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By: **Prince George's County Delegation**

Introduced and read first time: February 9, 2006

Assigned to: Economic Matters

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 24, 2006

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CHAPTER\_\_\_\_\_

1 AN ACT concerning

2 **Prince George's County - Metro Station Site Restaurant Development Act of**  
3 **2006**  
4 **PG 324-06**

5 FOR the purpose of adding ~~an area within a certain distance~~ a transit district overlay  
6 zone of a metrorail station in Prince George's County to the list of areas in which  
7 certain individuals and entities may hold or have an interest in additional Class  
8 B beer, wine and liquor licenses; and generally relating to Class B beer, wine and  
9 liquor licenses in Prince George's County.

10 BY repealing and reenacting, without amendments,  
11 Article 2B - Alcoholic Beverages  
12 Section 9-217(a)  
13 Annotated Code of Maryland  
14 (2005 Replacement Volume)

15 BY repealing and reenacting, with amendments,  
16 Article 2B - Alcoholic Beverages  
17 Section 9-217(f)(5)  
18 Annotated Code of Maryland  
19 (2005 Replacement Volume)

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

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**Article 2B - Alcoholic Beverages**

2 9-217.

3 (a) This section applies only in Prince George's County.

4 (f) (5) (i) This paragraph does not apply to a licensed premises located in  
5 a chain store, supermarket, discount house, drug store, or convenience store.6 (ii) Notwithstanding any other provision of this article, the Board of  
7 License Commissioners may allow an individual, partnership, corporation,  
8 unincorporated association, or limited liability company to hold or have an interest in  
9 more than one Class B beer, wine and liquor license, if the restaurant for which the  
10 license is sought is located within:11 1. Any of the following areas that are underserved by  
12 restaurants:13 A. Suitland business district, consisting of properties  
14 fronting on or having access to Silver Hill Road between Suitland Parkway and  
15 Sunset Lane, and on Suitland Road between Arnold Road and Eastern Lane;16 B. Part of the Port Towns business district, consisting of  
17 properties fronting on or having access to Rhode Island Avenue, Bladensburg Road,  
18 Annapolis Road, or 38th Street, in legislative district 22; [or]19 C. Largo area, consisting of properties within the area  
20 bounded by the Capital Beltway (I-495) on the west, Central Avenue and Landover  
21 Road on the south and southeast, Campus Way North on the east and Route 214 and  
22 Landover Road on the north and northwest; or23 D. ~~AN AREA WITHIN 2,000 FEET A TRANSIT DISTRICT~~  
24 OVERLAY ZONE OF A METRORAIL STATION IN THE COUNTY; OR25 2. A. A waterfront entertainment retail complex as  
26 defined by a county zoning ordinance; or27 B. A commercial establishment on 100 or more acres that is  
28 designated by the County Executive as a recreational, destination, or entertainment  
29 attraction.30 (iii) 1. Except as provided in sub-subparagraphs 2 and 3 of this  
31 subparagraph, a license holder may not hold more than 4 Class B beer, wine and  
32 liquor licenses within all of the underserved areas described in subparagraph (ii)1 of  
33 this paragraph.34 2. A license holder may be issued or transferred a fifth Class  
35 B beer, wine and liquor license only if the date of the application for the fifth license  
36 is at least 1 year after the date the license holder was issued or transferred the fourth  
37 license.

1 3. A license holder may be issued or transferred a sixth Class  
2 B beer, wine and liquor license only if the date of the application for the sixth license  
3 is at least 1 year after the date the license holder was issued or transferred the fifth  
4 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)1 of this paragraph may  
8 not hold or have an interest in more than one license located outside of all the  
9 underserved areas.

10 (v) An individual, partnership, corporation, unincorporated  
11 association, or limited liability company may not hold or have an interest in more  
12 than one license in a commercial establishment described in subparagraph (ii)2 of this  
13 paragraph.

14 (vi) The annual license fee for a Class B license obtained under this  
15 paragraph is \$2,500.

16 (vii) A Class B license obtained under this paragraph does not confer  
17 off-sale privileges.

18 (viii) The residency requirements under § 9-101 of this title apply to  
19 an applicant for a Class B license under this paragraph.

20 (ix) The limit on the maximum number of Class B beer, wine and  
21 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 July 1, 2006.