
By: **Prince George's County Delegation**
Introduced and read first time: February 11, 2000
Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Prince George's County - Alcoholic Beverages - License Fees**
3 **PG 306-00**

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 (1998 Replacement Volume and 1999 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 (1998 Replacement Volume and 1999 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~~] \$220.

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~~] \$330.

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 collecting
24 agent before any license is issued, for distribution as provided.

25 (r) In Prince George's County the annual license fee is [~~\$200~~] \$220.

26 3-401.

27 (a) (1) A Class D beer license shall be issued by the license issuing authority
28 of the county in which the place of business is located. The holder of the license may
29 keep for sale and sell beer at retail at the place described in the license. The beer may
30 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~~] \$330.

1 5-101.

2 (a) (1) A Class A beer and light wine license shall be issued by the license
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 (2) The annual fee for the license shall be paid to the local collecting
9 agent before any license is issued, for distribution as provided.

10 (r) In Prince George's County the annual license fee is [~~\$200~~] \$220.

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.

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

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

19 (2) The annual license fee is [~~\$300~~] \$330.

20 (3) (i) Notwithstanding the provisions of subsection (a) of this section,
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 (ii) However, licensees holding this class of license prior to July 1,
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.

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

28 (ii) The annual license fee is [~~\$2,000~~] \$2,200.

29 (iii) The license is a special 7-day Class B-Stadium (baseball
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 (iv) The license may be issued either to the Maryland-National
34 Capital Park and Planning Commission or to a private concessionaire that is under
35 contract with the Commission.

1 (v) Alcoholic beverages may be sold only by employees who are 18
2 years old or older.

3 (vi) The residency requirement specified by § 9-101 of this article
4 does not apply to an applicant for a Class B-Stadium license.

5 (vii) Any profit from the sale of beer or light wine made by the
6 licensee may accrue to the benefit and use of either the Commission or the
7 concessionaire.

8 5-301.

9 (a) (1) A Class C beer and light wine license shall be issued by the license
10 issuing authority of the county in which the place of business is located. The holder of
11 the license may keep for sale and sell beer and light wines at retail to bona fide
12 members and their guests, at any club, at the place described in the license, for
13 consumption on the premises only.

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

16 (r) In Prince George's County the annual license fee is [~~\$200~~] \$220.

17 5-401.

18 (a) (1) A Class D beer and light wine license shall be issued by the license
19 issuing authority of the county in which the place of business is located. The license
20 authorizes its holder to keep for sale and to sell beer and light wines at retail, at the
21 place described in the license, for consumption on the premises or elsewhere. The
22 license may not be issued for any drugstore.

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

25 (r) In Prince George's County the annual license fee is [~~\$300~~] \$330.

26 6-101.

27 (a) (1) A Class A beer, wine and liquor license shall be issued by the license
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) Has been doing business at the location applied for, for at least
2 1 year prior to the date of the application for the license;

3 (ii) Is the assignee of a business established for that length of time
4 at the location applied for; or

5 (iii) Has been actually engaged in the retail drug business for a
6 period of not less than 3 years.

7 (r) In Prince George's County the annual license fee is [\$750] \$825.

8 6-201.

9 (a) (1) A Class B beer, wine and liquor license shall be issued by the license
10 issuing authority of the county in which the place of business is located, and the
11 license authorizes its holder to keep for sale and sell all alcoholic beverages at retail
12 at any hotel or restaurant at the place described, for consumption on the premises or
13 elsewhere, or as provided in this section.

14 (2) The annual fee for this license is payable to the local collecting agent
15 before any license is issued, for distribution as provided in this article.

16 (3) (i) Except in Montgomery County or in the case of a contrary
17 provision in this subtitle, this license shall be issued, on approval of the application by
18 the board of license commissioners in any county in which a license may be issued for
19 the sale of beer, wine, and liquor, to the owner of any hotel which meets the following
20 minimum provisions:

21 1. The hotel building shall be originally constructed for hotel
22 purposes; be at least three stories in height; and contain at least one passenger
23 elevator;

24 2. The hotel shall contain no less than 100 rooms for the
25 accommodation of the public;

26 3. The hotel shall contain a dining room with facilities for
27 preparing and serving regular meals for at least 125 persons at one seating; and

28 4. The capital investment in the hotel facility may not be less
29 than \$500,000.

