

Article 2B - Alcoholic Beverages

41.

~~(A-4) NOTWITHSTANDING ANY OTHER PROVISIONS OF THIS SECTION, IN MONTGOMERY COUNTY THE HOLDER OF A CLASS B (ON-SALE - HOTELS AND RESTAURANTS) BEER, WINE AND LIQUOR LICENSE UNDER THIS ARTICLE, BY MAKING APPLICATION IN THE REGULAR MANNER AND PAYING THE USUAL FEE MAY OBTAIN THREE ADDITIONAL CLASS B (ON-SALE - HOTELS AND RESTAURANTS) BEER, WINE AND LIQUOR LICENSES FOR PREMISES OPERATED AS A PUBLIC HOTEL WHICH MEETS THE MINIMUM REQUIREMENTS IDENTICAL TO THOSE DESCRIBED IN SECTION 19(AA) OF THIS ARTICLE, HOWEVER, THE ADDITIONAL LICENSES FOR WHICH PROVISION IS MADE BY THIS SUBSECTION MAY NOT BE COUNTED IN COMPUTING THE NUMBER OF LICENSES PERMITTED PURSUANT TO SUBSECTIONS (A-2) AND (A-3) OF THIS SECTION. THESE PROVISIONS DO NOT PERMIT THE ISSUANCE OF MORE THAN FOUR LICENSES FOR PUBLIC HOTEL PURPOSES TO ANY PERSON OR FOR THE USE OF ANY PARTNERSHIP, CORPORATION, OR UNINCORPORATED ASSOCIATION IN MONTGOMERY COUNTY.~~

(A-2) (1) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION, IN MONTGOMERY COUNTY THE HOLDER OF A CLASS B (ON-SALE - HOTELS AND RESTAURANTS) BEER, WINE AND LIQUOR LICENSE UNDER THIS ARTICLE, BY MAKING APPLICATION IN THE REGULAR MANNER AND PAYING THE USUAL FEE, MAY OBTAIN THE ADDITIONAL CLASS B (ON-SALE - HOTELS AND RESTAURANTS) BEER, WINE AND LIQUOR LICENSES AUTHORIZED BY THIS SUBSECTION.

(2) A LICENSE HOLDER WHOSE PRINCIPAL PLACE OF BUSINESS IS LOCATED IN THE STATE OF MARYLAND AND WHO HAS BEEN A CLASS B LICENSE HOLDER IN MONTGOMERY COUNTY FOR A MINIMUM OF 3 YEARS, MAY OBTAIN ONE ADDITIONAL CLASS B (ON-SALE - HOTELS AND RESTAURANTS) BEER, WINE AND LIQUOR LICENSE FOR PREMISES USED AND OCCUPIED AS A BONA FIDE RESTAURANT, AS DEFINED BY THE RULES AND REGULATIONS OF THE BOARD OF LIQUOR LICENSE COMMISSIONERS FOR MONTGOMERY COUNTY. THE RESTAURANT SHALL HAVE A CAPITAL INVESTMENT OF NOT LESS THAN \$250,000 FOR RESTAURANT FACILITIES, WHICH SUM MAY NOT INCLUDE THE COST OF LAND OR BUILDINGS, AND SHALL HAVE A MINIMUM SEATING CAPACITY OF 125 PERSONS. THE GRANTING OF THIS ADDITIONAL LICENSE IS LIMITED AND RESTRICTED TO THE PURPOSE OF PROVIDING ALCOHOLIC BEVERAGES FOR CONSUMPTION ON THE LICENSED PREMISES ONLY; OFF-SALE PRIVILEGES MAY NOT BE EXERCISED.

(3) A LICENSE HOLDER MAY OBTAIN FOUR ADDITIONAL CLASS B (ON-SALE - HOTELS AND RESTAURANTS) BEER, WINE AND LIQUOR LICENSES FOR PREMISES OPERATED AS A PUBLIC HOTEL WHICH MEETS THE MINIMUM REQUIREMENTS IDENTICAL TO THOSE DESCRIBED IN SECTION 19(AA) OF THIS ARTICLE.

(4) THIS SUBSECTION DOES NOT PERMIT THE ISSUANCE TO A PERSON OR FOR THE USE OF ANY PARTNERSHIP, CORPORATION, OR UNINCORPORATED ASSOCIATION IN MONTGOMERY COUNTY OF MORE THAN: