

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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HOUSE BILL 684
Committee Substitute Favorable 4/17/97

Short Title: Special ABC Area Procedures.

(Local)

Sponsors:

Referred to:

March 31, 1997

A BILL TO BE ENTITLED

1 AN ACT TO PROVIDE THAT THE ALCOHOLIC BEVERAGE CONTROL
2 COMMISSION SHALL CERTIFY THE SPECIAL ABC DISTRICTS IN WHICH
3 ELECTIONS MAY BE CONDUCTED.
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5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 18B-603(f2) reads as rewritten:

7 "(f2) Permits for Special ABC Areas. – The Commission may issue the permits
8 provided for in G.S. 18B-1001(1), G.S. 18B-1001(2), G.S. 18B-1001(3), G.S. 18B-
9 1001(4), G.S. 18B-1001(5), G.S. 18B-1001(6), and G.S. 18B-1001(10) to qualified
10 persons and establishments located within a Special ABC area as defined in G.S. 18B-
11 101, provided that: (i) if such area is a municipal corporation, the area shall conduct an
12 election authorized by subdivision (a)(4) of G.S. 18B-600, which election may be held
13 regardless of the number of registered voters located within the municipal corporation; or
14 (ii) if such area is unincorporated but has within such area a private association or club,
15 the board of such private association or club shall call and conduct a special meeting at
16 which meeting a majority of private association members, club members, lot and home
17 owners, votes and approves the sale of mixed beverages, and the board certifies the
18 results of such meeting to the Alcoholic Beverage Control Commission. The mixed

1 beverages purchase-transportation permit authorized by G.S. 18B-404(b) shall be issued
2 by a local board operating a store located in the same county as the Special ABC area.

3 At least 30 days prior to conducting a vote pursuant to (ii) above, the private
4 association or club that is sponsoring the vote shall prepare a map of the proposed area
5 clearly indicating the area's boundaries. The map shall also designate each separate tax
6 parcel contained within the proposed area and identify the legal owner of record of each
7 parcel as of the date the map is prepared. That map shall be posted for public inspection
8 at the site of the upcoming vote at least 30 days prior to the scheduled date of the vote. If
9 the vote passes, the ABC Commission may issue permits to businesses located within the
10 Special ABC area only after the private club or association sponsoring the vote certifies
11 that map to the ABC Commission as the official map of the Special ABC area and
12 certifies that the map was posted in compliance with this section."

13 Section 2. This act is effective when it becomes law.