
By: **Senator Brochin (By Request - Baltimore County Administration)**

Introduced and read first time: March 6, 2006

Assigned to: Rules

Re-referred to: Education, Health, and Environmental Affairs, March 8, 2006

Committee Report: Favorable with amendments

Senate action: Adopted with floor amendments

Read second time: March 22, 2006

CHAPTER _____

1 AN ACT concerning

2 **Baltimore County - Alcoholic Beverages - Class B (B, W, L)(TSB)**
3 **Restaurant-Service 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 (B, W, L)(TSB)
6 restaurant-service bar beer, wine and liquor (on-sale) licenses in certain
7 districts of the county; specifying certain requirements for a Class B (B, W, L)
8 (TSB) license and for a restaurant for which a Class B (B, W, L)(TSB) license is
9 issued; prohibiting a Class B (B, W, L)(TSB) license from being issued for use by
10 a certain premises or for a certain location; requiring that the proposed location
11 of a certain restaurant comply with county zoning ordinances; prohibiting a
12 Class B (B, W, L)(TSB) license from being transferred or converted into another
13 class of license; providing for the termination of this Act; and generally relating
14 to alcoholic beverages in Baltimore County.

15 BY adding to
16 Article 2B - Alcoholic Beverages
17 Section 8-204.7
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:

1

Article 2B - Alcoholic Beverages

2 8-204.7.

3 (A) NOTWITHSTANDING THE LICENSE POPULATION QUOTA LIMITATIONS,
4 THE BALTIMORE COUNTY BOARD OF LIQUOR LICENSE COMMISSIONERS MAY ISSUE
5 NOT MORE THAN THREE CLASS B (B, W, L)(TSB) RESTAURANT-SERVICE BAR BEER,
6 WINE AND LIQUOR (ON-SALE) LICENSES IN THE TOWSON COMMERCIAL
7 REVITALIZATION DISTRICT OR THE LOCH RAVEN COMMERCIAL REVITALIZATION
8 DISTRICT, AS THOSE DISTRICTS ARE DEFINED BY THE BALTIMORE COUNTY
9 COUNCIL.

10 (B) THE ISSUANCE QUALIFICATIONS, FEE, AND DAYS AND HOURS OF SALES
11 FOR A CLASS B (B, W, L)(TSB) LICENSE ARE THE SAME AS THOSE FOR A CLASS B BEER,
12 WINE AND LIQUOR (ON-SALE) HOTEL AND RESTAURANT LICENSE.

13 (C) A LICENSE MAY BE USED ONLY IN CONJUNCTION WITH THE OPERATION
14 OF A RESTAURANT, AS DEFINED BY THE BALTIMORE COUNTY BOARD OF LIQUOR
15 LICENSE COMMISSIONERS AND THIS ARTICLE, THAT:

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

18 (2) HAS A MINIMUM SEATING CAPACITY OF 40 PERSONS AND A
19 MAXIMUM SEATING CAPACITY OF 120 PERSONS; AND

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

22 (D) (1) A CLASS B (B, W, L)(TSB) LICENSE MAY NOT BE ISSUED FOR USE BY A
23 PREMISES OR FOR A LOCATION THAT HAS BEEN LICENSED UNDER ANY CLASS OF
24 ON-SALE ALCOHOLIC BEVERAGES LICENSE WITHIN 2 YEARS BEFORE THE
25 APPLICATION FOR THE CLASS B (B, W, L)(TSB) LICENSE IS FILED.

26 (2) THE PROPOSED LOCATION OF A RESTAURANT WITH A CLASS B
27 (B, W, L)(TSB) LICENSE SHALL COMPLY WITH THE ZONING ORDINANCES OF
28 BALTIMORE COUNTY.

29 (E) A CLASS B (B, W, L)(TSB) LICENSE MAY NOT BE TRANSFERRED FROM THE
30 LICENSED PREMISES OR BE CONVERTED INTO ANY OTHER CLASS OF LICENSE.

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

