For a club or organization that qualifies for a Class C–1 license under this paragraph and has a membership of 100 to 250 bona fide members, the annual fee for a 6–day, Monday through Saturday, (on–sale) Class C–1 license is \$600.

(vi) For a club or organization that qualifies for a Class C–1 license under this paragraph and has a membership of 100 to 250 bona fide members, the annual fee for a 7–day (on–sale) Class C–1 license is \$700.

(vii) For a club or organization that qualifies for a Class C–1 license under this paragraph and has a membership of 251 to 450 bona fide members, the annual fee for a 6–day, Monday through Saturday, (on–sale) Class C–1 license is \$850.

(viii) For a club or organization that qualifies for a Class C–1 license under this paragraph and has a membership of 251 to 450 bona fide members, the annual fee for a 7–day (on–sale) Class C–1 license is \$950.

(ix) For a club or organization that qualifies for a Class C–1 license

under this paragraph and has a membership of 451 or more bona fide members, the annual fee for a 6–day, Monday through Saturday, (on–sale) Class C–1 license is \$1,000.

(x) For a club or organization that qualifies for a Class C–1 license under this paragraph and has a membership of 451 or more bona fide members, the annual fee for a 7–day (on–sale) Class C–1 license is \$1,100.

(5) (i) In this paragraph, “fraternal organization” means a lodge or chapter of a bona fide nationally chartered fraternal organization that:

1. Is composed of members duly elected and initiated in accordance with the rites and customs of the organization;

2. Operates a clubhouse or building:

A. For the use of its members; and

B. That has facilities for preparing and serving food on the premises for the members and their guests;

3. Is neither directly nor indirectly operated as a public business; and

4. Has at least 100 bona fide members, each of whom paid dues as required by the national organization in the year immediately preceding the year for which the license was applied or issued.

(ii) A Class C–2 license may be issued only to a fraternal organization.

(iii) For a club or organization that qualifies for a Class C–2 license under this paragraph and has a membership of 100 to 250 bona fide members, the annual fee for a 6–day, Monday through Saturday, (on–sale) Class C–2 license is \$800.

(iv) For a club or organization that qualifies for a Class C–2 license under this paragraph and has a membership of 100 to 250 bona fide members, the annual fee for a 7–day (on–sale) Class C–2 license is \$900.

(v) For a club or organization that qualifies for a Class C–2 license under this paragraph and has a membership of 251 to 450 bona fide members, the annual fee for a 6–day, Monday through Saturday, (on–sale) Class C–2 license is \$1,050.

(vi) For a club or organization that qualifies for a Class C–2 license under this paragraph and has a membership of 251 to 450 bona fide members, the annual fee for a 7–day (on–sale) Class C–2 license is \$1,150.

(vii) For a club or organization that qualifies for a Class C–2 license under this paragraph and has a membership of 451 or more bona fide members, the

annual fee for a 6–day, Monday through Saturday, (on–sale) Class C–2 license is \$1,200.

(viii) For a club or organization that qualifies for a Class C–2 license under this paragraph and has a membership of 451 or more bona fide members, the annual fee for a 7–day (on–sale) Class C–2 license is \$1,300.

(6) (i) In this paragraph the following words have the meanings indicated.

1. “Miscellaneous organization or club” means a country club, a yacht or boat club, or topiary garden.

2. “Country club” means a club or organization that:

A. May be operated for profit or not for profit;

B. Has 75 or more bona fide members each of whom pays not less than \$50 per year; and

C. Maintains at the time of the application for the license and continues to maintain a regular or championship golf course of 9 holes or more, or, instead of the golf course, a swimming pool at least 20 by 40 feet in size.

3. “Topiary garden” means an organization that:

A. Operates a public museum and garden for its membership and the general public as guests of the membership;

B. Is open to the general public for at least 6 days a week for at least 6 hours a day during 5 months each year; and

C. Has food preparation facilities on the topiary garden premises for the convenience of visiting guests.

4. “Yacht or boat club” means a club or organization that:

A. May be operated for profit or not for profit;

B. Owns real property in Harford County; and

C. Has not less than 150 bona fide dues–paying members and not less than 50 of whom own a yacht, boat, or other vessel.

(ii) A Class C–3 license may be issued only to a miscellaneous organization or club.

