

# HOUSE BILL 886

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CF SB 588

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By: **Delegate Amprey**

Introduced and read first time: February 9, 2023

Assigned to: Economic Matters

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## A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City – 40th District – Alcoholic Beverages**

3 FOR the purpose of authorizing the Board of License Commissioners for Baltimore City to  
4 issue a Class C beer, wine, and liquor license in a certain area of the 40th alcoholic  
5 beverages district in Baltimore City under certain circumstances; prohibiting certain  
6 license holders in certain areas of the 40th alcoholic beverages district from selling  
7 alcoholic beverages at certain times of day; and generally relating to alcoholic  
8 beverages in Baltimore City.

9 BY repealing and reenacting, without amendments,  
10 Article – Alcoholic Beverages  
11 Section 12–102 and 12–1603(a) and (b)  
12 Annotated Code of Maryland  
13 (2016 Volume and 2022 Supplement)

14 BY repealing and reenacting, with amendments,  
15 Article – Alcoholic Beverages  
16 Section 12–1603(c)(14) and (15) and 12–2005(d)  
17 Annotated Code of Maryland  
18 (2016 Volume and 2022 Supplement)

19 BY adding to  
20 Article – Alcoholic Beverages  
21 Section 12–1603(c)(16)  
22 Annotated Code of Maryland  
23 (2016 Volume and 2022 Supplement)

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

26 **Article – Alcoholic Beverages**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 12-102.

2 This title applies only in Baltimore City.

3 12-1603.

4 (a) The alcoholic beverages districts described in this section at all times are  
5 coterminous with the legislative districts in the Legislative Districting Plan of 2012.

6 (b) Except as provided in subsection (c) of this section, the Board may not issue a  
7 new license in:

8 (1) the 40th alcoholic beverages district;

9 (2) the 41st alcoholic beverages district;

10 (3) the 43rd alcoholic beverages district;

11 (4) the 44th alcoholic beverages district; and

12 (5) the 45th alcoholic beverages district.

13 (c) The Board may issue:

14 (14) a Class B-D-7 license in the 700 block of Washington Boulevard in the  
15 40th alcoholic beverages district if:

16 (i) average daily receipts from the sale of food are at least 65% of  
17 the applicant's total daily receipts;

18 (ii) the applicant executes a memorandum of understanding with a  
19 community association;

20 (iii) the applicant does not create a separate package goods  
21 department;

22 (iv) alcoholic beverages are served to patrons seated at tables; and

23 (v) alcoholic beverages are served only with meals to patrons  
24 provided with outdoor table service; **[and]**

25 (15) a Class B-D-7 license in the 300 block of North Charles Street in the  
26 40th alcoholic beverages district to an establishment that has a minimum capital  
27 investment, not including the cost of land and buildings, of \$50,000 for the establishment's  
28 facilities; **AND**

**(16) A CLASS C BEER, WINE, AND LIQUOR LICENSE IN THE 3600 BLOCK OF HICKORY AVENUE IN THE 40TH ALCOHOLIC BEVERAGES DISTRICT TO A HOLDER OF A CLASS C BEER AND LIGHT WINE LICENSE.**

12–2005.

(d) (1) This subsection does not apply to:

(i) a Class B beer and light wine (restaurant) license;

(ii) a Class B beer, wine, and liquor (restaurant) license issued under § 12–1603(c)(1)(ii) of this title;

(iii) a Class B–BWL (H–M) license;

(iv) a Class C beer and wine license;

(v) a Class C beer, wine, and liquor license;

(vi) an arena license; or

(vii) a marketplace license.

(2) For a license holder in the 40th alcoholic beverages district, the hours of sale for alcoholic beverages may not begin before 10 a.m. or end after 10 p.m.:

(i) within an area bounded:

1. from the intersection of Reisterstown Road and Quantico Avenue, northwest on Reisterstown Road to the intersection with Wylie Avenue, northeast on Wylie Avenue to the intersection with Pimlico Road, northwest on Pimlico Road to the intersection with Dupont Avenue, east on Dupont Avenue to the intersection with Pall Mall Road, southeast on Pall Mall Road to the intersection with Edgecombe Circle North, east on Edgecombe Circle North to the intersection with Finney Avenue, south on Finney Avenue to the intersection with Oakford Avenue, west on Oakford Avenue to the intersection with Pall Mall Road, southeast on Pall Mall Road to the intersection with Loyola Northway, southwest on Loyola Northway to the intersection with Pimlico Road, southeast on Pimlico Road to the intersection with Quantico Avenue, and southwest on Quantico Avenue to the intersection with Reisterstown Road; and

2. from the intersection of Millington Avenue with Wilkens Avenue, northwest on Millington Avenue to the intersection with Frederick Avenue, northeast on Frederick Avenue to the intersection with West Pratt Street, east on West Pratt Street to the intersection with South Mount Street, south on South Mount Street to the intersection with Eagle Street, southwest on Eagle Street to the intersection with South Smallwood Street, northwest on South Smallwood Street to the intersection with Wilkens Avenue, and southwest on Wilkens Avenue to the intersection with Millington Avenue;

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1 (ii) within the area of West North Avenue between the [1300] **1000**  
2 block of West North Avenue and the 3200 block of West North Avenue, inclusive; and

3 (iii) for a license holder within 250 yards in any direction of the area  
4 described in item (ii) of this paragraph.

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
6 1, 2023.