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) 1. In this subsection the following words have the meanings
33 indicated.

34 2. "Board" means the Board of License Commissioners.

35 3. "Restaurant" means any establishment:

1 A. Located in a permanent building with ample space and
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 B. Having at least the minimum sanitary facilities required
6 for an establishment by the regulations of the county health department and shall
7 meet the minimum health requirements of these regulations;

8 C. Having a dining area or areas with sufficient tables,
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 F. Maintaining and displaying a menu advertising the
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 (2) (i) 1. The annual license fee is [~~\$1,200~~] \$1,320.

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
21 main portion of the dining room facilities.

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~~] \$2,200.

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~~] \$2,200.

1 (iv) The number of licenses which are permitted to have any
2 off-sale privileges referred to in this subsection are limited to those licenses having
3 the permit and facilities on May 28, 1969.

4 (v) Any interruption of restaurant facilities for any reason shall be
5 reported to the Board promptly.

6 (vi) Any drug, candy or confectionery store may not be construed to
7 be a restaurant.

8 (vii) On and after May 1, 1966, any new application for a beer, wine
9 and liquor license, Class B may not be granted by the Board, and any transfer from
10 one location to another location by the same license holder, and any transfer from one
11 license holder to another at the same location, or from one license holder to another at
12 a different location, may not be approved unless the establishment where it is
13 proposed to locate or transfer the license meets the standards contained in this
14 section.

15 (3) (i) This license may be issued to any agricultural association,
16 agricultural fair association or any other association duly authorized to conduct
17 racing under the provisions of the Maryland Horse Racing Act where restaurant
18 facilities are available or to duly authorized concessionaires of any association, or to
19 any organization on any other day, exclusive of racing days, where the premises and
20 facilities of this association are used for a limited period of time for legitimate
21 theatrical productions, social receptions, and any bona fide entertainment conducted
22 by any club, society or association, or for any bona fide religious, fraternal, civic, war
23 veterans, hospital or charitable organizations upon payment of a license fee of [\$50]
24 \$55 per day for the period of this license.

25 (ii) At least one officer of the corporation or the concessionaire,
26 whichever applies for the license, shall be a resident of the State of Maryland. The
27 residency requirements specified in § 9-101 of this article as it pertains to Prince
28 George's County do not apply to an issuance, renewal or transfer of this license.

29 (4) (i) There is a special Class B license known as Class BH, which
30 may be issued only to hotels.

31 (ii) The annual license fee is [\$3,500] \$3,850.

32 (iii) In this paragraph "hotel" means an establishment:

33 1. Which is recognized as a hotel for the accommodation of
34 the public providing services ordinarily found in hotels;

35 2. Which is equipped with:

36 A. Not less than 45 bedrooms;

37 B. A lobby with registration and mail desk and seating
38 facilities; and

1 C. A dining room with facilities for preparing and serving
2 regular meals;

3 3. Where the average daily receipts from the hire of rooms
4 and the sale of food exceeds the average daily receipts from the sale of alcoholic
5 beverages; and

6 4. Where the capital investment in the facility, including the
7 building or buildings and all fixtures and systems contained therein and components
8 thereof, parking compound, swimming pool and other recreational areas, landscaping,
9 site preparation and improvements and infrastructure, engineering, architectural
10 and other similar costs but excluding the cost of land furnishings and removable
11 equipment and personal property, is not less than \$30,000 per bedroom.

12 (iv) Class BH licenses are subject to all other provisions pertaining
13 to Class B beer, wine and liquor licenses, except that any restrictions against the sale
14 of alcoholic beverages on Sunday appearing in § 11-517 of this article and elsewhere
15 in this article do not apply; and any alcoholic beverages may not be sold, served or
16 consumed on the licensed premises on Sunday after 2 a.m. and before 12 noon.

