By: **Prince George's County Delegation** Introduced and read first time: February 11, 1998 Assigned to: Economic Matters

### A BILL ENTITLED

1 AN ACT concerning

2

3

### Prince George's County - Alcoholic Beverages - License Fees PG 316-98

4 FOR the purpose of increasing the annual fees for certain classes of alcoholic

- 5 beverages licenses in Prince George's County; and generally relating to alcoholic
- 6 beverages license fees in Prince George's County.

7 BY repealing and reenacting, without amendments,

- 8 Article 2B Alcoholic Beverages
- 9 Section 3-101(a), 3-201(a), 3-301(a), 3-401(a), 5-101(a), 5-201(a), 5-301(a),
- 10 5-401(a), 6-101(a), 6-201(a), and 6-301(a)
- 11 Annotated Code of Maryland
- 12 (1996 Replacement Volume and 1997 Supplement)

13 BY repealing and reenacting, with amendments,

- 14 Article 2B Alcoholic Beverages
- 15 Section 3-101(r), 3-201(r), 3-301(r), 3-401(r), 5-101(r), 5-201(r), 5-301(r),

16 5-401(r), 6-101(r), 6-201(r), 6-301(r), 8-409, 8-505, 8-702, and 8-1001

- 17 Annotated Code of Maryland
- 18 (1996 Replacement Volume and 1997 Supplement)

### 19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF

20 MARYLAND, That the Laws of Maryland read as follows:

21

### Article 2B - Alcoholic Beverages

22 3-101.

23 (a) (1) A Class A beer license shall be issued by the license issuing authority

24 of the county in which the place of business is located. The holder of the license may

25 keep for sale and sell beer at retail in any quantity to any consumers at the place

26 described in the license. The holder shall deliver the beer in a sealed package or

27 container, which may not be opened nor its contents consumed on the premises where 28 sold.

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

3 (r) In Prince George's County the annual license fee is [\$200] \$230.

4 3-201.

5 (a) (1) A Class B license shall be issued by the license issuing authority of 6 the county in which the place of business is located. The holder of the license may 7 keep for sale and sell beer at retail at any hotel or restaurant at the place described in 8 the license for consumption on the premises or elsewhere.

9 (2) The annual fee for the license shall be paid to the local collecting 10 agent before any license is issued, for distribution as provided.

11 (r) (1) In Prince George's County the annual license fee is [\$300] \$345.

12 (2) Notwithstanding the provisions of subsection (a) of this section, the 13 Board of License Commissioners for Prince George's County may not issue any Class 14 B beer license with other than the privilege of selling beer for consumption on the 15 licensed premises (on-sale only). However, licensees holding this class of license prior 16 to July 1, 1975, who have been exercising the privilege of selling beer for consumption 17 off the licensed premises may continue to exercise this privilege.

18 3-301.

19 (a) (1) A Class C beer license shall be issued by the local licensing authority 20 of the county in which the place of business is located. The holder of the license may

21 keep for sale and sell beer at retail to bona fide members and their guests, at any

22 club, at the place described in the license for consumption on the premises only.

23 (2) The annual fee for the license shall be paid to the local collecting24 agent before any license is issued, for distribution as provided.

25 (r) In Prince George's County the annual license fee is [\$200] \$230.

26 3-401.

(a) (1) A Class D beer license shall be issued by the license issuing authority
of the county in which the place of business is located. The holder of the license may
keep for sale and sell beer at retail at the place described in the license. The beer may
be consumed on the premises or elsewhere, but a license may not be issued for any

31 drugstore.

32 (2) The annual fee for the license shall be paid to the local collecting 33 agent before any license is issued, for distribution as provided.

34 (r) In Prince George's County the annual license fee is [\$300] \$345.

1 5-101.

2 (a) A Class A beer and light wine license shall be issued by the license (1)3 issuing authority of the county in which the place of business is located. The holder of 4 the license may keep for sale and sell beer and light wines at retail, in any quantity to 5 any consumers, at the place described in the license. The holder shall deliver the beer 6 and light wines in a sealed package or container, which package or container may not 7 be opened nor its contents consumed on the premises where sold.

8 The annual fee for the license shall be paid to the local collecting (2)9 agent before any license is issued, for distribution as provided.

In Prince George's County the annual license fee is [\$200] \$230. 10 (r)

11 5-201.

12 (a) (1)A Class B beer and light wine license shall be issued by the license 13 issuing authority of the county in which the place of business is located. The holder 14 may keep for sale and sell beer and light wines at retail at any hotel or restaurant, at 15 the place described in the license, for consumption on the premises or elsewhere.

The annual fee shall be paid to the local collecting agent before any 16 (2)17 license is issued.

This subsection applies only in Prince George's County. 18 (r) (1)

19 (2)The annual license fee is [\$300] \$345.

20 Notwithstanding the provisions of subsection (a) of this section, (3)(i) 21 the Board of License Commissioners may not issue any Class B beer and light wine 22 license with other than the privilege of selling beer and light wine for consumption on

23 the licensed premises (on-sale only).

24 However, licensees holding this class of license prior to July 1, (ii) 25 1975, who have been exercising the privilege of selling alcoholic beverages for 26 consumption off the licensed premises may continue to exercise this privilege.

There is a Class B-Stadium beer and light wine license. 27 (4)(i)

28

(ii) The annual license fee is [\$2,000] \$2,300.

29 The license is a special 7-day Class B-Stadium (baseball (iii)

30 stadium) license for on-sale consumption only for exclusive use on the premises of a

31 baseball stadium owned or operated by the Maryland-National Capital Park and

32 Planning Commission.

33 The license may be issued either to the Maryland-National (iv) 34 Capital Park and Planning Commission or to a private concessionaire that is under

35 contract with the Commission.

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|             | 1 (v)<br>2 years old or older.  | Alcoholic beverages may be sold only by employees who are   |
|             | 3 (vi<br>4 does not apply to an appli   | The residency requirement specified by § 9-101 of this article cant for a Class B-Stadium license.  |
| 6           | 5 (vi<br>6 licensee may accrue to the<br>7 concessionaire.                            | Any profit from the sale of beer or light wine made by the benefit and use of either the Commission or the  |
| 8           | 8 5-301.  |   |
| 1<br>1<br>1 | <ul><li>10 issuing authority of the c</li><li>11 the license may keep for</li></ul>   | Class C beer and light wine license shall be issued by the license<br>bunty in which the place of business is located. The holder of<br>sale and sell beer and light wines at retail to bona fide<br>, at any club, at the place described in the license, for<br>ises only.          |
|             |   | annual fee for the license shall be paid to the local collecting s issued, for distribution as provided.  |
| 1           | 16 (r) In Prince G  | orge's County the annual license fee is [\$200] \$230.  |
| 1           | 17 5-401.   |   |
| 1<br>2<br>2 | <ul><li>19 issuing authority of the c</li><li>20 authorizes its holder to k</li></ul> | Class D beer and light wine license shall be issued by the license<br>bunty in which the place of business is located. The license<br>ep for sale and to sell beer and light wines at retail, at the<br>ense, for consumption on the premises or elsewhere. The<br>for any drugstore. |

8

23 The annual fee shall be paid to the local collecting agent before any (2)24 license is issued, for distribution as provided in this article.

