

HOUSE BILL 645

A2

3lr0673

By: **Montgomery County Delegation**

Introduced and read first time: February 1, 2013

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Montgomery County – Sale of Alcoholic Beverages – Distance from Schools,**
3 **Places of Worship, or Youth Centers**

4 **MC 16–13**

5 FOR the purpose of authorizing the Montgomery County Board of License
6 Commissioners to approve, by majority vote rather than unanimous action, the
7 application for a license to sell alcoholic beverages more than a certain distance
8 away from certain schools, places of worship, or youth centers; making certain
9 stylistic changes; and generally relating to the sale of alcoholic beverages in
10 Montgomery County.

11 BY repealing and reenacting, with amendments,
12 Article 2B – Alcoholic Beverages
13 Section 9–216(a)(1) and (3)
14 Annotated Code of Maryland
15 (2011 Replacement Volume and 2012 Supplement)

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

18 **Article 2B – Alcoholic Beverages**

19 9–216.

20 (a) (1) [The] **EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS**
21 **SUBSECTION, THE** Montgomery County Board of License Commissioners may not
22 issue any license to sell alcoholic beverages within 750 feet of any secondary or
23 elementary school, church or other place of worship, or youth center sponsored or
24 conducted by any governmental agency.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (3) The **MONTGOMERY COUNTY** Board of License Commissioners
2 may [within its discretion and by unanimous action of the Board] **BY MAJORITY**
3 **VOTE** approve the application for any license to sell alcoholic beverages more than 300
4 feet from any elementary or secondary school, church or other place of worship, or
5 youth center sponsored or conducted by any governmental agency provided that the
6 land upon which the building is situated in which the licensee would operate is
7 classified in a commercial or industrial zone under the applicable zoning ordinance
8 and is adjacent or contiguous to other land which is similarly classified under [said]
9 **THE** zoning ordinance.

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
11 July 1, 2013.