

Chapter 640

**(House Bill 1020)**

AN ACT concerning

**Prince George's County – Alcoholic Beverages Licenses –  
Class B–WPL (Waterfront Pavilion) Beer, Wine, and Liquor License**

**PG 314–16**

FOR the purpose of establishing a Class B–WPL (waterfront pavilion) beer, wine, and liquor license that the Board of License Commissioners of Prince George's County may issue to an establishment for certain premises in a certain waterfront entertainment retail complex; prohibiting the issuance of the license for certain areas; establishing certain privileges for the license; authorizing certain entertainment activities on certain licensed premises in certain manners; providing for the term and renewal of the license; providing that an individual license holder is not subject to certain residency requirements; providing that the license holder may hold up to a certain number of the licenses at the same time; providing that the license holder may have an interest in other licenses in the County; providing for the days and hours of operation of certain premises under the license; establishing an annual fee for the license; limiting the number of licenses that may be issued under this Act; providing that a certain provision on entertainment permits does not apply to the license; providing that certain residency requirements do not apply to the license; prohibiting the entry of certain persons onto the licensed premises at certain times under certain circumstances; and generally relating to alcoholic beverages licenses in Prince George's County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 26–102

Annotated Code of Maryland

(As enacted by Chapter \_\_\_\_ (S.B. \_\_\_\_)(6lr1406) of the Acts of the General Assembly of 2016)

BY adding to

Article – Alcoholic Beverages

Section 26–1018.1 and 26–2004(i)

Annotated Code of Maryland

(As enacted by Chapter \_\_\_\_ (S.B. \_\_\_\_)(6lr1406) of the Acts of the General Assembly of 2016)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 26–1103(a)(1), 26–1405(c), 26–1406(c), 26–1601(a)(1), 26–1808, 26–2004(i), and 26–2707

Annotated Code of Maryland

(As enacted by Chapter \_\_\_\_ (S.B. \_\_\_\_)(6lr1406) of the Acts of the General Assembly of 2016)

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

**Article – Alcoholic Beverages**

26–102.

This title applies only in Prince George’s County.

**26–1018.1.**

**(A) THERE IS A CLASS B–WPL (WATERFRONT PAVILION) BEER, WINE, AND LIQUOR LICENSE.**

**(B) THE BOARD MAY ISSUE THE LICENSE FOR USE BY AN ESTABLISHMENT IN A WATERFRONT ENTERTAINMENT RETAIL COMPLEX, AS DEFINED IN THE COUNTY ZONING ORDINANCE, AT A PAVILION LOCATION THAT:**

**(1) HAS PREMISES CONSISTING IN PART OF AN AREA WITHIN A FENCE SURROUNDING A TENT STRUCTURE THAT IS NOT INTENDED TO BE RELOCATED DURING THE TERM OF THE LICENSE;**

**(2) IS EQUIPPED FOR DINING OR ENTERTAINMENT PURPOSES; AND**

**(3) HAS AT LEAST ONE AREA FOR FOOD SERVICE OR A FULL–SERVICE BAR.**

**(C) THE LICENSE MAY NOT BE ISSUED FOR:**

**(1) THE AREA OF GRASS OR STEPS BEGINNING AT THE JUMBOTRON THROUGH TO, BUT NOT INCLUDING, NATIONAL PLAZA STREET; OR**

**(2) A LOCATION DIRECTLY IN FRONT OF AND WITHIN 50 FEET OF THE CAROUSEL ENTRANCE.**

**(D) THE LICENSE AUTHORIZES THE LICENSE HOLDER TO SELL BEER, WINE, AND LIQUOR AT RETAIL AT THE PLACE DESCRIBED IN THE LICENSE FOR ON–PREMISES CONSUMPTION.**

**(E) (1) THE LICENSE AUTHORIZES LIVE ENTERTAINMENT THROUGHOUT THE LICENSED PREMISES.**

**(2) LIVE ENTERTAINMENT MAY BE CONDUCTED AT ANY TIME DURING THE HOURS OF OPERATION OF THE LICENSED PREMISES.**

**(F) THE BOARD MAY ISSUE NOT MORE THAN THREE LICENSES.**

**(G) (1) THE TERM OF A LICENSE MAY BE AT LEAST 3 MONTHS AND MAY NOT EXCEED 6 MONTHS.**

**(2) THE LICENSE HOLDER MAY RENEW THE LICENSE ONCE FOR THE SAME TERM AS THE ORIGINAL LICENSE.**

**(3) A LICENSE HOLDER MAY HOLD NOT MORE THAN THREE LICENSES AT THE SAME TIME.**

**(H) AN INDIVIDUAL LICENSE HOLDER IS NOT SUBJECT TO ANY RESIDENCY REQUIREMENT UNDER THIS TITLE.**

**(I) THE LICENSE HOLDER MAY HAVE AN INTEREST IN OTHER LICENSES ELSEWHERE IN THE COUNTY.**

**(J) THE LICENSE HOLDER MAY SELL BEER, WINE, AND LIQUOR DURING THE HOURS AND DAYS AS SET OUT FOR A CLASS B-WPL (WATERFRONT PAVILION) BEER, WINE, AND LIQUOR LICENSE UNDER § 26-2004 OF THIS TITLE.**

**(K) THE MONTHLY LICENSE FEE IS \$500.**

26-1103.

