

# HOUSE BILL 135

A2

4r0600  
CF SB 313

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By: **Montgomery County Delegation**

Introduced and read first time: January 13, 2014

Assigned to: Economic Matters

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 7, 2014

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Montgomery County – Town of Kensington – Alcoholic Beverages – Special**  
3 **B–K Licenses**

4 **MC 15–14**

5 FOR the purpose of altering the description of commercial areas in the Town of  
6 Kensington in Montgomery County in which the Board of License  
7 Commissioners may issue special B–K alcoholic beverages licenses for use on  
8 the premises of restaurants located in those areas; prohibiting the holder of a  
9 certain license in a certain commercial area from serving alcoholic beverages  
10 after a certain time; and generally relating to alcoholic beverages licenses in the  
11 Town of Kensington in Montgomery County.

12 BY repealing and reenacting, with amendments,  
13 Article 2B – Alcoholic Beverages  
14 Section 8–216(a)(2)(iv)  
15 Annotated Code of Maryland  
16 (2011 Replacement Volume and 2013 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 8–216.

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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.



1 (a) (2) (iv) 1. In the town of Kensington, the Montgomery County  
2 Board of License Commissioners may issue a special B–K beer and wine license or a  
3 special B–K beer, wine and liquor license for use on the premises of a restaurant  
4 located in the following commercial areas:

5 A. The west side of Connecticut Avenue between  
6 Knowles Avenue and Perry Avenue;

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

9 C. The west side of University Boulevard West;

10 D. Dupont Avenue, west of Connecticut Avenue;

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

12 F. Summit Avenue between Knowles Avenue and  
13 Howard Avenue;

14 G. Detrick Avenue between Knowles Avenue and  
15 Howard Avenue;

16 H. The southwest side of Metropolitan Avenue between  
17 North Kensington Parkway and Plyers Mill Road;

18 I. East Howard Avenue;

19 J. Armory Avenue between Howard Avenue and  
20 Knowles Avenue;

21 K. Montgomery Avenue between Howard Avenue and  
22 Kensington Parkway; [or]

23 L. Kensington Parkway and Frederick Avenue, from  
24 Montgomery Avenue to Silver Creek; **OR**

25 **M. ~~10401 CONNECTICUT AVENUE~~ THE EAST SIDE OF**  
26 **CONNECTICUT AVENUE BETWEEN WARNER STREET AND KNOWLES AVENUE.**

27 2. A special B–K beer, wine and liquor license or a  
28 special B–K beer and wine license authorizes the holder to keep for sale and sell  
29 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 50% of the overall average daily  
3 receipts.

4                   4.     In addition to the restrictions in subsubparagraphs 2  
5 and 3 of this subparagraph, the holder of a special B–K beer and wine license or a  
6 special B–K beer, wine and liquor license in the commercial areas specified in  
7 subsubparagraph 1I, J, K, ~~and L~~ L, AND M of this subparagraph may not serve  
8 alcoholic beverages after 11 p.m.

9                   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
10 July 1, 2014.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.