(iii) 1. The fee for a 6–day, Monday through Saturday, (on–sale) Class C–3 license under this paragraph is \$1,300.

2. The fee for a 7–day Class C–3 license under this paragraph is \$1,400.

(o) (1) This subsection applies only in Howard County.

(2) (i) There is a country club license.

(ii) The annual license fee is \$1,500.

(iii) The license may be issued to a country club or to its owner or owners, regardless of whether the club is operated for profit or not. The club shall have a bona fide annual limited membership and shall have at the time of issuance of the license a regular or championship golf course adjacent to the premises for which a license is sought of 18 holes and other club facilities.

(3) (i) There is a veterans’ club license.

(ii) The annual license fee is \$250.

(iii) The license may be issued to a club composed exclusively of members who served in the armed forces of the United States, which is affiliated with a national organization, and having 75 or more bona fide members paying such dues as required by its national organization in the year immediately preceding the year for which the license is issued. At least 75 percent of the members of the club shall have resided in Howard County for at least 2 years immediately preceding the date of application for the license and the club shall have maintained a post in the county for at least 3 years preceding the date of the application.

(4) (i) There is a conference center license.

(ii) The annual license fee is \$700.

(iii) The license may be issued to a conference center or to its owner or owners, whether or not operated for profit, having not less than 7,000 square feet of conference area with accommodations, equipment, and facilities designed for holding meetings, seminars and conferences.

(5) (i) There is a police officers’ local affiliate license.

(ii) The annual license fee is \$500.

(iii) The license may be issued to a local affiliate of an international organization of police officers.

(iv) To qualify for the license, a local affiliate shall:

1. Have at least 100 dues paying members; and

2. Charge each member at least \$15 a month in dues.

(v) The local affiliate shall operate the clubhouse where the license is to be in effect solely for its own members and their guests.

(6) (i) There is a Class C (Continuing Care Retirement Community) beer, wine and liquor license.

(ii) The license may be issued to a continuing care retirement community that:

1. Is composed of residents of a continuing care retirement community that has obtained a certificate of registration from the State Department of Aging under Title 10, Subtitle 4 of the Human Services Article;

2. Operates solely for the use of its residents and guests of the community; and

3. Is not directly or indirectly owned or operated as a public business.

(iii) A licensee may keep for sale and sell at retail to a resident or a guest of the community beer, wine, and liquor for consumption on the licensed premises.

(iv) The annual license fee is \$250.

(p) (1) This section applies only in Kent County.

(2) The annual license fee is \$500.

(3) (i) There is an organization or club license.

(ii) The license may be issued to a bona fide nonprofit organization or club composed solely of members:

1. That operates solely for the use of its own members and their guests when accompanied by such members;

2. That meets in a clubhouse that is used for no other purpose; and

3. That has 100 or more bona fide members paying such dues as were required in the year immediately preceding the year for which such license is issued.

(iii) For clubs composed exclusively of members who served in the armed forces of the United States, which are affiliated with a national organization, a license may be issued provided the club has 50 or more bona fide members paying the dues required by its national organization for the full year immediately preceding the year for which the license is issued.

(iv) The license permits the consumption of alcoholic beverages both on and off of the premises.

(q) (1) This subsection applies only in Montgomery County.

(2) (i) There is a country club license.

(ii) The annual license fee is \$2,000.

(iii) The license shall be issued only to a country club:

1. Which has 100 or more bona fide members of whatever class;

2. Whose members pay an annual total amount of dues which averages at least \$50 for each member; and

3. Which maintains at the time of the application for the license a regular or championship golf course of nine holes or more. However, any licensed premises which had a Class C beer, wine and liquor license on January 1, 1964 is not required to maintain a regular or championship golf course if it then maintained and continues to maintain, in lieu thereof, a swimming pool at least 20 by 40 feet in size and at least six lawn tennis courts.

(iv) The licensee may keep for sale and sell any alcoholic beverages purchased from the Liquor Control Board for Montgomery County, at retail, to any customer at the place described in the license, for consumption on its premises only.

(v) The application shall be signed by at least one officer of the club who shall be a resident or registered voter or taxpayer of Montgomery County.

(3) (i) A licensee under paragraph (2) of this subsection may keep for sale and sell at the place described in the license any alcoholic beverages purchased from the Liquor Control Board, at retail, for consumption on its premises only, to any member of the country club, to a bona fide guest or guests of a member, to the immediate family of a member, or to persons residing temporarily in the clubhouse of the country club.

