By: **Delegates Conway and D. Hughes** Introduced and read first time: March 4, 1998 Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2	Wicomico County - Alcoholic Beverages - Restaurants and Taverns									
3 4 5 6 7	FOR the purpose of eliminating the requirement in Wicomico County that restaurants and taverns that are licensed to serve alcoholic beverages must have a certain amount of square feet per person; requiring restaurants and taverns in Wicomico County to meet the minimum requirements of the a certain fire code; and generally relating to alcoholic beverages in Wicomico County.									
8 9 10 11 12	 9 Article 2B - Alcoholic Beverages 10 Section 6-201(x)(1) 11 Annotated Code of Maryland 									
13 14 15 16 17	 15 Section 6-201(x)(2) and 6-401(x) 16 Annotated Code of Maryland 									
 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows: 										
20					Article 2B - Alcoholic Beverages					
21	6-201.									
22	(x)	(1)	This s	ubsection	applies only in Wicomico County.					
23		(2)	(i)	This pa	aragraph applies solely to hotel and restaurant licenses.					
24			(ii)	The an	nual license fee is:					
25				1.	For a restaurant - \$1,100; and					

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1			2.	For a hotel - \$1,650.	
2		(iii)	1.	This license may be issued to a bona fide hotel which:	
3 4	providing services or	linarily f	A. ound in h	Is an establishment for the accommodation of the public notels; and	
	registration and mail of full-course meals at le			Is equipped with not fewer than 25 rooms, a lobby with facilities and a dining room which serves	
8 9	the premises.		2.	A hotel license does not permit sales for consumption off	
10		(iv)	1.	This license may be issued to a restaurant which:	
11 12	public;		A.	Is a business establishment for the accommodation of the	
13 14	with facilities for pre-	paring ar	B. nd servin	Is fully equipped with a proper and adequate dining room g regular meals;	
15C.Has a regular seating capacity at tables (not including16seats at bars or counters) for 75 or more persons seated comfortably and adequately[,17allowing 15 square feet per person] AND SHALL MEET THE MINIMUM18REQUIREMENTS OF THE FIRE CODE APPLICABLE TO THE JURISDICTION WHERE THE19RESTAURANT IS LOCATED; and					
22 23	calculating average d	aily rece	ipts from	Has the average daily receipts from the sale of foods for eccipts from the sale of alcoholic beverages. In the sale of foods, no allocation of foodstuff ncluded in average daily receipts from the sale	
25 26	present Class B beer,	wine and	2. d liquor l	The seating [and square foot requirements] do not affect icensees.	
				This license requires the sale of alcoholic beverages for restaurant premises. A person may not enter or n of any alcoholic beverages.	
	shall purchase all of t premises from the Co			Except for the purchase of beer and light wine, the holder grages that are sold for consumption on the	
	than 15 percent above that the holder purcha		2. olesale oj	The County dispensary may not charge the holder more peration cost to the dispensary for each item	
36		(vi)	1.	"Lounge area" means a room or area that includes:	

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	1	А.	A bar where alcoholic beverages are served; and						
	2 3 bar, although enterta	B. An entertainment facility in the same room or area as the bar, although entertainment need not be in progress.							
 2. The holder of this license may prohibit a person under the legal drinking age in the State from entering the lounge area on the licensed premises after 9:00 p.m., unless this person is accompanied by a parent or legal guardian who is of the legal drinking age in the State. 									
 8 3. The holder of this license may charge an entertainment 9 fee for each person who enters or who is present during the time live entertainment is 10 in progress in the lounge area. 									
1	11 6-401.								
1	12 (x) (1)	This subsection	applies only in Wicomico County.						
1	13 (2)	The annual licen	se fee is \$1,925.						
1	14 (3)	Any license issu	ed under the provisions of this section is for 6 days.						
1 1 1	17 capacity of 140 pers18 including the bar are	the subject of the a sons [based on a mi ea or dancing floor	fy for a license under the provisions of this section pplication shall have a minimum seating inimum of 15 square feet per person], not area, AND SHALL MEET THE MINIMUM						

19 REQUIREMENTS OF THE FIRE CODE APPLICABLE TO THE JURISDICTION IN WHICH 20 THE PREMISES IS LOCATED.

21 (5) Alcoholic beverages sold under the provisions of this section shall be 22 consumed on the premises only.

23 (6) A person may not be on the premises who is under the legal age for24 the consumption of beer and light wine in this State.

25 (7) All alcoholic beverages other than beer and light wine shall be 26 purchased from the Liquor Control Board for Wicomico County and shall be charged 27 not more than 15 percent above the wholesale cost to the dispensary.

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect 29 October 1, 1998.

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