

Chapter 337

(Senate Bill 1024)

AN ACT concerning

Anne Arundel County – Alcoholic Beverages – Multiple Licenses

FOR the purpose of increasing to a certain amount the total number of additional Class H alcoholic beverages licenses that the Anne Arundel County Board of License Commissioners may issue to certain Class B or Class H alcoholic beverages license holders; and generally relating to alcoholic beverages licenses in Anne Arundel County.

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 9–102(h–1)
Annotated Code of Maryland
(2011 Replacement Volume)

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

Article 2B – Alcoholic Beverages

9–102.

(h–1) (1) In Anne Arundel County, a current holder of a Class H alcoholic beverages license, or a holder as of June 1, 2002 of a Class B alcoholic beverages license that has a restriction prohibiting off–sales, may be issued a second license by the Anne Arundel County Board of License Commissioners if:

(i) The second license is a Class H (beer, wine and liquor) license or a Class H (beer and wine) license; and

(ii) Either the restaurant for which the Class H license under item (i) of this paragraph is sought or to which the original Class B or Class H license applies is located within:

1. A suburban community center designated by Anne Arundel County in accordance with Bill Nos. 36–96 and 70–96 of the ordinances of Anne Arundel County; or

2. One of the following locations as they existed on October 1, 1999:

- A. The Glen Burnie Urban Renewal Area;
- B. The Parole Town Center Growth Management Area;
- C. The Odenton Town Center Growth Management Area;
- D. The Baltimore–Washington International Thurgood Marshall Airport State Priority Funding Area, as designated by Anne Arundel County in accordance with § 6–301(f)(8) of the Economic Development Article;
- E. A shopping center with a gross area of at least 1 million square feet that is zoned C3 General Commercial by the zoning article of the Anne Arundel County Code; or
- F. The Route 198 corridor, consisting of properties located within 500 feet of the right-of-way of Maryland Route 198, from Route 32 on the east to the Prince George’s County–Anne Arundel County line on the west.

(2) A person who does not hold a retail alcoholic beverages license in Anne Arundel County may be issued a maximum of two licenses by the Anne Arundel County Board of License Commissioners if:

(i) Each license is a Class H (beer and wine) license or a Class H (beer, wine and liquor) license; and

(ii) The restaurant for which one of the Class H licenses under item (i) of this paragraph is sought is located within:

- 1. A suburban community center designated by Anne Arundel County in accordance with Bill Nos. 36–96 and 70–96 of the ordinances of Anne Arundel County; or
- 2. One of the following locations as they existed on October 1, 1999:
 - A. The Glen Burnie Urban Renewal Area;
 - B. The Parole Town Center Growth Management Area;
 - C. The Odenton Town Center Growth Management Area;

D. The Baltimore–Washington International Thurgood Marshall Airport State Priority Funding Area, as designated by Anne Arundel County in accordance with § 6–301(f)(8) of the Economic Development Article;

E. A shopping center with a gross area of at least 1 million square feet that is zoned C3 General Commercial by the zoning article of the Anne Arundel County Code; or

F. The Route 198 corridor, consisting of properties located within 500 feet of the right-of-way of Maryland Route 198, from Route 32 on the east to the Prince George's County–Anne Arundel County line on the west.

(3) A franchisor may not have a direct ownership interest, as defined by the Board, in more than 2 licenses under this section.

(4) The Board may not issue more than [30] 60 additional Class H licenses under this subsection.

(5) The Anne Arundel County Board of License Commissioners shall adopt regulations:

(i) To carry out this subsection; and

(ii) That define “direct ownership interest” for the purposes of paragraph (3) of this subsection.

(6) The Anne Arundel County Economic Development Corporation, in consultation with the Board of License Commissioners for Anne Arundel County:

(i) Shall conduct a comprehensive study of the impact of this subsection on the economy of Anne Arundel County; and

(ii) On or before January 1, 2006, shall submit its findings and recommendations to the Anne Arundel County House Delegation, the Anne Arundel County Senate Delegation, the County Executive for Anne Arundel County, and the Anne Arundel County Council.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2012.

Approved by the Governor, May 2, 2012.