In Prince George's County the annual license fee is [\$300] \$345. 25 (r)

26 6-101.

27 A Class A beer, wine and liquor license shall be issued by the license (a) (1) 28 issuing authority of the county in which the place of business is located. The license 29 authorizes the holder to keep for sale and to sell all alcoholic beverages at retail, in 30 any quantity, at the place described in the license. The licensee shall deliver the 31 alcoholic beverages in a sealed package or container and the package or container

32 may not be opened nor its contents consumed on the premises where sold.

33 (2)The annual license fee shall be paid to the local collecting agent 34 before the license is issued, for distribution as provided.

35 (3) A license may not be issued for any drugstore unless the applicant:

| 1 (i)<br>2 1 year prior to the date of the   | Has been doing business at the location applied for, for at least application for the license;                      |  |  |  |  |
|--|---|--|--|--|--|
| 3 (ii)<br>4 at the location applied for; or  | Is the assignee of a business established for that length of time   |  |  |  |  |
| 5 (iii)<br>6 period of not less than 3 year  | Has been actually engaged in the retail drug business for a s.  |  |  |  |  |
| 7 (r) In Prince Georg  | e's County the annual license fee is [\$750] \$865.   |  |  |  |  |
| 8 6-201.   |   |  |  |  |  |
| 9 (a) (1) A Class B beer, wine and liquor license shall be issued by the license<br>10 issuing authority of the county in which the place of business is located, and the<br>11 license authorizes its holder to keep for sale and sell all alcoholic beverages at retail<br>12 at any hotel or restaurant at the place described, for consumption on the premises or<br>13 elsewhere, or as provided in this section. |   |  |  |  |  |
|  | nual fee for this license is payable to the local collecting agent for distribution as provided in this article.    |  |  |  |  |
| 16 (3) (i) Except in Montgomery County or in the case of a contrary<br>17 provision in this subtitle, this license shall be issued, on approval of the application by<br>18 the board of license commissioners in any county in which a license may be issued for<br>19 the sale of beer, wine, and liquor, to the owner of any hotel which meets the following<br>20 minimum provisions:                              |   |  |  |  |  |
| <ul><li>21</li><li>22 purposes; be at least three state</li><li>23 elevator;</li></ul>   | 1. The hotel building shall be originally constructed for hotel bries in height; and contain at least one passenger |  |  |  |  |
| <ul><li>24</li><li>25 accommodation of the public</li></ul>  | 2. The hotel shall contain no less than 100 rooms for the c;  |  |  |  |  |
| <ul><li>26</li><li>27 preparing and serving regula</li></ul>   | 3. The hotel shall contain a dining room with facilities for r meals for at least 125 persons at one seating; and   |  |  |  |  |
| 28<br>29 than \$500,000.   | 4. The capital investment in the hotel facility may not be less   |  |  |  |  |
| 30 (ii)  | The annual fee for this license is \$2,000.   |  |  |  |  |
| 31 (r) (1) (i)   | This subsection applies only in Prince George's County.   |  |  |  |  |
| 32 (ii)<br>33 indicated.   | 1. In this subsection the following words have the meanings   |  |  |  |  |
| 34   | 2. "Board" means the Board of License Commissioners.  |  |  |  |  |
| 35   | 3. "Restaurant" means any establishment:  |  |  |  |  |

1 Located in a permanent building with ample space and A. 2 accommodations commonly known as a restaurant where hot meals are habitually 3 prepared, sold and served to the public during the hours it is regularly open for 4 business; 5 Having at least the minimum sanitary facilities required В. 6 for an establishment by the regulations of the county health department and shall 7 meet the minimum health requirements of these regulations; Having a dining area or areas with sufficient tables, 8 C. 9 chairs or booths to comfortably seat and accommodate patrons; 10 D. Equipped with a kitchen having complete facilities and 11 utensils for preparing hot and cold meals to the public; 12 E. Employing a sufficient number of cooks, waiters or 13 waitresses to serve the number of patrons provided for in the dining area or areas; 14 and 15 Maintaining and displaying a menu advertising the F. 16 serving of a variety of hot meals. There shall be on the premises at all times sufficient 17 food to fill orders made from the menu. 18 The annual license fee is [\$1,200] \$1,380. (2)(i) 1. 19 2. The licensee may not make any sale of alcoholic beverages 20 for consumption off the licensed premises except from the main bar and within the main portion of the dining room facilities. 21 22 (ii) 1. A separate license fee may be charged whenever the 23 applicant for or holder of a Class B (on-sale) beer, wine and liquor license proposes to 24 or in fact establishes and conducts on the licensed premises, an area or portion of 25 these licensed premises, where there are maintained "off-sale" shelves or counters 26 not contained within and an integral part of the main bar and in the main dining 27 facilities where the majority of the meals are served and consumed in the licensed 28 premises (whether enclosed or opened, partitioned or otherwise partly separated from 29 the main bar or the usual serving area within these premises for the sale of alcoholic 30 beverages for consumption on the premises and not part of the premises where the 31 major portion of meals are served and consumed in these licensed premises) for the 32 sale of alcoholic beverages for consumption off the licensed premises. 33 2. The annual license fee is [\$2,000] \$2,300. 34 (iii) 1. The license holder under this subsection may sell alcoholic 35 beverages for consumption off the premises from any portion of these premises other 36 than from the main bar, or the usual place maintained for sale of alcoholic beverages 37 for consumption on the premises and where the major portion of the meals are 38 consumed in these premises.

