
By: **Frederick County Delegation**
Introduced and read first time: February 7, 2001
Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Frederick County - Alcoholic Beverages - Retirement Community License**

3 FOR the purpose of establishing in Frederick County a special Class C (retirement
4 community) license; establishing a certain license fee; authorizing the Board of
5 License Commissioners to issue a license for use in a retirement community
6 under certain conditions; authorizing a license holder to keep for sale and to sell
7 at retail alcoholic beverages for on-premises consumption only; authorizing
8 residents and their guests to consume wine not purchased from the license
9 holder in a certain area under certain conditions; authorizing the establishment
10 of wine-tasting societies under certain conditions; establishing a certain
11 requirement for license applicants; establishing hours of sale for the licensee;
12 and generally relating to retirement community licenses in Frederick County.

13 BY repealing and reenacting, without amendments,
14 Article 2B - Alcoholic Beverages
15 Section 6-301(1)(1)
16 Annotated Code of Maryland
17 (1998 Replacement Volume and 2000 Supplement)

18 BY adding to
19 Article 2B - Alcoholic Beverages
20 Section 6-301(1)(10)
21 Annotated Code of Maryland
22 (1998 Replacement Volume and 2000 Supplement)

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

25 **Article 2B - Alcoholic Beverages**

26 6-301.

27 (l) (1) The provisions of this subsection apply only in Frederick County.

1 (10) (I) THERE IS A SPECIAL CLASS C (RETIREMENT COMMUNITY)
2 LICENSE.

3 (II) THE ANNUAL LICENSE FEE IS \$500.

4 (III) THE BOARD MAY ISSUE A CLASS C (ON-SALE) BEER, WINE AND
5 LIQUOR LICENSE FOR USE IN A RETIREMENT COMMUNITY:

6 1. THAT IS OPERATED BY A NONPROFIT ORGANIZATION FOR
7 THE RETIREMENT AND CARE OF PERSONS 60 YEARS OF AGE OR OLDER;

8 2. THAT HAS BEEN INCORPORATED FOR AT LEAST 1 YEAR
9 BEFORE THE APPLICATION FOR LICENSURE; AND

10 3. THAT PREPARES AND SERVES MEALS DURING REGULAR
11 OPERATING HOURS TO RESIDENTS AND THEIR GUESTS.

12 (IV) 1. THE LICENSE AUTHORIZES THE LICENSEE TO KEEP FOR
13 SALE AND TO SELL AT RETAIL ANY ALCOHOLIC BEVERAGES TO RESIDENTS AND
14 THEIR GUESTS AT THE AREA OF THE LICENSED PREMISES KNOWN AS THE
15 COMMUNITY CENTER FOR ON-PREMISES CONSUMPTION ONLY.

16 2. A RETIREMENT COMMUNITY MAY NOT SELL ALCOHOLIC
17 BEVERAGES FOR CONSUMPTION OFF THE PREMISES.

18 (V) THE LICENSE AUTHORIZES RESIDENTS AND THEIR GUESTS TO
19 CONSUME WINE OWNED BY THE RESIDENTS THAT:

20 1. IS CONSUMED IN THE DINING ROOM WITH A MEAL; BUT

21 2. IS NOT PURCHASED FROM THE LICENSEE.

22 (VI) THE LICENSE AUTHORIZES A WINE-TASTING SOCIETY,
23 COMPOSED OF RESIDENTS OF THE RETIREMENT COMMUNITY, TO HOLD MEETINGS
24 ON THE LICENSED PREMISES AND CONDUCT WINE-TASTINGS THAT MAY INCLUDE
25 THE CONSUMPTION OF WINE IF:

26 1. THE WINE IS NOT PURCHASED FROM THE LICENSEE; AND

27 2. A FEE IS NOT CHARGED FOR THE TASTING.

28 (VII) 1. TO BE ACCEPTED BY THE BOARD OF LICENSE
29 COMMISSIONERS, AN APPLICATION FOR THE LICENSE SHALL BE SIGNED BY THREE
30 OFFICERS OF THE RETIREMENT COMMUNITY CORPORATION.

31 2. AT LEAST ONE SIGNER SHALL BE A RESIDENT OF
32 FREDERICK COUNTY.

33 (VIII) THE HOURS OF SALE UNDER A CLASS C (RETIREMENT
34 COMMUNITY) ON-SALE BEER, WINE AND LIQUOR LICENSE ARE THE SAME AS THOSE
35 FOR A CLASS C BEER, WINE AND LIQUOR LICENSE.

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 October 1, 2001.