

**Department of Legislative Services**  
Maryland General Assembly  
2016 Session

**FISCAL AND POLICY NOTE**  
**Third Reader - Revised**

House Bill 1311  
Economic Matters

(Prince George's County Delegation)

Education, Health, and Environmental Affairs

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**Prince George's County - Alcoholic Beverages Licenses - Development District  
Licenses and Sunday Off-Sale Permits  
PG 305-16**

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This bill authorizes the Prince George's County Board of License Commissioners to issue (1) up to five Class B-DD (Development District) licenses to restaurants located within the Riverdale Park Station area; (2) up to two Class B-DD licenses to restaurants located within a specified area of Riverdale Park Town Center; and (3) five Sunday off-sale permits to holders of a Class B beer, wine, and liquor license with an off-sale privilege that acquired the license on or after January 1, 2016. The bill also requires the board to waive the reinvestment requirement for Class B beer, wine, and liquor licensees that meet specified conditions. The bill increases from 100 to 105, the maximum number of Sunday off-sale permits that may be in effect at any one time.

The bill takes effect July 1, 2016.

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**Fiscal Summary**

**State Effect:** None.

**Local Effect:** Prince George's County revenues increase by \$41,200 in FY 2017 and \$32,500 annually beginning in FY 2018 from application and renewal fees. Prince George's County can handle any enforcement activity with existing resources.

**Small Business Effect:** Minimal.

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## Analysis

**Bill Summary:** The bill specifies that up to two Class B-DD licenses may be issued within the area of Riverdale Park Town Center that is bounded on the west, by Rhode Island Avenue, and on the south by Queensbury Road.

The reinvestment requirement for a Class B beer, wine, and liquor licensee with an off-sale privilege is waived if the holder can show that a minimum of \$50,000 was reinvested in the business within the three-year period immediately preceding the submission of the application.

**Current Law:** A Class B-DD (Development District) license is a seven-day beer, wine, and liquor license for on-sale consumption only. The annual license fee is \$3,025. An additional annual fee of \$850 is required for sales on Sundays. An initial license application fee of \$700 is also required for new licenses. The Prince George's County Board of License Commissioners may issue:

- 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 (1) on the West and Northwest, by the Baltimore-Washington Parkway; (2) on the South by Maryland Route 450; and (3) on the East and Northeast by Cooper Lane;
- 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;
- up to six Class B-DD (Development District) licenses to restaurants located within the area of Ritchie Station Marketplace; and
- up to six Class B-DD (Development District) licenses for restaurants located within the Towne Centre at Laurel.

A Class B-DD license may be issued only for a restaurant within any single area designated. Ownership of the license may be transferred from one license holder to another if the license is to be used at the same location but may not be transferred for use at a different location. The board must 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.

A license holder may hold a Class B-DD license in addition to any other alcoholic beverages license. A Class B-DD license may not be issued to a restaurant located within a chain store, supermarket, discount house, drug store, or convenience store.

### *Sunday Off-sales Permit*

Generally, Sunday off-sales permits can be issued to Class A or Class B beer, wine, and liquor license holders with off-sale privileges. The permit authorizes the sale of alcoholic beverages for consumption off the licensed premises on Sunday only from 8 a.m. to midnight. An applicant for a special Sunday off-sale permit must commit to reinvesting a minimum of \$50,000 in the business within one year after the permit is issued. The board may waive the reinvestment requirement, but the board must revoke the permit if the requirement is not waived and the reinvestment is not made. No more than 100 special Sunday off-sale permits may be in effect at any one time. The board may not issue a special Sunday off-sale permit to specified license holders that have violated specified restrictions on selling liquor on Sunday.

The annual license fee for a Sunday off-sales permit is \$1,080, and the one-time application fee is \$750.

**Local Fiscal Effect:** Prince George's County expects that all seven of the Class B-DD licenses authorized by the bill will be utilized. Accordingly, anticipated application and license fee revenues total \$41,175 in fiscal 2017 and \$32,525 annually thereafter. This estimate assumes that up to five of the Class B-DD licensees will obtain the Sunday sales permit.

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## **Additional Information**

**Prior Introductions:** None.

**Cross File:** None.

**Information Source(s):** Prince George's County, Department of Legislative Services

**Fiscal Note History:** First Reader - February 18, 2016  
md/hlb Revised - House Third Reader - March 30, 2016

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