

ratio of food sales to the sale of alcoholic beverages has been maintained for at least 6 months prior to the application for this permit. For a newly licensed establishment the Board may immediately authorize the issuance of a special Sunday "on-sale" permit if in the opinion of the Board and upon good cause shown the newly licensed establishment meets the specifications of paragraph (2) of this subsection pertaining to the preparation, serving and sale of food and if the holder of the license complies with the provisions of this paragraph. Applicants for a special Sunday "on-sale" permit shall furnish the Board with any proof it considers necessary indicating the qualifications of the establishment to be issued this permit.

(iv) 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, except that any restrictions on the sale of alcoholic beverages on Sunday appearing in § 11-517 of this article 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 3 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. Class B beer, wine and liquor licensees with a special Sunday "on-sale" permit and Class BH licensees may sell beer, wine and liquor by the drink from the bar or a cocktail lounge to persons on the licensed premises.

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

(6) (i) There is a Class BLX license, which is a special Class B license.

(ii) The annual license fee is [\$2,500] \$2,750.

(iii) 1. Class BLX licenses may be issued only to luxury type restaurants, a term which shall be defined by the regulations of the Board.

2. The restaurant shall have 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.

3. The restaurant shall have a minimum seating capacity of 100 persons.

4. The Board has complete discretion as to whom these licenses may be issued, the number to be issued, and whether an existing license holder of an alcoholic beverages license may also have an interest in one Class BLX license.

5. Subject to sub-subparagraphs 6, 7, and 8 of this subsection, an individual or corporation may hold not more than 6 Class BLX licenses.