39

2. The annual license fee for this privilege is [\$2,000] \$2,300.

|   |  |                                   | n this sul                                       | nber of licenses which are permitted to have any osection are limited to those licenses having 59.  |
|---|--|-----------------------------------|--|---|
| 4<br>5 re   | (v<br>ported to the Board pr   | v)<br>romptly                     |  | erruption of restaurant facilities for any reason shall be  |
| 6<br>7 be   | e a restaurant.  | vi)                               | Any dru  | g, candy or confectionery store may not be construed to   |
| 10 or<br>11 li<br>12 a<br>13 pr                             | Id liquor license, Class<br>ne location to another<br>cense holder to another<br>different location, ma  | location<br>er at the<br>ay not b | y not be g<br>on by the<br>e same lo<br>e approv | after May 1, 1966, any new application for a beer, wine<br>granted by the Board, and any transfer from<br>same license holder, and any transfer from one<br>cation, or from one license holder to another at<br>ed unless the establishment where it is<br>se meets the standards contained in this |
| 17 ra<br>18 fa<br>19 au<br>20 fa<br>21 th<br>22 by<br>23 ve | 5 (3) (i) This license may be issued to any agricultural association,<br>6 agricultural fair association or any other association duly authorized to conduct<br>7 racing under the provisions of the Maryland Horse Racing Act where restaurant<br>8 facilities are available or to duly authorized concessionaires of any association, or to<br>9 any organization on any other day, exclusive of racing days, where the premises and<br>10 facilities of this association are used for a limited period of time for legitimate<br>11 theatrical productions, social receptions, and any bona fide entertainment conducted<br>22 by any club, society or association, or for any bona fide religious, fraternal, civic, war<br>33 veterans, hospital or charitable organizations upon payment of a license fee of [\$50]<br>44 \$58 per day for the period of this license.   |                                   |  |   |
| 27 re   | hichever applies for the sidency requirements  | s specifi                         | nse, shall<br>ied in § 9                         | one officer of the corporation or the concessionaire,<br>be a resident of the State of Maryland. The<br>-101 of this article as it pertains to Prince<br>uance, renewal or transfer of this license.  |
| 29<br>30 m  | (4) (in the second seco | i)<br>hotels.                     | There is   | a special Class B license known as Class BH, which  |
| 31  | (i   | ii)                               | The ann  | ual license fee is [\$3,500] \$4,025.   |
| 32  | (i   | iii)                              | In this p  | aragraph "hotel" means an establishment:  |
| 33<br>34 th   | ne public providing ser  | ervices (                         | 1.<br>ordinarily                                 | Which is recognized as a hotel for the accommodation of found in hotels;  |
| 35  |  |                                   | 2.   | Which is equipped with:   |
| 36  |  |                                   | A.   | Not less than 45 bedrooms;  |
| 37<br>38 fa   | acilities; and   |                                   | B.   | A lobby with registration and mail desk and seating   |

| 1<br>2       | regular meals;  | C.                                   | A dining room with facilities for preparing and serving   |
|--------------|---|--------------------------------------|---|
|              | and the sale of food exceeds th beverages; and  | 3.<br>ne average                     | Where the average daily receipts from the hire of rooms<br>e daily receipts from the sale of alcoholic  |
| 8<br>9<br>10 | thereof, parking compound, sw<br>site preparation and improvem<br>and other similar costs but exe   | vimming<br>ents and i<br>cluding th  | Where the capital investment in the facility, including the d systems contained therein and components pool and other recreational areas, landscaping, infrastructure, engineering, architectural te cost of land furnishings and removable t less than \$30,000 per bedroom. |
| 14<br>15     | to Class B beer, wine and liqu<br>of alcoholic beverages on Sum<br>in this article do not apply; an | or license<br>day appe<br>d any alco | H licenses are subject to all other provisions pertaining<br>es, except that any restrictions against the sale<br>aring in § 11-517 of this article and elsewhere<br>oholic beverages may not be sold, served or<br>Sunday after 2 a.m. and before 12 noon.                   |
| 19           | paragraph, a holder of a Class  |                                      | In addition to the other privileges granted under this<br>, wine and liquor (on-sale) license for hotel use<br>containers to hotel guests who are 21 years of   |
| 21<br>22     | sold in sealed containers of ur   | A.<br>1der 200 1                     | The alcoholic beverages, other than beer and wine, are nilliliters;   |
| 23<br>24     | private bars located within inc   | B.<br>lividual g                     | The alcoholic beverages are sold from locked prestocked uest rooms; and   |
| 25<br>26     | on the respective guest room l  | C.<br>pill.                          | The charges for the alcoholic beverages sold are indicated  |
| 27<br>28     |   | 2.<br>ble for re                     | If a room is rented to a guest under 21 years of age, the moving the bar key from the room.   |
|              |   | , an indiv                           | standing the provisions of § 9-102 of this article or idual, partnership, or corporation may not our Class BH licenses.   |
| 32<br>33     | (vii)<br>the provisions of this paragrap  |                                      | rd shall adopt regulations to establish compliance with   |
| 34           | (5) (i)   | There is                             | a special Sunday "on-sale" permit.  |
| 35<br>36     |   |                                      | ual fee for a special Sunday "on-sale" permit is [\$700]<br>I fee for the Class B beer, wine and liquor   |

36 \$810, which is in addition to the annual fee for the Class B beer, wine and liquor

37 license to which it is attached.

1 (iii) 1. The Board may issue to the holders of a Class B beer, wine 2 and liquor license who meet the qualifications specified in paragraph (2) of this 3 subsection a special Sunday "on-sale" permit to allow the holder to keep for sale and 4 to sell at retail beer, wine and liquor on Sunday for consumption on the licensed 5 premises. 6 2. Sales may be made between the hours of 12 noon and 2 7 a.m. the following day. 8 The average daily receipts from the sale of food shall equal 3. 9 40 percent of the total daily receipts from the sale of "on-sale" food and alcoholic 10 beverages in the establishments where it is proposed to locate this permit, and the 11 ratio of food sales to the sale of alcoholic beverages has been maintained for at least 6 12 months prior to the application for this permit. For a newly licensed establishment 13 the Board may immediately authorize the issuance of a special Sunday "on-sale" 14 permit if in the opinion of the Board and upon good cause shown the newly licensed 15 establishment meets the specifications of paragraph (2) of this subsection pertaining 16 to the preparation, serving and sale of food and if the holder of the license complies 17 with the provisions of this paragraph. Applicants for a special Sunday "on-sale" 18 permit shall furnish the Board with any proof it considers necessary indicating the 19 qualifications of the establishment to be issued this permit. 20 The holder of a special Sunday "on-sale" permit is subject to all (iv) 21 other provisions of this article pertaining to Class B beer, wine and liquor licenses, 22 except that any restrictions on the sale of alcoholic beverages on Sunday appearing in 23 § 11-517 of this article and elsewhere may not apply. Holders of this permit shall 24 submit to the Board, from time to time at regular intervals to be established by the 25 Board, a statement indicating in detail the ratio of food sales to the sales of alcoholic 26 beverages. If the average daily receipts from the sale of food fail for 3 successive 27 months to equal 40 percent of the total daily receipts from the sale of food and 28 alcoholic beverages, the Board shall cancel this permit. Class B beer, wine and liquor 29 licensees with a special Sunday "on-sale" permit and Class BH licensees may sell 30 beer, wine and liquor by the drink from the bar or a cocktail lounge to persons on the 31 licensed premises. 32 The Board may adopt regulations it considers necessary (v) 33 relating to the issuance, suspension, and cancellation of these permits in furtherance 34 of this subsection. 35 (6)There is a Class BLX license, which is a special Class B license. (i) 36 (ii) The annual license fee is [\$2,500] \$2,875. 37 (iii) 1. Class BLX licenses may be issued only to luxury type 38 restaurants, a term which shall be defined by the regulations of the Board.

