

(ii) An interest shall be conclusively presumed to exist between 2 licensees or a licensee and an applicant for a license if any of the following conditions exist between them:

1. A franchise agreement;
2. A licensing agreement;
3. A concession agreement;
4. Where both are part of a chain of businesses commonly owned and operated and so portrayed to the public;
5. Any sharing of directors or stockholders or any sharing of directors or stockholders of parents or subsidiaries;
6. Common direct or indirect sharing of profit from the sale of alcoholic beverages; or
7. Sharing of a common trade name, trademark, logo or theme, or mode of operation identifiable by the public, except hotels and motels.

(iii) The board of license commissioners shall make determinations under this subsection without regard to whether a particular licensee or proposed licensee is or may be an independent contractor for purposes other than the application of this subsection.

(iv) A holder of a wholesale alcoholic beverages license is considered a licensee for purposes of this subsection and may not hold or have an interest, directly or indirectly, in an alcoholic beverages license of any class that authorizes retail sale of alcoholic beverages in Prince George's County.

(2) This subsection does not apply to licenses issued under the provisions of §§ 9B 17B, 19(s)(2), 19(s)(3), 19(s)(5), 19(s)(7), 19(S)(10), or 25 of this article or to club licenses.

(3) Notwithstanding other provisions of this subsection or other provisions of this article, the board of license commissioners may permit an individual, partnership, or corporation to hold or have an interest in not more than four BH licenses.

(4) If the board of license commissioners determines after a hearing that an interest exists in more than one license, the board shall refuse to approve the issuance of a new license or revoke an existing license, unless the license is operational and complied with law applicable at the time of its issuance.