
SUBSTITUTE HOUSE BILL 1516

State of Washington

56th Legislature

1999 Regular Session

By House Committee on Appropriations (originally sponsored by Representatives Conway and Clements; by request of Liquor Control Board)

Read first time 03/08/1999.

1 AN ACT Relating to redefining the criteria for spirits, beer, and
2 wine restaurant licenses; and amending RCW 66.24.410 and 66.24.420.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 66.24.410 and 1983 c 3 s 164 are each amended to read
5 as follows:

6 (1) "Spirituous liquor," as used in RCW 66.24.400 to 66.24.450,
7 inclusive, means "liquor" as defined in RCW 66.04.010, except "wine"
8 and "beer" sold as such.

9 (2) "Restaurant" as used in RCW 66.24.400 to 66.24.450, inclusive,
10 means an establishment provided with special space and accommodations
11 where, in consideration of payment, food, without lodgings, is
12 habitually furnished to the public, not including drug stores and soda
13 fountains: PROVIDED, That such establishments shall be approved by the
14 board and that the board shall be satisfied that such establishment is
15 maintained in a substantial manner as a place for preparing, cooking
16 and serving ~~((of))~~ complete meals~~((The service of only))~~ or fry
17 orders ~~((or))~~ and such food ~~((and victuals))~~ as sandwiches, hamburgers,
18 or salads ~~((shall not be deemed in compliance with this definition)).~~

1 The board shall require such establishments to be open to the public at
2 least two days per calendar week.

3 (3) "Hotel," "clubs," "wine" and "beer" are used in RCW 66.24.400
4 to 66.24.450, inclusive, with the meaning given in chapter 66.04 RCW:
5 PROVIDED, That any such hotel shall be provided with special space and
6 accommodations where, in consideration of payment, food is habitually
7 furnished to the public: PROVIDED FURTHER, That the board shall be
8 satisfied that such hotel is maintained in a substantial manner as a
9 place for preparing, cooking and serving ((of)) complete meals((~~—The~~
10 ~~service of only~~)) or fry orders((~~—~~)) and food such as sandwiches,
11 hamburgers, or salads ((shall not be deemed in compliance with this
12 definition)).

13 **Sec. 2.** RCW 66.24.420 and 1998 c 126 s 6 are each amended to read
14 as follows:

15 (1) The spirits, beer, and wine restaurant license shall be issued
16 in accordance with the following schedule of annual fees:

17 (a) The annual fee for a spirits, beer, and wine restaurant license
18 shall be graduated according to the dedicated dining area and type of
19 service provided as follows:

20	<u>With no dedicated dining required</u>	
21	<u>and persons under 21 years of age</u>	
22	<u>prohibited</u>	<u>\$2,500</u>
23	((Less than 50% dedicated dining area))	
24	<u>Not less than 15% to no more than 49%</u>	
25	<u>dedicated dining area</u>	<u>\$2,000</u>
26	50% or more dedicated dining area	\$1,600
27	Service bar only	\$1,000

28 (b) The annual fee for the license when issued to any other
29 spirits, beer, and wine restaurant licensee outside of incorporated
30 cities and towns shall be prorated according to the calendar quarters,
31 or portion thereof, during which the licensee is open for business,
32 except in case of suspension or revocation of the license.

33 (c) Where the license shall be issued to any corporation,
34 association or person operating a bona fide restaurant in an airport
35 terminal facility providing service to transient passengers with more
36 than one place where liquor is to be dispensed and sold, such license
37 shall be issued upon the payment of the annual fee, which shall be a

1 master license and shall permit such sale within and from one such
2 place. Such license may be extended to additional places on the
3 premises at the discretion of the board and a duplicate license may be
4 issued for each such additional place: PROVIDED, That the holder of a
5 master license for a restaurant in an airport terminal facility shall
6 be required to maintain in a substantial manner at least one place on
7 the premises for preparing, cooking, and serving of complete meals, and
8 such food service shall be available on request in other licensed
9 places on the premises: PROVIDED, FURTHER, That an additional license
10 fee of twenty-five percent of the annual master license fee shall be
11 required for such duplicate licenses.

