

3. The hotel shall contain a dining room with facilities for preparing and serving regular meals for at least 125 persons at one seating.

4. The capital investment in the hotel facility may not be less than \$500,000.

(ii) The annual fee for this license is \$2,000.

(b) (1) The provisions of this subsection apply only in Allegany County.

(2) (i) The Board of License Commissioners may issue Class B beer, wine and liquor (on-sale) licenses.

(ii) This license shall be issued for the exclusive use on the premises of a restaurant that is located within a hotel or motel establishment.

(iii) In addition to other county requirements provided for in this article:

1. The hotel or motel shall be an establishment having at least 100 bedrooms for public accommodation; and

2. The restaurant shall be an establishment:

A. Located in a permanent building with ample space and accommodations for preparing, serving, and selling meals to the public during business hours;

B. That 60 percent of its gross monthly revenue is derived from the sale of food;

C. That has waiter or waitress service to its customers who are seated at tables for dining; and

D. That is not considered to be a fast-food style facility.

(iv) This license authorizes the holder to sell beer, wine and liquor by the drink for consumption on the licensed premises only.

(v) This license does not have off-sale privileges.

(vi) The requirements for hours and days of sale are as provided under Section 91(a) and (b) of this article.

(vii) The annual license fee is \$750.

(viii) This license is exempt from any license population quota limitation.

(ix) Notwithstanding any law to the contrary, this license may not be transferred to a location other than the premises for which it was issued.

(3) (i) The Board of License Commissioners may issue a special Class B-DT (Dinner Theater) on-sale beer, light wine and liquor license for the use of an establishment that: