

HOUSE BILL 804

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A2

2001 Regular Session
(11r1669)

ENROLLED BILL

-- *Economic Matters/Economic and Environmental Affairs* --

Introduced by **Delegates Campbell, McIntosh, and Rosenberg**

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.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Baltimore City - Alcoholic Beverages - Class A License Transfers**

3 FOR the purpose of exempting in Baltimore City from a prohibition against locating
4 licensed premises within a certain distance from a church or school, certain
5 Class A licenses transferred to a certain location under certain circumstances;
6 and generally relating to Class A licenses in Baltimore City.

7 BY repealing and reenacting, with amendments,
8 Article 2B - Alcoholic Beverages
9 Section 9-204.3
10 Annotated Code of Maryland
11 (1998 Replacement Volume and 2000 Supplement)

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

1

Article 2B - Alcoholic Beverages

2 9-204.3.

3 (a) In Baltimore City, in the 2nd, 3rd, 4th, and 5th Legislative Districts as
4 they existed on January 1, 1972, and 47th Legislative District, no new license, or
5 removal of an existing license, shall be granted to sell alcoholic beverages in any
6 building located within 300 feet of the nearest point of the buildings of a church or
7 school, but the license of any person now holding a license for any building located
8 within such distance of the building grounds of a church or school may be renewed or
9 extended for the same building.

10 (b) The restrictions regarding distance do not apply to the following licenses,
11 which may be issued within the 300 feet limitation:

12 (1) Except in the 47th Legislative District, Class B beer and wine;

13 (2) Except in the 47th Legislative District, Class B beer, wine and liquor;

14 (3) Class C beer and wine; [and]

15 (4) Class C beer, wine and liquor; AND

16 (5) A CLASS A LICENSE THAT IS TRANSFERRED FROM WARD 12,
17 PRECINCT 1 TO A PROPERTY WITHIN A BLOCK SURROUNDED BY ELM AVENUE, BERRY
18 STREET, PAINE STREET AND WEST 37TH STREET, IF:

19 (I) THE TRANSFER HAS THE WRITTEN SUPPORT OF THE HAMPDEN
20 COMMUNITY COUNCIL, THE HAMPDEN VILLAGE MERCHANT'S ASSOCIATION, AND
21 HAMPDEN MAIN STREET; AND

22 (II) THE TRANSFER IS CONSISTENT WITH THE HAMPDEN URBAN
23 RENEWAL PLAN.

24 (c) Except in the 47th Legislative District, the governing body of any church in
25 writing may waive the restrictions of this section regarding licenses not specified in
26 subsection (b) with respect to cafes or restaurants located within 250 feet of a theater
27 having a capacity of not less than 300 seats, which theater is operated by a nonprofit
28 theater association.

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

