

SENATE BILL 897

A2

7lr2389

By: **Senator Astle**

Introduced and read first time: February 3, 2017

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Anne Arundel County – Alcoholic Beverages – Class H Licenses**

3 FOR the purpose of increasing the number of Class H beer, wine, and liquor or Class H
4 beer and wine licenses that the Board of License Commissioners for Anne Arundel
5 County may issue to a certain license holder under certain circumstances; and
6 generally relating to alcoholic beverages licenses in Anne Arundel County.

7 BY repealing and reenacting, without amendments,

8 Article – Alcoholic Beverages

9 Section 11–102

10 Annotated Code of Maryland

11 (2016 Volume and 2016 Supplement)

12 BY repealing and reenacting, with amendments,

13 Article – Alcoholic Beverages

14 Section 11–1609

15 Annotated Code of Maryland

16 (2016 Volume and 2016 Supplement)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

18 That the Laws of Maryland read as follows:

19 **Article – Alcoholic Beverages**

20 11–102.

21 This title applies only in Anne Arundel County.

22 11–1609.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (a) The Board may issue [a second license] **NOT MORE THAN FOUR ADDITIONAL**
2 **LICENSES** to a holder of a Class B license that has a restriction prohibiting sales for
3 consumption off the premises or a holder of a Class H license if:

4 (1) [the second] **EACH ADDITIONAL** license is a Class H beer, wine, and
5 liquor license or a Class H beer and wine license; and

6 (2) the restaurant for which the Class H license under item (1) of this
7 subsection is sought or to which the original Class B or Class H license applies is in:

8 (i) a suburban community center designated by the county in
9 accordance with Bill Nos. 36–96 and 70–96 of the county ordinances; or

10 (ii) one of the following locations as the location existed on October
11 1, 1999:

12 1. the Glen Burnie Urban Renewal Area;

13 2. the Parole Town Center Growth Management Area;

14 3. the Odenton Town Center Growth Management Area;

15 4. the Baltimore–Washington International Thurgood
16 Marshall Airport State Priority Funding Area, as designated by the county in accordance
17 with § 6–301(f)(8) of the Economic Development Article;

18 5. a shopping center with a gross area of at least 1,000,000
19 square feet that is zoned C3 General Commercial by the zoning article of the County Code;
20 or

21 6. the Route 198 corridor, consisting of properties located
22 within 500 feet of the right-of-way of Maryland Route 198, from Maryland Route 32 on the
23 east to the Prince George’s County–Anne Arundel County line on the west.

24 (b) The Board may not issue more than 60 Class H licenses under this section.

25 (c) The Board may issue a maximum of [two] **FIVE** licenses to a person in the
26 county if:

27 (1) each license is a Class H beer and wine license or a Class H beer, wine,
28 and liquor license; and

29 (2) the restaurant for which one of the Class H licenses under item (1) of
30 this subsection is sought is in:

31 (i) a suburban community center designated by the county in
32 accordance with Bill Nos. 36–96 and 70–96 of the county ordinances; or

1 (ii) one of the following locations as the location existed on October
2 1, 1999:

- 3 1. the Glen Burnie Urban Renewal Area;
- 4 2. the Parole Town Center Growth Management Area;
- 5 3. the Odenton Town Center Growth Management Area;
- 6 4. the Baltimore–Washington International Thurgood
7 Marshall Airport State Priority Funding Area, as designated by the county in accordance
8 with § 6–301(f)(8) of the Economic Development Article;
- 9 5. a shopping center with a gross area of at least 1,000,000
10 square feet that is zoned C3 General Commercial by the zoning article of the County Code;
11 or
- 12 6. the Route 198 corridor, consisting of properties located
13 within 500 feet of the right-of-way of Maryland Route 198, from Route 32 on the east to
14 the Prince George’s County–Anne Arundel County line on the west.

15 (d) A franchisor may not have a direct ownership interest, as defined by the
16 Board, in more than [two] FIVE licenses under this section.

17 (e) The Board shall adopt regulations:

- 18 (1) to carry out this section; and
- 19 (2) that define “direct ownership interest” for the purposes of subsection (d)
20 of this section.

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
22 1, 2017.