17 (v) 1. In addition to the other privileges granted under this
18 paragraph, a holder of a Class BH beer, wine and liquor (on-sale) license for hotel use
19 may sell alcoholic beverages in sealed containers to hotel guests who are 21 years of
20 age or older if:

21 A. The alcoholic beverages, other than beer and wine, are
22 sold in sealed containers of under 200 milliliters;

23 B. The alcoholic beverages are sold from locked prestocked
24 private bars located within individual guest rooms; and

25 C. The charges for the alcoholic beverages sold are indicated
26 on the respective guest room bill.

27 2. If a room is rented to a guest under 21 years of age, the
28 hotel management is responsible for removing the bar key from the room.

29 (vi) Notwithstanding the provisions of § 9-102 of this article or
30 other provisions of this article, an individual, partnership, or corporation may not
31 hold or have an interest in more than four Class BH licenses.

32 (vii) The Board shall adopt regulations to establish compliance with
33 the provisions of this paragraph.

34 (5) (i) There is a special Sunday "on-sale" permit.

35 (ii) The annual fee for a special Sunday "on-sale" permit is [\$700]
36 \$770, 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 3. The average daily receipts from the sale of food shall equal
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 (iv) The holder of a special Sunday "on-sale" permit is subject to all
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 (v) The Board may adopt regulations it considers necessary
33 relating to the issuance, suspension, and cancellation of these permits in furtherance
34 of this subsection.

35 (6) (i) There is a Class BLX license, which is a special Class B license.

36 (ii) The annual license fee is [\$2,500] \$2,750.

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.

39 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 3. The restaurant shall have a minimum seating capacity of
2 100 persons.

3 4. The Board has complete discretion as to whom these
4 licenses may be issued, the number to be issued, and whether an existing license
5 holder of an alcoholic beverages license may also have an interest in one Class BLX
6 license.

7 5. Subject to sub-subparagraphs 6, 7, and 8 of this
8 subsection, an individual or corporation may hold not more than 6 Class BLX
9 licenses.

10 6. A license holder may be issued a fifth BLX license only if
11 the date of application for a fifth license is at least 1 year after the date the license
12 holder was issued the fourth license.

13 7. A license holder may be issued a sixth BLX license only if
14 the date of application for a sixth license is at least 1 year after the date the license
15 holder was issued the fifth license.

16 8. In determining whether to issue a fifth or sixth BLX
17 license to a single license holder, the Board of License Commissioners for Prince
18 George's County:

19 A. Shall consider the number of licensed establishments
20 existing in the area surrounding the site of the proposed licensed establishment; and

21 B. May issue the additional license only if the Board
22 determines that the proposed licensed establishment will enhance the recreational,
23 business, and economic development of the area.

24 9. This license is limited and restricted to the purpose of
25 providing alcoholic beverages for consumption on the licensed premises only, with no
26 off-sale privileges to be exercised.

27 10. The residency requirements specified in § 9-101 of this
28 article as it pertains to Prince George's County do not apply to Class BLX licenses.

29 (iv) If the requirements under subparagraph (iii) of this paragraph
30 are satisfied, the Board of License Commissioners may issue or transfer one Class
31 BLX license on behalf of any of the following:

32 1. Prince George's County;

33 2. The Maryland-National Capital Park and Planning
34 Commission; or

35 3. A private concessionaire under contract with either:

36 A. Prince George's County; or

1 B. The Maryland-National Capital Park and Planning
2 Commission.

3 (v) If a license is issued under subparagraph (iv) of this paragraph,
4 the profit realized from the sale of alcoholic beverages under this license may be for
5 the use and benefit of Prince George's County, the Maryland-National Capital Park
6 and Planning Commission, or a concessionaire under contract as provided under
7 subparagraph (iv) of this paragraph.

8 (7) (i) 1. There is an arena license.

9 2. "Person" means a natural person, an association, a firm, a
10 partnership, a corporation, or the County Council of Prince George's County.

11 (ii) The annual license fee is [\$10,000] \$11,000.

12 (iii) 1. The Board may issue a Class B, beer, wine and liquor
13 license, known as an "arena license", for the sale of beer, wine, and liquor by the drink
14 and by the bottle within the arena, from one or more outlets, for consumption on the
15 licensed premises.

16 2. This license shall be issued only to the person, firm, or
17 corporation owning or leasing an arena, one of whom shall be a resident of the State
18 of Maryland, or to a concessionaire designated by the person, firm, or corporation
19 owning or leasing the arena. The concessionaire need not be a resident of the State of
20 Maryland.

