
By: Delegates Rzepkowski and Bissett

Introduced and read first time: February 10, 1997

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Anne Arundel County - Alcoholic Beverages**
3 **(Class HDR License)**

4 FOR the purpose of creating in Anne Arundel County a Class HDR beer, wine and liquor
5 license; generally relating to the terms, conditions, hours and days for sale, and
6 license fees; and generally relating to alcoholic beverages in Anne Arundel County.

7 BY repealing and reenacting, without amendments,
8 Article 2B - Alcoholic Beverages
9 Section 8-202(a) and (b)
10 Annotated Code of Maryland
11 (1996 Replacement Volume)

12 BY adding to
13 Article 2B - Alcoholic Beverages
14 Section 8-202(j)
15 Annotated Code of Maryland
16 (1996 Replacement Volume)

17 Preamble

18 WHEREAS, Anne Arundel County is the fifth largest political jurisdiction in the
19 State of Maryland and has become an integral part of the Baltimore-Washington
20 corridor. The policy of this State has been to promote both healthy job growth and
21 economic development that will enhance the quality of the lives of the citizens of the
22 County. To that end, it is not in the best interests of the citizens of the County to permit
23 alcoholic beverages to be sold in any place other than package goods stores, restaurants,
24 clubs, and taverns. However, as an economic development tool, it is important to permit
25 restaurants to obtain a limited number of multiple licenses, for on-premises consumption
26 only; now, therefore,

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

2

1 **Article 2B - Alcoholic Beverages**

2 8-202.

3 (a) This section applies only in Anne Arundel County.

4 (b) (1) In this section the following words have the meanings indicated.

5 (2) "Board" means the Board of License Commissioners.

6 (3) "License" means a license for the sale of alcoholic beverages that is
7 issued by the Board.

8 (J) (1) (I) THERE IS A CLASS HDR BEER, WINE AND LIQUOR LICENSE.

9 (II) IN THIS SUBSECTION, "LICENSE" MEANS A CLASS HDR LICENSE.

10 (2) THE ANNUAL LICENSE FEE IS \$1,500.

11 (3) THE LICENSE IS A 7-DAY, ON-SALE ONLY, DELUXE RESTAURANT
12 LICENSE.

13 (4) A LICENSE MAY BE ISSUED ONLY FOR THE USE OF A RESTAURANT
14 THAT:

15 (I) MEETS THE DEFINITION OF "RESTAURANT" SET BY
16 REGULATION OF THE BOARD; AND

17 (II) HAS A COCKTAIL LOUNGE OR BAR AREA SEATING CAPACITY
18 THAT DOES NOT EXCEED 25% OF THE SEATING CAPACITY FOR DINING.

19 (5) A LICENSE:

20 (I) MAY NOT BE ISSUED TO A FAST FOOD TYPE RESTAURANT;

21 (II) MAY NOT BE TRANSFERRED AS TO LOCATION BUT MAY BE
22 TRANSFERRED AS TO OWNERSHIP, SUBJECT TO THE USUAL RESTRICTIONS AND
23 CONDITIONS SPECIFIED BY THE BOARD; AND

24 (III) IS EXEMPT FROM QUOTA RESTRICTIONS SPECIFIED BY THE
25 BOARD.

26 (6) THE HOURS AND DAYS FOR SALE ARE THE SAME AS FOR A CLASS B
27 (ON-SALE) BEER, WINE AND LIQUOR LICENSE.

28 (7) A NEW LICENSE MAY NOT BE ISSUED AFTER OCTOBER 1, 2001, BUT
29 AN EXISTING LICENSE MAY BE RENEWED.

30 (8) A LICENSE MAY BE ISSUED TO AN APPLICANT WHO HOLDS OTHER
31 ALCOHOLIC BEVERAGES LICENSES.

32 (9) THE MAXIMUM NUMBER OF LICENSES THAT MAY BE ISSUED TO AN
33 INDIVIDUAL IS 3.

34 (10) (I) THE LICENSE IS NOT AVAILABLE TO RESTAURANTS WHICH
35 ARE OWNED BY A CORPORATION BUT MANAGED BY AN INDIVIDUAL.

3

1 (II) THE LICENSE IS AVAILABLE TO AN INDIVIDUAL OWNER
2 (SOMEONE WHO HAS AT LEAST A 50% INTEREST IN THE BUSINESS) OF A FRANCHISE
3 OF A RESTAURANT THAT HAS MORE THAN ONE SITE, WHERE THE OWNER LIVES IN
4 THIS STATE AND HAS DONE SO FOR A PERIOD OF 2 YEARS PRIOR TO THE OPENING
5 OF THE RESTAURANT BUSINESS.

6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
7 October 1, 1997.