

HOUSE BILL 618

A2

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By: **Montgomery County Delegation**

Introduced and read first time: February 8, 2007

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Montgomery County – Damascus – Alcoholic Beverages – Special Class C**
3 **Licenses**

4 **MC 708-07**

5 FOR the purpose of authorizing the Montgomery County Board of License
6 Commissioners to issue a special Class C beer, wine and liquor license to a bona
7 fide fire department in Damascus (12th election district); and generally relating
8 to alcoholic beverages licenses in Montgomery County.

9 BY repealing and reenacting, with amendments,
10 Article 2B – Alcoholic Beverages
11 Section 8-216(a)(2)
12 Annotated Code of Maryland
13 (2005 Replacement Volume and 2006 Supplement)

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

16 **Article 2B – Alcoholic Beverages**

17 8-216.

18 (a) (2) (i) Except as provided in subparagraphs (ii), (iii), [and] (iv),
19 **AND (V)** of this paragraph, in Montgomery County, a license for the sale of alcoholic
20 beverages authorized by this article may not be issued for any place of business

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 located in Damascus (12th election district), and in the towns of Barnesville,
2 Kensington, Laytonsville, Washington Grove and the City of Takoma Park.

3 (ii) In the town of Barnesville, the Montgomery County Board of
4 License Commissioners may issue a special 7-day on-sale beer, wine and liquor
5 license to any bona fide religious, fraternal, civic, or charitable organization.

6 (iii) In the town of Kensington, the Montgomery County Board of
7 License Commissioners may issue a special 2-day on-sale beer and wine license or a
8 special 2-day on-sale beer, wine and liquor license to any bona fide religious,
9 fraternal, civic, or charitable organization holding an event on municipal property
10 located at 3710 Mitchell Street, Kensington, Maryland.

11 (iv) 1. In the town of Kensington, the Montgomery County
12 Board of License Commissioners may issue a special B-K beer and wine license or a
13 special B-K beer, wine and liquor license for use on the premises of a restaurant
14 located in the following commercial areas:

15 A. The west side of Connecticut Avenue between
16 Knowles Avenue and Perry Avenue;

17 B. The east side of Connecticut Avenue between Knowles
18 Avenue and Dupont Street and between University Boulevard and Perry Avenue;

19 C. The west side of University Boulevard West;

20 D. Dupont Avenue, west of Connecticut Avenue;

21 E. Plyers Mill Road, west of Metropolitan Avenue;

22 F. Summit Avenue between Knowles Avenue and
23 Howard Avenue;

24 G. Detrick Avenue between Knowles Avenue and
25 Howard Avenue; or

26 H. The southwest side of Metropolitan Avenue between
27 North Kensington Parkway and Plyers Mill Road.

28 2. A special B-K beer, wine and liquor license or a
29 special B-K beer and wine license authorizes the holder to keep for sale and sell
30 alcoholic beverages for consumption on the premises only.

1 3. A licensee shall maintain average daily receipts from
2 the sale of food, not including carryout food, of at least 70% of the overall average daily
3 receipts.

4 **(V) IN DAMASCUS (12TH ELECTION DISTRICT), THE**
5 **MONTGOMERY COUNTY BOARD OF LICENSE COMMISSIONERS MAY ISSUE A**
6 **SPECIAL 7-DAY CLASS C ON-SALE BEER, WINE AND LIQUOR LICENSE TO ANY**
7 **BONA FIDE VOLUNTEER FIRE DEPARTMENT.**

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
9 July 1, 2007.