21 (iv) The Board shall prescribe regulations pertaining to the manner
22 of dispensing alcoholic beverages, the number of outlets authorized to dispense
23 alcoholic beverages, and the hours and days of sale.

24 (v) The licensee is subject to all of the provisions of this article and
25 to the regulations of the Board.

26 (vi) The residency requirements specified in § 9-101 of this article
27 as it pertains to Prince George's County do not apply to arena licenses.

28 (8) (i) There is a Class BCE license.

29 (ii) The annual license fee is [\$3,000] \$3,300.

30 (iii) The Board may issue a special Class B on-sale beer, wine and
31 liquor license to be known as Class BCE which shall be issued only to catering
32 establishments.

33 (iv) A catering establishment shall be defined by the regulations of
34 the Board which shall require that:

- 1 1. The catering establishment have a minimum capital
 2 investment of \$500,000 for dining room facilities and kitchen equipment. This sum
 3 may not include the cost of land, buildings, or a lease; and
- 4 2. A minimum seating capacity of 150 persons.
- 5 (v) The Board shall prescribe regulations pertaining to the hours
 6 and days of sale.
- 7 (vi) Food shall be served with alcoholic beverages.
- 8 (vii) A Class BCE license is limited and restricted to the purpose of
 9 providing alcoholic beverages for consumption on the licensed premises by
 10 participants of catered events only, and off-sale privileges may not be exercised.
- 11 (9) (i) There is a Class B/ECF license.
- 12 (ii) The annual fee is [\$3,500] \$3,850.
- 13 (iii) 1. Notwithstanding the provisions of § 9-217(e)(1) of this
 14 article, the Board may issue a Class B/ECF, beer, wine and liquor license, to be known
 15 as an "educational conference facility" license, to the University of Maryland,
 16 University College Center of Adult Education.
- 17 2. The licensee may sell beer, wine, and liquor by the drink
 18 within the Center, from one or more outlets, for consumption on the licensed premises
 19 to any person or persons authorized by the proper authority to use the Center. The
 20 application for this license shall be filed and processed in the normal manner.
- 21 (iv) The policies of the Center that pertain to the sponsorship of
 22 events where alcoholic beverages may be sold shall be filed with the application.
- 23 (v) 1. The license shall be issued to the individual authorized by
 24 the University College Center of Adult Education of the University of Maryland to act
 25 for it, assume all responsibility, and be subject to all the penalties, conditions, and
 26 restrictions imposed upon licenses under this article. The individual shall be a
 27 resident and registered voter of Prince George's County.
- 28 2. All profits from the sale of alcoholic beverages shall be
 29 deposited into the food services income fund.
- 30 3. The residency requirements specified in § 9-101 of this
 31 article as it pertains to Prince George's County do not apply to Class B/ECF licenses.
- 32 (vi) The Board shall prescribe regulations pertaining to the manner
 33 of dispensing alcoholic beverages, and the hours and days of sale authorized in §
 34 11-517 of this article. The licensee is subject to all the provisions of this article and to
 35 the regulations of the Board.
- 36 (10) (i) There is a special Class B license known as Class B-CI.

- 1 (ii) The annual license fee is [~~\$1,250~~] \$1,375.
- 2 (iii) The Class B-CI license shall be issued only to country inns.
- 3 (iv) A "country inn" means:
- 4 1. An establishment for the accommodation of the public
5 equipped with a dining room with facilities for preparing and serving regular meals,
6 wherein the average daily receipts from the sale of foods exceed the average daily
7 receipts from the sale of alcoholic beverages, and which is located within:
- 8 A. A building that appears on the National Register of
9 Historic Places; or
- 10 B. A building that has historic, cultural, or architectural
11 significance because it:
- 12 I. Has character, interest, or value as part of the
13 development, heritage, or cultural characteristics of the County, State, or nation; or
- 14 II. Is the site of a significant historic event; or
- 15 III. Is identified with a person or a group of persons who
16 influenced society; or
- 17 IV. Exemplifies the cultural, economic, industrial, social,
18 political, or historical heritage of the community; or
- 19 V. Embodies the distinctive characteristics of a type, period,
20 or method of construction; or
- 21 VI. Represents an established and familiar visual feature of
22 the neighborhood, community, or County due to its singular physical characteristic or
23 landscape; and
- 24 VII. Possesses high artistic values; or
- 25 C. A building that has been constructed or reconstructed on a
26 site that is classified as a historic site in the historic sites and districts' plan for Prince
27 George's County, and that meets the criteria of parts B. IV, B. V, and B. VII of this
28 paragraph.
- 29 2. In addition to the criteria in sub-subparagraph 1 of this
30 subparagraph, a country inn must meet all the following criteria:
- 31 A. The exterior of the building must give the appearance of
32 appropriate age.
- 33 B. The grounds must include appropriate landscaping,
34 gardens, and appurtenances.

