

HOUSE BILL 1198

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CF SB 1008

By: **Delegate Amprey**

Introduced and read first time: February 8, 2024

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City – Alcoholic Beverages – 40th Alcoholic Beverages District –**
3 **Revisions**

4 FOR the purpose of establishing a Class M–F (Municipal Family Fun Center) alcoholic
5 beverages license in the 40th alcoholic beverages district in Baltimore City;
6 authorizing the Board of License Commissioners for Baltimore City to issue a certain
7 Class B beer, wine, and liquor license to a restaurant in a certain location;
8 authorizing a certain Class A license issued for a certain location to remain
9 unexpired until a certain date for the purpose of renewal; and generally relating to
10 alcoholic beverages in Baltimore City.

11 BY repealing and reenacting, without amendments,
12 Article – Alcoholic Beverages and Cannabis
13 Section 12–102 and 12–1603(b) and (c)(1)
14 Annotated Code of Maryland
15 (2016 Volume and 2023 Supplement)

16 BY adding to
17 Article – Alcoholic Beverages and Cannabis
18 Section 12–1001.5 and 12–1603(c)(18)
19 Annotated Code of Maryland
20 (2016 Volume and 2023 Supplement)

21 BY repealing and reenacting, with amendments,
22 Article – Alcoholic Beverages and Cannabis
23 Section 12–1603(c)(16) and (17)
24 Annotated Code of Maryland
25 (2016 Volume and 2023 Supplement)

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



Article – Alcoholic Beverages and Cannabis

12–102.

This title applies only in Baltimore City.

12–1001.5.

(A) THERE IS A CLASS M–F (MUNICIPAL FAMILY FUN CENTER) LICENSE FOR USE AT A MUNICIPAL BOWLING ALLEY AND SKATING RINK LOCATED ON THE ODD SIDE OF THE 1600 BLOCK OF PENNSYLVANIA AVENUE.

(B) THE BOARD MAY ISSUE THE LICENSE TO AN INDIVIDUAL WHO:

(1) IS AUTHORIZED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE CITY THROUGH A MANAGEMENT AGREEMENT TO SELL FOOD, BEER, WINE, AND LIQUOR FOR ON–PREMISES CONSUMPTION; AND

(2) HAS EXECUTED A MEMORANDUM OF UNDERSTANDING WITH THE UPTON WEST COMMUNITY ASSOCIATION.

(C) THE LICENSE AUTHORIZES THE HOLDER TO SELL BEER, WINE, AND LIQUOR FOR ON–PREMISES CONSUMPTION.

(D) THE HOURS OF SALE FOR ALCOHOLIC BEVERAGES ARE:

(1) FROM 11:30 A.M. TO 11 P.M. MONDAY THROUGH THURSDAY;

(2) FROM 11:30 A.M. TO MIDNIGHT ON FRIDAY;

(3) FROM 9 A.M. TO MIDNIGHT ON SATURDAY; AND

(4) FROM 9 A.M. TO 11 P.M. ON SUNDAY.

(E) THE BOARD SHALL ADOPT REGULATIONS TO CARRY OUT THIS SECTION, INCLUDING REGULATIONS CONCERNING THE HOLDING OF EVENTS THAT ARE CLOSED TO THE PUBLIC.

(F) THE LICENSE HOLDER MAY NOT:

(1) PARTICIPATE IN OR PUBLICIZE, IN OR OUTSIDE OF THE LICENSED PREMISES, A PUB CRAWL AUTHORIZED UNDER § 12–1101.1 OF THIS TITLE; OR

(2) EXCEPT FOR AN EVENT THAT IS CLOSED TO THE PUBLIC, ALLOW AN OPEN BAR TO BE OPERATED.

(G) THE ANNUAL LICENSE FEE IS \$500.

12–1603.

(b) Except as provided in subsection (c) of this section, the Board may not issue a new license in:

- (1) the 40th alcoholic beverages district;
- (2) the 41st alcoholic beverages district;
- (3) the 43rd alcoholic beverages district;
- (4) the 44th alcoholic beverages district; and
- (5) the 45th alcoholic beverages district.

(c) The Board may issue:

(1) in the alcoholic beverages districts specified in subsection (b) of this section:

- (i) a 1–day license; or
- (ii) a Class B beer, wine, and liquor license to a restaurant that:

1. has a minimum capital investment, not including the cost of land and buildings, of \$200,000 for restaurant facilities; and

2. has a minimum seating capacity of 75 individuals;

(16) a Class C beer, wine, and liquor license in the 3600 block of Hickory Avenue in the 40th alcoholic beverages district to a holder of a Class C beer and light wine license; [and]

(17) a Class A–7 beer, wine, and liquor license in the 1200 block of West North Avenue in the 40th alcoholic beverages district, if:

(i) the applicant executes a memorandum of understanding with the Penn North Community Association;

(ii) alcoholic beverages are sold only as part of a gift basket or floral arrangement; and

(iii) the applicant does not hold or apply for a Class BWLT beer, wine, and liquor (on-premises) tasting license; AND

(18) A CLASS B BEER, WINE, AND LIQUOR LICENSE FOR A RESTAURANT ON THE EVEN SIDE OF THE 400 BLOCK OF WEST 29TH STREET IN THE 40TH ALCOHOLIC BEVERAGES DISTRICT IF:

(I) THE APPLICANT EXECUTES A MEMORANDUM OF UNDERSTANDING WITH THE GREATER REMINGTON IMPROVEMENT ASSOCIATION; AND

(II) THE BOARD WAIVES A MINIMUM SEATING REQUIREMENT UNDER ITEM (1)(II)2 OF THIS SUBSECTION.

SECTION 2. AND BE IT FURTHER ENACTED, That, notwithstanding § 12-2202 of the Alcoholic Beverages and Cannabis Article, a Class A license issued for a premises on the odd side of the unit block of East Biddle Street shall be considered unexpired until the end of July 1, 2025, for the purpose of being renewed to the current license year.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2024. Section 2 of this Act shall remain effective for a period of 1 year and 1 month and, at the end of July 31, 2025, Section 2 of this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.