2. The restaurant shall have a minimum capital investment 40 of \$800,000 for dining room facilities and kitchen equipment, which sum may not

41 include the cost of land, buildings or a lease.

| 1<br>2   | 100 persons.   | 3.               | The restaurant shall have a minimum seating capacity of   |
|----------|--|------------------|---|
| 5        |  |                  | The Board has complete discretion as to whom these<br>e issued, and whether an existing license<br>may also have an interest in one Class BLX |
|          | subsection, an individual or co-<br>licenses.                            | 5.<br>rporation  | Subject to sub-subparagraphs 6, 7, and 8 of this may hold not more than 6 Class BLX   |
|          |  |                  | A license holder may be issued a fifth BLX license only if<br>e is at least 1 year after the date the license                                 |
|          |  |                  | A license holder may be issued a sixth BLX license only if<br>se is at least 1 year after the date the license                                |
|          |  | 8.<br>ler, the B | In determining whether to issue a fifth or sixth BLX<br>oard of License Commissioners for Prince  |
| 19<br>20 |  | A.<br>g the site | Shall consider the number of licensed establishments<br>of the proposed licensed establishment; and   |
|          | determines that the proposed l<br>business, and economic develo          |                  | May issue the additional license only if the Board<br>establishment will enhance the recreational,<br>f the area.                             |
|          |  |                  | This license is limited and restricted to the purpose of<br>umption on the licensed premises only, with no                                    |
| 27<br>28 |  | 10.<br>George's  | The residency requirements specified in § 9-101 of this County do not apply to Class BLX licenses.  |
|          | (iv)<br>are satisfied, the Board of Lice<br>BLX license on behalf of any | ense Com         | quirements under subparagraph (iii) of this paragraph<br>missioners may issue or transfer one Class<br>lowing:                                |
| 32       |  | 1.               | Prince George's County;   |
| 33<br>34 | Commission; or   | 2.               | The Maryland-National Capital Park and Planning   |
| 35       |  | 3.               | A private concessionaire under contract with either:  |
| 36       |  | A.               | Prince George's County; or  |

| 11        |   |                       | noose bill 119   |  |
|-----------|---|-----------------------|--|--|
| 1<br>2    | Commission.                               |                       | B. The Maryland-National Capital Park and Planning   |  |
| 5<br>6    | the use and benefit of                    | Prince C<br>ssion, or | If a license is issued under subparagraph (iv) of this paragraph,<br>of alcoholic beverages under this license may be for<br>eorge's County, the Maryland-National Capital Park<br>concessionaire under contract as provided under<br>aph. |  |
| 8<br>firm |   | (i)                   | 1. There is an arena license. {4list}2. "Person" means a natural person, an association, a e County Council of Prince George's County.   |  |
| ,         | partitersinp, a corpora                   | uon, or t             | e county council of Thice George's county.   |  |
| 10        |   | (ii)                  | The annual license fee is [\$10,000] \$11,500.   |  |
| 13        |   |                       | 1. The Board may issue a Class B, beer, wine and liquor<br>ense", for the sale of beer, wine, and liquor by the drink<br>ana, from one or more outlets, for consumption on the   |  |
| 17<br>18  | corporation owning of Maryland, or to a o | concessio             | 2. This license shall be issued only to the person, firm, or<br>an arena, one of whom shall be a resident of the State<br>naire designated by the person, firm, or corporation<br>ne concessionaire need not be a resident of the State of |  |
|           |   |                       | The Board shall prescribe regulations pertaining to the manner ges, the number of outlets authorized to dispense purs and days of sale.  |  |
| 23<br>24  | to the regulations of t                   | (v)<br>the Board      | The licensee is subject to all of the provisions of this article and   |  |
| 25<br>26  | as it pertains to Princ                   | (vi)<br>e George      | The residency requirements specified in § 9-101 of this article s County do not apply to arena licenses.   |  |
| 27        | (8)                                       | (i)                   | There is a Class BCE license.  |  |
| 28        |   | (ii)                  | The annual license fee is [\$3,000] \$3,450.   |  |
|           | liquor license to be k<br>establishments. | (iii)<br>nown as      | The Board may issue a special Class B on-sale beer, wine and<br>Class BCE which shall be issued only to catering   |  |
| 32<br>33  | the Board which shal                      | (iv)<br>Lrequire      | A catering establishment shall be defined by the regulations of  |  |

33 the Board which shall require that:

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| <ol> <li>investment of \$500,000</li> <li>may not include the cos</li> </ol>       |                                   | The catering establishment have a minimum capital<br>n facilities and kitchen equipment. This sum<br>ings, or a lease; and  |
|--|-----------------------------------|---|
| 4  | 2.                                | A minimum seating capacity of 150 persons.  |
| 5 (*<br>6 and days of sale.  | v) The Bo                         | bard shall prescribe regulations pertaining to the hours  |
| 7 (*   | vi) Food s                        | hall be served with alcoholic beverages.  |
| 9 providing alcoholic bev  | verages for cons                  | s BCE license is limited and restricted to the purpose of<br>umption on the licensed premises by<br>d off-sale privileges may not be exercised.   |
| 11 (9) (i  | i) There i                        | s a Class B/ECF license.  |
| 12 (i  | ii) The an                        | nual fee is [\$3,500] \$4,025.  |
| 14 article, the Board may  | ference facility'                 | Notwithstanding the provisions of § 9-217(e)(1) of this /ECF, beer, wine and liquor license, to be known ' license, to the University of Maryland, ducation.  |
| 19 to any person or person   | ns authorized by                  | The licensee may sell beer, wine, and liquor by the drink<br>utlets, for consumption on the licensed premises<br>y the proper authority to use the Center. The<br>ed and processed in the normal manner.                              |
|  |                                   | licies of the Center that pertain to the sponsorship of<br>be sold shall be filed with the application.   |
| <ul><li>24 the University College</li><li>25 for it, assume all response</li></ul> | nsibility, and boon licenses und  | The license shall be issued to the individual authorized by<br>t Education of the University of Maryland to act<br>e subject to all the penalties, conditions, and<br>der this article. The individual shall be a<br>George's County. |
| <ul><li>28</li><li>29 deposited into the food</li></ul>                            |                                   | All profits from the sale of alcoholic beverages shall be a fund.   |
| <ul><li>30</li><li>31 article as it pertains to 1</li></ul>                        | 3.<br>Prince George's             | The residency requirements specified in § 9-101 of this s County do not apply to Class B/ECF licenses.  |
| 33 of dispensing alcoholic   | beverages, and<br>The licensee is | bard shall prescribe regulations pertaining to the manner<br>of the hours and days of sale authorized in §<br>subject to all the provisions of this article and to  |
| 36 (10) (i   | i) There i                        | s a special Class B license known as Class B-CI.  |

