
By: **Montgomery County Delegation**
Introduced and read first time: February 6, 2002
Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Montgomery County - Alcoholic Beverages - Class B-BWL (Performing Arts**
3 **Facility) License**
4 **MC 201-02**

5 FOR the purpose of creating the Montgomery County Class B-BWL (performing arts
6 facility) beer, wine, and liquor license; establishing privileges and prohibitions
7 under the license; establishing the hours and days for sale under the license;
8 establishing that the Board of License Commissioners may issue the license to
9 apply only to a facility that meets certain criteria; establishing that the Board
10 may issue the license only for use by certain persons; authorizing the Board to
11 impose certain conditions on the issuance or renewal of the license; prohibiting
12 the Board from approving the transfer of the license to another location;
13 establishing a certain annual fee for the license; defining a certain term; and
14 generally relating to the creation of the Montgomery County Class B-BWL
15 (performing arts facility) beer, wine, and liquor license.

16 BY adding to
17 Article 2B - Alcoholic Beverages
18 Section 6-201(q)(4)
19 Annotated Code of Maryland
20 (1998 Replacement Volume and 2001 Supplement)

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

23 **Article 2B - Alcoholic Beverages**

24 6-201.

25 (Q) (4) (I) IN THIS PARAGRAPH, "PERFORMING ARTS FACILITY" MEANS A
26 FACILITY THAT IS USED FOR ARTISTIC, CORPORATE, AND COMMUNITY RELATED
27 ACTIVITIES.

1 (II) THERE IS A MONTGOMERY COUNTY CLASS B-BWL
2 (PERFORMING ARTS FACILITY) BEER, WINE, AND LIQUOR LICENSE.

3 (III) THE BOARD OF LICENSE COMMISSIONERS MAY ISSUE A CLASS
4 B-BWL (PERFORMING ARTS FACILITY) LICENSE TO APPLY ONLY TO A PERFORMING
5 ARTS FACILITY THAT HAS:

6 1. A MINIMUM CAPITAL INVESTMENT, NOT INCLUDING REAL
7 PROPERTY, OF \$1,000,000;

8 2. A MINIMUM CAPACITY OF 2,000 PERSONS; AND

9 3. A FOOD SERVICE FACILITY PERMIT AND 40 SEATS IN A
10 FOOD SERVICE AREA.

11 (IV) THE BOARD MAY ISSUE A CLASS B-BWL (PERFORMING ARTS
12 FACILITY) LICENSE FOR USE BY A NOT-FOR-PROFIT PARTNERSHIP, LIMITED
13 LIABILITY COMPANY, CORPORATION, OR OTHER ENTITY THAT LEASES THE
14 PERFORMING ARTS FACILITY TO HOST ARTISTIC, CORPORATE, AND COMMUNITY
15 RELATED ACTIVITIES.

16 (V) 1. A CLASS B-BWL (PERFORMING ARTS FACILITY) LICENSE
17 AUTHORIZES THE HOLDER TO SELL BEER, WINE, AND LIQUOR BY THE DRINK FROM
18 ONE OR MORE OUTLETS ON THE LICENSED PREMISES FOR CONSUMPTION ON THE
19 LICENSED PREMISES.

20 2. A HOLDER OF A CLASS B-BWL (PERFORMING ARTS
21 FACILITY) LICENSE EXERCISE THE PRIVILEGES UNDER THE LICENSE FROM 10:00 A.M.
22 ON ANY DAY UNTIL 2:00 A.M. THE FOLLOWING DAY.

23 3. A HOLDER OF A CLASS B-BWL (PERFORMING ARTS
24 FACILITY) LICENSE MAY NOT SELL ALCOHOLIC BEVERAGES AT:

25 A. A HIGH SCHOOL GRADUATION HELD ON THE LICENSED
26 PREMISES; OR

27 B. A COMMUNITY MEETING HELD, WITHOUT FOOD SERVICE,
28 ON THE LICENSED PREMISES.

29 (VI) THE BOARD MAY IMPOSE CONDITIONS ON THE ISSUANCE OR
30 RENEWAL OF A CLASS B-BWL (PERFORMING ARTS FACILITY) LICENSE THAT
31 ESTABLISH THE AREAS IN THE PERFORMING ARTS FACILITY WHERE BEER, WINE,
32 AND LIQUOR MAY BE SOLD, SERVED, POSSESSED, OR CONSUMED.

33 (VII) THE BOARD MAY NOT APPROVE THE TRANSFER OF A CLASS
34 B-BWL (PERFORMING ARTS FACILITY) LICENSE TO ANOTHER LOCATION.

35 (VIII) THE ANNUAL LICENSE FEE FOR A CLASS B-BWL
36 (PERFORMING ARTS FACILITY) LICENSE IS \$1,000.

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
2 effect October 1, 2002.