

HOUSE BILL 1431

A2

3lr3230

By: **Prince George's County Delegation**

Introduced and read first time: February 18, 2013

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Prince George's County – Alcoholic Beverages Licenses – Towne Centre at**
3 **Laurel**

4 **PG 320–13**

5 FOR the purpose of removing a certain location from a certain list of areas in Prince
6 George's County that are underserved by restaurants; authorizing the Prince
7 George's County Board of License Commissioners to issue a certain number of
8 Class B–DD (Development District) licenses to restaurants located within a
9 certain location; and generally relating to the issuance of Class B–DD
10 (Development District) licenses to restaurants in Prince George's County.

11 BY repealing and reenacting, without amendments,
12 Article 2B – Alcoholic Beverages
13 Section 9–217(a)
14 Annotated Code of Maryland
15 (2011 Replacement Volume and 2012 Supplement)

16 BY repealing and reenacting, with amendments,
17 Article 2B – Alcoholic Beverages
18 Section 9–217(f)(5) and (7)
19 Annotated Code of Maryland
20 (2011 Replacement Volume and 2012 Supplement)

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

23 **Article 2B – Alcoholic Beverages**

24 9–217.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (a) This section applies only in Prince George's County.

2 (f) (5) (i) This paragraph does not apply to a restaurant located
3 within a chain store, supermarket, discount house, drug store, or convenience store.

4 (ii) Notwithstanding any other provision of this article, the
5 Board of License Commissioners may allow an individual, partnership, corporation,
6 unincorporated association, or limited liability company to hold or have an interest in
7 more than one Class B beer, wine and liquor license, if the restaurant for which the
8 license is sought is located within:

9 1. Any of the following areas that are underserved by
10 restaurants:

11 A. Suitland business district, consisting of properties
12 fronting on or having access to Silver Hill Road between Suitland Parkway and Sunset
13 Lane, and on Suitland Road between Arnold Road and Eastern Lane;

14 B. Part of the Port Towns business district, consisting of
15 properties fronting on or having access to Rhode Island Avenue, Bladensburg Road,
16 Annapolis Road, or 38th Street, in legislative district 22; **OR**

17 C. Largo area, consisting of properties within the area
18 bounded by the Capital Beltway (I-495) on the west, Central Avenue and Landover
19 Road on the south and southeast, Campus Way North on the east and Route 214 and
20 Landover Road on the north and northwest; [or

21 D. Laurel Commons, consisting of the properties within
22 the area bounded on the south by Cherry Lane, on the east by Baltimore Avenue (U.S.
23 Route 1), on the west by 4th Street, and on the north by a line approximately 1,450
24 feet north of Cherry Hill Road between Baltimore Avenue (U.S. Route 1) and 4th
25 Street;] or

26 2. A. A waterfront entertainment retail complex as
27 defined by a county zoning ordinance; or

28 B. A commercial establishment on 100 or more acres
29 that is designated by the County Executive as a recreational, destination, or
30 entertainment attraction.

31 (iii) 1. Except as provided in sub-subparagraph 2 and 3 of
32 this subparagraph, a license holder may not hold more than 4 Class B beer, wine and
33 liquor licenses within all of the underserved areas described in subparagraph (ii)1 of
34 this paragraph.

35 2. [A. This sub-subparagraph does not apply in
36 Laurel Commons.

1 B.] A license holder may be issued or transferred a fifth
2 Class B beer, wine and liquor license only if the date of the application for the fifth
3 license is at least 1 year after the date the license holder was issued or transferred the
4 fourth license.

5 3. [A. This sub-subparagraph does not apply in
6 Laurel Commons.

7 B.] A license holder may be issued or transferred a sixth
8 Class B beer, wine and liquor license only if the date of the application for the sixth
9 license is at least 1 year after the date the license holder was issued or transferred the
10 fifth license.

11 (iv) An individual, partnership, corporation, unincorporated
12 association, or limited liability company that holds or has an interest in a license
13 located in an underserved area described in subparagraph (ii)1 of this paragraph may
14 not hold or have an interest in more than one license located outside of all the
15 underserved areas.

16 (v) An individual, partnership, corporation, unincorporated
17 association, or limited liability company may not hold or have an interest in more than
18 one license in a commercial establishment described in subparagraph (ii)2 of this
19 paragraph.

20 (vi) The annual license fee for a Class B license obtained under
21 this paragraph is \$2,500.

22 (vii) A Class B license obtained under this paragraph does not
23 confer off-sale privileges.

24 (viii) The residency requirements under § 9–101 of this title apply
25 to an applicant for a Class B license under this paragraph.

26 (ix) The limit on the maximum number of Class B beer, wine
27 and liquor licenses in the county under subsection (b) of this section applies to the
28 issuance of licenses under this paragraph.

29 (7) Subject to § 6–201(r)(15) of this article, the Board of License
30 Commissioners may issue:

31 (i) Up to four Class B–DD (Development District) licenses for
32 restaurants located within the Capital Plaza commercial area, consisting of
33 commercial properties within the area bounded by the Baltimore–Washington
34 Parkway on the west and northwest, Maryland Route 450 on the south, and Cooper
35 Lane on the east and northeast;

1 (ii) Up to four Class B–DD (Development District) licenses for
2 restaurants located within the area of Greenbelt Station, located inside the Capital
3 Beltway and adjacent to the Greenbelt Metro Station; [and]

4 (iii) Up to six Class B–DD (Development District) licenses may
5 be issued to restaurants located within the area of Ritchie Station Marketplace; **AND**

6 **(IV) UP TO SIX CLASS B–DD (DEVELOPMENT DISTRICT)**
7 **LICENSES MAY BE ISSUED TO RESTAURANTS LOCATED WITHIN THE TOWNE**
8 **CENTRE AT LAUREL.**

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
10 July 1, 2013.