(ii) In this paragraph "bona fide guest or guests of a member" includes, but is not limited to, any person 21 years of age or over with respect to the sale of all alcoholic beverages while the person is in attendance at a recognized national or regional athletic event being held on the premises of the licensee when:

1. The licensee has made application to the Board of License Commissioners for permission to sell alcoholic beverages to persons attending a national or regional athletic event to be held on the premises of the licensee;

2. The application has been made at least 60 days prior to the

date that the specific athletic event is to take place; and

3. The Board has granted the permission requested in the application.

(iii) An employee of the country club may not have guests at the country club for the purpose of the consumption of alcoholic beverages during the employee's normal working hours.

(4) (i) Any corporation, club, or organization which is a country club as defined in this subsection or eleemosynary and is a local post, chapter, lodge, council, or branch of a national organization having a membership of more than 300,000 and which local post, chapter, lodge, council, or branch has a minimum dues-paying membership of more than 200 members may, upon receiving this license, allow alcoholic beverages to be consumed on its premises.

(ii) This license permits the consumption of alcoholic beverages by a bona fide member or his guest on the premises of the country club or eleemosynary corporation, club, or organization if the alcoholic beverages are supplied by a bona fide member.

(iii) The annual license fee is \$300.

(5) (i) There is a veterans' license.

(ii) The annual license fee is \$1,000.

(iii) The license may be issued to any local unit of a nationwide bona fide nonprofit organization composed solely of members who served in the armed forces of the United States that:

1. Has a charter from a national veterans' organization and is in existence and operating in Montgomery County prior to the time of making application for the license;

2. Has a bona fide membership of not less than 200 persons;

3. Has dues of not less than \$5 per person; and

4. Owns or operates, solely for the use of its own members and their guests when accompanied by members, a clubhouse principally used for no other purpose, and not directly or indirectly owned or operated as a public business.

(iv) The licensee may keep for sale and sell at retail any alcoholic beverages to any member or guest when accompanied by a member and is subject to all other provisions of this article relating to beer, wine and liquor licenses, Class C, in force in Montgomery County, except the provisions requiring the maintenance of a championship golf course. This license solely authorizes the sale and consumption on

premises only.

(6) (i) There is a fraternal/sororal/service license.

(ii) The annual license fee is \$1,000.

(iii) The license may be issued to any local unit of a lodge or chapter of any bona fide nonprofit and nationwide fraternal, sororal, or service organization that:

1. Is composed solely of members duly elected and initiated in accordance with the rites and customs of that fraternal, sororal, or service organization;

2. Is in existence and operating in Montgomery County prior to the time of making application for a license;

3. Has a bona fide membership of not less than 200 persons and dues of not less than \$5 per year per person; and

4. Owns and operates a clubhouse principally for the use of its members and their guests when accompanied by members and for no other purpose, and not directly or indirectly owned or operated as a public business.

(iv) A licensee may keep for sale and sell at retail any alcoholic beverages to any member or guest when accompanied by a member.

(v) The licensee is subject to all of the provisions of this article relating to beer, wine and liquor licenses, Class C, in force in Montgomery County, except the provisions requiring the maintenance of a championship golf course.

(vi) This license solely authorizes the sale and consumption on premises only.

(7) (i) There is a Takoma Park veterans' license, which may be referred to as a Class C-TP license.

(ii) The annual license fee is \$1,000. A Class C-TP licensee may not be charged for such a license until May 1, 1998.

(iii) The license may be issued to any local unit located in that portion of the City of Takoma Park that was formerly part of Prince George's County of a nationwide bona fide nonprofit organization or club that:

1. Is composed solely of members who served in the armed forces of the United States in any war in which the United States has engaged;

2. Has a charter from a national veterans' organization prior to the time of making application for the license;

3. Has a bona fide membership of not less than 100 persons

and dues of not less than \$5 per year per person;

4. Operates solely for the use of its own members and their guests when accompanied by such members;

5. Possessed a club license originally issued by the Prince George's County Board of License Commissioners when the club was located in that portion of the City of Takoma Park that was formerly part of Prince George's County; and

6. Meets in a clubhouse principally used for no other purpose.

(8) (i) There is a Continuing Care Retirement Community license.

