

106 OF THIS ARTICLE OR DURING LESSER HOURS SPECIFIED BY THE HOLDER.

(D) THE LICENSE SHALL BE ISSUED AND RENEWED WITHOUT CHARGE OR AN ANNUAL FEE AND MAY NOT BE TRANSFERRED.

41.

(a) No more than one license provided by this article, except by way of renewal, shall be issued in any county or Baltimore City, to any person, or for the use of any partnership, corporation or unincorporated association, in Baltimore City or any county of the State, and no more than one license shall be issued for the same premises except as provided in §§ 5 and 6 and nothing herein shall be construed to apply to subsections (b) and (c) of § 25 or to § 121 (pertaining to special music or dancing licenses for Anne Arundel County) of this article.

(j) (1) Notwithstanding any other provisions of this section in Worcester County, the holder of a Class B, (on-sale - hotels and restaurants) beer, wine and liquor license or Class B, (on-sale - hotels and restaurants) beer and light wine license under this article, by making application in the regular manner and paying the usual fee may obtain additional Class B, (on-sale - hotels and restaurants) beer, wine and liquor or Class B, (on-sale - hotels and restaurants) beer and light wine licenses for premises used and occupied as a bona fide restaurant, as may be defined by the rules and regulations of the board of liquor license commissioners for Worcester County, provided that said restaurant has a minimum capital investment of \$150,000.00 for restaurant facilities, which sum shall not include the cost of land or buildings, and has a minimum seating capacity of 125 persons. Nothing contained herein shall permit the issuance of more than a total of three (3) licenses of all classes issued under this section to any person, or for the use of any partnership, corporation or unincorporated association in Worcester County, except as provided in paragraph (2) of this subsection. The granting of additional licenses hereunder shall be limited and restricted to the purpose of providing alcoholic beverages for consumption on the licensed premises only, with no off-sale privileges to be exercised therewith.

~~(3)~~ (4) NOTWITHSTANDING ANY OTHER PROVISIONS OF THIS SECTION TO THE CONTRARY, THE MAYOR AND CITY COUNCIL OF OCEAN CITY MAY BE GRANTED ~~MORE THAN ONE LICENSE UNDER A LICENSE UNDER § 21A OF THIS ARTICLE.~~

48.

(2) Except that the provisions of this section do not apply to any licenses issued under § 41(j) of this article.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency measure, is necessary for the immediate preservation of the public health and safety, has been passed by a ye and nay vote supported by three-fifths of all the members elected to each of the two Houses of the General Assembly, and shall take effect from the date it is enacted.