1 C. Except for restrooms, the interior of the building in all
2 areas open to the public must be decorated and furnished in the style appropriate to
3 the period in which the building was constructed, or the period the building was
4 constructed to exemplify. However, electric lighting may be used if the lighting
5 fixtures are of a style compatible with the decor of the inn.

6 D. The employees of the country inn who regularly and
7 customarily are in view of patrons in the dining area must be attired in clothing or
8 costume appropriate to the period exemplified by the inn.

9 E. Any entertainment provided by the country inn must
10 exemplify the kind of entertainment typical of the period represented by the inn.

11 3. The Board may adopt regulations that specify additional
12 standards and criteria not inconsistent with this section.

13 (v) The Board may determine to whom these licenses shall be
14 issued, the number to be issued, and whether an existing license holder of an alcoholic
15 beverages license in Prince George's County may also have an interest in one Class
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
19 providing alcoholic beverages for consumption on the licensed premises only, with no
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] B-ECR license.

23 (ii) The annual license fee is [\$2,000] \$2,200.

24 (iii) In this paragraph "Commission" means the Maryland-National
25 Capital Park and Planning Commission.

26 (iv) 1. The Board may issue a special 7-day Class B-ECR
27 (Equestrian Center restaurant) on-sale beer, wine and liquor license for the exclusive
28 use on the premises of the Commission's Equestrian Center restaurant located within
29 Prince George's County.

30 2. The special 7-day Class B-ECR on-sale beer, wine and
31 liquor license authorizes the sale of beer, wine, and liquor by the drink for
32 consumption on the restaurant premises by the holder or a private concessionaire
33 under contract with the holder to operate the licensed premises.

34 (v) 1. A special 7-day Class B-ECR on-sale beer, wine and
35 liquor license shall be issued to the Commission for use in the Commission's
36 Equestrian Center restaurant upon the Commission's making application and
37 qualifying as a license holder under this article.

1 2. The residency requirement under § 9-101 of this article
2 does not apply to an applicant for this license under this paragraph.

3 (vi) Any profit made from the sale of beer, wine, and liquor by the
4 holder of a license issued pursuant to this paragraph may be for the use and benefit
5 of the Commission.

6 (12) (i) There is a Class B-ECF/DS license.

7 (ii) The annual license fee is [\$4,000] \$4,400.

8 (iii) The Board may issue a special Class B beer, wine and liquor
9 (on-sale) license known as a Class B-Education Conference Facility/Dining Service
10 license (Class B-ECF/DS license).

11 (iv) A Class B-ECF/DS license may only be issued to an individual
12 who is:

13 1. Authorized by the University of Maryland, College Park to
14 act on its behalf under this license and be subject to the conditions, restrictions, and
15 penalties under this article; and

16 2. A resident and registered voter of Prince George's County.

17 (v) The residency requirement under § 9-101 of this article does
18 not apply to a license applicant under this paragraph.

19 (vi) A Class B-ECF/DS license authorizes the holder to sell beer,
20 wine, and liquor from multiple designated outlets on the University's campus only at
21 University-related functions catered by the Department of Dining Services.

22 (vii) 1. A Class B-ECF/DS license is restricted to on-sale
23 privileges only.

24 2. Any alcoholic beverages purchased at a designated outlet
25 shall be consumed within the confines of that outlet and may not be transported to
26 another outlet.

27 (viii) All profits from the retail sale of alcoholic beverages under this
28 paragraph shall be deposited in the Dining Services Income Fund of the University of
29 Maryland.

