

SENATE BILL 445

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2lr1768
CF 2lr2244

By: **Senator Carter**

Introduced and read first time: January 26, 2022

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City – 41st Legislative District – Alcoholic Beverages – Marketplace**
3 **License**

4 FOR the purpose of establishing a marketplace license in a certain geographic area located
5 in a certain legislative district in Baltimore City; authorizing the Board of License
6 Commissioners for Baltimore City to issue the license; and generally relating to
7 alcoholic beverages licenses in Baltimore City.

8 BY repealing and reenacting, without amendments,
9 Article – Alcoholic Beverages
10 Section 12–102
11 Annotated Code of Maryland
12 (2016 Volume and 2021 Supplement)

13 BY adding to
14 Article – Alcoholic Beverages
15 Section 12–1001.4
16 Annotated Code of Maryland
17 (2016 Volume and 2021 Supplement)

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

20 **Article – Alcoholic Beverages**

21 12–102.

22 This title applies only in Baltimore City.

23 **12–1001.4.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (A) IN THIS SECTION, "MARKETPLACE" MEANS PREMISES THAT:

2 (1) ACCOMMODATE THE PUBLIC; AND

3 (2) ARE MADE UP OF AT LEAST THREE FOOD AND BEVERAGE
4 ESTABLISHMENTS, AT LEAST ONE OF WHICH IS LICENSED TO CONDUCT
5 OFF-PREMISES SALES, THAT OPENED TO THE PUBLIC ON OR BEFORE JULY 1, 2022,
6 OR ARE EXPECTED TO OPEN WITHIN 6 MONTHS OF ISSUANCE OF THE MARKETPLACE
7 LICENSE UNDER THIS SECTION.

8 (B) THERE IS A MARKETPLACE LICENSE IN THE 41ST LEGISLATIVE
9 DISTRICT IN AN AREA BOUNDED BY CROSS KEYS ROAD ON THE EAST, VILLAGE
10 SQUARE ON THE SOUTH, INTERSTATE 83 ON THE WEST, AND HAMLET HILL ROAD
11 ON THE NORTH.

12 (C) THE BOARD MAY ISSUE A MARKETPLACE LICENSE ONLY TO THE PERSON
13 THAT OWNS OR LEASES THE MARKETPLACE.

14 (D) THE LICENSE AUTHORIZES THE LICENSE HOLDER TO SELL BEER, WINE,
15 AND LIQUOR FROM ONE OR MORE ESTABLISHMENTS WITHIN THE MARKETPLACE BY
16 THE DRINK OR BY THE BOTTLE FOR ON-PREMISES CONSUMPTION.

17 (E) THE MARKETPLACE SHALL HAVE:

18 (1) A MINIMUM CAPITAL INVESTMENT, NOT INCLUDING THE COST OF
19 LAND AND BUILDINGS, OF \$5,000,000 FOR MARKETPLACE FACILITIES; AND

20 (2) AVERAGE DAILY RECEIPTS FROM THE SALE OF FOOD THAT ARE AT
21 LEAST 51% OF THE TOTAL DAILY RECEIPTS OF THE MARKETPLACE.

22 (F) THE MARKETPLACE MAY ACCOMMODATE MORE THAN 500 INDIVIDUALS,
23 AS DETERMINED BY THE BALTIMORE CITY FIRE DEPARTMENT.

24 (G) (1) THE ANNUAL LICENSE FEE IS \$6,000.

25 (2) IN ADDITION TO THE ANNUAL LICENSE FEE, THE LICENSE HOLDER
26 SHALL PAY ANNUALLY:

27 (I) \$500, IF THE LICENSE HOLDER PROVIDES LIVE
28 ENTERTAINMENT; AND

1 **(II) \$200, IF THE LICENSE HOLDER PROVIDES OUTDOOR TABLE**
2 **SERVICE.**

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
4 1, 2022.