

Chapter 425

(House Bill 582)

AN ACT concerning

Prince George's County – Issuance of Alcoholic Beverages Licenses and Park Permits – Notification

PG/MC 112–10

FOR the purpose of requiring the Prince George's County Board of License Commissioners to notify certain county officials and, if applicable, a certain municipal corporation, of certain information when the Board issues a special Class C beer, wine and liquor license; requiring an administrative official who issues a use and occupancy permit in Prince George's County to notify promptly certain county officials and, if applicable, a certain municipal corporation, when the Commission official issues a certain permit that allows entertainment to be held in the county under certain circumstances; and generally relating to alcoholic beverages licenses and park permits in Prince George's County.

BY repealing and reenacting, without amendments,
Article 2B – Alcoholic Beverages
Section 7–101(d)(1)(i)
Annotated Code of Maryland
(2005 Replacement Volume and 2009 Supplement)

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 7–101(d)(11)
Annotated Code of Maryland
(2005 Replacement Volume and 2009 Supplement)

BY repealing and reenacting, with amendments,
Article 28 – Maryland–National Capital Park and Planning Commission
Section 8–119
Annotated Code of Maryland
(2003 Replacement Volume and 2009 Supplement)

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

Article 2B – Alcoholic Beverages

7–101.

(d) (1) (i) A special Class C beer, wine and liquor license entitles the holder to exercise any of the privileges conferred by this class of license for the use of any person holding a bona fide entertainment conducted by a club, society, or association at the place described for a period not exceeding seven consecutive days, upon the payment of a fee of \$15 per day.

(11) (I) **[In] THIS PARAGRAPH APPLIES ONLY IN** Prince George's County[;].

[(ii)] (II) Except as provided in item **[(ii)] (III)** of this paragraph, the fee is \$150 per day[;].

[(ii)] (III) For a club, society, or association holding a casino or gambling event, the fee is \$150 per day, which shall be paid by the club, society, or association and shall be considered as part of the club's, society's, or association's special license fee[; and].

(IV) WHEN THE BOARD OF LICENSE COMMISSIONERS ISSUES A LICENSE UNDER THIS PARAGRAPH, THE BOARD SHALL NOTIFY THE CHIEF OF POLICE, THE FIRE CHIEF, ~~AND~~ THE DIRECTOR OF THE DEPARTMENT OF ENVIRONMENTAL RESOURCES, AND, IF APPLICABLE, THE MUNICIPAL CORPORATION IN WHICH THE EVENT IS TO BE HELD, AS TO THE TIME, PLACE, AND EXPECTED SIZE OF THE EVENT FOR WHICH THE LICENSE IS ISSUED.

[(iii)] (V) The Board of License Commissioners may deny an application for this license if it is determined that the applicant does not qualify under the provisions of this article.

Article 28 – Maryland–National Capital Park and Planning Commission

8–119.

(a) A building or other structure may not be erected or structurally altered in the regional district without the issuance of a building permit, and a permit may not be given except in conformity with the provisions of this article and of the regulations enacted by the respective district councils. A building permit is not required for buildings and structures to be used exclusively for purposes of agriculture upon land used exclusively for agriculture. In any part of the regional district in which there does not now exist provision of law or ordinance designating an administrative official by whom building permits are to be issued, the appropriate district council shall designate this official. An act, ordinance, or regulation issued under the authority of this article does not require the approval by the Commission of any building permit in Montgomery County or Prince George's County, and any acts, ordinances, or regulations inconsistent herewith are repealed to the extent of the inconsistency.

However, in Montgomery County, all building permit applications shall be referred to the Commission for review and recommendations as to zoning requirements. In Prince George's County, the County Council may provide by ordinance for the referral of some or all building permit applications to the Commission for review and recommendations as to zoning requirements.

(b) A district council may provide in its zoning regulations for the issuance of use and occupancy permits and for certificates by means of which zoning questions may be raised prior to the preparation of all structural specifications of a building as may be required for a complete building permit.

(c) (1) THIS SUBSECTION APPLIES ONLY IN PRINCE GEORGE'S COUNTY.

(2) WHEN AN ADMINISTRATIVE OFFICIAL ISSUES A USE AND OCCUPANCY PERMIT THAT UNDER THE APPLICABLE COUNTY ZONING ORDINANCE ALLOWS ENTERTAINMENT TO BE HELD FOR AN ASSOCIATION, A CLUB, A SOCIETY, OR OTHER ORGANIZATION OR THE PUBLIC, THE OFFICIAL PROMPTLY SHALL TRANSMIT A COPY OF THE PERMIT OR GIVE OTHER NOTICE OF THE ISSUANCE OF THE PERMIT TO:

(i) THE BOARD OF LICENSE COMMISSIONERS;

(ii) THE CHIEF OF POLICE;

(iii) THE FIRE CHIEF; ~~AND~~

(iv) THE DIRECTOR OF THE DEPARTMENT OF ENVIRONMENTAL RESOURCES; AND

(v) IF APPLICABLE, THE MUNICIPAL CORPORATION IN WHICH THE ENTERTAINMENT IS TO BE HELD.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 2010.

Approved by the Governor, May 4, 2010.