12 (d) Where the license shall be issued to any corporation,
13 association, or person operating dining places at a publicly or
14 privately owned civic or convention center with facilities for sports,
15 entertainment, or conventions, or a combination thereof, with more than
16 one place where liquor is to be dispensed and sold, such license shall
17 be issued upon the payment of the annual fee, which shall be a master
18 license and shall permit such sale within and from one such place.
19 Such license may be extended to additional places on the premises at
20 the discretion of the board and a duplicate license may be issued for
21 each such additional place: PROVIDED, That the holder of a master
22 license for a dining place at such a publicly or privately owned civic
23 or convention center shall be required to maintain in a substantial
24 manner at least one place on the premises for preparing, cooking, and
25 serving of complete meals, and food service shall be available on
26 request in other licensed places on the premises: PROVIDED FURTHER,
27 That an additional license fee of ten dollars shall be required for
28 such duplicate licenses.

29 (e) Where the license shall be issued to any corporation,
30 association or person operating more than one building containing
31 dining places at privately owned facilities which are open to the
32 public and where there is a continuity of ownership of all adjacent
33 property, such license shall be issued upon the payment of an annual
34 fee which shall be a master license and shall permit such sale within
35 and from one such place. Such license may be extended to the
36 additional dining places on the property or, in the case of a spirits,
37 beer, and wine restaurant licensed hotel, property owned or controlled
38 by leasehold interest by that hotel for use as a conference or
39 convention center or banquet facility open to the general public for

1 special events in the same metropolitan area, at the discretion of the
2 board and a duplicate license may be issued for each additional place:
3 PROVIDED, That the holder of the master license for the dining place
4 shall not offer alcoholic beverages for sale, service, and consumption
5 at the additional place unless food service is available at both the
6 location of the master license and the duplicate license: PROVIDED
7 FURTHER, That an additional license fee of twenty dollars shall be
8 required for such duplicate licenses.

9 (2) The board, so far as in its judgment is reasonably possible,
10 shall confine spirits, beer, and wine restaurant licenses to the
11 business districts of cities and towns and other communities, and not
12 grant such licenses in residential districts, nor within the immediate
13 vicinity of schools, without being limited in the administration of
14 this subsection to any specific distance requirements.

15 (3) The board shall have discretion to issue spirits, beer, and
16 wine restaurant licenses outside of cities and towns in the state of
17 Washington. The purpose of this subsection is to enable the board, in
18 its discretion, to license in areas outside of cities and towns and
19 other communities, establishments which are operated and maintained
20 primarily for the benefit of tourists, vacationers and travelers, and
21 also golf and country clubs, and common carriers operating dining, club
22 and buffet cars, or boats.

23 (4) The total number of spirits, beer, and wine restaurant licenses
24 issued in the state of Washington by the board, not including spirits,
25 beer, and wine private club licenses, shall not in the aggregate at any
26 time exceed one license for each fifteen hundred of population in the
27 state, determined according to the yearly population determination
28 developed by the office of financial management pursuant to RCW
29 43.62.030.

30 (5) Notwithstanding the provisions of subsection (4) of this
31 section, the board shall refuse a spirits, beer, and wine restaurant
32 license to any applicant if in the opinion of the board the spirits,
33 beer, and wine restaurant licenses already granted for the particular
34 locality are adequate for the reasonable needs of the community.

35 (6) The board may issue a caterer's endorsement to this license to
36 allow the licensee to remove the liquor stocks at the licensed
37 premises, for use as liquor for sale and service at special occasion
38 locations at a specified date and place not currently licensed by the
39 board. The privilege of selling and serving liquor under such

1 endorsement is limited to members and guests of a society or
2 organization as defined in RCW 66.24.375. Cost of the endorsement is
3 three hundred fifty dollars.

4 (a) The holder of this license with catering endorsement shall, if
5 requested by the board, notify the board or its designee of the date,
6 time, place, and location of any catered event. Upon request, the
7 licensee shall provide to the board all necessary or requested
8 information concerning the society or organization that will be holding
9 the function at which the endorsed license will be utilized.

10 (b) If attendance at the function will be limited to members and
11 invited guests of the sponsoring society or organization, the
12 requirement that the society or organization be within the definition
13 of RCW 66.24.375 is waived.

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