

SENATE BILL 185

Unofficial Copy
A2

1999 Regular Session
9lr0692

By: **Senators Hollinger and Hoffman**
Introduced and read first time: January 29, 1999
Assigned to: Economic and Environmental Affairs

Committee Report: Favorable with amendments
Senate action: Adopted
Read second time: March 22, 1999

CHAPTER _____

1 AN ACT concerning

2 **Baltimore County - Alcoholic Beverages - Class B (SB) Licenses**

3 FOR the purpose of prohibiting the issuance of a Class B (SB) on-sale license for use
4 on certain premises and locations; extending a certain sunset provision relating
5 to the transfer of a certain number of Class B (SB) restaurant-service bar beer,
6 wine and liquor (on-sale) licenses into a certain area of Baltimore County; and
7 generally relating to alcoholic beverages licenses in Baltimore County.

8 BY repealing and reenacting, ~~without~~ with amendments,
9 Article 2B - Alcoholic Beverages
10 Section 8-204.2
11 Annotated Code of Maryland
12 (1998 Replacement Volume and 1998 Supplement)

13 BY repealing and reenacting, with amendments,
14 Chapter 333 of the Acts of the General Assembly of 1988, as amended by
15 Chapter 571 of the Acts of the General Assembly of 1990, Chapter 243 of
16 the Acts of the General Assembly of 1992, and Chapter 166 of the Acts of
17 the General Assembly of 1995
18 Section 2

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

1

Article 2B - Alcoholic Beverages

2 8-204.2.

3 (a) Notwithstanding the license population quota limitations, the Baltimore
4 County Board of License Commissioners may issue 10 Class B (SB)
5 restaurant-service bar beer, wine and liquor (on-sale) licenses in the "Pikesville
6 Revitalization Area" or "Pikesville Town Center" in Baltimore County for conversion
7 purposes only, as provided under subsection (c) of this section.

8 (b) The requirements for issuance qualifications, fee, and days and hours of
9 sales under a Class B (SB) restaurant-service bar beer, wine and liquor (on-sale)
10 license are the same as provided in this article for a Class B beer, wine and liquor
11 (on-sale) hotel and restaurant license in Baltimore County with the following
12 additional requirements:

13 (1) (i) The licenses may be issued only to locations within the
14 "Pikesville Revitalization Area", as defined by the Baltimore County Office of
15 Planning and Zoning on or before July 1, 1988; or

16 (ii) The licenses may be issued only to locations within the
17 "Pikesville Town Center", as defined by the Baltimore County Office of Planning and
18 Zoning on or before July 1, 1988;

19 (2) The license shall be used in conjunction with the operation of a
20 "restaurant" as defined by the rules of the Baltimore County Board of License
21 Commissioners;

22 (3) The license shall allow on-premises sales only;

23 (4) The license shall be restricted to restaurants that have table service,
24 specifically excluding any type of service while standing or where the customer
25 accepts delivery of the purchased food items other than while seated at a table;

26 (5) The proposed location must otherwise comply with the zoning
27 ordinances of Baltimore County; ~~and~~

28 (6) The license, once issued, may not be:

29 (i) Transferred outside of the "Pikesville Revitalization Area" or
30 "Pikesville Town Center"; or

31 (ii) Converted to any other class of license; AND

32 (7) THE LICENSE MAY NOT BE ISSUED FOR USE ON PREMISES OR A
33 LOCATION THAT HAS BEEN LICENSED UNDER ANY CLASS OF ON-SALE ALCOHOLIC
34 BEVERAGES LICENSE WITHIN 2 YEARS BEFORE THE APPLICATION FOR THE CLASS B
35 (SB) LICENSE IS FILED.

1 (c) (1) Except for Class C licenses, 10 of any class beer, wine and liquor
2 (on-sale) retail licenses in existence at any location in Baltimore County on January
3 1, 1988 may be transferred into the "Pikesville Revitalization Area" or the "Pikesville
4 Town Center" in Baltimore County and converted into Class B (SB) licenses.

5 (2) Upon transfer, the transferred license may not be considered as a
6 license in the district from which it was transferred.

7 **Chapter 333 of the Acts of 1988, as amended by Chapter 571 of the Acts of**
8 **1990, Chapter 243 of the Acts of 1992, and Chapter 166 of the Acts of 1995**

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
10 July 1, 1988. The provisions of this Act permitting the transfer of any class beer, wine
11 and liquor (on-sale) retail licenses into the "Pikesville Revitalization Area" or the
12 "Pikesville Town Center" in Baltimore County and the conversion of those licenses
13 into Class B (SB) licenses shall remain effective for a period of [11] 16 years and 3
14 months and, at the end of September 30, [1999] 2004, and with no further action
15 required by the General Assembly, those provisions of this Act shall be abrogated and
16 of no further force and effect.

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
18 July 1, 1999.