

SB0607/193923/1

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 607
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, strike “an”; in the same line, strike “a”; in the same line, strike “license”, “area”, and “the”, respectively, and substitute “licenses”, “areas”, and “certain transferal and renewal”, respectively; strike beginning with “of” in line 10 down through “location” in line 11; and in line 20, after “12–1604(c)” insert “and (g)”.

On page 2, after line 5, insert:

“BY repealing and reenacting, with amendments,

The Charter of Baltimore City

Article II – General Powers

Section (61)(b)(1)

(2007 Replacement Volume, as amended)

(As enacted by Chapter 36 of the Acts of the General Assembly of 2022)”.

AMENDMENT NO. 2

On page 5, in line 1, after “A” insert “**PHYSICAL**”; in line 13, after “4” insert “**;**

(I)”;

in lines 14, 15, and 17, strike “(i)”, “(ii)”, and “(iii)”, respectively, and substitute “**1.**”, “**2.**”, and “**3.**”, respectively; in line 17, after “consumption” insert “**;**AND

(II) IN THE 1300 BLOCK OF WARNER STREET THAT HAS:

1. AVERAGE DAILY RECEIPTS FROM THE SALE OF FOOD THAT ARE AT LEAST 40% OF THE TOTAL DAILY RECEIPTS OF THE RESTAURANT, UNLESS THE LICENSE HOLDER OFFERS FOOD TRUCK OPTIONS ON THE LICENSED PREMISES, IN WHICH CASE THE AVERAGE DAILY RECEIPTS FROM THE SALE OF FOOD MAY BE AT LEAST 20% OF THE TOTAL DAILY RECEIPTS OF THE RESTAURANT; AND

2. NO SALES FOR OFF-PREMISES CONSUMPTION”;

and after line 28, insert:

“(g) **(1)** Notwithstanding subsection (c)(1) and (2) of this section, the Board may not issue a Class B beer, wine, and liquor restaurant license in:

[(1)] (I) the area covered by the Key Highway East Industrial Area Urban Renewal Plan, as adopted by the Mayor and City Council of Baltimore City in Ordinance 986 on June 29, 1987;

[(2)] (II) the area covered by the Key Highway Urban Renewal Plan, as adopted by the Mayor and City Council of Baltimore City in Ordinance 622 on March 12, 1986;

[(3)] (i)] (III) **1. EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, ward 1, precinct 4 or 5;**

[(ii)] 2. ward 23, precinct 1; and

[(iii)] 3. ward 24, precinct 5; and

[(4)] (IV) the area known as Pen Lucy, ward 9, precincts 1 and 2.

(2) (I) THE BOARD MAY ISSUE ONE CLASS B BEER, WINE, AND LIQUOR LICENSE FOR A RESTAURANT IN WARD 1, PRECINCT 4, IN THE 2700 BLOCK OF BOSTON STREET THAT HAS:

- 1. SEATING FOR MORE THAN 75 INDIVIDUALS;**
- 2. AVERAGE DAILY RECEIPTS FROM THE SALE OF FOOD THAT ARE AT LEAST 51% OF THE TOTAL DAILY RECEIPTS OF THE RESTAURANT;**
- 3. A MINIMUM CAPITAL INVESTMENT OF AT LEAST \$700,000 FOR RESTAURANT FACILITIES; AND**
- 4. EXECUTED A MEMORANDUM OF UNDERSTANDING WITH THE CANTON COMMUNITY ASSOCIATION.**

(II) THE LICENSE DESCRIBED IN THIS PARAGRAPH MAY NOT:

- 1. EXCEPT FOR DELIVERY TO A VESSEL DOCKED AT AN ADJACENT MARINA, BE USED FOR OFF-PREMISES SALES; OR**
- 2. BE TRANSFERRED FROM THE LOCATION OF ITS ORIGINAL ISSUANCE.”.**

On page 6, in line 7, after “(I)” insert “1.”; in lines 9, 11, and 13, strike “(II)”, “(III)”, and “(IV)”, respectively, and substitute “2.”, “3.”, and “4.”, respectively; in line 14, after “TITLE” insert “; **OR**”

(II) 1. HOLDS A LICENSE THAT WAS ORIGINALLY ISSUED BY THE BOARD UNDER § 12-1604(I) OF THIS SUBTITLE; AND

(Over)

2. PAYS A SPECIAL TRANSFER FEE OF \$15,000, IN ADDITION TO ANY FEES REQUIRED UNDER § 12-1704 OF THIS TITLE”;

after line 20, insert:

“(C) A HOLDER OF A LICENSE CONVERTED UNDER THIS SECTION MAY SELL BEER, WINE, AND LIQUOR MONDAY THROUGH SUNDAY FROM 6 A.M. UNTIL 1 A.M. THE FOLLOWING DAY.”;

in line 21, strike “(C)” and substitute “(D)”; and in line 23, strike “§ 12-1701(B)(1)” and substitute “**§ 12-1701**”.

On page 7, after line 16, insert:

“The Charter of Baltimore City

Article II – General Powers

The Mayor and City Council of Baltimore shall have full power and authority to exercise all of the powers heretofore or hereafter granted to it by the Constitution of Maryland or by any Public General or Public Local Laws of the State of Maryland; and in particular, without limitation upon the foregoing, shall have power by ordinance, or such other method as may be provided for in its Charter, subject to the provisions of said Constitution and Public General Laws:

(61)

(b) (1) As provided by ordinance, the Authority shall enter into a contract with the Baltimore Police Department to hire two POLICE officers [of the Baltimore Police Department] to exclusively patrol the 400 unit block of Baltimore Street and the

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unit block of Custom House Avenue between the hours of 10 p.m. and 3 a.m. on the Thursday, Friday, and Saturday of each week.”;

in line 17, strike “, notwithstanding” and substitute “:

(a) Notwithstanding”;

and after line 20, insert:

“(b) Notwithstanding § 12–1705 of the Alcoholic Beverages Article, a Class B beer, wine, and liquor license issued for a premises in the unit block of South Decker Street shall be considered unexpired until the end of July 1, 2024, for the purpose of completing a transfer of ownership and renewal at the same location.

(c) Notwithstanding § 12–2202 of the Alcoholic Beverages Article, a Class C beer and light wine license issued for a premises in the 6700 block of Youngstown Avenue shall be considered unexpired until the end of July 1, 2024, for the purpose of being renewed to the current license year by the licensee.

(d) Notwithstanding § 12–2202 of the Alcoholic Beverages Article, a Class B beer, wine, and liquor license issued for a premises on the odd side of the 900 block of South Bond Street shall be considered unexpired until the end of July 1, 2024, for the purpose of being renewed to the current license year and transferred to a different applicant at the same location, if the applicant enters into a memorandum of understanding with the Fells Point Neighborhood Association.”.