30 (ix) The Board:

31 1. May regulate the manner in which alcoholic beverages are
32 dispensed under a Class B-ECF/DS license;

33 2. Prior to the issuance of this license, shall designate the
34 exact campus locations for the outlets for the sale of alcoholic beverages under this
35 license;

1 3. Shall maintain a map and description of the designated
2 outlets for verification upon the renewal of this license;

3 4. Shall require the Department of Dining Services of the
4 University of Maryland, College Park to report to the Board at least 5 days in advance
5 of all University-related catered functions at which beer, wine, or liquor is intended
6 to be sold or served; and

7 5. Shall process this license in the same manner as any other
8 license issued by the Board.

9 (x) The hours and days of sale under this license are as provided
10 under § 11-517 of this article.

11 (xi) The restriction on the distance between the location of a school
12 and an alcoholic beverages licensed premises does not apply to a Class B-ECF/DS
13 license.

14 (xii) The general prohibition on the number of alcoholic beverages
15 licenses for the same person 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] \$19,800.

18 (iii) This license entitles the holder to sell beer, wine and liquor by
19 the drink and by the bottle, from one or more outlets, for consumption on the licensed
20 premises only.

21 (iv) This is a 7-day license.

22 (v) This license may be exercised only at the Redskins Stadium at
23 Raljon.

24 6-301.

25 (a) (1) A Class C beer, wine and liquor license shall be issued by the license
26 issuing authority of the county in which the place of business is located. It authorizes
27 the holder to keep for sale and sell all alcoholic beverages at retail at any club, at the
28 place described in the license, for consumption on the premises only.

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

31 (3) In this section, "Board" means the Board of Commissioners for the
32 jurisdiction to which the subsection applies.

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

34 (2) (i) There is a veterans' license.

- 1 (ii) The annual license fee is [~~\$750~~] \$825.
- 2 (iii) The license shall be issued to any local unit of a nationwide
3 bona fide nonprofit organization or club that:
- 4 1. Is composed solely of members who served in the armed
5 forces of the United States in any war in which the United States has engaged;
- 6 2. Has a charter from a national veterans' organization prior
7 to the time of making application for the license;
- 8 3. Has a bona fide membership of not less than 100 persons
9 and dues of not less than \$5 per year per person;
- 10 4. Operates solely for the use of its own members and their
11 guests when accompanied by such members; and
- 12 5. Meets in a clubhouse principally used for no other
13 purpose.
- 14 (iv) The licensee is subject to all other provisions of this article
15 relating to beer, wine and liquor licenses, Class C, in force and effect in Prince
16 George's County.
- 17 (3) (i) There is a fraternal/sororal/service license.
- 18 (ii) The annual license fee is [~~\$750~~] \$825.
- 19 (iii) A license may be issued to any local unit of a lodge or chapter of
20 any bona fide nonprofit and nationwide fraternal or service organization that:
- 21 1. Is composed solely of members duly elected and initiated
22 in accordance with the rites and customs of the fraternal, sororal, or service
23 organization;
- 24 2. Is in existence and operating in Prince George's County
25 prior to the time of making application for the license;
- 26 3. Has a bona fide membership of not less than 100 persons
27 and dues of not less than \$5 per year per person; and
- 28 4. Owns or operates a home or clubhouse principally for the
29 use of its members and their guests when accompanied by the members, and not
30 directly or indirectly owned or operated as a public business.
- 31 (iv) The licensee may keep for sale and sell at retail any alcoholic
32 beverages to any member or guest when accompanied by a member for consumption
33 on the licensed premises.
- 34 (v) The licensee is subject to all the provisions of this article
35 relating to beer, wine and liquor licenses, Class C, in force and effect in Prince

1 George's County, except that restrictions on the sale of alcoholic beverages on Sunday
2 found in § 11-517 of this article and elsewhere do not apply.

3 (vi) The licensee may permit persons who have leased a private
4 room or other area of the licensed premises for a private social gathering to bring
5 beer, wine, and liquor onto the licensed premises, provided that it is consumed on the
6 premises.

7 (4) (i) There is a special Class C (yacht club) license in Prince George's
8 County.