| 13       |                                    |                   | HOUSE BILL 779  |
|----------|------------------------------------|-------------------|---|
| 1        | (ii)                               | The anr           | nual license fee is [\$1,250] \$1,440.  |
| 2        | (iii)                              | The Cla           | ass B-CI license shall be issued only to country inns.  |
| 3        | (iv)                               | A "cour           | ntry inn" means:  |
| 6        | wherein the average daily rece     | eipts from        | An establishment for the accommodation of the public<br>ities for preparing and serving regular meals,<br>a the sale of foods exceed the average daily<br>rages, and which is located within: |
| 8<br>9   | Historic Places; or                | А.                | A building that appears on the National Register of   |
| 10<br>11 | significance because it:           | В.                | A building that has historic, cultural, or architectural  |
| 12<br>13 |                                    | I.<br>tural char  | Has character, interest, or value as part of the racteristics of the County, State, or nation; or   |
| 14       |                                    | II.               | Is the site of a significant historic event; or   |
| 15<br>16 | influenced society; or             | III.              | Is identified with a person or a group of persons who   |
| 17<br>18 | political, or historical heritage  | IV.<br>e of the c | Exemplifies the cultural, economic, industrial, social, ommunity; or  |
| 19<br>20 | or method of construction; or      | V.                | Embodies the distinctive characteristics of a type, period,   |
|          | the neighborhood, communit         | VI.<br>y, or Cou  | Represents an established and familiar visual feature of<br>nty due to its singular physical characteristic or  |
| 24       |                                    | VII.              | Possesses high artistic values; or  |
| 27       | site that is classified as a histe |                   | A building that has been constructed or reconstructed on a<br>n the historic sites and districts' plan for Prince<br>iteria of parts B. IV, B. V, and B. VII of this                          |
| 29<br>30 | subparagraph, a country inn r      | 2.<br>nust meet   | In addition to the criteria in sub-subparagraph 1 of this all the following criteria:   |
| 31<br>32 | appropriate age.                   | A.                | The exterior of the building must give the appearance of  |
| 33<br>34 | gardens, and appurtenances.        | B.                | The grounds must include appropriate landscaping,   |

| C. Except for restrooms, the interior of the building in all<br>areas open to the public must be decorated and furnished in the style appropriate to<br>the period in which the building was constructed, or the period the building was<br>constructed to exemplify. However, electric lighting may be used if the lighting<br>fixtures are of a style compatible with the decor of the inn. |
|---|
| 6 D. The employees of the country inn who regularly and<br>7 customarily are in view of patrons in the dining area must be attired in clothing or<br>8 costume appropriate to the period exemplified by the inn.  |
| <ul> <li>9 E. Any entertainment provided by the country inn must</li> <li>10 exemplify the kind of entertainment typical of the period represented by the inn.</li> </ul>   |
| 113.The Board may adopt regulations that specify additional12standards and criteria not inconsistent with this section.   |
| 13 (v) The Board may determine to whom these licenses shall be<br>14 issued, the number to be issued, and whether an existing license holder of an alcoholic<br>15 beverages license in Prince George's County may also have an interest in one Class<br>16 B-CI license.   |
| 17 (vi) A licensee may not hold more than two Class B-CI licenses.  |
| 18 (vii) Class B-CI licenses are limited and restricted to the purpose of<br>19 providing alcoholic beverages for consumption on the licensed premises only, with no<br>20 off-sale privileges to be exercised therewith.   |
| 21 (viii) The Board may not issue more than two Class B-CI licenses.  |
| 22 (11) (i) There is a Class B/ECR license.   |
| 23 (ii) The annual license fee is [\$2,000] \$2,300.  |
| <ul> <li>24 (iii) In this paragraph "Commission" means the Maryland-National</li> <li>25 Capital Park and Planning Commission.</li> </ul>   |
| <ul> <li>(iv) 1. The Board may issue a special 7-day Class B-ECR</li> <li>(Equestrian Center restaurant) on-sale beer, wine and liquor license for the exclusive</li> <li>use on the premises of the Commission's Equestrian Center restaurant located within</li> <li>Prince George's County.</li> </ul>   |
| <ul> <li>2. The special 7-day Class B-ECR on-sale beer, wine and</li> <li>liquor license authorizes the sale of beer, wine, and liquor by the drink for</li> <li>consumption on the restaurant premises by the holder or a private concessionaire</li> <li>under contract with the holder to operate the licensed premises.</li> </ul>  |
| <ul> <li>(v) 1. A special 7-day Class B-ECR on-sale beer, wine and</li> <li>liquor license shall be issued to the Commission for use in the Commission's</li> <li>Equestrian Center restaurant upon the Commission's making application and</li> <li>qualifying as a license holder under this article.</li> </ul>  |

| 1<br>2 does not apply to an   | n applicant        | 2. The residency requirement under § 9-101 of this article for this license under this paragraph.   |
|---|--------------------|---|
| <ul><li>3</li><li>4 holder of a license</li><li>5 of the Commission</li></ul>       |                    | Any profit made from the sale of beer, wine, and liquor by the suant to this paragraph may be for the use and benefit   |
| 6 (12)  | (i)                | There is a Class B-ECF/DS license.  |
| 7   | (ii)               | The annual license fee is [\$4,000] \$4,600.  |
| 8<br>9 (on-sale) license kn<br>10 license (Class B-E                                |                    | The Board may issue a special Class B beer, wine and liquor<br>Class B-Education Conference Facility/Dining Service<br>ense).   |
| 11<br>12 who is:  | (iv)               | A Class B-ECF/DS license may only be issued to an individual  |
| <ul><li>13</li><li>14 act on its behalf un</li><li>15 penalties under thi</li></ul> |                    | 1. Authorized by the University of Maryland, College Park to<br>tense and be subject to the conditions, restrictions, and<br>ad   |
| 16  |                    | 2. A resident and registered voter of Prince George's County.   |
| 17<br>18 not apply to a licer   | (v)<br>ise applica | The residency requirement under § 9-101 of this article does nt under this paragraph.   |
|   |                    | A Class B-ECF/DS license authorizes the holder to sell beer,<br>le designated outlets on the University's campus only at<br>catered by the Department of Dining Services. |
| <ul><li>22</li><li>23 privileges only.</li></ul>                                    | (vii)              | 1. A Class B-ECF/DS license is restricted to on-sale  |
| <ul><li>24</li><li>25 shall be consumed</li><li>26 another outlet.</li></ul>        | within the         | 2. Any alcoholic beverages purchased at a designated outlet confines of that outlet and may not be transported to   |
| <ul><li>27</li><li>28 paragraph shall be</li><li>29 Maryland.</li></ul>             |                    | All profits from the retail sale of alcoholic beverages under this<br>in the Dining Services Income Fund of the University of   |
| 30  | (ix)               | The Board:  |
| <ul><li>31</li><li>32 dispensed under a</li></ul>                                   | Class B-E          | 1. May regulate the manner in which alcoholic beverages are CF/DS license;  |
| <ul><li>33</li><li>34 exact campus locat</li><li>35 license;</li></ul>              | ions for th        | 2. Prior to the issuance of this license, shall designate the e outlets for the sale of alcoholic beverages under this  |

