

THEY ARE hereby repealed and re-enacted, with amendments, to read as follows:

19.

(1-1) (1) IN WICOMICO COUNTY THE ANNUAL FEE FOR SUCH A LICENSE SHALL BE ONE THOUSAND DOLLARS (\$1,000) FOR A RESTAURANT AND FIFTEEN HUNDRED DOLLARS (\$1,500) FOR A HOTEL.

(2) SUCH A LICENSE MAY BE ISSUED IN WICOMICO COUNTY TO A BONA FIDE HOTEL WHICH (I) IS AN ESTABLISHMENT FOR THE ACCOMMODATION OF THE PUBLIC PROVIDING SERVICES ORDINARILY FOUND IN HOTELS, (II) IS EQUIPPED WITH NOT FEWER THAN TWENTY-FIVE ROOMS, A LOBBY WITH REGISTRATION AND MAIL DESK AND SEATING FACILITIES AND A DINING ROOM WHICH SERVES FULL-COURSE MEALS AT LEAST TWICE DAILY. THIS LICENSE IN A HOTEL DOES NOT PERMIT SALES AT BARS OR COUNTERS, NOR FOR CONSUMPTION OFF THE PREMISES.

(3) SUCH A LICENSE MAY BE ISSUED IN WICOMICO COUNTY TO A RESTAURANT WHICH MEETS THE FOLLOWING REQUIREMENTS AND CONDITIONS: (I) SERVES FULL-COURSE MEALS AT LEAST TWICE DAILY; (II) HAS A REGULAR SEATING CAPACITY AT TABLES (NOT INCLUDING SEATS AT BARS OR COUNTERS) FOR SEVENTY-FIVE OR MORE PERSONS; (III) HAS BEEN IN FULL-TIME OPERATION AS A RESTAURANT FOR NOT LESS THAN TWO YEARS IMMEDIATELY PRECEDING THE TIME APPLICATION IS MADE FOR A LICENSE; (IV) SERVES ALCOHOLIC BEVERAGES ONLY DURING OR IN CONNECTION WITH MEALS, WITH PATRONS SEATED AT TABLES AND NOT AT BARS OR COUNTERS; (V) HAS HAD DAILY AVERAGE RECEIPTS FROM THE SALE OF FOOD IN EXCESS OF THOSE FOR THE SALE OF ALCOHOLIC BEVERAGES, DURING THE TWELVE-MONTH PERIOD IMMEDIATELY PRECEDING THE APPLICATION FOR A LICENSE; (VI) HAS AN APPLICANT OR APPLICANTS FOR THE LICENSE WHO HAS OR HAVE BEEN A BONA FIDE RESIDENT OR RESIDENTS OF WICOMICO COUNTY FOR NOT LESS THAN FIVE YEARS IMMEDIATELY PRECEDING THE FILING OF THE APPLICATION, AND WHO HAS OR HAVE BEEN A REGISTERED VOTER OR VOTERS OF WICOMICO COUNTY FOR NOT LESS THAN ONE YEAR IMMEDIATELY PRECEDING THE FILING OF THE APPLICATION. THIS LICENSE IN A RESTAURANT DOES NOT PERMIT SALES AT BARS OR COUNTERS, NOR FOR CONSUMPTION ANYWHERE EXCEPT INSIDE THE BUILDING IN WHICH MEALS ARE PREPARED AND SERVED.

(4) A LICENSE UNDER THIS SECTION DOES NOT PERMIT SALES AT A DANCE. IN NO EVENT SHALL A LICENSEE SELL ALCOHOLIC BEVERAGES IN THAT PORTION OF THE PREMISES WHERE A DANCE IS IN PROGRESS, OR KNOWINGLY SELL ALCOHOLIC BEVERAGES TO BE CONSUMED IN SAID PORTION OF THE PREMISES WHERE A DANCE IS IN PROGRESS.