

(2) THE [license commissioner] BOARD may not transfer an off-sale alcoholic beverages license of any class for the use in a business that is intended to be operated as a drive-through purchase facility where alcoholic beverages are to be sold at retail and dispensed through a window or door to a purchaser in or on a motor vehicle for [off-premise] OFF-PREMISES consumption.

(M) THE PROVISIONS OF SUBSECTION (A) OF THIS SECTION APPLY IN GARRETT COUNTY.

[(m)] (N) (1) [In] THIS SUBSECTION APPLIES ONLY IN Harford County[, the].

(2) THE [Liquor Control] Board:

(i) May not transfer the location or ownership of any alcoholic beverages license of any class for the use in a business that is intended to be operated as a drive-through purchase facility where alcoholic beverages are to be sold at retail and dispensed through a window or door to a purchaser in or on a motor vehicle for [off-premise] OFF-PREMISES consumption; or

(ii) May not transfer the location or ownership of any off-sale alcoholic beverages license of any class with the privilege of operating the premises as a drive-through purchase facility.

[(2)](3) (i) The [Harford County Liquor Control] Board shall transfer an alcoholic beverages license that is issued for use in a business if:

1. The business is sold to a different owner;
2. The location remains the same;
3. The license has been held by the transferor for a period of 15 years prior to the date of application for transfer;
4. There have been no violations within 3 years prior to the date of application for transfer; and
5. The new owner qualifies as a licensee under this article.

(ii) 1. The [Liquor Control] Board may set a charge for the transfer of a license under this paragraph, which may not exceed the administration cost for processing the transfer.

2. If a license is transferred under this paragraph before its expiration date, the [Liquor Control] Board shall permit the transferee to operate under the license until the license expiration date without additional charge except for the charge provided for under item 1 of this subparagraph.

3. If a license is transferred under this paragraph on its expiration date, the charge for the transfer is the same as the fee for the issuance of the license.

[(k)](O) (1) [In] THIS SUBSECTION APPLIES ONLY IN Howard County[, a].