
By: **Harford County Delegation**

Introduced and read first time: January 31, 2005

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Harford County - Alcoholic Beverages - Special Class B (Inn) License -**
 3 **Modifications**

4 FOR the purpose of repealing current provisions of law relating to the 7-day special
 5 Class B (inn) on-sale beer and light wine license in Harford County;
 6 establishing a 7-day special Class B (inn) on-sale beer, wine and liquor license
 7 in the county; providing a minimum number of rooms or suites and certain other
 8 requirements an inn must have to qualify to be licensed under this Act;
 9 providing for certain fees for licenses issued under this Act; authorizing the
 10 holder of a license under this Act to hold catered events that are catered by the
 11 license holder on the premises of the licensed establishment; authorizing the
 12 holder of a license under this Act to allow nonguests to patronize the
 13 establishment and have certain alcoholic beverages delivered to them under
 14 certain circumstances; providing that if a licensed establishment ceases to
 15 operate as an inn, the license is void and shall be returned to the Harford
 16 County Liquor Control Board; requiring the Board to adopt certain regulations;
 17 and generally relating to special Class B (inn) on-sale beer, wine and liquor
 18 licenses in Harford County.

19 BY repealing
 20 Article 2B - Alcoholic Beverages
 21 Section 5-201(n)(6)
 22 Annotated Code of Maryland
 23 (2001 Replacement Volume and 2004 Supplement)

24 BY repealing and reenacting, without amendments,
 25 Article 2B - Alcoholic Beverages
 26 Section 6-201(n)(1)
 27 Annotated Code of Maryland
 28 (2001 Replacement Volume and 2004 Supplement)

29 BY adding to
 30 Article 2B - Alcoholic Beverages
 31 Section 6-201(n)(7)

1 Annotated Code of Maryland
2 (2001 Replacement Volume and 2004 Supplement)

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

5 **Article 2B - Alcoholic Beverages**

6 5-201.

7 (n) [(6) (i) In this paragraph, "guest" means persons whose names and
8 addresses appear on the registry that is maintained by the establishment. It does not
9 include persons who are registered solely for the purpose of obtaining alcoholic
10 beverages.

11 (ii) The Liquor Control Board may issue a 7-day special Class B
12 (inn) on-sale beer and light wine license.

13 (iii) To qualify for this license the applicant's establishment shall:

14 1. Be a historic structure;

15 2. Be approved by the appropriate governing authority to
16 operate as an inn;

17 3. Have a minimum of 4 rooms but no more than 10 rooms,
18 excluding the resident management quarters, which the public, for consideration,
19 may use for sleeping accommodations for a specified period of time;

20 4. Have a seated dining capacity of not more than 40; and

21 5. Have a kitchen facility that has been approved by the local
22 governing authority.

23 (iv) The holder of a 7-day special Class B (inn) license may sell only
24 in conjunction with a meal beer and light wine to guests for consumption on the
25 premises during the days and hours established for a Class B on-sale beer and wine
26 license for Harford County under this article.

27 (v) The annual fee for a 7-day special Class B (inn) license is \$950.

28 (vi) The Liquor Control Board may adopt additional regulations
29 consistent with this subsection.

30 (vii) If an establishment ceases to be operated as an inn, the 7-day
31 special Class B (inn) license shall be void.

32 (viii) 1. The special Class B (inn) license also authorizes the holder
33 to keep for sale and sell beer, wine, and liquor for on-premises consumption during

1 1. FOR AN ESTABLISHMENT THAT HAS 11 THROUGH 24
2 ROOMS OR SUITES, \$2,500; AND

3 2. FOR AN ESTABLISHMENT THAT HAS 25 OR MORE ROOMS
4 OR SUITES, \$3,295.

5 (VI) 1. THE SPECIAL CLASS B (INN) LICENSE AUTHORIZES THE
6 HOLDER OF THE LICENSE TO:

7 A. CONDUCT SPECIAL DINNER EVENTS ON THE PREMISES OF
8 THE ESTABLISHMENT;

9 B. ALLOW INDIVIDUALS WHO ARE NOT GUESTS TO
10 PATRONIZE THE ESTABLISHMENT FOR REGULAR AND SPECIAL DINNER MEALS; AND

11 C. ALLOW GUESTS IN BUILDINGS THAT ARE CONSIDERED
12 PART OF THE INN ESTABLISHMENT OPERATION AND ARE WITHIN A REASONABLE
13 DISTANCE FROM THE INN ESTABLISHMENT TO HAVE ALCOHOLIC BEVERAGES
14 DELIVERED TO THEM IN SEALED PACKAGES BY THE LICENSED INN ESTABLISHMENT.

