

SENATE BILL 886

A2

9lr2795
CF HB 1497

By: **Senator Rosapepe**

Introduced and read first time: February 6, 2009

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 27, 2009

CHAPTER _____

1 AN ACT concerning

2 **Prince George's County – Laurel Commons – Alcoholic Beverages**
3 **– Additional Class B Licenses**

4 FOR the purpose of adding Laurel Commons to a list of areas designated as
5 underserved in Prince George's County in which a licensee may hold or have an
6 interest in an additional Class B beer, wine and liquor license for a restaurant;
7 specifying that certain exceptions to the maximum number of alcoholic
8 beverages licenses that a license holder may hold in certain areas do not apply
9 in Laurel Commons; and generally relating to alcoholic beverages for
10 restaurants 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 and 2008 Supplement)

16 BY repealing and reenacting, with amendments,
17 Article 2B – Alcoholic Beverages
18 Section 9–217(f)(5)(ii) and (iii)
19 Annotated Code of Maryland
20 (2005 Replacement Volume and 2008 Supplement)

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



Article 2B – Alcoholic Beverages

9–217.

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

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

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

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

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

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

D. LAUREL COMMONS, CONSISTING OF THE PROPERTIES WITHIN THE AREA BOUNDED ON THE SOUTH BY CHERRY LANE, ON THE EAST BY BALTIMORE AVENUE (U.S. ROUTE 1), ON THE WEST BY 4TH STREET, AND ON THE NORTH BY A LINE APPROXIMATELY 1,450 FEET NORTH OF CHERRY HILL ROAD BETWEEN BALTIMORE AVENUE (U.S. ROUTE 1) AND 4TH STREET; OR

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

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

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

1 2. **A. THIS SUB-SUBPARAGRAPH DOES NOT**
2 **APPLY IN LAUREL COMMONS.**

3 **B.** A license holder may be issued or transferred a fifth
4 Class B beer, wine and liquor license only if the date of the application for the fifth
5 license is at least 1 year after the date the license holder was issued or transferred the
6 fourth license.

7 3. **A. THIS SUB-SUBPARAGRAPH DOES NOT**
8 **APPLY IN LAUREL COMMONS.**

9 **B.** A license holder may be issued or transferred a sixth
10 Class B beer, wine and liquor license only if the date of the application for the sixth
11 license is at least 1 year after the date the license holder was issued or transferred the
12 fifth license.

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

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.