



City of Baltimore

City Council
City Hall, Room 408
100 North Holliday Street
Baltimore, Maryland 21202

Legislation Details (With Text)

File #: 08-0072R **Version:** 0 **Name:** Board of Liquor License Commissioners - Location of Outlets Near Church or School

Type: City Council Resolution **Status:** Adopted

File created: 10/6/2008 **In control:** Public Safety and Health Committee

On agenda: **Final action:** 8/10/2009

Enactment date: **Enactment #:**

Title: Board of Liquor License Commissioners - Location of Outlets Near Church or School

FOR the purpose of requesting the members of the Baltimore City Board of Liquor License Commissioners to report to the City Council on the procedures utilized to enforce the prohibition against the existence of liquor establishments within 300 feet of a church or of a school and to consider the feasibility of requesting the Honorable Chairs and Members of the Baltimore City Senate and House Delegations to the 2009 Maryland General Assembly to introduce legislation to increase the distance of the prohibition.

Sponsors: Stephanie President Rawlings-Blake, Sharon Green Middleton, Mary Pat Clarke, President Young, Warren Branch, William H. Cole, IV, Bill Henry, Helen L. Holton, Nicholas C. D'Adamo, James B. Kraft, Agnes Welch, Rochelle Spector

Indexes: Liquor Licenses Commissioners, Resolution

Code sections:

Attachments: 1. 08-0072R - 1st Reader.pdf, 2. BMZA - 08-0072R.pdf, 3. Planning - 08-0072R.pdf, 4. Liquor Board - 08-0072R.pdf, 5. 08-0072R - Adopted.pdf

Date	Ver.	Action By	Action	Result
8/10/2009	0	Public Safety and Health Committee	Recommended Favorably	
8/10/2009	0	City Council	Adopted	
7/13/2009	0	Public Safety and Health Committee	Scheduled for a Public Hearing	
3/16/2009	0	Public Safety and Health Committee	Scheduled for a Public Hearing	
10/9/2008	0	The City Council	Referred for a Report	
10/9/2008	0	The City Council	Referred for a Report	
10/9/2008	0	The City Council	Referred for a Report	
10/6/2008	0	City Council	Assigned	
10/6/2008	0	City Council	Introduced	

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INTRODUCTORY*

CITY OF BALTIMORE
COUNCIL BILL R
(Resolution)

Introduced by: President Rawlings-Blake

A RESOLUTION ENTITLED

A COUNCIL RESOLUTION concerning

Board of Liquor License Commissioners - Location of Outlets Near Church or School

FOR the purpose of requesting the members of the Baltimore City Board of Liquor License Commissioners to report to the City Council on the procedures utilized to enforce the prohibition against the existence of liquor establishments within 300 feet of a church or of a school and to consider the feasibility of requesting the Honorable Chairs and Members of the Baltimore City Senate and House Delegations to the 2009 Maryland General Assembly to introduce legislation to increase the distance of the prohibition.

Recitals

The Board of Liquor License Commissioners for Baltimore City was created by the State Legislature after the repeal of the Volstead Act in 1933. “At that time it became apparent that appropriate controls and licensing of alcoholic beverages at the retail level were necessary in the State of Maryland to insure public safety”.

The Board of Liquor License Commissioners is an agency of the State. As a body, the Board administers the statutes, laws, ordinances, and its own Rules and Regulations regarding the operation of the approximately 1,470 alcoholic beverage establishments in the City.

In Baltimore City, the Maryland Annotated Code provides that no new license or removal of an existing license shall be granted to sell alcoholic beverages in any building located within 300 feet of the nearest point of the buildings of a church or of a school, but the license of any person who held a license at the time the law was enacted may be renewed or extended for the same building.

In other subdivisions, State law provides that the prohibited distance of liquor establishments is greater than 300 feet. For example, in Montgomery County, the Board may not issue any license to sell alcoholic beverages within 750 feet of any secondary or elementary school, church or other place of worship, or youth center sponsored or conducted by any government agency.

As noted in 08-0031R - Informational Hearing - Board of Liquor Licenses Commissioners for Baltimore City, communities across Baltimore City have consistently voiced concerns about the number of establishments that sell liquor in residential neighborhoods. The relationship between a liquor establishment and the surrounding community can become acrimonious, as some residents view these businesses as magnets for any manner of alcohol-fueled disturbances, and the influx of cars into a residential neighborhood leads to parking problems for the people who live there.

Furthermore, the sale of alcohol to minors has been an exceedingly troubling complaint. Communities have identified those establishments that, almost as policy, knowingly sell to minors. Many times this conduct is undeterred by fines, as it is more lucrative to sell to minors than it is unprofitable to receive the fines.

The saturation of a community with liquor outlets has been shown to be an important component of the social infrastructure that destabilizes communities. It is imperative that government agencies with authority over land-use and/or liquor licenses help fight crime and blight and improve the quality of life, by controlling licenses to sell alcohol and the location and proliferation of licenses.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BALTIMORE, That the members of the Baltimore City Board of Liquor License Commissioners are requested to report to the City Council on the procedures utilized to enforce the prohibition against the existence of liquor establishments within 300 feet of a

church or a school and to consider the feasibility of requesting the Honorable Members of the Baltimore City Senate and House Delegations to the 2009 Maryland General Assembly to introduce legislation to increase the distance of the prohibition.

AND BE IT FURTHER RESOLVED, That a copy of this Resolution be sent to the Mayor, the Board of Liquor License Commissioners, the Honorable Chairs and Members of the Baltimore City Senate and House Delegations to the 2009 Maryland General Assembly, the organizations listed in the Planning Department Directory of Community Associations, and the Mayor's Legislative Liaison to the City Council.

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