(ii) The annual license fee is \$500.

(iii) The license may be issued to a club that:

1. Is composed of residents of a continuing care retirement community that has obtained a certificate of registration from the State Department of Aging under Title 10, Subtitle 4 of the Human Services Article;

2. Has at least 50 bona fide members; and

3. Has annual dues that average at least \$5 per member.

(iv) A licensee may keep for sale and sell at retail to a member or a guest when accompanied by a member at the place described in the license beer, wine and liquor, purchased from the Department of Liquor Control for Montgomery County, for consumption on the licensed premises only.

(r) (1) This subsection applies only in Prince George's County.

(2) (i) There is a veterans' license.

(ii) The annual license fee is \$910.

(iii) The license shall be issued to any local unit of a nationwide bona fide nonprofit organization or club that:

1. Is composed solely of members who served in the armed forces of the United States in any war in which the United States has engaged;

2. Has a charter from a national veterans' organization prior to the time of making application for the license;

3. Has a bona fide membership of not less than 100 persons and dues of not less than \$5 per year per person;

4. Operates solely for the use of its own members and their guests when accompanied by such members; and

5. Meets in a clubhouse principally used for no other purpose.

(iv) The licensee is subject to all other provisions of this article relating to beer, wine and liquor licenses, Class C, in force and effect in Prince George's County.

(3) (i) There is a fraternal/sororal/service license.

(ii) The annual license fee is \$910.

(iii) A license may be issued to any local unit of a lodge or chapter of any bona fide nonprofit and nationwide fraternal or service organization that:

1. Is composed solely of members duly elected and initiated in accordance with the rites and customs of the fraternal, sororal, or service organization;

2. Is in existence and operating in Prince George's County prior to the time of making application for the license;

3. Has a bona fide membership of not less than 100 persons and dues of not less than \$5 per year per person; and

4. Owns or operates a home or clubhouse principally for the use of its members and their guests when accompanied by the members, and not directly or indirectly owned or operated as a public business.

(iv) The licensee may keep for sale and sell at retail any alcoholic beverages to any member or guest when accompanied by a member for consumption on the licensed premises.

(v) The licensee is subject to all the provisions of this article relating to beer, wine and liquor licenses, Class C, in force and effect in Prince George's County, except that restrictions on the sale of alcoholic beverages on Sunday found in § 11-517 of this article and elsewhere do not apply.

(vi) The licensee may permit persons who have leased a private room or other area of the licensed premises for a private social gathering to bring beer, wine, and liquor onto the licensed premises, provided that it is consumed on the premises.

(4) (i) There is a special Class C (yacht club) license in Prince George's County.

(ii) The annual license fee is \$1,575.

(iii) A license may be issued to a yacht club that:

1. Has 50 or more bona fide members paying dues of not less than \$75 per year per member;

2. Maintains at the time of application for the license a clubhouse with a seating capacity sufficient to accommodate at one time at least 100 persons;

3. Has slips or berths for 75 boats or more; and

4. Has at least 5 acres of ground.

(iv) The licensee may keep for sale and sell at retail any alcoholic beverages, to any member or guest when accompanied by a member at the place described in the license.

(v) Alcoholic beverages may be consumed on the licensed premises only.

(vi) The licensee is subject to all the provisions of this article relating to beer, wine and liquor licenses, Class C, in force and effect in Prince George's County. Restrictions on the sale of alcoholic beverages on Sunday found in § 11-517 of this article and elsewhere do not apply.

(vii) The application for license filed on behalf of any such yacht club shall be signed by at least one officer of the club, who shall be a resident, registered voter, and taxpayer of Prince George's County.

(5) (i) There is a special Class C (golf and country club) license.

(ii) The annual license fee is \$1,815.

(iii) The license may be issued to any golf and country club that:

1. Has:

A. 200 or more bona fide members paying dues of not less than \$75 per year per member; and

B. Maintains at the time of application for the license two or more tennis courts, a swimming pool at least 30 by 80 feet in size, and a regular or championship golf course of 9 holes or more; or

2. Has:

A. 500 or more bona fide dues-paying members; and

B. Maintains at the time of the application for the license a regular or championship golf course of 18 holes or more.

(iv) The licensee may keep for sale and sell at retail any alcoholic beverages, to any customer at the place described in the license.

