

21. Beer, wine and liquor license, Class D (on sale)—Taverns, etc.

(j) ~~Applicability.~~—Such licenses shall be issued only in Baltimore City, Allegany, Anne Arundel, Baltimore, Charles, ~~Garrett~~, Howard, Kent, St. Mary's and Washington counties and in the towns of North Beach and Chesapeake Beach in Calvert County.

19.

(F-1) (1) IN GARRETT COUNTY THE ANNUAL FEE FOR SUCH A LICENSE SHALL BE EIGHT HUNDRED DOLLARS (\$800.00) FOR A RESTAURANT.

(2) SUCH A LICENSE MAY BE ISSUED IN GARRETT 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 NO FEWER THAN 25 ROOMS, A LOBBY WITH A 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 SALE AT BARS OR COUNTERS, OR FOR CONSUMPTION OFF THE PREMISES.

(3) SUCH A LICENSE MAY BE ISSUED IN GARRETT 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 OF TABLES, NOT INCLUDING SEATS AT BARS OR COUNTERS, FOR FORTY OR MORE PERSONS; (III) HAS BEEN IN FULL-TIME OPERATION AS A RESTAURANT FOR NOT LESS THAN TWO YEARS IMMEDIATELY PRECEDING THE TIME THE APPLICATION IS MADE FOR LICENSE; (IV) SERVES ALCOHOLIC BEVERAGES ONLY DURING OR IN CONNECTION WITH MEALS TO PATRONS SEATED AT TABLES OR AT A BAR; (V) HAS HAD DAILY AVERAGE RECEIPTS FROM THE SALE OF FOOD IN EXCESS OF SALES OF ALCOHOLIC BEVERAGES DURING THE TWELVE-MONTH PERIOD IMMEDIATELY PRECEDING THE APPLICATION FOR LICENSE; (VI) HAS AN APPLICANT FOR THE LICENSE WHO HAS, OR APPLICANTS WHO HAVE, BEEN A BONA FIDE RESIDENT OR RESIDENTS OF GARRETT 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 GARRETT COUNTY FOR NOT LESS THAN ONE YEAR IMMEDIATELY PRECEDING THE FILING OF THE APPLICATION. THIS LICENSE IN A RESTAURANT DOES NOT PERMIT SALE AT BARS OR COUNTERS NOR FOR CONSUMPTION ANYWHERE EXCEPT INSIDE THE BUILDING IN WHICH THE MEALS ARE PREPARED AND SERVED. EXCEPT THAT A LICENSE MAY BE ISSUED HEREUNDER FOR ANY PREMISES UNDER CONSTRUCTION AND OTHERWISE MEETING THE REQUIREMENTS OF THIS SECTION TO BE EFFECTIVE NINETY (90) DAYS AFTER COMPLETION OF THE CONSTRUCTION.