15 2. FOR PURPOSES OF SUBSUBPARAGRAPH 1C OF THIS
16 SUBPARAGRAPH, A BUILDING THAT IS WITHIN A REASONABLE DISTANCE FROM THE
17 INN ESTABLISHMENT MEANS A BUILDING THAT IS LOCATED WITHIN THE SAME MAIL
18 UNIT NUMBER AS THE INN ESTABLISHMENT OR IS NOT MORE THAN ONE-EIGHTH OF
19 A MILE FROM THE INN ESTABLISHMENT.

20 (VII) AT NO TIME MAY ALCOHOLIC BEVERAGES IN OPEN
21 CONTAINERS BE TRANSFERRED, CARRIED, TAKEN, OR DELIVERED TO, FROM, OR
22 BETWEEN THE INN ESTABLISHMENT AND OTHER BUILDINGS THAT ARE
23 CONSIDERED PART OF THE INN ESTABLISHMENT OPERATIONS.

24 (VIII) THE HOLDER OF A SPECIAL CLASS B (INN) LICENSE MAY NOT
25 SELL ALCOHOLIC BEVERAGES TO A PERSON WHO:

26 1. IS NOT A GUEST OR A PATRON OF THE DINING FACILITY
27 OF THE ESTABLISHMENT; OR

28 2. IS A GUEST REGISTERED AT THE ESTABLISHMENT ONLY
29 FOR THE PURPOSE OF OBTAINING ALCOHOLIC BEVERAGES.

30 (IX) THE HOLDER OF A SPECIAL CLASS B (INN) LICENSE MAY SERVE
31 ALCOHOLIC BEVERAGES TO GUESTS AND DINNER PATRONS ON A PATIO, DECK,
32 TERRACE, OR THE GROUNDS OR OTHER OUTDOOR AREA THAT IS AN INTEGRAL PART
33 OF THE PREMISES OF THE INN ESTABLISHMENT ONLY WITH THE PRIOR APPROVAL
34 OF THE LIQUOR CONTROL BOARD.

35 (X) 1. SUBJECT TO THE REQUIREMENT OF SUBSUBPARAGRAPH
36 2 OF THIS SUBPARAGRAPH, THE SPECIAL CLASS B (INN) LICENSE AUTHORIZES THE
37 HOLDER OF THE LICENSE TO KEEP FOR SALE AND SELL BEER, WINE, AND LIQUOR
38 FOR ON-PREMISES CONSUMPTION DURING CATERED EVENTS THAT ARE CATERED

1 BY THE LICENSE HOLDER AT THE INN ESTABLISHMENT IF THE LICENSE HOLDER IS
2 UNDER CONTRACT TO CATER THE EVENT.

3 2. FOOD MUST BE SERVED AT ALL CATERED EVENTS AT THE
4 INN ESTABLISHMENT AT WHICH ALCOHOLIC BEVERAGES ARE PROVIDED OR SOLD.

5 (XI) 1. AT NO TIME MAY AN INN BE OPERATED SOLELY FOR THE
6 PURPOSE OF SELLING OR PROVIDING ALCOHOLIC BEVERAGES.

7 2. IF AN ESTABLISHMENT CEASES TO BE OPERATED AS AN
8 INN:

9 A. THE 7-DAY SPECIAL CLASS B (INN) LICENSE IS VOID; AND

10 B. THE LICENSE HOLDER SHALL RETURN THE LICENSE TO
11 THE LIQUOR CONTROL BOARD.

12 (XII) THE LIQUOR CONTROL BOARD SHALL ADOPT REGULATIONS TO:

13 1. IMPLEMENT THE PROVISIONS OF THIS PARAGRAPH; AND

14 2. ENSURE THAT THE PRIMARY PURPOSE OF THE SPECIAL
15 CLASS B (INN) LICENSE IS TO ALLOW THE HOLDER OF THE LICENSE TO OPERATE AN
16 ESTABLISHMENT AS AN INN.

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
18 July 1, 2005.