

TOWN MANAGER
Franklin Gover

TOWN CLERK
Pamela Mills

TOWN ATTORNEY
Tom Brooke



MAYOR
Rodney Phillips

TOWN COUNCIL
Don Bringle
Arthur Heggins
Cheryl Sheets
Wayne Stames
Lee Withers

TOWN OF CHINA GROVE
ORDINANCE NO. 2024-27
AN ORDINANCE TO AMEND THE CODE OF ORDINANCES
OF THE TOWN OF CHINA GROVE
CHAPTER 43 ALCOHOLIC BEVERAGES

WHEREAS, the North Carolina General Statute 160A-205.4 allows local government units to establish one or more Social Districts for use in accordance with G.S. 18B-300.1; and

WHEREAS, the Town Council desires to establish and manage a Social District in accordance with G.S. 160A-205.4 and Chapter 18B; and

WHEREAS, the Town Council designates the Social District shown in the Ordinance as permitted by G.S. 160A-205.4 and Chapter 18B,

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CHINA GROVE,

That Chapter 43 Alcoholic Beverages, Sec. 43.4 Social District; is hereby amended by changing the following (new language appears as highlighted; deleted language and/or deleted sections appear as "strike-throughs"):

CHAPTER 43 ALCOHOLIC BEVERAGES

Sec. 43.4. – Social Districts

(a) Creation. The town hereby creates and designates the following Social Districts:

a. Downtown Social District which is designated as the area within the Town described as shown in the attached Exhibit "A".

(b) Time and Duration of Social District. Alcoholic beverages may only be consumed in the District during ~~Town Event Hours as set by duly adopted Resolution of the Town Council.~~ the hours of 10:00 a.m. to 10:00 p.m. Monday to Sunday.

(c) Requirements for Sale of Alcoholic Beverages in Social Districts:

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"In accordance with Federal law and U.S. Department of Agriculture policy, this institution is prohibited from discriminating on the basis of race, color, national origin, age, disability, religion, sex, familial status, sexual orientation, and reprisal. (Not all prohibited bases apply to all programs)."

a. A permittee located in or contiguous to the Downtown Social District may sell alcoholic beverages for consumption within the Downtown Social District it is located in or contiguous to in accordance with the following requirements:

- i. The permittee shall only sell and serve alcoholic beverages on its licensed premises.
- ii. The permittee shall only sell alcoholic beverages for consumption in the Downtown Social District in a container that meets all of the following requirements:
 1. The container clearly identifies the permittee from which the alcoholic beverage was purchased.
 2. The container clearly displays a logo or some other mark that is unique to the Downtown Social District.
 3. The container is not made of glass.
 4. The container displays, in no less than 12-point font, the statement, "Drink Responsibly – Be 21."
 5. The container shall not hold more than 16 fluid ounces.
- iii. The permittee shall not allow a person to enter or reenter their licensed premises with an alcoholic beverage not sold by a permittee.

(d) Requirements for Possession and Consumption of Alcoholic Beverages in the Social Districts.

The possession and consumption of an alcoholic beverage in the Downtown Social District is subject to all the following requirements:

- a. Only alcoholic beverages purchased from a permittee located in or contiguous to the Downtown Social District may be possessed and consumed.
- b. Alcoholic beverages shall only be in containers meeting the requirements set forth above.
- c. Nothing in this Ordinance shall be construed as authorizing the sale and delivery of alcoholic beverage drinks in excess of the limitation set forth in North Carolina General Statute 18B-1010.
- d. A person shall dispose of any alcoholic beverage in the person's possession prior to exiting the Downtown Social District unless the person is reentering the licensed premises where the alcoholic beverage was purchased.

(e) Management of the Social Districts. The Social District create by this article shall be managed in accordance with this article and with any management and maintenance plan enacted by the Town in accordance with this article and in accordance with the requirements contained in the North Carolina General Statutes Section 106A-205.4 and

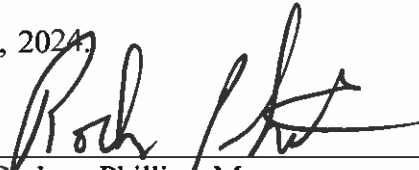
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Chapter 18B.

- (f) *Severability.* If any portion of this section is for any reason invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed severable, and such holding shall not affect the validity of the remaining portions thereof.
- (g) *Repealed.* All ordinances or provisions of the China Grove Town Code of Ordinances which are not in conformance with the provisions of the Amendment occurring herein are repealed as of the effective date of this Ordinance.

Adopted this the 20th day of December, 2024.



Rodney Phillips, Mayor

Attested by


Pamela E. Mills, CMC Town Clerk