UNOFFICIAL COPY OF HOUSE BILL 1106

A2 HB 598/04 - ECM

By: Prince George's County Delegation

Introduced and read first time: February 11, 2005 Assigned to: Economic Matters

Committee Report: Favorable House action: Adopted Read second time: March 25, 2005

CHAPTER____

1 AN ACT concerning

Prince George's County - Alcoholic Beverages - Additional Class B Licenses PG 314-05

4 FOR the purpose of authorizing the Prince George's County Board of License

- 5 Commissioners to allow a certain holder of a Class B beer, wine and liquor
- 6 license to hold or have an interest in an additional license, if the restaurant for
- 7 which the license is sought is within a certain waterfront entertainment retail
- 8 complex as defined by a county ordinance or a certain commercial establishment
- 9 designated by the County Executive as a recreational, destination, or
- 10 entertainment attraction; limiting the number of certain Class B licenses that
- 11 may be held by individuals or certain entities in certain establishments; and
- 12 generally relating to Class B beer, wine and liquor licenses in Prince George's
- 13 County.

14 BY repealing and reenacting, without amendments,

- 15 Article 2B Alcoholic Beverages
- 16 Section 9-217(a)
- 17 Annotated Code of Maryland
- 18 (2001 Replacement Volume and 2004 Supplement)

19 BY repealing and reenacting, with amendments,

- 20 Article 2B Alcoholic Beverages
- 21 Section 9-217(f)(5)
- 22 Annotated Code of Maryland
- 23 (2001 Replacement Volume and 2004 Supplement)

2	UNOFFICIAL COPY OF HOUSE BILL 1106
1 2	SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:
3	Article 2B - Alcoholic Beverages
4	9-217.
5	(a) This section applies only in Prince George's County.
6 7	(f) (5) (i) This paragraph does not apply to a licensed premises located in a chain store, supermarket, discount house, drug store, or convenience store.
10 11	 (ii) Notwithstanding any other provision of this article, the Board of License Commissioners may allow an individual, partnership, corporation, unincorporated association, or limited liability company to hold or have an interest in more than one Class B beer, wine and liquor license, if the restaurant for which the license is sought is located within:
13 14	1. [any] ANY of the following areas that are underserved by restaurants:
	[1.] A. Suitland business district, consisting of properties fronting on or having access to Silver Hill Road between Suitland Parkway and Sunset Lane, and on Suitland Road between Arnold Road and Eastern Lane;
	[2.] B. Part of the Port Towns business district, consisting of properties fronting on or having access to Rhode Island Avenue, Bladensburg Road, Annapolis Road, or 38th Street, in legislative district 22; or
23	[3.] C. Largo area, consisting of properties within the area bounded by the Capital Beltway (I-495) on the west, Central Avenue and Landover Road on the south and southeast, Campus Way North on the east and Route 214 and Landover Road on the north and northwest; OR
25 26	2. A. A WATERFRONT ENTERTAINMENT RETAIL COMPLEX AS DEFINED BY A COUNTY ZONING ORDINANCE; OR
	B. A COMMERCIAL ESTABLISHMENT ON 100 OR MORE ACRES THAT IS DESIGNATED BY THE COUNTY EXECUTIVE AS A RECREATIONAL, DESTINATION, OR ENTERTAINMENT ATTRACTION.
32	 (iii) 1. Except as provided in sub-subparagraphs 2 and 3 of this subparagraph, a license holder may not hold more than 4 Class B beer, wine and liquor licenses within all of the underserved areas described in subparagraph [(ii)] (II)1 of this paragraph.
36	2. A license holder may be issued or transferred a fifth Class B beer, wine and liquor license only if the date of the application for the fifth license is at least 1 year after the date the license holder was issued or transferred the fourth license.

UNOFFICIAL COPY OF HOUSE BILL 1106

 3. A license holder may be issued or transferred a sixth Class B beer, wine and liquor license only if the date of the application for the sixth license is at least 1 year after the date the license holder was issued or transferred the fifth license. 	
5 (iv) An individual, partnership, corporation, unincorporated 6 association, or limited liability company that holds or has an interest in a license 7 located in an underserved area described in subparagraph [(ii)](II)1 of this paragraph 8 may not hold or have an interest in more than one license located outside of all the 9 underserved areas.	
 (V) AN INDIVIDUAL, PARTNERSHIP, CORPORATION, 11 UNINCORPORATED ASSOCIATION, OR LIMITED LIABILITY COMPANY MAY NOT HOLI 12 OR HAVE AN INTEREST IN MORE THAN ONE LICENSE IN A COMMERCIAL 13 ESTABLISHMENT DESCRIBED IN SUBPARAGRAPH (II)2 OF THIS PARAGRAPH.)
14[(v)](VI)The annual license fee for a Class B license obtained15under this paragraph is \$2,500.	
16[(vi)](VII)A Class B license obtained under this paragraph does17 not confer off-sale privileges.	
18[(vii)](VIII)The residency requirements under § 9-101 of this title19apply to an applicant for a Class B license under this paragraph.	
20 [(viii)] (IX) The limit on the maximum number of Class B beer, wine 21 and liquor licenses in the county under subsection (b) of this section applies to the	

22 issuance of licenses under this paragraph.

23 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect 24 June 1, 2005.

3