

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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SENATE BILL 858

Short Title: ABC-Unincorporated Areas Redefined.

(Public)

Sponsors: Senator Goldston.

Referred to: Alcoholic Beverage Control.

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' means an area in a county that:

- 7 (1) Borders on another state;
- 8 (2) Where ABC stores ~~and the sale of unfortified wines and malt~~
9 ~~beverages are permitted in all~~ are permitted in one or more
10 cities in the county;
- 11 (3) Where the on-premises sale of unfortified wines and malt
12 beverages by qualified persons and establishments qualified
13 under G.S. 18B-603(c) and G.S. 18B-603(d), is permitted ~~in the~~
14 ~~county~~ countywide or in two or more cities in the county; and
15 such unincorporated area
 - 16 (a) Contains more than a 1000 acres and is made up of
 - 17 privately-owned land and land owned by an association
 - 18 or club having more than 200 members and created for
 - 19 municipal and recreational purposes;
 - 20 (b) Which ~~as of the date of the enactment of G.S. 18B-600 for~~
21 three or more years has levied assessments or dues and
22 provided municipal services."

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

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

8 Sec. 3. This act shall not include Robeson, Cleveland, Rutherford, and Polk
9 Counties.

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