| <ol> <li>1</li> <li>2 outlets for verificat</li> </ol>                        | ion upon th                 | 3. Shall maintain a map and description of the designated ne renewal of this license;   |
|---|-----------------------------|---|
|   | lated cater                 | 4. Shall require the Department of Dining Services of the ege Park to report to the Board at least 5 days in advance ed functions at which beer, wine, or liquor is intended  |
| 7<br>8 license issued by th   | e Board.                    | 5. Shall process this license in the same manner as any other   |
| 9<br>10 under § 11-517 of   | (x)<br>this article         | The hours and days of sale under this license are as provided.  |
| <ul><li>11</li><li>12 and an alcoholic b</li><li>13 license.</li></ul>        | (xi)<br>everages lie        | The restriction on the distance between the location of a school censed premises does not apply to a Class B-ECF/DS   |
| <ul><li>14</li><li>15 licenses for the sar</li></ul>                          | (xii)<br>ne person o        | The general prohibition on the number of alcoholic beverages<br>or premises does not apply to a Class B-ECF/DS license.   |
| 16 (13)   | (i)                         | There is a Class B beer, wine and liquor stadium license.   |
| 17  | (ii)                        | The annual license fee is [\$18,000] \$20,700.  |
| <ul><li>18</li><li>19 the drink and by th</li><li>20 premises only.</li></ul> | (iii)<br>e bottle, fr       | This license entitles the holder to sell beer, wine and liquor by<br>om one or more outlets, for consumption on the licensed  |
| 21  | (iv)                        | This is a 7-day license.  |
| 22<br>23 Raljon.  | (v)                         | This license may be exercised only at the Redskins Stadium at   |
| 24 6-301.   |                             |   |
| 27 the holder to keep   | f the count<br>for sale and | s C beer, wine and liquor license shall be issued by the license<br>y in which the place of business is located. It authorizes<br>d sell all alcoholic beverages at retail at any club, at the<br>, for consumption on the premises only. |
| <ul><li>29 (2)</li><li>30 agent before the lie</li></ul>                      |                             | nual fee for the license shall be paid to the local collecting ued, for distribution as provided.   |
| 31 (3)<br>32 jurisdiction to whi  |                             | section, "Board" means the Board of Commissioners for the ection applies.   |
| 33 (r) (1)  | This su                     | bsection applies only in Prince George's County.  |

There is a veterans' license.

(2)

(i)

34

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|--|---|
| 1 (ii)   | The annual license fee is [\$750] \$865.  |
| 2 (iii)<br>3 bona fide nonprofit organizat   | The license shall be issued to any local unit of a nationwide tion or club that:  |
| <ul><li>4</li><li>5 forces of the United States in</li></ul>   | 1. Is composed solely of members who served in the armed any war in which the United States has engaged;                                      |
| 6<br>7 to the time of making applica   | 2. Has a charter from a national veterans' organization prior ation for the license;  |
| 8<br>9 and dues of not less than \$5   | 3. Has a bona fide membership of not less than 100 persons per year per person;   |
| 10<br>11 guests when accompanied b   | 4. Operates solely for the use of its own members and their y such members; and   |
| 12<br>13 purpose.  | 5. Meets in a clubhouse principally used for no other   |
| <ul><li>14 (iv)</li><li>15 relating to beer, wine and lic</li><li>16 George's County.</li></ul>          | The licensee is subject to all other provisions of this article<br>quor licenses, Class C, in force and effect in Prince                      |
| 17 (3) (i)   | There is a fraternal/sororal/service license.   |
| 18 (ii)  | The annual license fee is [\$750] \$865.  |
| 19(iii)20 any bona fide nonprofit and  | A license may be issued to any local unit of a lodge or chapter of nationwide fraternal or service organization that:                         |
| <ul><li>21</li><li>22 in accordance with the rites</li><li>23 organization;</li></ul>                    | 1. Is composed solely of members duly elected and initiated and customs of the fraternal, sororal, or service                                 |
| <ul><li>24</li><li>25 prior to the time of making a</li></ul>  | 2. Is in existence and operating in Prince George's County application for the license;   |
| <ul><li>26</li><li>27 and dues of not less than \$5</li></ul>  | 3. Has a bona fide membership of not less than 100 persons per year per person; and   |
|  | 4. Owns or operates a home or clubhouse principally for the guests when accompanied by the members, and not or operated as a public business. |
| <ul> <li>31 (iv)</li> <li>32 beverages to any member or</li> <li>33 on the licensed premises.</li> </ul> | The licensee may keep for sale and sell at retail any alcoholic guest when accompanied by a member for consumption                            |

<sup>34(</sup>v)The licensee is subject to all the provisions of this article35relating to beer, wine and liquor licenses, Class C, in force and effect in Prince

|  |            | restrictions on the sale of alcoholic beverages on Sunday cle and elsewhere do not apply.   |
|--|------------|---|
|  |            | The licensee may permit persons who have leased a private<br>nsed premises for a private social gathering to bring<br>he licensed premises, provided that it is consumed on the                             |
| 7 (4)<br>8 County.   | (i)        | There is a special Class C (yacht club) license in Prince George's  |
| 9  | (ii)       | The annual license fee is [\$1,300] \$1,500.  |
| 10   | (iii)      | A license may be issued to a yacht club that:   |
| 11<br>12 than \$75 per year p  | er membe   | 1. Has 50 or more bona fide members paying dues of not less er;   |
| <ul><li>13</li><li>14 clubhouse with a set</li><li>15 persons;</li></ul>             | ating cap  | 2. That maintains at the time of application for the license a bacity sufficient to accommodate at one time at least 100  |
| 16   |            | 3. Has slips or berths for 75 boats or more; and  |
| 17   |            | 4. Has at least 5 acres of ground.  |
| <ul><li>18</li><li>19 beverages, to any n</li><li>20 described in the lice</li></ul> |            | The licensee may keep for sale and sell at retail any alcoholic guest when accompanied by a member at the place   |
| 21<br>22 only.   | (v)        | Alcoholic beverages may be consumed on the licensed premises  |
|  | estriction | The licensee is subject to all the provisions of this article<br>uor licenses, Class C, in force and effect in Prince<br>is on the sale of alcoholic beverages on Sunday found in §<br>ewhere do not apply. |
| <ul><li>27</li><li>28 shall be signed by a</li><li>29 voter, and taxpayer</li></ul>  | t least on | The application for license filed on behalf of any such yacht club<br>e officer of the club, who shall be a resident, registered<br>e George's County.  |
| 30 (5)   | (i)        | There is a special Class C (golf and country club) license.   |
| 31   | (ii)       | The annual license fee is [\$1,500] \$1,725.  |
| 32   | (iii)      | The license may be issued to any golf and country club that:  |
| 33   |            | 1. Has:   |

