

Chapter 375

(House Bill 1095)

AN ACT concerning

Prince George's County – Alcoholic Beverages – Development District Licenses

PG 302–11

FOR the purpose of increasing the number of Class B–DD (Development District) licenses that the Board of License Commissioners may issue for restaurants in a certain area of Prince George's County; authorizing a person to obtain one other Class B license anywhere in Prince George's County for each Class B–DD license the person is issued under certain circumstances; providing that a Class B license issued under this Act for a restaurant located anywhere in Prince George's County shall remain in effect under certain circumstances, subject to certain exceptions; and generally relating to alcoholic beverages licenses in Prince George's County.

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 6–201(r)(15)(vi) and (vii) and 9–217(f)(7)
Annotated Code of Maryland
(2005 Replacement Volume and 2010 Supplement)

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

Article 2B – Alcoholic Beverages

6–201.

(r) (15) (vi) 1. The Board of License Commissioners shall determine the number of Class B–DD licenses to be issued, the persons to whom Class B–DD licenses are to be issued, and the number of licenses each recipient may hold.

2. Notwithstanding subparagraph 1 of this subparagraph, the Board of License Commissioners may not issue a Class B–DD license to any restaurant located within a single area described in § 9–217(f)(7) of this article, if, at the time of issuance:

A. There are [four] SIX restaurants operating with a Class B–DD license within that area; or

B. The applicant for that license is the license holder of three Class B-DD licenses.

(vii) 1. Notwithstanding any other provision of this article[.]:

~~1. A.~~ [a] A license holder may hold a Class B-DD license in addition to any other license issued under this article; AND

~~2. B. FOR SUBJECT TO SUBSUBPARAGRAPHS 2 AND 3 OF THIS SUBPARAGRAPH, FOR EACH CLASS B-DD LICENSE A PERSON IS ISSUED, THE PERSON MAY OBTAIN ONE OTHER CLASS B LICENSE LOCATED ANYWHERE IN THE COUNTY IF ALL REQUIREMENTS FOR THE CLASS B LICENSE ARE MET.~~

2. EXCEPT AS PROVIDED IN SUBSUBPARAGRAPH 3 OF THIS SUBPARAGRAPH, THE CLASS B LICENSE ISSUED TO A HOLDER OF A CLASS B-DD LICENSE FOR A RESTAURANT IN A DEVELOPMENT DISTRICT UNDER § 9-217(F)(7) OF THIS ARTICLE REMAINS IN EFFECT ONLY AS LONG AS THE RESTAURANT IN THE DEVELOPMENT DISTRICT REMAINS OPEN FOR BUSINESS AS A RESTAURANT.

3. IF THE RESTAURANT IN THE DEVELOPMENT DISTRICT IS CLOSED FOR NOT MORE THAN 6 MONTHS, THE CLASS B LICENSE SHALL REMAIN IN EFFECT.

9-217.

(f) (7) Subject to § 6-201(r)(15) of this article, the Board of License Commissioners may issue:

(i) Up to four Class B-DD (Development District) licenses for restaurants located within the Capital Plaza commercial area, consisting of commercial properties within the area bounded by the Baltimore-Washington Parkway on the west and northwest, Maryland Route 450 on the south, and Cooper Lane on the east and northeast; [and]

(ii) Up to four Class B-DD (Development District) licenses for restaurants located within the area of Greenbelt Station, located inside the Capital Beltway and adjacent to the Greenbelt Metro Station; AND

(III) UP TO SIX CLASS B-DD (DEVELOPMENT DISTRICT) LICENSES MAY BE ISSUED TO RESTAURANTS LOCATED WITHIN THE AREA OF RITCHIE STATION MARKETPLACE.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2011.

Approved by the Governor, May 10, 2011.