(v) The alcoholic beverages may be consumed on or off its premises.

(vi) The application for the license shall be signed by at least one officer of the club, who shall be a resident, registered voter, and taxpayer.

(vii) 1. The license is subject to all the provisions of this article.

2. Any restrictions against the sale of alcoholic beverages on Sundays, appearing elsewhere in this article, do not apply to any licensee holding the special Class C (golf and country club) license. Sales on Sunday under the license shall be made only to the bona fide members of the golf and country club and to guests of those members for consumption on the premises and the grounds of the club used in connection with the club.

(6) (i) There is a special Class C (country club) license.

(ii) The annual license fee is \$1,100.

(iii) The license may be issued to a country club meeting the requirements specified in paragraph (5) of this subsection other than the requirements for a regular or championship golf course of 9 holes or more. Instead, the club shall have, in addition to the other requirements, not less than 15 acres of ground for the licensed premises and used in connection therewith. Licensees are subject to restrictions appearing in § 11-517 of this article as to sale of alcoholic beverages on Sunday.

(iv) Alcoholic beverages may not be consumed off their premises or on the grounds of the club.

(7) (i) There is a special Class C (concession) beer, wine and liquor license.

(ii) The annual license fee is \$1,815. The fee shall be paid prior to its issuance, regardless of any terms or conditions in any contractual agreement between the concessionaire and Prince George's County.

(iii) The license may be issued to any person operating a concession subject to contractual agreement with Prince George's County on the premises of any golf and country club or country club owned by Prince George's County.

(iv) The concessionaire holding this license may keep for sale and sell at retail any alcoholic beverages by the drink or the bottle for consumption on the premises only.

(v) The concessionaire may be any natural person, association, firm,

partnership, or corporation approved as such by the County Council and shall be a resident of the State of Maryland.

(vi) The Board shall regulate the manner of dispensing alcoholic beverages, and shall authorize the number of outlets permitted to dispense alcoholic beverages on the licensed premises.

(s) (1) This subsection applies only in Queen Anne's County.

(2) The annual license fee is \$500.

(3) The license shall be issued only to:

(i) A bona fide nonprofit organization or club composed solely of members who served in the armed forces of the United States in any war in which the United States has engaged and which organization or club operates solely for the use of its own members and their guests when accompanied by such members; and

(ii) A bona fide yacht club, golf club, fraternal club or order, country club, and/or social or recreational club, which is not operated for profit, and which has had for one year, immediately preceding the year for which the license is issued, 50 or more bona fide adult members paying dues of not less than \$20 per annum, owning or operating a clubhouse or meeting rooms having facilities for preparing and serving food on the premises which are principally used for members and their guests, when accompanied by members, and not directly or indirectly owned or operated as a public business.

(4) This license permits the consumption of alcoholic beverages both on and off the licensed premises.

(t) (1) This subsection applies only in St. Mary's County.

(2) The annual license fee is \$350.

(3) This license may be issued to a bona fide nonprofit organization or club:

(i) That is composed solely of members who have served in the armed forces of the United States in any war in which the United States has engaged;

(ii) That operates solely for the use of:

1. Its members; and

2. A member's guest, provided the guest is accompanied by the member; and

(iii) If the club or organization meets in a clubhouse principally used for a club and is neither directly nor indirectly operated as a public business.

- (u) (1) This subsection applies only in Somerset County.
- (2) The annual license fee is \$316.
- (3) There is a yacht or golf and country club license. The licensee shall:
  - (i) Have a bona fide membership of not less than 30 persons;
  - (ii) Charge dues of not less than \$20 annually for each adult member;
  - (iii) Own and operate a clubhouse on premises principally used for no other purpose and not directly or indirectly owned or operated as a public business.
- (4) There is a fraternal or sororal license. The licensee shall:
  - (i) Be a lodge or chapter of a bona fide nonprofit and nationwide fraternal or sororal organization composed of members duly elected and initiated in accordance with the rites and customs of such fraternal or sororal organization;
  - (ii) Have been in existence and operating in the county for a period of not less than 1 year prior to the time of making application for the license;
  - (iii) Have a bona fide membership of not less than 25 persons;
  - (iv) Charge dues of not less than \$15 annually for each member; and
  - (v) Own or operate a home or clubhouse principally for the use of its members and their guests when accompanied by such members, and not directly or indirectly owned or operated as a public business.
- (5) There is a veterans' license. The licensee shall:
  - (i) Be a local unit of a nationwide bona fide nonprofit organization or club composed solely of members who served in the armed forces of the United States in any war in which the United States has engaged;
  - (ii) Have held a charter from a national veterans' organization for a period of not less than 1 year prior to the time of application for licensing;
  - (iii) Have a bona fide membership of not less than 35 persons;
  - (iv) Charge dues of not less than \$4 annually for each member; and
  - (v) Own or operate a home or clubhouse which the organization or club operates solely for the use of its members and their guests when accompanied by such members and not directly or indirectly owned or operated as a public business.
- (6) Each licensee shall purchase all wines and liquors sold by the licensee

