

special Sunday "on-sale" permit shall furnish the Board of License Commissioners with any proof as it considers necessary indicating the qualifications of the establishment to be issued this permit.

(ii) The holder of a special Sunday "on-sale" permit is subject to all other provisions of this article pertaining to CLASS B beer, wine and liquor licenses [Class B, in force and effect in Prince George's County], except that any restrictions on the sale of alcoholic beverages on Sunday appearing in § 103 and elsewhere may not apply. Holders of this permit shall submit to the Board, from time to time at regular intervals to be established by the Board, a statement indicating in detail the ratio of food sales to the sales of alcoholic beverages. If the average daily receipts from the sale of food fail for three successive months to equal 40 percent of the total daily receipts from the sale of food and alcoholic beverages, the Board shall cancel this permit. It is permissible for the licensee of a Class B, beer, wine and liquor license with a special Sunday "on-sale" permit and the licensee of a Class BH license to sell beer, wine and liquor by the drink from the bar or a cocktail lounge to persons on the licensed premises.

(iii) The Board of License Commissioners may adopt regulations it considers necessary relating to the issuance, suspension and cancellation of these permits in furtherance of this subsection.

(iv) The annual fee for a special Sunday "on-sale" permit is \$700, which is in addition to the annual fee for the CLASS B beer, wine and liquor license [Class B,] to which it is attached.

[(5)](6) (i) [In Prince George's County there is, in] IN addition to the classes provided for, THERE IS a special Class B license known as Class BLX which is issued only to luxury type restaurants; they shall be applied for in the regular manner and the license fee is \$2,500. A luxury type restaurant shall be as defined by the regulations of the Board of Liquor License Commissioners [for Prince George's County], if the restaurant has a minimum capital investment of \$800,000 for dining room facilities and kitchen equipment, which sum may not include the cost of land, buildings or a lease, with a minimum seating capacity of 100 persons. The Board of License Commissioners has complete discretion as to whom these licenses shall be issued, the number to be issued, and as to whether an existing license holder of an alcoholic beverage license [in Prince George's County] may also have an interest in one Class BLX license. An individual or corporation may hold not more than 4 Class BLX licenses. This license is limited and restricted to the purpose of providing alcoholic beverages for consumption on the licensed premises only, with no off-sale privileges to be exercised. The residency requirements specified in § 40 of this article as it pertains to Prince George's County do not apply to Class BLX licenses.

(ii) If the requirements under subparagraph (i) of this paragraph are satisfied, the [Prince George's County] Board of License Commissioners may issue or transfer one CLASS BLX license on behalf of any of the following:

1. Prince George's County;
2. The Maryland-National Capital Park and Planning Commission; or