9 (ii) The annual license fee is [\$1,300] \$1,430.

10 (iii) A license may be issued to a yacht club that:

11 1. Has 50 or more bona fide members paying dues of not less
12 than \$75 per year per member;

13 2. That maintains at the time of application for the license a
14 clubhouse with a seating capacity sufficient to accommodate at one time at least 100
15 persons;

16 3. Has slips or berths for 75 boats or more; and

17 4. Has at least 5 acres of ground.

18 (iv) The licensee may keep for sale and sell at retail any alcoholic
19 beverages, to any member or guest when accompanied by a member at the place
20 described in the license.

21 (v) Alcoholic beverages may be consumed on the licensed premises
22 only.

23 (vi) The licensee is subject to all the provisions of this article
24 relating to beer, wine and liquor licenses, Class C, in force and effect in Prince
25 George's County. Restrictions on the sale of alcoholic beverages on Sunday found in §
26 11-517 of this article and elsewhere do not apply.

27 (vii) The application for license filed on behalf of any such yacht club
28 shall be signed by at least one officer of the club, who shall be a resident, registered
29 voter, and taxpayer of Prince 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] \$1,650.

32 (iii) The license may be issued to any golf and country club that:

33 1. Has:

- 1 A. 200 or more bona fide members paying dues of not less
2 than \$75 per year per member; and
- 3 B. Maintains at the time of application for the license two or
4 more tennis courts, a swimming pool at least 30 by 80 feet in size, and a regular or
5 championship golf course of 9 holes or more; or
- 6 2. Has:
- 7 A. 500 or more bona fide dues-paying members; and
- 8 B. Maintains at the time of the application for the license a
9 regular or championship golf course of 18 holes or more.
- 10 (iv) The licensee may keep for sale and sell at retail any alcoholic
11 beverages, to any customer at the place described in the license.
- 12 (v) The alcoholic beverages may be consumed on or off its premises.
- 13 (vi) The application for the license shall be signed by at least one
14 officer of the club, who shall be a resident, registered voter, and taxpayer.
- 15 (vii) 1. The license is subject to all the provisions of this article.
- 16 2. Any restrictions against the sale of alcoholic beverages on
17 Sundays, appearing elsewhere in this article, do not apply to any licensee holding the
18 special Class C (golf and country club) license. Sales on Sunday under the license
19 shall be made only to the bona fide members of the golf and country club and to guests
20 of those members for consumption on the premises and the grounds of the club used
21 in connection with the club.
- 22 (6) (i) There is a special Class C (country club) license.
- 23 (ii) The annual license fee is \$1,000.
- 24 (iii) The license may be issued to a country club meeting the
25 requirements specified in paragraph (5) of this subsection other than the
26 requirements for a regular or championship golf course of 9 holes or more. Instead,
27 the club shall have, in addition to the other requirements, not less than 15 acres of
28 ground for the licensed premises and used in connection therewith. Licensees are
29 subject to restrictions appearing in § 11-517 of this article as to sale of alcoholic
30 beverages on Sunday.
- 31 (iv) Alcoholic beverages may not be consumed off their premises or
32 on the grounds of the club.
- 33 (7) (i) There is a special Class C (concession) beer, wine and liquor
34 license.

1 (ii) The annual license fee is [\$1,500] \$1,650. The fee shall be paid
2 prior to its issuance, regardless of any terms or conditions in any contractual
3 agreement between the concessionaire and Prince George's County.

4 (iii) The license may be issued to any person operating a concession
5 subject to contractual agreement with Prince George's County on the premises of any
6 golf and country club or country club owned by Prince George's County.

7 (iv) The concessionaire holding this license may keep for sale and
8 sell at retail any alcoholic beverages by the drink or the bottle for consumption on the
9 premises only.

10 (v) The concessionaire may be any natural person, association,
11 firm, partnership, or corporation approved as such by the County Council and shall be
12 a resident of the State of Maryland.

13 (vi) The Board shall regulate the manner of dispensing alcoholic
14 beverages, and shall authorize the number of outlets permitted to dispense alcoholic
15 beverages on the licensed premises.

16 8-409.

17 (a) (1) In Prince George's County, the Board of License Commissioners may
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.

