
By: **Senator Pinsky**

Introduced and read first time: February 3, 2006

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Prince George's County - Alcoholic Beverages Licenses - Riverdale Park**
3 **Mixed-Use Town Center**

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 the Riverdale Park Mixed-Use Town
8 Center; altering the number of licenses a license holder may hold or may be
9 issued or transferred; and generally relating to Class B beer, wine and liquor
10 licenses in Prince George's County.

11 BY repealing and reenacting, without amendments,
12 Article 2B - Alcoholic Beverages
13 Section 9-217(a)
14 Annotated Code of Maryland
15 (2005 Replacement Volume)

16 BY repealing and reenacting, with amendments,
17 Article 2B - Alcoholic Beverages
18 Section 9-217(f)(5)
19 Annotated Code of Maryland
20 (2005 Replacement Volume)

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 9-217.

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

26 (f) (5) (i) This paragraph does not apply to a licensed premises located in
27 a chain store, supermarket, discount house, drug store, or convenience store.

1 (ii) Notwithstanding any other provision of this article, the Board of
2 License Commissioners may allow an individual, partnership, corporation,
3 unincorporated association, or limited liability company to hold or have an interest in
4 more than one Class B beer, wine and liquor license, if the restaurant for which the
5 license is sought is located within:

6 1. Any of the following areas that are underserved by
7 restaurants:

8 A. Suitland business district, consisting of properties
9 fronting on or having access to Silver Hill Road between Suitland Parkway and
10 Sunset Lane, and on Suitland Road between Arnold Road and Eastern Lane;

11 B. Part of the Port Towns business district, consisting of
12 properties fronting on or having access to Rhode Island Avenue, Bladensburg Road,
13 Annapolis Road, or 38th Street, in legislative district 22; [or]

14 C. Largo area, consisting of properties within the area
15 bounded by the Capital Beltway (I-495) on the west, Central Avenue and Landover
16 Road on the south and southeast, Campus Way North on the east and Route 214 and
17 Landover Road on the north and northwest; or

18 D. THE RIVERDALE PARK MIXED-USE TOWN CENTER,
19 CONSISTING OF PROPERTIES INSIDE THE TOWN OF RIVERDALE PARK MIXED-USE
20 TOWN CENTER ZONE DEVELOPMENT PLAN APPROVED BY THE COUNTY COUNCIL ON
21 JANUARY 20, 2004; OR

22 2. A. A waterfront entertainment retail complex as
23 defined by a county zoning ordinance; or

24 B. A commercial establishment on 100 or more acres that is
25 designated by the County Executive as a recreational, destination, or entertainment
26 attraction.

27 (iii) 1. Except as provided in sub-subparagraphs 2 and 3 of this
28 subparagraph, a license holder may not hold more than [4] 5 Class B beer, wine and
29 liquor licenses within all of the underserved areas described in subparagraph (ii)1 of
30 this paragraph.

31 2. A license holder may be issued or transferred a [fifth]
32 SIXTH Class B beer, wine and liquor license only if the date of the application for the
33 [fifth] SIXTH license is at least 1 year after the date the license holder was issued or
34 transferred the [fourth] FIFTH license.

35 3. A license holder may be issued or transferred a [sixth]
36 SEVENTH Class B beer, wine and liquor license only if the date of the application for
37 the [sixth] SEVENTH license is at least 1 year after the date the license holder was
38 issued or transferred the [fifth] SIXTH license.

1 (iv) An individual, partnership, corporation, unincorporated
2 association, or limited liability company that holds or has an interest in a license
3 located in an underserved area described in subparagraph (ii)1 of this paragraph may
4 not hold or have an interest in more than one license located outside of all the
5 underserved areas.

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

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

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

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

16 (ix) The limit on the maximum number of Class B beer, wine and
17 liquor licenses in the county under subsection (b) of this section applies to the
18 issuance of licenses under this paragraph.

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
20 July 1, 2006.