

~~Planning and Zoning as of a certain date~~ under certain circumstances.

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 47

Annotated Code of Maryland

(1990 Replacement Volume)

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

Article 2B – Alcoholic Beverages

47.

(A) In Baltimore County, the Board of License Commissioners shall not approve any license to sell alcoholic beverages within [three hundred] 300 feet of any school, church or other place of worship. The said [three hundred] 300 feet are measured from the nearest point of the building of the proposed establishment to the nearest point of the building of the school, church or other places of worship. Nothing in this section shall apply to or affect or prohibit, in any manner, the renewal or transfer of any license of any establishment where, subsequent to the original granting of said license a school or church building was erected within 300 feet.

(B) This provision shall not apply to:

(1) [the] THE issuance of special and temporary licenses; OR

(2) ~~THE TRANSFER OR RENEWAL OF A TRANSFER FOR THE PURPOSE OF MOVING THE LICENSED PREMISES WITHIN THE SAME BUILDING OR STRUCTURE, A TRANSFER OF OWNERSHIP OF THE SAME PREMISES, OR THE RENEWAL OF ANY ONE OF THE FOLLOWING ALCOHOLIC BEVERAGES LICENSES, PROVIDED THE LICENSE IS ISSUED FOR USE ON PREMISES WITH A SEATING CAPACITY FOR MORE THAN 50 PERSONS AND LOCATED WITHIN A TOWN CENTER:~~

(I) A CLASS B BEER, WINE AND LIQUOR ON-SALE LICENSE; OR

(II) A 7-DAY CLASS BDR (DELUXE RESTAURANT) ON-SALE BEER, WINE AND LIQUOR LICENSE ~~OR; OR~~

~~(III) A CLASS B (SB) BEER, WINE AND LIQUOR ON SALE LICENSE WITHIN A TOWN CENTER AS DEFINED BY THE BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING ON OR BEFORE JULY 1, 1988, IF THE LICENSED PREMISES HAS A SEATING CAPACITY FOR MORE THAN 50 PERSONS.~~

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1991.