from the Somerset County Liquor Control Board. The licensee shall be charged the invoice price charged to the Liquor Control Board, plus freight charges and a sum not to exceed 20 percent of the aggregate invoice price and freight charges.

(v) (1) This subsection applies only in Talbot County.

(2) The annual license fee is \$250.

(3) A license shall be issued only to a club:

(i) Which is not operated for profit;

(ii) Which has had for 5 consecutive years, immediately preceding the year for which the license is issued, 50 or more bona fide members; and

(iii) Whose members pay dues of not less than \$10 annually.

(4) In the case of clubs composed exclusively of members who served in the armed forces of the United States, which are affiliated with a national organization, the license may be issued if the club had 50 or more bona fide members paying whatever dues that were required by its national organization in the year immediately preceding the year for which the license is issued.

(5) Section 18–101 of this article permits the Talbot County Council to provide for the retail alcoholic beverage laws for the county which, if enacted, supersede the provisions of this article.

(w) (1) This subsection applies only in Washington County.

(2) The annual license fee is:

(i) \$500 for clubs with less than 600 members (including social members); and

(ii) \$1,000 for clubs with 600 or more members (including social members).

(3) (i) There is a special Class C golf and country club license. Upon the approval by the Board of License Commissioners, it shall be issued to any golf and country club in the county which:

1. Has 200 or more bona fide members paying dues of not less than \$30 per annum per member, whether or not the club is operated for profit; and

2. Maintains a regular or championship golf course of 9 holes or more.

(ii) 1. The licensee may keep for sale and sell at retail any alcoholic beverages to bona fide members of the club and their guests at the place

described in the license.

2. Alcoholic beverages may be consumed only on the premises and grounds of the club.

3. The annual license fee for a golf and country club license is \$1,000 for the license year commencing in May of each year.

4. The application for a license filed on behalf of any such golf and country club shall be signed by 3 officers of the club.

5. A golf and country club license shall be subject to all the provisions of this article and shall include all of the privileges and restrictions applicable thereunder to Class C license holders in Washington County.

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

(2) (i) The annual license fee for a 6-day license is as follows:

1. For a club with 50 to 399 bona fide, dues-paying members – \$275;

2. For a club with 400 to 599 such members – \$550; and

3. For a club with 600 or more members – \$825.

(ii) The license fee shall be established on the maximum number of dues-paying members during the calendar year immediately preceding the application for a license.

(iii) The annual license fee for a 7-day license is as follows:

1. For a club with 50 to 399 bona fide, dues-paying members – \$400;

2. For a club with 400 to 599 of those members – \$675; and

3. For a club with 600 or more members – \$950.

(3) (i) The license may be issued to a bona fide, nonprofit fraternal, social, or veterans' club which:

1. Has been incorporated for a period of not less than 5 years immediately prior to the filing of the application;

2. Is in a clubhouse or premises used principally for a club and neither directly nor indirectly operated as a public business;

3. Has had at least 100 bona fide, dues-paying members

during the one year immediately prior to the filing of the application, except that if the club is composed solely of members who served in the armed forces of the United States, a minimum of 50 such members is sufficient; and

4. Has facilities for preparing and serving food on the premises to the members and their guests.

(ii) This license for a club permits consumption on the premises only.

(4) All alcoholic beverages, other than beer and light wine, sold or offered for sale shall be purchased from the Liquor Control Board, and each bottle shall be stamped or otherwise designated “on-sale only” by the Board.

(y) (1) This subsection applies only in Worcester County.

