

license for use in a restaurant establishment that is located on certain land in or near a central business district zone or the Takoma Park Transit Station-Development Area-Zone Impact Area, if certain conditions are satisfied; repealing certain obsolete language; defining a certain term; clarifying language; and generally relating to the approval of alcoholic beverages licenses for restaurants that are located in or within a certain distance from a CBD Zone zone or the Takoma Park Transit Station-Development Area-Zone Impact Area in Montgomery County.

BY repealing and reenacting, with amendments,

Article 2B - Alcoholic Beverages  
Section 52B  
Annotated Code of Maryland  
(1981 Replacement Volume and 1984 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article 2B - Alcoholic Beverages

52B.

(A) In Montgomery County, the board of license commissioners [shall not] MAY NOT approve any license to sell alcoholic beverages within [seven hundred and fifty] 750 feet of any secondary or elementary school, church, other places of worship, public library or youth center sponsored or conducted by any governmental agency. Measurement of the required distance shall be made from the nearest point of the building of the proposed establishment for which [said] THE license is requested to the nearest point of the building of the school, church, or other place of worship, public library or youth center. The board of license commissioners may within their discretion and by unanimous action of the board approve the application for any license to sell alcoholic beverages more than [three hundred] 300 feet from any elementary or secondary school, church, other place of worship, public library, or youth center sponsored or conducted by any governmental agency provided that the land upon which the building is situated in which the licensee would operate is classified in a commercial or industrial zone under the applicable zoning ordinance and is adjacent and/or contiguous to other land which is similarly classified under said zoning ordinance. Nothing in this section shall apply to or affect or prohibit, in any manner, the renewal, transfer, or reissuance of a prior license of any license of any establishment where subsequent to the original granting of said license a school, church, other place of worship, public library or youth center was erected within [seven hundred and fifty] 750 feet of [said] THE establishment[, or where the said license is in effect for said establishment on June 1, 1965]. For the purposes of this section, reissuance shall be limited to a new license for the