

Tyler, Einschütz, Evans, Rush, Arnick, D'Anna, Minnick, Lowe, Dize, Matthews (R. M.), Burkheimer, Mackie, Dorman, Menes, Mothershead, Banning, Goodman, Hull, King, Montfort, Santangelo, Weile, Aragona, Bagley, Donovan, Rummage, Hickman (C. M.), Hickman (R.), Houck, Rensberg, Virts, Greer, Hess, Osborne, Scarff, Hargreaves, Bonvegna, Bullock, Dypski, Krysiak, Silk, Walters, Adams (F. B.), Antonelli, Cassady, Chester, Holub, Orlinsky, Sarbanes, Hergenroeder, Kent, Kircher, McQuade, Mooney, O'Brien, Abramson, Brailey, Dixon, Douglass, Epstein, Lee, Randolph, Abrams, Friedman, Resnick, Spector, Waxter, Avara, Baumann, Freeberger, Murphy, Rutkowski, Weisengoff, Wyatt, Donaldson, Grumbacher, Hoffman, Wright, Clarke, Cronin, Lady, McInerney, Scott, Whalen, Whitney, Becker, Bell, Blondes, Cook (E. P.), Crawford, Zander, Wiser, Cook (N. S.), Evans, Reed, Williams, Matthews (R. C.), Yingling, Burgess, Warfield, Long, White, Aiken. Total—131

The Speaker announced the veto was sustained.

EXECUTIVE DEPARTMENT

Annapolis, Md., May 7, 1968.

The Honorable Marvin Mandel
Speaker of the House of Delegates
State House
Annapolis, Maryland

Dear Mr. Speaker:

In accordance with Section 17 of Article II of the Maryland Constitution, I have vetoed today House Bill 802 and am returning it to you.

This bill would remove from the laws of Anne Arundel County the requirement that under certain conditions an alcoholic beverage license can only be granted or transferred where a special zoning exception has been obtained. I am informed by the Attorney General that the bill is probably unconstitutional. For the reasons given in the attached copy of his opinion, which is to be considered a part of this message, I am compelled to veto the measure.

Sincerely,

/s/ Spiro T. Agnew,

Governor.

THE ATTORNEY GENERAL

Baltimore, Md., April 30, 1968.

Honorable Spiro T. Agnew
Governor of the State of Maryland
State House
Annapolis, Maryland 21404

Re: House Bill 802

Dear Governor Agnew:

House Bill 802, which adds a new section to the Alcoholic Beverages title, Article 2B, we believe to be unconstitutional.

The Bill applies to Anne Arundel County only (which is not stated in the Bill's title), and provides that no applicant for a new license or transfer of an existing license to sell alcoholic beverages on any premises located within a commercial zoning district shall be required to obtain a special exception permit from the zoning hearing officer or Board of Appeals.