(2) (i) The annual license fee for a six-day license is \$500; and

(ii) The annual license fee for a seven-day license is \$750.

(3) (i) There is a golf, tennis, or swimming club license which is used in conjunction with a country club, excluding miniature golf courses operating in Worcester County.

(ii) The club shall:

1. Have been incorporated for a period of not less than one year prior to the time of making application for the license;

2. Have a bona fide membership of not less than 100 persons and dues of not less than \$10 per year per adult member;

3. Have facilities for preparing and serving food on the premises to members and their guests when accompanied by members; and

4. Own or operate a clubhouse on premises principally used for no other purpose and not directly or indirectly owned or operated as a public business.

(4) (i) There is a veterans’ license.

(ii) The license may be issued to any local unit of a nationwide bona fide nonprofit organization or club composed solely of members who served in the armed forces of the United States in any war in which the United States has engaged which:

1. Has held a charter from a national veterans’ organization for a period of not less than 5 years prior to the time of making application for the license;

2. Has a bona fide membership of not less than 15 persons and dues of not less than \$5 per year per person;

3. Operates solely for the use of its own members and their guests when accompanied by members; and

4. Meets in a clubhouse principally used for no other purpose.

(5) (i) There is a fraternal/sororal/service license.

(ii) The license may be issued to any lodge or chapter of any bona fide nonprofit and nationwide fraternal or service organization which:

1. Is composed of members duly elected and initiated in accordance with the rites and customs of the fraternal or service organization;

2. Is in existence and operating in Worcester County for a period of not less than 5 years prior to the time of making application for the license;

3. Has a bona fide membership of not less than 40 persons and dues of not less than \$5 per year per member; and

4. Owns or operates a home or clubhouse principally for the use of its members and their guests when accompanied by members, and not directly or indirectly owned or operated as a public business.

(6) (i) There is a fishing club license.

(ii) The license may be issued to any club that is organized to promote the sport of fishing and that:

1. Owns its own building;

2. Has been in existence for at least 5 years prior to making application for the license;

3. Has a bona fide membership of not less than 25 persons and dues of not less than \$25 per year per adult member;

4. Operates solely for the use of its own members and their guests, when accompanied by a member; and

5. Meets in a clubhouse used principally for no other purpose, and not directly or indirectly owned or operated as a public business.

(7) Upon payment of the license fee, any applicant enumerated in this subsection may obtain the license from the Board.

(8) (i) Except as provided in subparagraph (ii) of this paragraph, every licensee shall purchase all wines and liquors, except light wine and beer, sold by them from the dispensaries of the Worcester County Department of Liquor Control. The licensee shall receive at least a 15 percent discount from the retail sales price or any

special sale price or discount price, whichever is lower. All licensees may purchase beer and light wine from licensed wholesalers.

(ii) Beginning on July 1, 2014, a licensee may elect to purchase wine and liquor from a licensed wholesaler under § 15–204(e) of this article.

(9) (i) For the purpose of qualifying for a seven–day license, clubs defined in this subsection shall:

1. Have an enclosed dining area that has a seating capacity for 60 or more persons; and

2. Serve full–course meals from menus at least twice daily.

(ii) The annual fee for a seven–day license is \$300.

(10) “Bottle club” means any club or organization:

(i) Which serves, sells, gives, or dispenses alcoholic beverages to its members or guests;

(ii) Which keeps for its members or guests any alcoholic beverages;

(iii) Which allows to be consumed on its premises any alcoholic beverages, by its members or guests, which beverages have been reserved by or purchased from the club by the members or guests;

(iv) At which patrons are served, given, or allowed to consume alcoholic beverages after legal closing hours from the supplies that the patrons have previously purchased or reserved; or

(v) That sells, dispenses, serves, keeps, or allows to be consumed any setups or other component parts of mixed alcoholic drinks to its members or guests.

(11) A person, partnership, corporation, or any other organization may not maintain or operate a “bottle club”. However, any club or organization which qualifies for and is granted a Class C license as provided in this subsection may operate also as a “bottle club” under this license.

(12) This subsection may not be construed to apply to any “bring your own bottle” social function at which alcoholic beverages are furnished only by the guests or participants. If such a social function is held in a facility available to the public, the function shall be conducted during the hours of operation permitted for a Class C license establishment.