

SENATE BILL 720

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A2

1998 Regular Session
(8lr2519)

ENROLLED BILL

-- Economic and Environmental Affairs/Economic Matters --

Introduced by **Senators Derr and Ferguson**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this
____ day of _____ at _____ o'clock, ____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 **Frederick County - Alcoholic Beverages - Jefferson Election District**

3 FOR the purpose of including the 14th Election District of Frederick County among
4 those districts in which beer and light wine or beer, wine and liquor licenses are
5 allowed; submitting this Act to a referendum of the legally qualified voters in
6 the 14th (Jefferson) Election District; requiring the Board of Supervisors of
7 Elections of Frederick County to send written notice to the Department of
8 Legislative Services regarding the results of the referendum when the results of
9 the referendum are certified; and generally relating to alcoholic beverages in
10 Frederick County.

11 BY repealing and reenacting, with amendments,
12 Article 2B - Alcoholic Beverages
13 Section 8-211
14 Annotated Code of Maryland
15 (1996 Replacement Volume and 1997 Supplement)

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

3 **Article 2B - Alcoholic Beverages**

4 8-211.

5 (a) The provisions of this section apply only in Frederick County.

6 (b) A license for the sale of alcoholic beverages authorized by this article may
7 not be issued for any place of business located in any of the following election districts:

8 Catoctin (6th),

9 Hauvers (10th),

10 Jackson (16th),

11 Linganore (19th),

12 Tuscarora (21st), and

13 Ballenger (23rd).

14 (c) Class A, B, and C licenses for the sale of beer only, as authorized by this
15 article, shall be issued for places of business located in any of the following election
16 districts:

17 Middletown (3rd),

18 [Jefferson (14th),]

19 Johnsville (17th), and

20 Burkittsville (22nd).

21 (d) Class A, B, and C licenses for the sale of beer and light wine and A, B, and
22 C licenses for the sale of beer, wine and liquor, as authorized by this article, shall be
23 issued for places of business located in any of the following election districts:

24 Buckeystown (1st),

25 Frederick (2nd),

26 Creagerstown (4th),

27 Emmitsburg (5th),

28 Urbana (7th),

1 New Market (9th),
2 Woodsboro (11th),
3 Petersville (12th),
4 Mt. Pleasant (13th),
5 JEFFERSON (14TH),
6 Thurmont (15th),
7 Woodville (18th),
8 Lewistown (20th),
9 Braddock (24th),
10 Brunswick (25th), and
11 Walkersville (26th).

12 (e) Class C licenses for the sale of beer, wine and liquor, as authorized by this
13 article, shall be issued for places of business located in the 3rd election district.

14 (f) Notwithstanding any other provisions of this section wine may be sold as
15 provided under a winery license, a limited winery license, or a Class A light wine
16 license in any election district.

17 (g) (1) The restrictions in this section and in § 7-101(g) of this article do not
18 apply to licenses issued pursuant to this subsection.

19 (2) The following entities may obtain a license for the sale of beer, wine
20 and liquor:

- 21 (i) Middletown Volunteer Fire Company;
- 22 (ii) Wolfsville Volunteer Fire Company;
- 23 (iii) Jefferson Volunteer Fire Company; and
- 24 (iv) Myersville Volunteer Fire Company.

25 (3) All net proceeds from the sale of alcoholic beverages for the entities
26 listed in paragraph (2) of this subsection shall be used solely to purchase fire and
27 rescue equipment, for operating expenses, and for constructing and maintaining the
28 buildings which house the emergency equipment.

29 SECTION 2. AND BE IT FURTHER ENACTED, That before this Act becomes
30 legally effective it shall first be submitted to a referendum of the legally qualified
31 voters of the 14th Election District of Frederick County at the general election to be

1 held in November of 1998. The cost of the special election, if any, shall be paid by the
2 Board of County Commissioners. The Board of County Commissioners and the Board
3 of Supervisors of Elections of Frederick County shall do those things necessary and
4 proper to provide for and hold the referendum required by this section. If a majority of
5 the votes cast on the question are "For the referred law" the provisions of this Act
6 shall become effective on the 30th day following the official canvass of votes for the
7 referendum. If a majority of the votes cast on the question are "Against the referred
8 law" the provisions of this Act are of no effect and null and void. The Board of
9 Supervisors of Elections of Frederick County shall send written notice to the
10 Department of Legislative Services regarding the results of the referendum when the
11 results of the referendum are certified.

12 SECTION 3. AND BE IT FURTHER ENACTED, That, subject to the provisions
13 of Section 2 of this Act and for the sole purpose of providing for the referendum
14 required by Section 2 of this Act, this Act shall take effect October 1, 1998.