

retail alcoholic beverages licenses in existence in Election District 15 into the Hunt Valley Commercial/Mixed Use Focal Point; requiring the licenses to be converted into Class B (HV) restaurant beer, wine and liquor licenses; providing for certain restrictions, qualifications, and conditions with respect to the licenses and the establishments subject to the licenses, ~~including hours of operation, percentage of receipts from the sale of food, seating capacity, zoning regulations, and other requirements~~; prohibiting the transfer of a license issued under this Act to a new location other than the original location; prohibiting the issuance of more than a total of a certain number of beer, wine and liquor licenses in the Hunt Valley Commercial/Mixed Use Focal Point; and generally relating to alcoholic beverages licenses in Baltimore County.

BY adding to

Article 2B – Alcoholic Beverages

Section 8–204.4

Annotated Code of Maryland

(2001 Replacement Volume and 2003 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article 2B – Alcoholic Beverages

8–204.4.

(A) THIS SECTION APPLIES ONLY IN BALTIMORE COUNTY.

(B) (1) NOTWITHSTANDING THE LICENSE POPULATION QUOTA LIMITATIONS AND IN ADDITION TO THE LICENSES AUTHORIZED FOR ISSUANCE UNDER THIS ARTICLE, THE BOARD OF LICENSE COMMISSIONERS MAY AUTHORIZE THE TRANSFER OF TWO BEER, WINE AND LIQUOR (ON-SALE) RETAIL LICENSES IN EXISTENCE IN ELECTION DISTRICT 15 ON JULY 1, 2004, AND VALID ON THE DATE OF TRANSFER INTO 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) A LICENSE TRANSFERRED UNDER THIS SECTION:

(I) MAY NOT BE A CLASS A OR C LICENSE OR A LICENSE THAT IS PROHIBITED FROM BEING TRANSFERRED BY LAW OR LOCAL REGULATION OTHER THAN CROSSING DISTRICT LINES;

(II) SHALL BE CONSIDERED A REGULAR LICENSE AND NOT AN EXCEPTION LICENSE FOR PURPOSES OF DETERMINING THE TOTAL NUMBER OF LICENSES AVAILABLE IN ANY ELECTION DISTRICT BASED ON THE RULE OF THE BOARD OF LICENSE COMMISSIONERS THAT LIMITS THE TOTAL NUMBER OF LICENSES AVAILABLE BY POPULATION;

(III) SHALL BE CONVERTED INTO A CLASS B (HV) LICENSE; AND