A BILL ENTITLED

AN ACT concerning

Howard County – Alcoholic Beverages – Marketplace License

FOR the purpose of establishing a marketplace license in Howard County; authorizing the Board of License Commissioners to issue the license to certain individuals; specifying the scope, hours of sale, and fees for the license; authorizing a license holder to obtain a refillable container permit and a nonrefillable container permit under certain conditions; specifying certain standards to be met by the marketplace; defining a certain term; and generally relating to alcoholic beverages in Howard County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages
Section 23–102
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

BY adding to

Article – Alcoholic Beverages
Section 23–1004.1
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law.
SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
That the Laws of Maryland read as follows:

Article – Alcoholic Beverages

23–102.

This title applies only in Howard County.

23–1004.1.

(A) IN THIS SECTION, “MARKETPLACE” MEANS A PREMISES THAT:

(1) ACCOMMODATES THE PUBLIC; AND

(2) IS EQUIPPED WITH FIVE OR MORE OUTLETS FOR PREPARING AND
SERVING REGULAR MEALS THAT MAY BE CONSUMED BY PATRONS IN A COMMON
SEATING AREA OR ANYWHERE ELSE ON THE PREMISES.

(B) THERE IS A MARKETPLACE LICENSE.

(C) THE BOARD MAY ISSUE A MARKETPLACE LICENSE ONLY TO
INDIVIDUALS ON BEHALF OF THE PERSON, FIRM, OR CORPORATION THAT OWNS OR
LEASES THE MARKETPLACE.

(D) (1) THE LICENSE AUTHORIZES THE LICENSE HOLDER TO SELL BEER,
WINE, AND LIQUOR FROM ONE OR MORE OUTLETS WITHIN THE MARKETPLACE BY
THE DRINK OR BY THE BOTTLE FOR ON–PREMISES CONSUMPTION.

(2) A LICENSE HOLDER MAY OBTAIN:

(I) A REFILLABLE CONTAINER PERMIT UNDER § 23–1102 OF
THIS TITLE TO SELL DRAFT BEER FOR OFF–PREMISES CONSUMPTION; AND

(II) A NONREFILLABLE CONTAINER PERMIT UNDER § 23–1104
OF THIS TITLE TO SELL DRAFT BEER FOR OFF–PREMISES CONSUMPTION.
(E) The marketplace shall have:

(1) A minimum capital investment, not including the cost of land and buildings, of $1,000,000 for marketplace facilities;

(2) A minimum seating capacity of 75 individuals;

(3) A minimum capacity of 200 individuals and a maximum capacity of 500 individuals, as determined by the county Department of Fire and Rescue Services; and

(4) Average daily receipts from the sale of food that are at least 51% of the total daily receipts of the marketplace.

(F) The hours of sale for the license are the same as the hours of sale for Class B beer, wine, and liquor licenses under § 23–2004(b) of this title.

(G) (1) The annual license fee is $6,000.

(2) In addition to the annual license fee, the license holder shall pay annually:

   (i) $500, if the license holder provides live entertainment; and

   (ii) $200, if the license holder provides outdoor table service.

Section 2. And be it further enacted, That this Act shall take effect July 1, 2018.