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

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Committee Report: Favorable  
House action: Adopted  
Read second time: March 21, 2000

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Prince George's County - Alcoholic Beverages - Additional Class B Licenses**  
3 **PG 308-00**

4 FOR the purpose of authorizing the Prince George's County Board of License  
5 Commissioners to allow certain individuals and entities to hold or have an  
6 interest in more than one Class B beer, wine and liquor license for restaurants  
7 that are located in certain areas under certain circumstances; providing for  
8 certain exceptions; establishing an annual license fee for certain Class B  
9 licenses; providing that a certain Class B license does not confer off-sale  
10 privileges; providing that the issuance of certain Class B beer, wine and liquor  
11 licenses is subject to a certain limitation on the number of certain Class B  
12 licenses that can be issued in Prince George's County; and generally relating to  
13 Class B beer, wine and liquor licenses in Prince George's County.

14 BY repealing and reenacting, without amendments,  
15 Article 2B - Alcoholic Beverages  
16 Section 6-201(r)(1) and 9-217(a)  
17 Annotated Code of Maryland  
18 (1998 Replacement Volume and 1999 Supplement)

19 BY adding to  
20 Article 2B - Alcoholic Beverages  
21 Section 9-217(f)(5)  
22 Annotated Code of Maryland  
23 (1998 Replacement Volume and 1999 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 6-201.

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

6 (ii) 1. In this subsection the following words have the meanings  
7 indicated.

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

9 3. "Restaurant" means any establishment:

10 A. Located in a permanent building with ample space and  
11 accommodations commonly known as a restaurant where hot meals are habitually  
12 prepared, sold and served to the public during the hours it is regularly open for  
13 business;

14 B. Having at least the minimum sanitary facilities required  
15 for an establishment by the regulations of the county health department and shall  
16 meet the minimum health requirements of these regulations;

17 C. Having a dining area or areas with sufficient tables,  
18 chairs or booths to comfortably seat and accommodate patrons;

19 D. Equipped with a kitchen having complete facilities and  
20 utensils for preparing hot and cold meals to the public;

21 E. Employing a sufficient number of cooks, waiters or  
22 waitresses to serve the number of patrons provided for in the dining area or areas;  
23 and

24 F. Maintaining and displaying a menu advertising the  
25 serving of a variety of hot meals. There shall be on the premises at all times sufficient  
26 food to fill orders made from the menu.

27 9-217.

28 (a) This section applies only in Prince George's County.

29 (f) (5) (I) THIS PARAGRAPH DOES NOT APPLY TO A LICENSED PREMISES  
30 LOCATED IN A CHAIN STORE, SUPERMARKET, DISCOUNT HOUSE, DRUG STORE, OR  
31 CONVENIENCE STORE.

32 (II) NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE,  
33 THE BOARD OF LICENSE COMMISSIONERS MAY ALLOW AN INDIVIDUAL,  
34 PARTNERSHIP, CORPORATION, UNINCORPORATED ASSOCIATION, OR LIMITED

1 LIABILITY COMPANY TO HOLD OR HAVE AN INTEREST IN MORE THAN ONE CLASS B  
2 BEER, WINE AND LIQUOR LICENSE, IF THE RESTAURANT FOR WHICH THE LICENSE IS  
3 SOUGHT IS LOCATED WITHIN ANY OF THE FOLLOWING AREAS THAT ARE  
4 UNDERSERVED BY RESTAURANTS:

5                                   1.       SUITLAND BUSINESS DISTRICT, CONSISTING OF  
6 PROPERTIES FRONTING ON OR HAVING ACCESS TO SILVER HILL ROAD BETWEEN  
7 SUITLAND PARKWAY AND SUNSET LANE, AND ON SUITLAND ROAD BETWEEN  
8 ARNOLD ROAD AND EASTERN LANE;

9                                   2.       PORT TOWNS BUSINESS DISTRICT, CONSISTING OF  
10 PROPERTIES FRONTING ON OR HAVING ACCESS TO RHODE ISLAND AVENUE,  
11 BLADENSBURG ROAD, ANNAPOLIS ROAD, OR 38TH STREET AND LOCATED WITHIN  
12 THE MUNICIPAL BOUNDARIES OR NORTH BRENTWOOD, BLADENSBURG, COLMAR  
13 MANOR, COTTAGE CITY, OR MT. RAINIER;