| 1<br>2   | than \$75 per year per memb   | A.<br>er; and  | 200 or more bona fide members paying dues of not less   |
|--|---|--|---|
| 3<br>4<br>5  | more tennis courts, a swimn<br>championship golf course of  |  | Maintains at the time of application for the license two or<br>at least 30 by 80 feet in size, and a regular or<br>r more; or   |
| 6  |   | 2.   | Has:  |
| 7  |   | А.   | 500 or more bona fide dues-paying members; and  |
| 8<br>9   | regular or championship gol   | B.<br>f course of  | Maintains at the time of the application for the license a f 18 holes or more.  |
| 10<br>11   | (iv) (iv) beverages, to any customer  |  | ensee may keep for sale and sell at retail any alcoholic e described in the license.  |
| 12   | (v)   | The alo  | coholic beverages may be consumed on or off its premises.   |
| 13<br>14   |   |  | plication for the license shall be signed by at least one dent, registered voter, and taxpayer.   |
| 15   | (vii)   | 1.   | The license is subject to all the provisions of this article.   |
| 16   | j   | 2.   | Any restrictions against the sale of alcoholic beverages on   |
| 18<br>19<br>20   | Sundays, appearing elsewh<br>special Class C (golf and co<br>shall be made only to the be   | ere in this<br>ountry club<br>ona fide m<br>imption on   | article, do not apply to any licensee holding the<br>o) license. Sales on Sunday under the license<br>embers of the golf and country club and to guests<br>the premises and the grounds of the club used  |
| 18<br>19<br>20   | Sundays, appearing elsewh<br>special Class C (golf and co<br>shall be made only to the be<br>of those members for consu<br>in connection with the club  | ere in this<br>ountry club<br>ona fide m<br>imption on   | article, do not apply to any licensee holding the<br>b) license. Sales on Sunday under the license<br>embers of the golf and country club and to guests   |
| 18<br>19<br>20<br>21   | Sundays, appearing elsewh<br>special Class C (golf and co<br>shall be made only to the be<br>of those members for consu<br>in connection with the club<br>c (6) (i)   | ere in this<br>ountry club<br>ona fide m<br>imption on<br>There  | article, do not apply to any licensee holding the<br>b) license. Sales on Sunday under the license<br>embers of the golf and country club and to guests<br>the premises and the grounds of the club used  |
| 18<br>19<br>20<br>21<br>22<br>23<br>24<br>25<br>26<br>27<br>28<br>29             | Sundays, appearing elsewh<br>special Class C (golf and co<br>shall be made only to the be<br>of those members for consu<br>in connection with the club<br>(6) (i)<br>(ii)<br>(iii)<br>requirements specified in p<br>requirements for a regular of<br>the club shall have, in addit<br>ground for the licensed press  | ere in this<br>buntry club<br>ona fide m<br>imption on<br>There :<br>The an<br>The lic<br>aragraph (:<br>or champic<br>ion to the<br>mises and                           | article, do not apply to any licensee holding the<br>b) license. Sales on Sunday under the license<br>embers of the golf and country club and to guests<br>the premises and the grounds of the club used<br>is a special Class C (country club) license.  |
| 18<br>19<br>20<br>21<br>22<br>23<br>24<br>25<br>26<br>27<br>28<br>29<br>30<br>31 | Sundays, appearing elsewh<br>special Class C (golf and co<br>shall be made only to the be<br>of those members for consu<br>in connection with the club<br>(6) (i)<br>(ii)<br>(iii)<br>requirements specified in p<br>requirements for a regular of<br>the club shall have, in addit<br>ground for the licensed pre-<br>subject to restrictions appear<br>beverages on Sunday. | ere in this<br>buntry club<br>ona fide m<br>imption on<br>There :<br>The an<br>The an<br>The lic<br>aragraph (:<br>or champic<br>ion to the<br>mises and<br>tring in § 1 | article, do not apply to any licensee holding the<br>b) license. Sales on Sunday under the license<br>embers of the golf and country club and to guests<br>the premises and the grounds of the club used<br>is a special Class C (country club) license.<br>nual license fee is \$1,000.<br>The subsection other than the<br>nship golf course of 9 holes or more. Instead,<br>other requirements, not less than 15 acres of<br>used in connection therewith. Licensees are |

| 1 (ii) The annual license fee is [\$1,500] \$1,725. The fee shall be paid<br>2 prior to its issuance, regardless of any terms or conditions in any contractual<br>3 agreement between the concessionaire and Prince George's County.  |
|---|
| <ul> <li>4 (iii) The license may be issued to any person operating a concession</li> <li>5 subject to contractual agreement with Prince George's County on the premises of any</li> <li>6 golf and country club or country club owned by Prince George's County.</li> </ul> |
| 7 (iv) The concessionaire holding this license may keep for sale and<br>8 sell at retail any alcoholic beverages by the drink or the bottle for consumption on the<br>9 premises only.  |
| 10 (v) The concessionaire may be any natural person, association,<br>11 firm, partnership, or corporation approved as such by the County Council and shall be<br>12 a resident of the State of Maryland.  |
| <ul> <li>(vi) The Board shall regulate the manner of dispensing alcoholic</li> <li>beverages, and shall authorize the number of outlets permitted to dispense alcoholic</li> <li>beverages on the licensed premises.</li> </ul>   |
| 16 8-409.   |
| 17 (a) (1) In Prince George's County, the Board of License Commissioners may<br>18 approve the issuance of a wine tasting (WT) alcoholic beverages license.   |
| 19(2)The license is issued only to holders of a beer, wine and liquor (BWL)20 or a beer and wine (BW) license.  |
| <ul> <li>21 (3) The license permits the consumption of wine, containing not more</li> <li>22 than 14 percent of alcohol by volume, for tasting or sampling purposes only.</li> </ul>  |
| 23(4)The licensee may not serve more than 1 ounce from each given brand24 to any one person.  |
| 25 (5) The annual license fee:  |
| 26 (i) For holders of a BWL license, is [\$100] \$115 in addition to the<br>27 cost of the BWL license; and   |
| 28 (ii) For holders of a BW license, is [\$100] \$115 in addition to the<br>29 cost of the BW license.  |
| <ul> <li>30 (b) The Prince George's County Board of License Commissioners may adopt</li> <li>31 rules or regulations providing additional requirements to implement this section.</li> </ul>  |
| 32 8-505.   |
| 33 (a) (1) In this section the following words have the meanings indicated.   |
| <ul> <li>34 (2) "Board" means the Prince George's County Board of License</li> <li>35 Commissioners.</li> </ul>   |

