

CHAPTER 111: ALCOHOLIC BEVERAGES

Section

- 111.01 State law to regulate sale of beer and wine
- 111.02 Permitting Sunday beer and wine sales

Ord. 1991-1A Alcoholic Beverages on town property and public vehicular areas

§ 111.01 STATE LAW TO REGULATE SALE OF BEER AND WINE.

The sale of beer and wine in the town shall be in accordance with the regulations of the Alcoholic Beverage Control Act of the state.
(’81 Code, § 10 - 14) (Ord. passed 8-6-71)

§ 111.02 PERMITTING SUNDAY BEER AND WINE SALES.

(A) Pursuant to the authority granted by S.L. 2017-87 any establishment located in the corporate limits of Tryon and holding an ABC permit issued pursuant to G.S.18B-1001 is permitted to sell beverages allowed by its permit beginning at 10 A.M. on Sundays. (Ord. 2017-04, passed 09-19-17)

(B) This section shall not supersede any federal, state or local laws, particularly the Alcoholic Beverage Control Laws of North Carolina and § 111.01 of this code.
(Ord. 1989-7, passed 6-12-89)

§ 111.03 CONSUMPTION OF ALCOHOLIC BEVERAGES ON TOWN PROPERTY AND PUBLIC VEHICULAR AREAS.

(a) It shall be unlawful for any person to consume any alcoholic beverage as defined by G.S. 18B-101 on any property owned or controlled by the Town of Tryon or upon any public vehicular area, provided that this section shall not apply to:

1. The premises of those establishments that have an “on premises” ABC permit as prescribed under G.S. 18B-1001;

2. The consumption of malt beverages or unfortified wine on the sidewalks on the north side of Trade St. between Palmer St. and New Market Rd., and at the Town-controlled plaza area at the northwest corner of N. Trade St. and Maple St., between the hours of 12:00 P.M. (noon) and 11:00 P.M., subject to and in accordance with all provisions contained in Chapter 18B of the North Carolina General Statutes and any and all regulations which have been or may promulgated thereunder;

3. The consumption of malt beverages or unfortified wine in Rogers Park and on the sidewalk of W. Howard St. abutting Rogers Park during i) Town-sponsored

events and ii) Town-approved events for which an alcohol permit has been issued by the Town, subject to and in accordance with all provisions contained in Chapter 18B of the North Carolina General Statutes and any and all regulations which have been or may promulgated thereunder;

4. At such places and times as the Town's Board of Commissioners may authorize by separate resolution, subject to and in accordance with all provisions contained in Chapter 18B of the North Carolina General Statutes and any and all regulations which have been or may promulgated thereunder.

(b) As used in this Ordinance, "public vehicular area" shall mean and include:

1. Any drive, driveway, road, roadway, street, sidewalk, alley, parking area, or other space open for the purpose of vehicular or pedestrian traffic or operation upon the grounds;

2. Any public or private hospital, college, school or church, or any institution maintained and supported by the State of North Carolina, Polk County, or the Town of Tryon; and

3. Any service station, car wash, supermarket, store, restaurant, amusement center, lounge, shopping center, establishment or groups of such establishments, providing parking space for customer, patrons, employees or the public.
(Ord. 1991-1A; passed 6-17-91; Am. Ord. 2016-07; passed 12-13-16)