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By: **Chairman, Baltimore County Delegation and Delegates Aumann and Weir (By Request - Baltimore County Administration)**

Introduced and read first time: March 6, 2006

Assigned to: Rules and Executive Nominations

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A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore County - Alcoholic Beverages - Class B (TSB) Restaurant-Service**  
3 **Bar Licenses**

4 FOR the purpose of authorizing the Baltimore County Board of Liquor License  
5 Commissioners to issue a certain number of Class B (TSB) restaurant-service  
6 bar beer, wine and liquor (on-sale) licenses in certain districts of the county;  
7 specifying certain requirements for a Class B (TSB) license and for a restaurant  
8 for which a Class B (TSB) license is issued; prohibiting a Class B (TSB) license  
9 from being issued for use by a certain premises or for a certain location;  
10 requiring that the proposed location of a certain restaurant comply with county  
11 zoning ordinances; prohibiting a Class B (TSB) license from being transferred or  
12 converted into another class of license; providing for the termination of this Act;  
13 and generally relating to alcoholic beverages in Baltimore County.

14 BY adding to  
15 Article 2B - Alcoholic Beverages  
16 Section 8-204.7  
17 Annotated Code of Maryland  
18 (2005 Replacement Volume)

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

21 **Article 2B - Alcoholic Beverages**

22 8-204.7.

23 (A) NOTWITHSTANDING THE LICENSE POPULATION QUOTA LIMITATIONS,  
24 THE BALTIMORE COUNTY BOARD OF LIQUOR LICENSE COMMISSIONERS MAY ISSUE  
25 NOT MORE THAN THREE CLASS B (TSB) RESTAURANT-SERVICE BAR BEER, WINE AND  
26 LIQUOR (ON-SALE) LICENSES IN THE TOWSON COMMERCIAL REVITALIZATION  
27 DISTRICT OR THE LOCH RAVEN COMMERCIAL REVITALIZATION DISTRICT, AS THOSE  
28 DISTRICTS ARE DEFINED BY THE BALTIMORE COUNTY COUNCIL.

1 (B) THE ISSUANCE QUALIFICATIONS, FEE, AND DAYS AND HOURS OF SALES  
2 FOR A CLASS B (TSB) LICENSE ARE THE SAME AS THOSE FOR A CLASS B BEER, WINE  
3 AND LIQUOR (ON-SALE) HOTEL AND RESTAURANT LICENSE.

4 (C) A LICENSE MAY BE USED ONLY IN CONJUNCTION WITH THE OPERATION  
5 OF A RESTAURANT, AS DEFINED BY THE BALTIMORE COUNTY BOARD OF LIQUOR  
6 LICENSE COMMISSIONERS, THAT:

7 (1) HAS SERVICE FOR CUSTOMERS WHO ACCEPT DELIVERY OF THEIR  
8 PURCHASED FOOD OR BEVERAGE WHILE SEATED AT A TABLE;

9 (2) HAS A MINIMUM SEATING CAPACITY OF 40 PERSONS AND A  
10 MAXIMUM SEATING CAPACITY OF 120 PERSONS; AND

11 (3) MAINTAINS AVERAGE DAILY RECEIPTS FROM THE SALE OF FOOD OF  
12 AT LEAST 60% OF THE TOTAL DAILY RECEIPTS OF THE RESTAURANT.

13 (D) (1) A CLASS B (TSB) LICENSE MAY NOT BE ISSUED FOR USE BY A  
14 PREMISES OR FOR A LOCATION THAT HAS BEEN LICENSED UNDER ANY CLASS OF  
15 ON-SALE ALCOHOLIC BEVERAGES LICENSE WITHIN 2 YEARS BEFORE THE  
16 APPLICATION FOR THE CLASS B (TSB) LICENSE IS FILED.

17 (2) THE PROPOSED LOCATION OF A RESTAURANT WITH A CLASS B (TSB)  
18 LICENSE SHALL COMPLY WITH THE ZONING ORDINANCES OF BALTIMORE COUNTY.

19 (E) A CLASS B (TSB) LICENSE MAY NOT BE TRANSFERRED FROM THE  
20 LICENSED PREMISES OR BE CONVERTED INTO ANY OTHER CLASS OF LICENSE.

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
22 June 1, 2006. It shall remain effective for a period of 5 years and 7 months and, at the  
23 end of December 31, 2011, with no further action required by the General Assembly,  
24 this Act shall be abrogated and of no further force and effect.