

(II) THE RESTAURANT OPERATION SHALL MAINTAIN AVERAGE DAILY RECEIPTS FROM THE SALE OF FOOD OF AT LEAST 70% OF THE TOTAL DAILY RECEIPTS OF THE ESTABLISHMENT;

(III) 1. THE TOTAL SEATING CAPACITY FOR THE AREA DEDICATED PRIMARILY FOR THE PURPOSE OF THE CONSUMPTION OF ALCOHOLIC BEVERAGES MAY NOT EXCEED 15% OF THE TOTAL SEATING CAPACITY OF THE ESTABLISHMENT; AND

2. THE PORTION OF THE FACILITY DEDICATED TO THE RESTAURANT SHALL HAVE A MINIMUM SEATING CAPACITY OF 100 PERSONS;

(IV) EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, THE HOURS DURING WHICH THE PRIVILEGES CONFERRED BY THE LICENSE MAY BE EXERCISED MAY NOT EXCEED THE HOURS DURING WHICH FOOD IS OFFERED FOR SALE;

(V) EACH APPLICANT FOR TRANSFER AND ISSUANCE OF THE LICENSE SHALL DEMONSTRATE TO THE BOARD OF LICENSE COMMISSIONERS THAT THE RESTAURANT HAS A MINIMUM CAPITAL INVESTMENT OF \$500,000 FOR RESTAURANT FACILITIES EXCLUDING THE COST OF THE LAND AND BUILDING;

(VI) THE LICENSE AUTHORIZES ON-PREMISES SALES ONLY OF ALCOHOLIC BEVERAGES; AND

(VII) THE PROPOSED PREMISES SHALL COMPLY WITH ALL APPLICABLE ZONING REGULATIONS.

(2) (I) ONCE ISSUED, A LICENSE MAY NOT BE TRANSFERRED OUTSIDE OF THE TOWSON REVITALIZATION DISTRICT OR CONVERTED TO ANY OTHER CLASS OF LICENSE.

(II) A CLASS B (TRD) LICENSE UNDER THIS SUBSECTION MAY NOT BE ISSUED FOR USE ON A PREMISES OR LOCATION THAT HAS BEEN LICENSED UNDER ANY CLASS OF ON-SALE ALCOHOLIC BEVERAGES LICENSE WITHIN 2 YEARS BEFORE THE APPLICATION FOR A LICENSE AUTHORIZED UNDER THIS SECTION IS FILED WITH THE BALTIMORE COUNTY BOARD OF LICENSE COMMISSIONERS.

(E) (1) ONE OF THE TWO CLASS B (TRD) LICENSES AUTHORIZED BY THIS SECTION SHALL BE ISSUED FOR A LOCATION WITHIN:

(I) A MIXED-USE BUILDING OR STRUCTURE THAT CONTAINS AT LEAST 250,000 TOTAL SQUARE FEET USED FOR ANY COMBINATION OF RETAIL, SERVICE, ENTERTAINMENT, PARKING, OFFICE, AND RESTAURANT USES; AND

(II) THE OLD TOWSON SHOPPING DISTRICT IN THE "TOWSON REVITALIZATION DISTRICT" THAT IS LOCATED ALONG BOTH SIDES OF THE 300, 400, AND 500 BLOCKS OF YORK ROAD AND THE UNIT AND 100 BLOCKS OF WEST CHESAPEAKE AVENUE AND WEST PENNSYLVANIA AVENUE.

(2) (I) EACH APPLICANT FOR TRANSFER AND ISSUANCE OF THE LICENSE UNDER THIS SUBSECTION SHALL DEMONSTRATE TO THE BOARD OF