

# SENATE BILL 436

A2

9lr2255

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By: **Senator Della**

Introduced and read first time: February 2, 2009

Assigned to: Education, Health, and Environmental Affairs

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## A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City – Alcoholic Beverages – Seating Capacity for Restaurants**

3 FOR the purpose of increasing the minimum seating capacity requirement for a  
4 restaurant that is licensed to serve alcoholic beverages and that has a certain  
5 minimum capital investment in certain areas in Baltimore City; and generally  
6 relating to alcoholic beverages in Baltimore City.

7 BY repealing and reenacting, without amendments,  
8 Article 2B – Alcoholic Beverages  
9 Section 9–204.1(f)(1) and (2)(i)  
10 Annotated Code of Maryland  
11 (2005 Replacement Volume and 2008 Supplement)

12 BY repealing and reenacting, with amendments,  
13 Article 2B – Alcoholic Beverages  
14 Section 9–204.1(f)(2)(ii)  
15 Annotated Code of Maryland  
16 (2005 Replacement Volume and 2008 Supplement)

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

19 **Article 2B – Alcoholic Beverages**

20 9–204.1.

21 (f) (1) This subsection applies only in the 46th alcoholic beverages  
22 district.

23 (2) Notwithstanding § 6–201(d)(1)(vii) of this article, the Board may  
24 issue a Class B beer, wine and liquor license:

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1                   (i)     For a restaurant in ward 26, precinct 8, if the restaurant has  
2 a minimum capital investment of \$700,000, a seating capacity exceeding 150 persons,  
3 and average daily receipts from the sale of food that are at least 65% of the total daily  
4 receipts of the restaurant;

5                   (ii)    For a restaurant in ward 4, precinct 1 or ward 22, precinct 1,  
6 if the restaurant has a minimum capital investment of \$700,000, a seating capacity  
7 that exceeds [75] **150** persons, average daily receipts for the sale of food that are at  
8 least 65% of the total daily receipts of the restaurant, and no sales for off-premises  
9 consumption;

10           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
11 July 1, 2009.