

Chapter 307

(House Bill 1311)

AN ACT concerning

Prince George’s County – Alcoholic Beverages Licenses – ~~Riverdale Park Station~~ Development District Licenses and Sunday Off-Sale Permits

PG 305-16

FOR the purpose of authorizing the Prince George’s County Board of License Commissioners to issue a certain number of Class B-DD (Development District) licenses to restaurants located in a certain area within the area of Riverdale Park Station; authorizing the Board to issue a certain number of Class B-DD (Development District) licenses to restaurants located within the area of Riverdale Park Town Center; providing that a certain number of Sunday off-sale permits may be issued only to holders of a certain license who acquired the license on or after a certain date; altering the number of Sunday off-sale permits that may be in effect at any one time; requiring the Board to waive a certain reinvestment requirement under certain circumstances; and generally relating to the issuance of ~~Class B-DD (Development District)~~ alcoholic beverages licenses to restaurants and permits in Prince George’s County.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 26-102 and 26-1104(a)
Annotated Code of Maryland
(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 26-1104(b), (d), and (f) and 26-1614(a)
Annotated Code of Maryland
(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

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

Article – Alcoholic Beverages

26-102.

This title applies only in Prince George’s County.

26-1104.

(a) There is a Sunday off-sale permit.

(b) (1) **(I) [Except] SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH AND EXCEPT** as provided in paragraph (2) of this subsection, the Board may issue the permit to the holder of:

[(i)] 1. a Class A beer, wine, and liquor license; or

[(ii)] 2. a Class B beer, wine, and liquor license with an off-sale privilege.

(II) FIVE SUNDAY OFF-SALE PERMITS MAY BE ISSUED ONLY 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.

(2) The Board may not issue a Sunday off-sale permit to a license holder that the Board finds to have sold liquor on Sunday without a Sunday off-sale permit.

(d) (1) Except as provided in paragraph (2) of this subsection, an applicant for the permit shall commit in the application to reinvesting a minimum of \$50,000 in the business within 1 year after the permit is issued.

(2) **(I) The Board may waive the reinvestment requirement.**

(II) THE BOARD SHALL WAIVE THE REINVESTMENT REQUIREMENT FOR A HOLDER OF A CLASS B BEER, WINE, AND LIQUOR LICENSE WITH AN OFF-SALE PRIVILEGE THAT ACQUIRED THE LICENSE ON OR AFTER JANUARY 1, 2016, IF THE HOLDER CAN SHOW THAT A MINIMUM OF \$50,000 WAS REINVESTED IN THE BUSINESS WITHIN THE 3-YEAR PERIOD IMMEDIATELY PRECEDING THE SUBMISSION OF THE APPLICATION.

(3) The Board shall revoke the permit if:

(i) the Board did not waive the reinvestment requirement under [item (ii) of this paragraph] PARAGRAPH (2) OF THIS SUBSECTION; and

(ii) the permit holder fails to make the required reinvestment.

(f) Not more than [100 special] 105 Sunday off-sale permits may be in effect at any one time.

26-1614.

(a) The Board may issue:

(1) 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 the Baltimore–Washington Parkway on the west and northwest, Maryland Route 450 on the south, and Cooper Lane on the east and northeast;

(2) 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;

(3) up to six Class B–DD (Development District) licenses for restaurants located within the area of Ritchie Station Marketplace; **[and]**

(4) subject to subsection (b) of this section, up to six Class B–DD (Development District) licenses for restaurants located within the Towne Centre at Laurel; ~~AND~~

(5) UP TO FIVE CLASS B–DD (DEVELOPMENT DISTRICT) LICENSES TO RESTAURANTS LOCATED WITHIN THE AREA OF RIVERDALE PARK STATION INSIDE THE CAPITAL BELTWAY AND ADJACENT TO U.S. ROUTE 1; AND

(6) UP TO TWO CLASS B–DD (DEVELOPMENT DISTRICT) LICENSES TO RESTAURANTS LOCATED WITHIN THE AREA OF RIVERDALE PARK TOWN CENTER, BOUNDED BY RHODE ISLAND AVENUE ON THE WEST AND QUEENSBURY ROAD ON THE SOUTH.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2016.

Approved by the Governor, April 26, 2016.