21 (3) The license permits the consumption of wine, containing not more
22 than 14 percent of alcohol by volume, for tasting or sampling purposes only.

23 (4) The licensee may not serve more than 1 ounce from each given brand
24 to any one person.

25 (5) The annual license fee:

26 (i) For holders of a BWL license, is [\$100] \$110 in addition to the
27 cost of the BWL license; and

28 (ii) For holders of a BW license, is [\$100] \$110 in addition to the
29 cost of the BW license.

30 (b) The Prince George's County Board of License Commissioners may adopt
31 rules or regulations providing additional requirements to implement this section.

32 8-505.

33 (a) (1) In this section the following words have the meanings indicated.

34 (2) "Board" means the Prince George's County Board of License
35 Commissioners.

1 (3) "Commission" means the Maryland-National Capital Park and
2 Planning Commission.

3 (b) (1) The Board may issue special 7-day Class B-GC (golf course) on-sale
4 beer and wine licenses for the exclusive use on the premises of the Commission's golf
5 courses located within Prince George's County.

6 (2) The special 7-day Class B-GC on-sale beer and wine license
7 authorizes the holder to sell beer and wine from 1 or more outlets for consumption on
8 the premises of the golf course.

9 (3) (i) A separate license is required for each applicable golf course.

10 (ii) A special 7-day Class B-GC on-sale beer and wine license shall
11 be issued to each of the managers of the Commission's golf courses upon making
12 application and qualifying as a license holder under this article.

13 (4) (i) Except as provided in this subsection, the hours of sale for beer
14 and wine under this license are from 11 a.m. to 10 p.m. daily, Monday through
15 Sunday.

16 (ii) The Commission may:

17 1. Reduce the hours of sale of beer and wine under this
18 license; and

19 2. Discontinue the sale of beer and wine under this license
20 from Labor Day through Memorial Day.

21 (5) The annual fee for a special 7-day Class B-GC on-sale beer and wine
22 license is [~~\$300~~] \$330.

23 8-702.

24 (a) In this section, "drafhhouse" means a theatre where motion pictures are
25 shown to the public and where the patrons can purchase food, beer, and wine to
26 consume on the premises while watching the motion picture.

27 (b) This section applies only in the City of Greenbelt, Prince George's County.

28 (c) There is a Class B-DH (drafhhouse) license.

29 (d) (1) A Class B-DH (drafhhouse) license shall be issued by the office where
30 Class B licenses are issued in the county in which the drafhhouse is located.

31 (2) The license authorizes the holder to keep for sale and sell beer and
32 wine at retail in any drafhhouse described in the license for consumption on the
33 premises only.

34 (e) (1) The annual license fee is [~~\$200~~] \$220.

1 (2) The annual license fee shall be paid before any license is issued and
2 the fee shall 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 (2) Have a minimum investment in tangible property, including kitchen
6 equipment, furniture, and interior improvements, of at least \$150,000;

7 (3) Present a family matinee every Saturday and holiday that the
8 theatre is open for business;

9 (4) Submit to the Board of License Commissioners for its prior written
10 approval the menu the drafthouse intends to offer, which shall include both hot and
11 cold food;

12 (5) Provide beer and wine at tables and seats in the drafthouse, but may
13 not have a bar except for a service bar; and

14 (6) Except when showing a family matinee, make beer and wine
15 available for purchase only prior to and during the motion picture show, but all
16 service shall 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) The Board of License Commissioners shall determine the number of Class
19 B-DH (drafthouse) licenses to be issued.

20 8-1001.

21 (a) In this section, "district" means:

22 (1) A designated Maryland main street with a local management
23 authority;

24 (2) A designated revitalization area; or

25 (3) An area with a revitalization plan that has been adopted locally.

26 (b) This section applies only in Prince George's County.

27 (c) There is a Class B-RD license.

28 (1) A Class B-RD (revitalization district) license shall be issued by the
29 office where Class B licenses are issued in the County.

30 (2) The license authorizes the holder to keep for sale and sell liquor at
31 retail in any premises licensed for Class B-RD sales.

32 (3) Only on-sale consumption is permitted.

- 1 (e) The annual license fee is [~~\$600~~] \$660.
- 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, 2000.