14                                  3.       INDIAN HEAD HIGHWAY CORRIDOR, CONSISTING OF  
15 PROPERTIES LOCATED WITHIN 500 FEET OF THE RIGHT-OF-WAY OF INDIAN HEAD  
16 HIGHWAY (MD ROUTE 210) FROM OXON HILL ROAD ON THE NORTH TO SWAN CREEK  
17 ROAD ON THE SOUTH;

18                                  4.       LARGO AREA, CONSISTING OF PROPERTIES WITHIN THE  
19 AREA BOUNDED BY THE CAPITAL BELTWAY (I-495) ON THE WEST, CENTRAL AVENUE  
20 AND LANDOVER ROAD ON THE SOUTH AND SOUTHEAST, CAMPUS WAY NORTH ON  
21 THE EAST AND ROUTE 214 AND LANDOVER ROAD ON THE NORTH AND NORTHWEST;  
22 OR

23                                  5.       NATIONAL HARBOR, CONSISTING OF PROPERTIES WITHIN  
24 THE AREA BOUNDED BY THE CAPITAL BELTWAY (I-495) ON THE NORTH, OXON HILL  
25 ROAD ON THE EAST, RIVER BEND ROAD ON THE SOUTH, AND THE POTOMAC RIVER  
26 ON THE WEST.

27                                  (III)   1.       EXCEPT AS PROVIDED IN SUB-SUBPARAGRAPHS 2 AND 3  
28 OF THIS SUBPARAGRAPH, A LICENSE HOLDER MAY NOT HOLD MORE THAN 4 CLASS B  
29 BEER, WINE AND LIQUOR LICENSES WITHIN ALL OF THE UNDERSERVED AREAS  
30 DESCRIBED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH.

31                                  2.       A LICENSE HOLDER MAY BE ISSUED OR TRANSFERRED A  
32 FIFTH CLASS B BEER, WINE AND LIQUOR LICENSE ONLY IF THE DATE OF THE  
33 APPLICATION FOR THE FIFTH LICENSE IS AT LEAST 1 YEAR AFTER THE DATE THE  
34 LICENSE HOLDER WAS ISSUED OR TRANSFERRED THE FOURTH LICENSE.

35                                  3.       A LICENSE HOLDER MAY BE ISSUED OR TRANSFERRED A  
36 SIXTH CLASS B BEER, WINE AND LIQUOR LICENSE ONLY IF THE DATE OF THE  
37 APPLICATION FOR THE SIXTH LICENSE IS AT LEAST 1 YEAR AFTER THE DATE THE  
38 LICENSE HOLDER WAS ISSUED OR TRANSFERRED THE FIFTH LICENSE.

39                                  (IV)   AN INDIVIDUAL, PARTNERSHIP, CORPORATION,  
40 UNINCORPORATED ASSOCIATION, OR LIMITED LIABILITY COMPANY THAT HOLDS OR  
41 HAS AN INTEREST IN A LICENSE LOCATED IN AN UNDERSERVED AREA DESCRIBED IN

1 SUBPARAGRAPH (II) OF THIS PARAGRAPH MAY NOT HOLD OR HAVE AN INTEREST IN  
2 MORE THAN ONE LICENSE LOCATED OUTSIDE OF ALL THE UNDERSERVED AREAS.

3 (V) THE ANNUAL LICENSE FEE FOR A CLASS B LICENSE OBTAINED  
4 UNDER THIS PARAGRAPH IS \$2,500.

5 (VI) A CLASS B LICENSE OBTAINED UNDER THIS PARAGRAPH DOES  
6 NOT CONFER OFF-SALE PRIVILEGES.

7 (VII) THE RESIDENCY REQUIREMENTS UNDER § 9-101 OF THIS TITLE  
8 APPLY TO AN APPLICANT FOR A CLASS B LICENSE UNDER THIS PARAGRAPH.

9 (VIII) THE LIMIT ON THE MAXIMUM NUMBER OF CLASS B BEER, WINE  
10 AND LIQUOR LICENSES IN THE COUNTY UNDER SUBSECTION (B) OF THIS SECTION  
11 APPLIES TO THE ISSUANCE OF LICENSES UNDER THIS PARAGRAPH.

12 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
13 October 1, 2000.