

(2) TO BE TRANSFERRED UNDER THIS SECTION, A LICENSE:

(I) SHALL BE A CLASS B OR A CLASS D LICENSE; AND

(II) MAY NOT BE A LICENSE THAT IS PROHIBITED FROM BEING TRANSFERRED BY STATUTE OR REGULATION.

(3) A LICENSE TRANSFERRED UNDER THIS SECTION SHALL BE CONSIDERED BY THE BOARD OF LIQUOR LICENSE COMMISSIONERS AS A REGULAR LICENSE AND NOT AN EXCEPTION LICENSE FOR DETERMINING THE TOTAL NUMBER OF LICENSES AVAILABLE IN ANY ELECTION DISTRICT BASED ON THE RULE OF THE BOARD OF LIQUOR LICENSE COMMISSIONERS THAT LIMITS THE TOTAL NUMBER OF LICENSES AVAILABLE BY POPULATION.

(4) ON THE DATE OF TRANSFER, A LICENSE TRANSFERRED UNDER THIS SECTION SHALL BE CONVERTED INTO A CLASS B ~~(TRD)~~ (B, W, L) (TCRD) LICENSE AND MAY NOT BE CONSTRUED TO EXIST IN THE ELECTION DISTRICT FROM WHERE IT WAS TRANSFERRED.

(C) EXCEPT AS PROVIDED IN SUBSECTION (D) OF THIS SECTION, THE LICENSE ISSUANCE REQUIREMENTS, LICENSE FEE, THE MINIMUM SQUARE FOOT AREA REQUIREMENT FOR FOOD AND BEVERAGE PREPARATION AND CONSUMPTION, AND DAYS AND HOURS OF SALE FOR A CLASS B ~~(TRD)~~ (B, W, L) (TCRD) (ON-SALE) LICENSE ARE THE SAME AS THOSE FOR A CLASS B BEER, WINE AND LIQUOR (ON-SALE) HOTEL AND RESTAURANT LICENSE.

(D) (1) THE CLASS B ~~(TRD)~~ (B, W, L) (TCRD) LICENSES MAY BE ISSUED ONLY FOR A LOCATION WITHIN THE TOWSON COMMERCIAL REVITALIZATION DISTRICT, AS DEFINED BY THE BALTIMORE COUNTY COUNCIL.

(2) THE LICENSE SHALL BE USED IN CONJUNCTION WITH THE OPERATION OF A RESTAURANT, AS DEFINED IN THIS ARTICLE AND IN THE REGULATIONS OF THE BOARD OF LIQUOR LICENSE COMMISSIONERS.

(3) THE RESTAURANT OPERATION SHALL MAINTAIN AVERAGE DAILY RECEIPTS FROM THE SALE OF FOOD AT LEAST ~~60%~~ 70% OF THE TOTAL DAILY RECEIPTS OF THE RESTAURANT.

(4) THE SEATING CAPACITY FOR THE BAR AREA MAY NOT EXCEED ~~30%~~ 25% OF THE TOTAL SEATING CAPACITY OF THE RESTAURANT.

(5) THE AREA DEDICATED TO THE RESTAURANT OPERATION SHALL HAVE A MINIMUM SEATING CAPACITY OF 100 PERSONS.

(6) THE HOURS DURING WHICH THE PRIVILEGES CONFERRED BY THE LICENSE MAY BE EXERCISED MAY NOT EXCEED THE HOURS DURING WHICH FOOD IS OFFERED FOR SALE.

(E) AN APPLICANT FOR TRANSFER OF A CLASS B OR CLASS D LICENSE AND ISSUANCE OF A CLASS B ~~(TRD)~~ (B, W, L) (TCRD) LICENSE SHALL DEMONSTRATE TO THE BOARD OF LIQUOR LICENSE COMMISSIONERS THAT THE RESTAURANT HAS A MINIMUM CAPITAL INVESTMENT OF \$500,000.