
SENATE BILL 6538

State of Washington

55th Legislature

1998 Regular Session

By Senators Schow and Heavey; by request of Liquor Control Board

Read first time 01/21/98. Referred to Committee on Commerce & Labor.

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 orders
17 (~~or~~) and such food and victuals as sandwiches, hamburgers, or salads
18 (~~shall not be deemed in compliance with this definition~~)).

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

11 **Sec. 2.** RCW 66.24.420 and 1997 c 321 s 27 are each amended to read
12 as follows:

13 (1) The (~~full-service~~) spirits, beer, and wine restaurant license
14 shall be issued in accordance with the following schedule of annual
15 fees:

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

19	<u>With no dedicated dining required</u>	
20	<u>and persons under 21 years of age</u>	
21	<u>prohibited</u>	<u>\$2,500</u>
22	(Less than 50%) <u>15% to 49% dedicated</u>	
23	dining area	\$2,000
24	50% or more dedicated dining area	\$1,600
25	Service bar only	\$1,000

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

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

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

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

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

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

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

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

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

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

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

1 board. The privilege of selling and serving liquor under such
2 endorsement is limited to members and guests of a society or
3 organization as defined in RCW 66.24.375. Cost of the endorsement is
4 three hundred fifty dollars.

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

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

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