(a) This section does not apply to a license holder that seeks to provide entertainment if:

(1) the license of the license holder is issued under § 26-1003, § 26-1006, § 26-1008, § 26-1009, § 26-1010, § 26-1011, § 26-1014, § 26-1015, [or] § 26-1016, OR § 26-1018.1 of this title;

26-1405.

(c) (1) This subsection does not apply to a Class B-Stadium beer and light wine license, [or] a 7-day Class B-ECR on-sale beer, wine, and liquor license, OR A CLASS B-WPL (WATERFRONT PAVILION) BEER, WINE, AND LIQUOR LICENSE.

(2) To be eligible to receive a license, a partner shall:

- (i) have been a resident of the State for at least 1 year before the application is filed and continue to be a resident as long as the license is in effect; and
- (ii) be a registered voter of the State.

26-1406.

(c) (1) This subsection does not apply to a Class B–Stadium beer and light wine license, [or] a 7–day Class B–ECR on–sale beer, wine, and liquor license, **OR A CLASS B–WPL (WATERFRONT PAVILION) BEER, WINE, AND LIQUOR LICENSE.**

(2) To be eligible to receive a license, an applicant shall:

- (i) have been a resident of the State for at least 1 year before the application is filed and continue to be a resident as long as the license is in effect; and
- (ii) be a registered voter of the State.

26-1601.

(a) (1) Except as otherwise provided in this title, the number of licenses in a class issued by the Board may not exceed:

- (i) Class A beer, 19;
- (ii) Class B beer, 23;
- (iii) Class C beer, 3;
- (iv) Class D beer, 76;
- (v) Class A beer and light wine, 26;
- (vi) Class B beer and light wine, 45;
- (vii) Class B–GC beer and light wine, 4;
- (viii) Class B–Stadium beer and light wine, 1;
- (ix) Class C beer and light wine, 8;
- (x) Class D beer and light wine, 55;
- (xi) Class A beer, wine, and liquor, 143;

(xii) Class B beer, wine, and liquor, 185;

(xiii) Class B–AE beer, wine, and liquor, 8;

(xiv) Class BCE beer, wine, and liquor, 8;

(xv) Class B–CI beer, wine, and liquor, 2;

(xvi) Class B–DD beer, wine, and liquor:

1. under § 26–1614(a)(1) of this subtitle, 4;

2. under § 26–1614(a)(2) of this subtitle, 4;

3. under § 26–1614(a)(3) of this subtitle, 6; and

4. subject to paragraph (3) of this subsection, under § 26–1614(a)(4) of this subtitle, 6;

(xvii) Class B/ECF beer, wine, and liquor, 1;

(xviii) Class B–ECF/DS beer, wine, and liquor, 1;

(xix) Class B–ECR beer, wine, and liquor, 1;

(xx) Class B–Stadium beer, wine, and liquor, 1; [and]

(xxi) **CLASS B–WPL (WATERFRONT PAVILION) BEER, WINE, AND LIQUOR, 3; AND**

**(XXII)** Class C beer, wine, and liquor:

1. under § 26–1002 of this title, 30;

2. under § 26–1005 of this title, 25;

3. under § 26–1011 of this title, 12;

4. under § 26–1017 of this title, 1; and

5. under § 26–1019 of this title, 4.

26–1808.

[The] **EXCEPT FOR A CLASS B–WPL (WATERFRONT PAVILION) BEER, WINE, AND LIQUOR LICENSE, THE** residency requirements under § 26–1406(c) of this title apply to a renewal of a license.

26–2004.

**(I) A HOLDER OF A CLASS B–WPL (WATERFRONT PAVILION) LICENSE MAY SELL BEER, WINE, AND LIQUOR FROM 6 A.M. TO 2 A.M. THE FOLLOWING DAY.**

**[(i)] (J)** (1) Subject to paragraph (2) of this subsection, a holder of a Class C beer, wine, and liquor license may sell beer, wine, and liquor from 6 a.m. to 2 a.m. the following day.

(2) The license holder may not sell beer, wine, or liquor at a bar or counter on Sunday, from 6 a.m. to 2 a.m. the following day, unless the Sunday is December 24 or December 31.

26–2707.

(a) An individual under the age of 21 years may not:

- (1) enter the premises of a license holder to obtain alcoholic beverages; or
- (2) possess alcoholic beverages.

(b) An individual under the age of 18 years may not enter between 10 p.m. and 6 a.m. the premises of the holder of a Class B or Class D beer license, **[or] a Class B or Class D beer and light wine license, OR A CLASS B–WPL (WATERFRONT PAVILION) BEER, WINE, AND LIQUOR LICENSE** unless the individual is in the company of a parent, the legal guardian, or the spouse of the individual.

(c) The Board may adopt regulations regarding the presence of an individual under the age of 21 years on a licensed premises.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2016.

**Approved by the Governor, May 19, 2016.**