

CTA-2014-07

AN AMENDMENT TO THE TOWN CODE OF ORDINANCES TO AMEND PART 8 OFFENSES, CHAPTER 1 DISORDERLY CONDUCT, §8-1003 DRINKING IN A PUBLIC PLACE TO PERMIT CONSUMPTION OF ALCOHOLIC BEVERAGES AND POSSESSION OF AN OPEN CONTAINER OF THE SAME AT A SPECIAL EVENTS WITHIN DESIGNATED AREAS APPROVED BY THE TOWN BOARD

BE IT ORDAINED BY THE TOWN BOARD OF COMMISSIONERS OF THE TOWN OF FUQUAY-VARINA THAT:

Section 1. Part 8, Chapter 1, §8-1003 (a)(2) is amended as follows:

(2) The consumption or possession of alcoholic beverages may be permitted on public streets, public sidewalks, public alleys, public parking lots, or on property owned by the town in connection with a Town-sponsored event, or for a private event, only if approved by the Town Board. Any such event involving the consumption or possession of alcoholic beverages may be permitted by the Town Board only after the following are complied with:

- (i) The business(es) serving the alcoholic beverages is a participant in the event; and,
- (ii) Such business(es) obtains all required ABC licenses and permits; and,
- (iii) Such business(es) adheres to the North Carolina General Statutes pertaining to Chapter 18B – Regulation of Alcoholic Beverages and the North Carolina Dram Shop Liability Act; and,
- (iv) Such business(es) serving alcoholic beverages serves it within an area designated by the Town Manager; and,
- (v) Such business(es) serving the alcoholic beverages must maintain liability insurance naming the Town of Fuquay-Varina as loss payee and an additional insured for the special event; and,
- (vi) Such business(es) serving the alcoholic beverages must agree to provide and pay for necessary security measures during the time of the event in which the business(es) serve alcoholic beverages as determined by the Town Manager and Police Chief; and,
- (vii) Such business(es) comply with any additional town requirements as approved by the Town Board or their designee.

Approval of the special event and service of alcoholic beverages under this provision shall be in lieu of approvals required in §8-1003 or §9-4090.7 of the Code of Ordinances.

Adopted this 2nd day of June, 2014 in Fuquay-Varina, North Carolina

FUQUAY-VARINA, NC

John W. Byrne, Mayor

ATTEST:

Rose H. Rich, Town Clerk