

(iii) 1. In the following areas of the 46th alcoholic beverages district, average daily receipts from the sale of food that are at least 51% of the total daily receipts of the restaurant:

- A. Ward 1, precincts 2 and 3;
- B. Ward 2 in its entirety;
- C. Ward 3, precinct 3; and
- D. Ward 26, precinct 10; [and]

2. For a restaurant in ward 26, precinct 8 of the 46th alcoholic beverages district, which at all times shall be coterminous with the 46th Legislative District in the Legislative Districting Plan of 2002 as ordered by the Maryland Court of Appeals on June 21, 2002, if the restaurant has a minimum capital investment of \$700,000 and a seating capacity exceeding 150 persons, average daily receipts from the sale of food that are at least 65% of the total daily receipts of the restaurant; ~~and~~

3. FOR A RESTAURANT ANYWHERE IN WARD 4, PRECINCT 1 OR WARD 22, PRECINCT 1 OF THE 46TH ALCOHOLIC BEVERAGES DISTRICT, WHICH AT ALL TIMES SHALL BE COTERMINOUS WITH THE 46TH LEGISLATIVE DISTRICT IN THE LEGISLATIVE DISTRICTING PLAN OF 2002 AS ORDERED BY THE MARYLAND COURT OF APPEALS ON JUNE 21, 2002, IF THE RESTAURANT HAS A MINIMUM CAPITAL INVESTMENT OF \$750,000, A SEATING CAPACITY THAT EXCEEDS 70 PERSONS, AVERAGE DAILY RECEIPTS FROM THE SALE OF FOOD THAT ARE AT LEAST 65% OF THE TOTAL DAILY RECEIPTS OF THE RESTAURANT, AND NO SALES FOR OFF-PREMISES CONSUMPTION; AND

4. FOR NOT MORE THAN THREE RESTAURANTS IN A RESIDENTIAL PLANNED UNIT DEVELOPMENT FOR SILO POINT AS APPROVED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE CITY IN ORDINANCE 04-697 ON JUNE 23, 2004, IF THE RESTAURANT HAS A MINIMUM CAPITAL INVESTMENT OF \$600,000, A SEATING CAPACITY THAT EXCEEDS 70 PERSONS, AVERAGE DAILY RECEIPTS FROM THE SALE OF FOOD THAT ARE AT LEAST 65% OF THE TOTAL DAILY RECEIPTS OF THE RESTAURANT, AND NO SALES FOR OFF-PREMISES CONSUMPTION; AND

(iv) In the 47th alcoholic beverages district, average daily receipts from the sale of food that are at least 51% of the total daily receipts of the restaurant.

(2) (i) The Board of Liquor License Commissioners for Baltimore City may not issue or transfer an alcoholic beverages license under paragraph (1) of this subsection for use in:

1. Ward 1, precinct 4 or 5 of the 46th alcoholic beverages district, which at all times shall be coterminous with the 46th legislative district in the Legislative Districting Plan of 2002 as ordered by the Maryland Court of Appeals on June 21, 2002; or