| 1<br>2   | (3)<br>Planning Commissio   |   | ission" means the Maryland-National Capital Park and   |
|--|---|---|--|
|  | (b) (1)<br>beer and wine licens<br>courses located with   | es for the  | ard may issue special 7-day Class B-GC (golf course) on-sale exclusive use on the premises of the Commission's golf George's County.   |
|  | (2)<br>authorizes the holde<br>the premises of the g  | r to sell be  | cial 7-day Class B-GC on-sale beer and wine license<br>er and wine from 1 or more outlets for consumption on<br>e.   |
| 9  | (3)   | (i)   | A separate license is required for each applicable golf course.  |
|  | be issued to each of  |   | A special 7-day Class B-GC on-sale beer and wine license shall gers of the Commission's golf courses upon making a license holder under this article.  |
|  |   | (i)<br>license ar   | Except as provided in this subsection, the hours of sale for beer<br>e from 11 a.m. to 10 p.m. daily, Monday through   |
| 16   | i   | (ii)  | The Commission may:  |
| 17<br>18   | license; and  |   | 1. Reduce the hours of sale of beer and wine under this  |
| 19<br>20   | )<br>from Labor Day thr   | ough Men  | 2. Discontinue the sale of beer and wine under this license norial Day.  |
|  |   |   | -  |
| 21<br>22   | ·   |   | nual fee for a special 7-day Class B-GC on-sale beer and wine  |
| 22   | (5)   |   | nual fee for a special 7-day Class B-GC on-sale beer and wine  |
| 22<br>23<br>24<br>25   | (5)<br>1 license is [\$300] \$3<br>8-702.<br>(a) In this<br>5 shown to the public   | 45.<br>section, "a<br>and where   | hual fee for a special 7-day Class B-GC on-sale beer and wine<br>drafthouse" means a theatre where motion pictures are<br>e the patrons can purchase food, beer, and wine to<br>le watching the motion picture.  |
| 22<br>23<br>24<br>25   | (5)<br>license is [\$300] \$3<br>8-702.<br>(a) In this<br>shown to the public<br>consume on the pre   | 45.<br>section, "o<br>and where<br>mises whi  | drafthouse" means a theatre where motion pictures are<br>e the patrons can purchase food, beer, and wine to  |
| 22<br>23<br>24<br>25<br>26                                     | <ul> <li>(5)</li> <li>2 license is [\$300] \$3</li> <li>8-702.</li> <li>(a) In this shown to the public consume on the pre</li> <li>(b) This set</li> </ul>               | 45.<br>section, "a<br>and wher<br>mises whi<br>ection app?  | drafthouse" means a theatre where motion pictures are<br>e the patrons can purchase food, beer, and wine to<br>le watching the motion picture.   |
| 22<br>23<br>24<br>25<br>26<br>27<br>28<br>29                   | (5)<br>license is [\$300] \$3<br>8-702.<br>(a) In this<br>shown to the public<br>consume on the pre<br>(b) This so<br>(c) There<br>(d) (1)                                | 45.<br>section, "and where<br>mises white<br>ection applities a Class<br>A Class                                | drafthouse" means a theatre where motion pictures are<br>e the patrons can purchase food, beer, and wine to<br>le watching the motion picture.<br>lies only in the City of Greenbelt, Prince George's County.  |
| 22<br>23<br>24<br>25<br>26<br>27<br>28<br>29<br>30<br>31<br>32 | (5)<br>license is [\$300] \$3<br>8-702.<br>(a) In this<br>shown to the public<br>consume on the pre<br>(b) This se<br>(c) There<br>(d) (1)<br>Class B licenses are<br>(2) | 45.<br>section, "a<br>and when<br>mises whi<br>ection appl<br>is a Class<br>is a Class<br>issued in<br>The lice | drafthouse" means a theatre where motion pictures are<br>e the patrons can purchase food, beer, and wine to<br>le watching the motion picture.<br>lies only in the City of Greenbelt, Prince George's County.<br>B-DH (drafthouse) license.<br>B-DH (drafthouse) license shall be issued by the office where |

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| 1<br>2 the fee shall  | (2) The annual license fee shall be paid before any license is issued and be distributed as provided in this article.   |
|---|---|
| 3 (f)   | Applicants for this license shall:  |
| 4   | (1) Have a minimum auditorium size of 3,500 square feet;  |
| 5<br>6 equipment,   | (2) Have a minimum investment in tangible property, including kitchen furniture, and interior improvements, of at least \$150,000;  |
| 7<br>8 theatre is o   | (3) Present a family matinee every Saturday and holiday that the sen for business;  |
| 9<br>10 approval tl<br>11 cold food;  | (4) Submit to the Board of License Commissioners for its prior written<br>e menu the drafthouse intends to offer, which shall include both hot and  |
| 12<br>13 not have a   | (5) Provide beer and wine at tables and seats in the drafthouse, but may bar except for a service bar; and  |
|   | (6) Except when showing a family matinee, make beer and wine<br>or purchase only prior to and during the motion picture show, but all<br>ll cease at the end of the program.  |
| 17 (g)  | The hours and days for sale are as provided in § $11-517(k)$ of this article.   |
|   |   |
| 18 (h)<br>19 B-DH (dra  | The Board of License Commissioners shall determine the number of Class (thouse) licenses to be issued.  |
|   |   |
| 19 B-DH (dra  |   |
| 19 B-DH (dra<br>20 8-1001.  | fthouse) licenses to be issued.   |
| <ol> <li>B-DH (dra</li> <li>8-1001.</li> <li>(a)</li> <li>22</li> </ol>   | fthouse) licenses to be issued.<br>In this section, "district" means:   |
| <ol> <li>B-DH (dra</li> <li>8-1001.</li> <li>(a)</li> <li>authority;</li> </ol>   | <ul> <li>In this section, "district" means:</li> <li>(1) A designated Maryland main street with a local management</li> </ul>   |
| <ol> <li>B-DH (dra</li> <li>8-1001.</li> <li>(a)</li> <li>authority;</li> <li>24</li> </ol>   | <ul> <li>In this section, "district" means:</li> <li>(1) A designated Maryland main street with a local management</li> <li>(2) A designated revitalization area; or</li> </ul>   |
| <ol> <li>B-DH (dra</li> <li>8-1001.</li> <li>(a)</li> <li>authority;</li> <li>24</li> <li>25</li> </ol>   | <ul> <li>In this section, "district" means:</li> <li>(1) A designated Maryland main street with a local management</li> <li>(2) A designated revitalization area; or</li> <li>(3) An area with a revitalization plan that has been adopted locally.</li> </ul>  |
| <ol> <li>B-DH (dra</li> <li>8-1001.</li> <li>(a)</li> <li>authority;</li> <li>authority;</li> <li>(b)</li> <li>(c)</li> <li>(d)</li> </ol>                                  | <ul> <li>In this section, "district" means:</li> <li>(1) A designated Maryland main street with a local management</li> <li>(2) A designated revitalization area; or</li> <li>(3) An area with a revitalization plan that has been adopted locally.</li> <li>This section applies only in Prince George's County.</li> </ul>  |
| <ol> <li>B-DH (dra</li> <li>8-1001.</li> <li>(a)</li> <li>authority;</li> <li>authority;</li> <li>(b)</li> <li>(c)</li> <li>(d)</li> <li>office whee</li> <li>30</li> </ol> | <ul> <li>In this section, "district" means:</li> <li>(1) A designated Maryland main street with a local management</li> <li>(2) A designated revitalization area; or</li> <li>(3) An area with a revitalization plan that has been adopted locally.</li> <li>This section applies only in Prince George's County.</li> <li>There is a Class B-RD license.</li> <li>(1) A Class B-RD (revitalization district) license shall be issued by the</li> </ul> |

1 (e) The annual license fee is [\$600] \$690. 2 (f) All applicants for this license shall: 3 (1) Be located and remain within a district; 4 (2) Have gross sales: 5 (i) That do not exceed \$150,000 per year; and 6 (ii) Of which at least 80 percent are derived from the sale of food; 7 and 8 (3) Be primarily a restaurant at which patrons are seated to eat. 9 (g) The hours and days for sale are as provided in § 11-517(k) of this article. 10 (h) The Board of License Commissioners shall determine the number of Class 11 B-RD (revitalization district) licenses to be issued.

12 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take 13 effect October 1, 1998.

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#### HOUSE BILL 779