

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

S

2

SENATE BILL 858  
Alcoholic Beverage Control Committee Substitute Adopted 5/4/89

Short Title: ABC-Unincorporated Areas Redefined.

(Public)

Sponsors:

Referred to:

April 12, 1989

1 A BILL TO BE ENTITLED  
2 AN ACT TO ALLOW ABC PERMITS TO BE ISSUED IN CERTAIN  
3 UNINCORPORATED AREAS OF THE STATE.

4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 18B-101(16) reads as rewritten:

6 " (16) ~~'Unincorporated area'~~ 'Special ABC area' means an  
7 area in a county, either unincorporated or incorporated, with  
8 less than 100 permanent residents that:

- 9 (1) Borders on another state;
- 10 (2) Where ABC stores ~~and the sale of unfortified wines and malt~~  
11 ~~beverages are permitted in all~~ are permitted in one or more  
12 cities in the county;
- 13 (3) Where the on-premises sale of unfortified wines and malt  
14 beverages by qualified persons and establishments, including  
15 persons and establishments qualified under G.S. 18B-603(c) or  
16 G.S. 18B-603(d), is permitted countywide or in two or more  
17 cities in the county; and such ~~unincorporated area~~  
18 (a) Contains more than a 1000 acres and is made up of  
19 privately-owned land and land owned by an association  
20 or club having more than 200 members and created for  
21 municipal and recreational purposes;

1                                   (b)    Which ~~as of the date of the enactment of G.S. 18B-600 for~~  
2    three or more years has levied assessments or dues and  
3    provided municipal services."

4                    Sec. 2. G.S. 18B-603(f2) reads as rewritten:

5                    "(f2) Permits for ~~Unincorporated~~ Special ABC Areas – The Commission may issue  
6 the permits provided for in G.S. 18B-1001(1), G.S.18B-1001(3), G.S. 18B-1001(5), and  
7 G.S. 18B-1001(10) to qualified persons and establishments located within ~~an~~  
8 ~~unincorporated~~ a Special ABC area as defined in G.S. 18B-101 without approval at an  
9 election. The mixed beverages ~~purchased~~ purchase-transportation permit authorized by  
10 G.S. 18B-404(b) shall be issued by a local board operating a store located in the same  
11 county as the ~~unincorporated~~ Special ABC area."

12                    Sec. 3. This act shall not include Robeson, Cleveland, Rutherford, Macon,  
13 and Polk Counties.

14                    Sec. 4. This act is effective upon ratification.