

(1) THE LICENSE MAY BE ISSUED ONLY FOR A LOCATION WITHIN THE "HUNT VALLEY COMMERCIAL/MIXED USE FOCAL POINT" AS DESIGNATED IN THE HUNT VALLEY/TIMONIUM MASTER PLAN, ADOPTED BY THE BALTIMORE COUNTY COUNCIL ON OCTOBER 19, 1998;

(2) THE LICENSE SHALL BE USED IN CONJUNCTION WITH THE OPERATION OF A RESTAURANT, AS DEFINED IN THIS ARTICLE AND THE REGULATIONS OF THE BOARD OF LICENSE COMMISSIONERS;

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

(4) THE TOTAL SEATING CAPACITY FOR THE AREA DEDICATED PRIMARILY FOR THE PURPOSE OF THE CONSUMPTION OF ALCOHOLIC BEVERAGES MAY NOT EXCEED 25% OF THE TOTAL SEATING CAPACITY OF THE ESTABLISHMENT; AND

(5) SUBJECT TO THE PROVISIONS OF SUBSECTION (H) OF THIS SECTION, THE HOURS DURING WHICH THE PRIVILEGES CONFERRED BY THE LICENSE MAY BE EXERCISED MAY NOT EXCEED THE HOURS FOR WHICH FOOD IS OFFERED FOR SALE.

(E) THE LICENSE AUTHORIZES ON-PREMISES SALES ONLY.

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

(G) (1) ONCE ISSUED, THE LICENSE MAY NOT BE:

(I) TRANSFERRED TO A NEW LOCATION OTHER THAN THE ORIGINAL LOCATION FOR WHICH THE LICENSE WAS ISSUED; OR

(II) CONVERTED INTO ANY OTHER CLASS OF LICENSE.

(2) ~~HOWEVER,~~ PARAGRAPH (1) OF THIS SUBSECTION DOES NOT PROHIBIT THE TRANSFER OF OWNERSHIP OF THE LICENSE TO BE TRANSFERRED.

(H) ALCOHOLIC BEVERAGES MAY BE SOLD IN THE ESTABLISHMENT ONLY UNTIL 1:30 A.M.

(I) THE BOARD OF LICENSE COMMISSIONERS MAY NOT ISSUE MORE THAN A TOTAL OF THREE 3 BEER, WINE AND LIQUOR LICENSES IN THE HUNT VALLEY COMMERCIAL/MIXED USE FOCAL POINT UNDER THE EXCEPTIONS IN RULE 19 OF THE RULES AND REGULATIONS OF THE BALTIMORE COUNTY BOARD OF LICENSE COMMISSIONERS.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2004.

May 26, 2004

The Honorable Michael E. Busch