

Bill No.: \_\_\_\_\_

Requested: \_\_\_\_\_

Committee: \_\_\_\_\_

Drafted by: Lantner

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Stored – 11/15/06

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By: **Montgomery County Delegation**

A BILL ENTITLED

1 AN ACT concerning

2 **Montgomery County – Damascus – Alcoholic Beverages – Special Class C**  
3 **Licenses**

4 FOR the purpose of authorizing the Montgomery County Board of License  
5 Commissioners to issue a special Class C beer, wine and liquor license to a bona  
6 fide fire department in Damascus (12th election district); and generally relating  
7 to alcoholic beverages licenses in Montgomery County.

8 BY repealing and reenacting, with amendments,  
9 Article 2B – Alcoholic Beverages  
10 Section 8–216(a)(2)  
11 Annotated Code of Maryland  
12 (2005 Replacement Volume and 2006 Supplement)

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

15 **Article 2B – Alcoholic Beverages**

16 8–216.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



17 (a) (2) (i) Except as provided in subparagraphs (ii), (iii), [and] (iv),  
18 **AND (V)** of this paragraph, in Montgomery County, a license for the sale of alcoholic  
19 beverages authorized by this article may not be issued for any place of business  
20 located in Damascus (12th election district), and in the towns of Barnesville,  
21 Kensington, Laytonsville, Washington Grove and the City of Takoma Park.

22 (ii) In the town of Barnesville, the Montgomery County Board of  
23 License Commissioners may issue a special 7-day on-sale beer, wine and liquor  
24 license to any bona fide religious, fraternal, civic, or charitable organization.

25 (iii) In the town of Kensington, the Montgomery County Board of  
26 License Commissioners may issue a special 2-day on-sale beer and wine license or a  
27 special 2-day on-sale beer, wine and liquor license to any bona fide religious,  
28 fraternal, civic, or charitable organization holding an event on municipal property  
29 located at 3710 Mitchell Street, Kensington, Maryland.

30 (iv) 1. In the town of Kensington, the Montgomery County  
31 Board of License Commissioners may issue a special B-K beer and wine license or a  
32 special B-K beer, wine and liquor license for use on the premises of a restaurant  
33 located in the following commercial areas:

34 A. The west side of Connecticut Avenue between  
35 Knowles Avenue and Perry Avenue;

36 B. The east side of Connecticut Avenue between Knowles  
37 Avenue and Dupont Street and between University Boulevard and Perry Avenue;

38 C. The west side of University Boulevard West;

39 D. Dupont Avenue, west of Connecticut Avenue;

40 E. Plyers Mill Road, west of Metropolitan Avenue;

41 F. Summit Avenue between Knowles Avenue and  
42 Howard Avenue;

43 G. Detrick Avenue between Knowles Avenue and  
44 Howard Avenue; or

45                                   H.     The southwest side of Metropolitan Avenue between  
46 North Kensington Parkway and Plyers Mill Road.

47                                   2.     A special B–K beer, wine and liquor license or a  
48 special B–K beer and wine license authorizes the holder to keep for sale and sell  
49 alcoholic beverages for consumption on the premises only.

50                                   3.     A licensee shall maintain average daily receipts from  
51 the sale of food, not including carryout food, of at least 70% of the overall average daily  
52 receipts.

53                                   **(V)     IN   DAMASCUS   (12TH   ELECTION   DISTRICT),   THE**  
54 **MONTGOMERY COUNTY BOARD OF LICENSE COMMISSIONERS MAY ISSUE A**  
55 **SPECIAL 7-DAY CLASS C ON-SALE BEER, WINE AND LIQUOR LICENSE TO ANY**  
56 **BONA FIDE VOLUNTEER FIRE DEPARTMENT.**

57                                   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
58 July 1, 2007.